

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION

In re: Criminal Trial Docket
April 25, 2011

ORDER SETTING PRETRIAL CONFERENCES

I. Schedule of Pretrial Conferences

Pursuant to the direction of the court en banc, the following criminal cases are set for pretrial conferences before United States Magistrate Judge Robert E. Larsen on Wednesday, April 13, 2011, commencing at the times shown below or as soon thereafter as they may be reached. No defendant or counsel will be excused because of failure to reach a criminal case at the time fixed unless excused by me.

Counsel and the defendant are to appear in court at least ten minutes before their case is scheduled to be heard. The attorneys, including defense and government counsel, who will try the case shall attend the pretrial conference. Each defendant is to be present.

All pretrial conferences will be held in Courtroom 6D, United States Courthouse, 400 East Ninth Street, Kansas City, Missouri 64106.

<u>No./Time</u>	<u>Parties</u>	<u>Counsel</u>
11-00035-01-CR-W-DGK 9:00 a.m. CUSTODY	United States of America v. Alfonz C. Dawson	Joe Vanover Laine Cardarella
10-00146-01-CR-W-FJG 9:15 a.m. CUSTODY	United States of America v. Quinton O. Canton	Bruce Clark Travis Poindexter

<u>No./Time</u>	<u>Parties</u>	<u>Counsel</u>
10-00137-01-CR-W-DGK 9:30 a.m. CUSTODY	United States of America v. Christopher Lee Rice	Bruce Clark Larry Pace
11-00041-01-CR-W-DW 9:45 a.m. CUSTODY	United States of America v. Raymond D. Lacy, Sr.	Bruce Clark Steve Moss
11-00042-01-CR-W-HFS 10:00 a.m. CUSTODY	United States of America v. Michael D. Ramsey	Christina Tabor Steve Moss
10-00272-01-CR-W-ODS 10:15 a.m. CUSTODY	United States of America v. Luis A. Zavala	Chuck Ambrose Sean Pickett
	<i>Spanish-speaking interpreter required</i>	
10-00291-01-CR-W-DW 10:30 a.m. CUSTODY	United States of America v. Antonio Ramirez-Lopez	Stefan Hughes Chris Angles
	<i>Spanish-speaking interpreter required</i>	
11-00051-01/02-CR-W-ODS 10:45 a.m. CUSTODY CUSTODY	United States of America v. Timothy A. Frazier Joshua R. Perkins	Stefan Hughes Anita Burns Ron Hall
10-00135-01-CR-W-HFS 11:00 a.m. CUSTODY	United States of America v., Travis D. Oberg	Roseann Ketchmark Bill Raymond
11-00026-01-CR-W-GAF 11:15 a.m.	United States of America v. Raven M. Collins	Kate Mahoney Bill Raymond

<u>No./Time</u>	<u>Parties</u>	<u>Counsel</u>
10-00328-01-CR-W-DW 11:30 a.m.	United States of America v. Michael Larson	Teresa Moore John Osgood
08-00087-04-CR-W-SOW 11:45 a.m.	United States of America v. Carl Walton, Jr.	Joe Marquez P.J. O'Connor
10-00257-01-CR-W-DGK 1:30 p.m. CUSTODY	United States of America v. Kai Lundstroem Pedersen	Patrick Daly Ronna Holloman-Hughes
10-00185-01-CR-W-SOW 1:45 p.m. CUSTODY	United States of America v. Brian K. Legault	David Barnes Cynthia Dodge
09-00193-01-CR-W-ODS 2:00 p.m. CUSTODY	United States of America v. Wayne E. Gordon	Mike Green Dan Ross
11-00046-01/09-CR-W-ODS 2:15 p.m. CUSTODY CUSTODY CUSTODY CUSTODY CUSTODY CUSTODY CUSTODY CUSTODY	United States of America v. James Allen Jacobs, Jr. Johnny Erwin Smith Amanda Lynn Scates Lindsey Nicole Hillyard Jeffery Marshall Jones Terry Wayne Thomas William Chester Garrett Tim Michael Wilson Richard Mark Gangel	Bruce Rhoades Kenton Hall Dana Altieri Ron Hall John Osgood Lisa Nouri David Guastello Richard Carney P.J. O'Connor John Gromowsky

II. Pretrial Conference

Counsel are instructed to be prepared to discuss the following issues at the pretrial conference:

1. Facts or circumstances requiring a larger jury panel (more than 43),
2. Pending motions,
3. Estimated trial time,
4. Discovery problems,
5. Possible stipulations (counsel should have proposed stipulations available for review and signature by the parties at the conference);
6. Exhibits to be offered at trial (exhibit lists should be brought to the pretrial conference),¹
7. Witnesses to be called at trial (witness lists, with the witnesses listed in alphabetical order by last name and then by first name, should be brought to the pretrial conference), and
8. Change of plea or dismissal of charge.

