

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW HAMPSHIRE

**PILOT PROJECT REGARDING LOCAL RULE  
GOVERNING DEFENSE MOTIONS TO  
CONTINUE TRIAL IN CRIMINAL CASES AND  
ASSENTED TO MOTIONS TO EXTEND TIME  
TO INDICT**

**ADM-1  
ORDER 20-24**

ORDER

As part of a pilot project to reduce costs and improve efficiency associated with motions to continue trial in criminal cases and assented to motions to extend the time to indict, effective immediately the court temporarily suspends LCrR 12.1(d) and implements the following effective July 21, 2020:

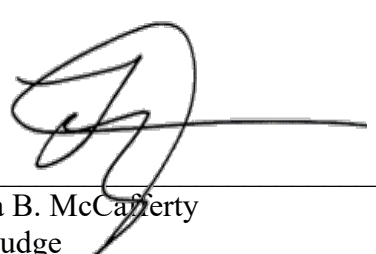
**(d) Motions for Continuance of Trial.** Any defense motions to continue trial must either (1) be accompanied by a waiver of speedy trial signed by the defendant, or (2) contain a certification by defense counsel that (A) defense counsel has consulted with the defendant about the requested continuance, (B) defense counsel has explained to the defendant that, by seeking a continuance, the defendant is waiving his constitutional and statutory rights to a speedy trial, (C) the defendant has personally assented to the continuance, and (D) defense counsel is forthwith mailing or electronically transmitting to the defendant a copy of the motion to continue.

**(e) Assented to Motions to Extend Time to Indict.** Either simultaneous with the filing of an assented to motion to extend the time to indict, or within ten (10) days after an order granting the motion, defense counsel must file a waiver of speedy trial signed by the defendant or a certification as set forth in LCrR 12.1(d).

Depending on the effectiveness of this pilot project, the court will consider permanently amending LCrR 12.1(d) and adding subsection (e) during the 2021 local rule amendment cycle.

SO ORDERED.

Date: July 21, 2020

  
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Landya B. McCafferty  
Chief Judge