

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NORTH DAKOTA**

IN THE MATTER OF:

**CRIMINAL CASE PRETRIAL
PROCEDURES**

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STANDING ORDER

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- I. DEFENDANT TAKEN INTO CUSTODY.** The arresting agency calls the Office of the Magistrate Judge to provide a time when transport of the defendant to a holding facility will be completed.

Bismarck: Magistrate Judge Charles Miller (701-530-2340)
If no response, contact Judge Hovland (Linda) (701-530-2320)
If no response, contact Clerk's Office Bismarck (701-530-2300)

Grand Forks : Magistrate Judge Alice Senechal (701-775-3117)
If no response, contact Clerk's Office Fargo (701-297-7000)

Fargo: Chief Magistrate Judge Karen Klein (701-297-7070)
If no response, contact Clerk's Office Fargo (701-297-7000)

Minot: Magistrate Judge Charles Miller (701-530-2340)
If no response, contact Judge Hovland (Linda) (701-530-2320)
If no response, contact Clerk's Office Bismarck (701-530-2300)

- II. SCHEDULING INITIAL APPEARANCE.** The Magistrate Judge will schedule an Initial Appearance without unnecessary delay. See Fed. R. Crim. P. 5(a)(1)(A).

The Clerk's Office will provide notice of the hearing date, time, and location to all court officials, U.S. Attorney, defense counsel, U.S. Marshal, and support staff. The Clerk's Office will also inform Pretrial Services which defense attorney has been contacted for the proposed appointment as defense counsel.

- III. PRE-HEARING INTERVIEWS.** Pursuant to 18 U.S.C. § 3154, Pretrial Services is authorized to collect, verify, and report to the judicial officer, prior to the pretrial release hearing, information pertaining to the pretrial release of a defendant.

Pretrial Services will contact defense counsel to arrange a mutually convenient time to meet with the defendant. The pre-hearing interview should take place as soon as practicable. Pretrial Services shall not interview the defendant unless defense counsel is present (in person, via telephone, or via video conference) or unless defense counsel and/or the defendant has waived defense counsel's presence. If Pretrial Services cannot contact defense counsel, Pretrial Services will contact the nearest available FPD Office for further direction. If the pre-hearing interview conducted by Pretrial Services and defense counsel cannot be

completed prior to the hearing, Pretrial Services will contact the presiding Magistrate Judge to determine if the hearing should be postponed or proceed as scheduled.

Bismarck: Federal Public Defender Office (701-250-4500)
Fargo: Federal Public Defender Office (701-239-5111)

Dated this 13th day of November, 2008.

/s/ Daniel L. Hovland

Daniel L. Hovland, Chief Judge
United States District Court