

UNITED STATES DISTRICT COURT
DISTRICT OF PUERTO RICO

IN RE:

COMMENCEMENT OF COURT
PROCEEDINGS BEFORE JUDGE
FRANCISCO A. BESOSA

MISC. NO. 12-321 (FAB)

AMENDED STANDING ORDER

All court proceedings before Judge Francisco A. Besosa will commence at **9:00 a.m. sharp**. Counsel, defendants and the parties in civil cases will be seated in the courtroom no later than 8:45 a.m. Tardiness will not be tolerated. The custom by some attorneys to remain outside the courtroom until their case is called will not be tolerated, either. The Court will not wait for counsel who do not arrive on time or for counsel who may be in the courthouse but not in the courtroom. Failure to comply with this order may result in sanctions.

Proceedings before the Court take precedence over proceedings before the magistrate judges.

TRIALS

1. On the first day of trial, the jury *venire* will be seated by 8:45 a.m. and counsel will be prepared to commence the jury selection process promptly at 9:00 a.m. The defendants, the parties in civil cases, and counsel will be seated in the courtroom no later than 8:45 a.m.

2. On subsequent trial dates, the defendants, the parties in civil cases, and counsel will be seated in the courtroom no later than 8:45 a.m.

3. In criminal cases, the United States Marshal shall make the defendants available to defense counsel from 8:00 a.m. every morning.

CHANGE OF PLEA HEARINGS

4. All plea agreements shall be signed by the government, counsel and the defendant, and shall be filed five days before the change of plea hearing. Failure to comply with this directive may result in sanctions and the Court will not approve any voucher payment for time spent in conference with clients if the plea agreement is filed less than five days before the hearing. It is strongly recommended that counsel discuss the plea agreement with his or her client before the motion for change of plea is filed.

5. The assistant United States attorney prosecuting the case will be present at the change of plea hearing.

6. The United States Marshal shall make the defendants available to defense counsel from 8:00 a.m. every morning.

SENTENCES

7. All presentence investigation reports shall have been reviewed by the government, counsel and defendants five days before the sentencing date. If counsel has not discussed the presentence investigation reports with the defendant by that time, counsel may

be subject to sanctions. No objections to the presentence investigation report or sentencing memoranda will be considered if filed less than five calendar days before the sentencing date, as indicated in the Court's Scheduling Order, ¶ II.8 and 9.

8. The assistant United States attorney prosecuting the case will be present at the sentencing hearing.

9. Probation Officers will meet with the Court in chambers to discuss presentence investigation reports no later than 8:30 a.m. on sentencing dates. The probation officer who prepared the presentence investigation report will be present to discuss it with the Court in chambers and will be present in the courtroom during sentencing.

10. The United States Marshal shall make the defendants available to defense counsel from 8:00 a.m. every morning.

IT IS SO ORDERED.

San Juan, Puerto Rico, May 29, 2014.

s/ Francisco A. Besosa
FRANCISCO A. BESOSA
UNITED STATES DISTRICT JUDGE