

LCrRLJ 8.2
Motions

(a) Proposed Orders Required on all Criminal Cases. Except on petitions for Deferred Prosecutions, the moving party shall electronically file a separate proposed order at the time of filing any Motion. Any party opposing the motion shall file a proposed order at the time of filing a responsive pleading.

(a)-(b) Joint Motion to Continue: Other than Trial. Unless a request to continue a pre-trial, motion, and/or other final disposition is duly noted for a motion hearing, all such requests to continue will require the agreement of both parties before such request will be submitted to a judge for approval. The Court will not consider any request to continue a pre-disposition matter beyond the applicable time-for-trial period under CrRLJ 3.3 without a signed time-for-trial waiver.

(b)-(c) Motion of Countywide Significance. Upon the filing of a motion in a criminal case, any party may request that such motion be designated as an "issue of countywide significance". A judge in any Division of the Court may, on his or her own motion or upon receiving such a request from a party, request of the Chief Presiding Judge that such motion be designated as an "issue of countywide significance". Upon receiving such request from a Judge, the Chief Presiding Judge may designate such motion as an "issue of countywide significance".

Upon designation of a motion as an "issue of countywide significance", the Chief Presiding Judge shall assign three judges to act as a panel to hear the motion. The panel of judges shall hear testimony and argument and enter Findings of Fact and Conclusions of Law and Decision ("Ruling") on the motion. Judges of the Court shall then have the following options: (1) accept such Ruling in its entirety; (2) not accept such Ruling and schedule a hearing before the referring judge for the presentation of testimony and argument; or (3) accept the Findings of Fact and Conclusions of Law, in whole or in part, and make a separate decision thereon. A record of the hearing shall be made and a transcript shall be made available to any judge of the Court upon his or her request. Copies of the transcript shall be made available through the Court to any person upon payment of the costs of transcription.

(d) Petitions for Deferred Prosecution. Petitions for Deferred Prosecution, along with all supporting documents, shall be filed at least two (2) court days prior to the hearing on the petition.

[Adopted effective January 1, 2000; amended effective September 1, 2001; September 1, 2020.]