

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

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
) Criminal Action No.
 v.) 10-00320-01/04-06/16-18-CR-W-DGK
)
 JUAN ANTONIO MARRON,)
 DAVID HERNANDEZ-MONTOYA,)
 MARIO MARRON,)
 PETER ADAM FLORES,)
 ANTHONY FRANCIS ALVAREZ,)
 BENITO CASTILLO GUTIERREZ,)
 JOHN GASCA, JR.,)
 JASON RICHARDSON,)
 MARCO ANTONIO MURSIA,)
 ARMANDO MENDEZ,)
 DESHAUN LATKEEK CERUTI,)
 MARIA MARRON,)
 RAFAEL ZAMORA,)
 JOSEPH MICHAEL LOPEZ,)
 FRANK MICHAEL ALVAREZ, and)
 MARGOT CHARLENE DAVIDSON,)
)
 Defendants.)

ORDER

Pursuant to the direction of the court en banc, this criminal case is set for a pretrial conference on Thursday, October 4, 2012, at 9:30 a.m. The attorneys, including defense and government counsel, who will try the case shall attend the pretrial conference. Each defendant is to be present.

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.

This case is set for trial on the criminal trial docket with all available district judges sitting beginning October 22, 2012.

It is

ORDERED that by the day of the pretrial conference, 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

ORDERED that by Wednesday, October 17, 2012, 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

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.

and a second clean copy).

It is further

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

It is

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 Judge Kays’s Courtroom Deputy, Alex Francis, at 816-512-5629 so that a change of plea hearing can be set. Counsel shall then immediately notify my courtroom deputy at 816-512-5774 of the date for the scheduled change of plea. **ALL DEFENDANTS WHO HAVE NOT HAD A CHANGE OF PLEA HEARING BY OCTOBER 4, 2012, ARE REQUIRED TO ATTEND THE PRETRIAL CONFERENCE, REGARDLESS OF WHETHER A CHANGE OF PLEA HEARING HAS BEEN SET FOR SOME FUTURE DATE.**

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

Kansas City, Missouri
September 25, 2012