

WAIVER OF INDICTMENT PROCEDURE

Notice of the date and time of the waiver and plea hearing will be given by the district judge's judicial assistant or case management team to the magistrate judge who is scheduled to have the criminal duty on that date.

The Pretrial Services Office will interview the defendant and provide a report to the duty magistrate judge before the waiver/plea hearing.

If the defendant's guilty plea is accepted and the defendant is allowed to remain free until sentencing, the district judge will order the defendant to appear before the criminal duty magistrate judge for consideration of conditions of release and the signing of any necessary appearance bond and conditions of release documents.

Appearance bond and conditions of release documents will not be signed prior to the waiver of indictment/guilty plea proceedings before the district judge.

Defense counsel will not be permitted to present their clients to the magistrate judge before the waiver/plea hearing.

The Pretrial Services Office, U.S. Attorney's Office, Federal Public Defender, CJA Panel Attorneys, Probation Office, and U.S. Marshals Service will be notified of this procedure.

Adopted 06/01/2016