

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
EASTERN DIVISION

FILED BY

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Administrative Order No. 2020-25

MAY 28 2020

Thomas M. Gould, Clerk
U.S. District Court
W.D. OF TN, Jackson

STANDING ORDER
IN RE: CRIMINAL CHANGES OF PLEA, SENTENCINGS, AND SUPERVISED
RELEASE VIOLATION PROCEEDINGS SET BEFORE
JUDGE J. DANIEL BREEN FOR THE TIME PERIOD OF
JUNE 1, 2020 TO JUNE 30, 2020

Due to the exigencies created by the COVID-19 pandemic, the Court will continue to utilize Skype video conferencing as a primary method of conducting hearings, pursuant to the CARES Act, § 15002(b)(1) & (2). In accordance with Administrative Order 2020-17, during the period from June 1, 2020 to June 30, 2020, if the defendant consents after consultation with counsel and files notice of such consent with the Court, all changes of plea, sentencings, and supervised release violation hearings will be conducted by videoconference over Skype for Business, as provided in § 15002(b)(4) of the CARES Act.

However, the Court will begin to hold limited in-person criminal proceedings when consent to proceed by videoconference is not granted and the Court finds that an in-person hearing is necessary.

Counsel must file a Notice, no later than three (3) days prior to the date of the hearing, stating whether the defendant consents or does not consent to proceeding by video. If the defendant does not consent, the Notice should explain the necessity of an in-person proceeding. The Court will review the notice and make a determination as to whether the in-person hearing should proceed on the currently scheduled date and time or be rescheduled to a later date, when

the Court moves further into its phases of reopening. Any continuance will be considered excludable delay under 18 USC § 3161(h)(7)(A).

s/ J. DANIEL BREEN
UNITED STATES DISTRICT JUDGE

Date: May 28, 2020.