

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF LOUISIANA

**Notice for Comment on Proposed Amendments to the
Local Criminal Rules for the Middle District of Louisiana**

Pursuant to Rule 83 of the Federal Rules of Civil Procedure, public notice is hereby given of the proposed amendments to Local Criminal Rule 5 of the United States District Court for the Middle District of Louisiana. The new language is underlined and the old language is lined-through.

Comments regarding the proposed amendments may be submitted in writing and transmitted by email to localrules@lamd.uscourts.gov. The deadline for comments is June 21, 2019.

June 10, 2019



Michael L. McConnell, Clerk of Court

LOCAL CRIMINAL RULE 5 - INITIAL APPEARANCE BEFORE THE MAGISTRATE JUDGE

- (a) Pre-trial proceedings in criminal matters may be referred to a Magistrate Judge for decision or for report and recommendation, in accordance with 28 U.S.C. § 636(b)(1)(A) and (B), by specific referral of the presiding District Judge or by any general or standing orders.
- (b) Pursuant to 18 U.S.C. § 3153(c)(1), which governs the availability of the pretrial services report to counsel for the accused and for the government prior to any detention hearing, the United States Probation Office for the Middle District of Louisiana is authorized to disclose pretrial services reports to counsel for the accused and for the government. This disclosure shall be accomplished by filing the pretrial services report for each case under seal in the CM/ECF filing system prior to or immediately after an initial appearance. Counsel for the accused and for the government may retain these reports but must not re-disclose the reports to other persons. When a copy of the report is filed under seal, it will have a header on the first page advising the attorney that (a) the report is not to be copied, (b) the report is not a public record, and (c) the content may not be disclosed to other persons. Other than the disclosures laid out herein, the reports shall remain confidential, as provided in 18 U.S.C. § 3153(c)(1).