

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

UNITED STATES OF AMERICA,

Plaintiff,

v.

COREY THOMAS,
PRINCE P. BECK,
JARRELL A. MURRAY,
LAMAR LIGGONS,

Defendants.

AMENDED
SCHEDULING ORDER

08-cr-87-bbc

At a November 4, 2008 recorded telephonic status conference, counsel for the above-named parties agreed to the following amended schedule in this case:

1) The government has already provided its required disclosures and has a continuing disclosure obligation throughout this case. Pursuant to Rule 12, the government has proffered that it intends to use all disclosed evidence in its case-in-chief at trial.

2) Defendant Thomas already has filed his pretrial motions. The remaining defendants must file and serve any pretrial motions and discovery requests not later than noon, November 21, 2008. This deadline applies to Liggons only if he is located, arrested and brought before the court in the near future; also, if Murray does not arrive in Madison soon, this deadline will not work for him either. Briefs need not accompany the motions. If a defendant wants an evidentiary hearing on a motion, then he must ask for it in the caption of each such motion and must provide a nonconjectural factual basis establishing a prima facie entitlement to the relief requested. *See United States v. Toro*, 359 F.3d 879, 885 (7th Cir. 2004).

3) The pretrial motion hearing and any evidentiary hearing for defendants Beck and Murray (and for Liggons, if he is found) shall be November 25, 2008 at 11:00 a.m. The court

will rule on each motion or set it for briefing in consultation with the parties. Unless the court is taking evidence on a dispositive motion, a defendant may waive his presence at the preliminary pretrial conference. The parties are aware that a tight briefing schedule might be necessary to ensure rulings before the holidays.

4) Submissions for the final pretrial conference, namely proposed voir dire questions, jury instructions and motions *in limine* must be filed and served not later than December 10, 2008.

5) The final pretrial conference shall be December 12, 2008 at 10:30 a.m. A defendant may waive his presence at the final pretrial conference.

6) The final hearing before the trial judge shall be December 18, 2008 at 3:00 p.m. The defendants and trial counsel must attend this hearing.

7) Jury selection and trial shall begin January 5, 2009 at 9:00 a.m. The predicted trial length remains one week. The parties are jointly responsible for alerting the clerk of court forthwith if a jury need not be called.

Entered this 4th day of November, 2008.

BY THE COURT:

/s/

STEPHEN L. CROCKER
Magistrate Judge