

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

_____)	
UNITED STATES OF AMERICA,)	
)	
v.)	
)	Crim. Action No. 21-0593 (ABJ)
MATTHEW EUGENE LOGANBILL,)	
)	
Defendant.)	
_____)	

ORDER

It is **ORDERED** that the following schedule will apply:

- 1) The government’s opposition to defendant’s motion to dismiss [Dkt. # 52] must be filed by **July 21, 2023**. Any reply is due on **July 26, 2023**.
- 2) **Motions in limine** on behalf of either party, **or any notice by the government seeking to introduce evidence under Fed. R. Evid. 404(b)**, must be filed by **July 25, 2023**. The oppositions are due on **August 8, 2023**, and replies are due by **August 15, 2023**.
- 3) The parties must jointly file a single **Joint Pretrial Statement** by **August 11, 2023**.
- 4) Electronic and paper copies of all **exhibits** must be delivered to chambers and to the Deputy Clerk in the format set out below by **August 14, 2023**.
- 5) The **pretrial conference** will be held on **August 21, 2023** at 11:00 a.m. in Courtroom 25.
- 6) **Trial** will commence on **August 22, 2023** at 9:30 a.m. in Courtroom 25.

Any motion to extend a date for the submission of a pleading to the Court must be filed at least two business days before the date to be extended, and given the expedited schedule in place in this case, must be supported by exigent circumstances.

All pleadings must conform to the requirements concerning formatting and fonts set forth in Local Civil Rule 5.1(d).

JOINT PRETRIAL STATEMENT

The Joint Pretrial Statement must include:

- a) a concise **joint statement of the case** for the Court to read to prospective jurors;
- b) an **estimate of the number of days** the trial is anticipated to last;
- c) a list of all outstanding **motions in limine**;
- d) **a written waiver of trial by jury**
- e) In lieu of jury instructions, the parties' position on the law to be applied by the Court in resolving the factual issues to be tried to it, which may be provided in the form of a summary, but must be supplemented by the jury instructions the parties believe should guide the Court's determination. The joint pretrial statement should include the instructions on which the parties agree and the instructions on which the parties disagree, with specific objections and supporting legal authority, if any, noted below each instruction.

Any instructions contained in the Standardized Civil Jury Instructions for the District of Columbia need not be separately provided to the Court, but should be identified by number only. Any other proposed instructions must be provided to the Court in their entirety.

- f) **a list of witnesses or potential witnesses**
- g) **a list of expert witnesses**, if any, accompanied by a brief description of each witness's area of expertise and expected testimony, followed by specific objections (if any) to each witness;
- h) **a list of prior convictions**, if any, that the government intends to use for impeachment or any other purpose, followed by any specific objections to that use;
- i) **a list of exhibits** that each party intends to offer in its case-in-chief during trial, **that identifies each exhibit by number and specifies those exhibits to which there is an objection, and the basis for the objection**, e.g., "hearsay," or "F.R.E. 403," without further argument;
- j) Exhibits will be presumed authentic unless an objection to their authenticity is noted on the Joint Pretrial Statement. The exhibit list shall be a separate attachment to the Joint Pretrial Statement.

Any objections on completeness grounds pursuant to F.R.E. 106 must be noted in the exhibit list, and the party seeking to require the introduction of any other part

of a writing or recorded statement must provide a copy of the material the party maintains in fairness ought to be considered at the same time on the date the exhibits are delivered to chambers.

A party may choose to identify additional exhibits it anticipates will be used for purposes of impeachment, but those exhibits should be clearly identified on the list as items the party is NOT seeking to admit in its case-in-chief

- k) any **stipulations**, signed by counsel and the defendant;
- l) a list of any **matters of which the parties seek the Court to take judicial notice**, along with the proposed language; and
- m) **a proposed verdict form**

Format of Exhibits

Counsel for each party must deliver to chambers copies of all exhibits the party will seek to introduce – pre-marked with their exhibit numbers – in electronic form on a thumb drive (or multiple thumb drives) **and** in paper form in a binder (or set of binders) divided by numbered tabs with table of contents for each binder.


A second set of the thumb drives containing the exhibits in electronic form must be delivered to the Court's Deputy Clerk.

For the electronic copies, exhibits must be saved as a separate PDF labeled by exhibit number and short description (for example, Def's Ex. 27, Email of 11/28/2006). For the paper copies, exhibits in binders must be divided by numbered tabs, with a table of contents in each binder. Binders may not be larger than 3 inches. Exhibit binders must be labelled on both the front and the spine of the binder with the name of the party, volume number, and the numbers of the exhibits found inside. (For example: Defendant's Exhibits Vol. I, Ex. 1 – 27).

In order to expedite the trial and the presentation of evidence, it is the Court's intention to rule on the admissibility of as many exhibits as possible at the pretrial conference. The parties will

be permitted to refer to exhibits that have been admitted in their opening statements and to use them to question witnesses without marking them for identification and completing the exercise of establishing their admissibility. The only exhibits that will be considered to be part of the record for purposes of any motion under Fed. R. Crim. Proc. 29 or the verdict, though, will be exhibits that have been utilized during the presentation of evidence at trial; even if other exhibits were admitted in advance of trial, that process alone would not make them part of the evidence in the case unless the parties agree to waive that requirement since this will be a bench trial.

SO ORDERED.


AMY BERMAN JACKSON
United States District Judge

DATE: July 14, 2023