

Amend Local Criminal Rule 12.2

The section of LCR 12.2 now reads:

LCrR 12.2 Notice of Entrapment Defense.

Upon written demand of the attorney for the government stating the time, date, and place at which the alleged offense was committed, the defendant shall serve within ten (10) days, or at such different time as the Court may order in writing, upon the attorney for the government a written notice of his intention to offer a defense of entrapment. Such notice by the defendant shall state the specific acts upon which the prosecution is based that the defendant admits and shall further state the specific time, place, and circumstances under which the defendant claims to have been entrapped, together with the names and addresses of witnesses upon whom he intends to rely to establish such defense.

The rule is amended to read:

LCrR 12.2 Notice of Entrapment Defense.

Upon written demand of the attorney for the government stating the time, date, and place at which the alleged offense was committed, the defendant shall serve within fourteen (14) days, or at such different time as the Court may order in writing, upon the attorney for the government a written notice of his intention to offer a defense of entrapment. Such notice by the defendant shall state the specific acts upon which the prosecution is based that the defendant admits and shall further state the specific time, place, and circumstances under which the defendant claims to have been entrapped, together with the names and addresses of witnesses upon whom he intends to rely to establish such defense.

All other sentences of the rules will remain unchanged. Change is in effect December 1, 2009.

Amend Local Criminal Rule 12.3

The section of LCR 12.3 now reads:

LCrR 12.3 Disclosure of Information and Witnesses.

As soon as practicable after the defendant's notice, and in no event less than ten (10) days before trial (unless the Court directs otherwise), the attorney for the government shall serve upon the defendant, or his attorney, a written notice stating the names and addresses of the witnesses and the substance of any direct or circumstantial evidence of prior acts of the defendant, specific instances of conduct, or criminal convictions of the defendant upon which the government intends to rely to establish the defendant's predisposition to commit the crime alleged.

The rule is amended to read:

LCrR 12.3 Disclosure of Information and Witnesses.

As soon as practicable after the defendant's notice, and in no event less than fourteen (14) days before trial (unless the Court directs otherwise), the attorney for the government shall serve upon the defendant, or his attorney, a written notice stating the names and addresses of the witnesses and the substance of any direct or circumstantial evidence of prior acts of the defendant, specific instances of conduct, or criminal convictions of the defendant upon which the government intends to rely to establish the defendant's predisposition to commit the crime alleged.

All other sentences of the rules will remain unchanged. Change is in effect December 1, 2009.