Each of these criminal cases, unless given a special setting, is set for trial on a criminal trial docket with all available district judges sitting beginning April 25, 2011.

III. Witness Lists, Exhibit Lists, Proposed Voir Dire and Jury Instructions

It is

ORDERED that by Wednesday, April 13, 2011, the parties shall file with the Clerk of Court witness lists, with the witnesses listed in alphabetical order by last name and then by first name, and exhibit lists. In addition, a copy of each must be brought to the pretrial conference. It is further

¹PLEASE NOTE THE REQUIREMENT THAT ALL EXHIBITS MUST BE NUMBERED WITH ARABIC NUMBERS AND NO SUB-PARTS, THAT IS, EXHIBITS MUST BE NUMBERED 1, 2, 3, 4, ETC. NO EXHIBITS NUMBERED 1A, 1B, 2A, 2B, ETC., WILL BE PERMITTED.

ORDERED that by Wednesday, April 20, 2011, counsel shall file with the Clerk of the Court:

1. Memoranda or briefs on anticipated evidentiary questions,
2. Memoranda or briefs on legal questions on which the parties request pretrial rulings,
3. Proposed voir dire questions, and
4. Two copies of jury instructions (one copy reflecting the source of the instruction and a second clean copy).

PLEASE NOTE: Counsel in all cases assigned to be tried before Chief Judge Fernando Gaitan, Jr., as reflected in the forthcoming trial letter, shall meet and prepare a packet of agreed proposed jury instructions to be submitted to Judge Gaitan and e-mailed to marylynn_shawver@mow.uscourts.gov and rhonda_enss@mow.uscourts.gov by April 22, 2011. To the extent there are disagreements to certain instructions, each attorney shall tab and submit his or her preference on those instructions. The instructions shall be listed in the order they are to be given.

It is further

ORDERED that all trial exhibits shall be premarked and listed on the Clerk of the Court Exhibit List form.

IV. Continuances and Pleas

Regarding motions for continuances and possible changes of plea, it is

ORDERED that a defendant who intends to file a motion to continue the trial of his or her case until the next docket, which is May 23, 2011, shall file such motion on or before April 6, 2011. **Any motion filed must include a statement indicating the position of every other**

party in the case, i.e., whether that party objects to a continuance, does not object to a continuance, or joins in the motion for the continuance. In addition, every motion must include specific reasons why a continuance is necessary. The motion shall state specifically what discovery and investigation has been completed, specifically what discovery and investigation remains to be completed, and a specific explanation as to why the continuance is being sought.

It is further

ORDERED that counsel for a defendant who intends to change his or her plea from “not guilty” to “guilty” or “nolo contendere” shall immediately call the Courtroom Deputy of the assigned District Judge at the telephone number listed below so that a change of plea hearing can be set before the District Judge. Counsel shall then immediately notify my courtroom deputy at 816-512-5774 of the date for the scheduled change of plea. The defendant will not be removed from the pretrial conference docket unless my office is notified by counsel of the change of plea hearing.

/s/ Robert E. Larsen
ROBERT E. LARSEN
United States Magistrate Judge

Kansas City, Missouri
March 29, 2011

Courtroom Deputy Information:

<u>Division</u>	<u>District Judge</u>	<u>Courtroom Deputy</u>	<u>Phone #</u>
FJG	Fernando Gaitan, Jr.	Rhonda Enss	816-512-5644
ODS	Ortrie Smith	Eva Will-Fees	816-512-5659
GAF	Gary Fenner	Tracy Diefenbach	816-512-5674
NKL	Nanette Laughrey	Renea Kanies	816-512-5689
DGK	D. Gregory Kays	Alex Francis	816-512-5629

DW	Dean Whipple	Tracy Diefenbach	816-512-5674
HFS	Howard Sachs	Tina Duer	816-512-5614
SOW	Scott Wright	Kelly McIlvain	816-512-5744