

IN THE CIRCUIT COURT, NINTH JUDICIAL DISTRICT
RIVERTON, FREMONT COUNTY, WYOMING

STATE OF WYOMING,)	Docket No. CR-2023-0000
Plaintiff,)	
)	
vs.)	
)	
JANE / JOHN DOE,)	
Defendant.)	

SCHEDULING ORDER

THIS MATTER, having come before the Court for arraignment, and the Defendant, having entered the plea(s) of NOT GUILTY, the Court hereby FINDS and ORDERS as follows:

1. A scheduling conference shall be held *** at 9:00 a.m.** in the courtroom at the Fremont County Justice Center in Riverton, Wyoming. The Defendant **shall appear in-person** for the scheduling conference, unless excused by the Court, upon written motion filed at least one (1) day prior to the scheduling conference.
2. Discovery shall be conducted pursuant to W.R.Cr.P. 16 and, to the extent practicable, be completed within thirty (30) days of entry of this order.
3. No later than the close of business two (2) days prior to the scheduling conference, the Defendant shall file **one** of the following:
 - a. A notice of intent to change plea, as follows: 1) A motion for a change of plea hearing (and sentencing, if requested), setting forth the material terms of any plea agreement; or 2) the Defendant’s written plea(s) of guilty / no contest, including the material terms of any plea agreement, along with consent to proceed in Defendant’s absence, and any applicable acknowledgments and waivers of advisements.
 - i. If the Defendant files notice of intent to change plea as set forth above, the Court will vacate the scheduling conference and will either enter judgment and sentence as contemplated in the plea agreement on a written guilty / no contest plea or set a change of plea hearing / sentencing, as requested.

- b. A motion to continue the scheduling conference, stating the grounds for the continuance and the length of the requested continuance:
 - i. The Court will grant a request for a continuance of up to thirty (30) days without a waiver of speedy trial.
 - ii. Requests for a continuance exceeding thirty (30) days or for a second or subsequent continuance must be accompanied by a written waiver of speedy trial, signed and dated by the Defendant.
- c. Any motion filed pursuant to W.R.Cr.P. Rule 12(b):
 - i. If the Defendant files a motion pursuant to W.R.Cr.P. 12(b)(6), the Court will vacate the scheduling conference and set the matter for hearing, if appropriate.
 - ii. Rule 12(b)(6) motions shall state with specificity the basis for the motion and include a memorandum of law in support of the motion identifying the legal issues to be determined by the Court. Motions that are not timely filed or that do not meet these requirements will not be set for hearing and may be summarily denied.
 - iii. If a Rule 12(b)(6) motion is set for hearing, the State shall file a response not less than five (5) business days before the hearing, including a memorandum of law. The Court will deem the failure to respond to be a concession of the motion and may enter an order summarily granting the motion, if appropriate.
- d. A motion for a trial setting:
 - i. If the Defendant files a motion for a trial setting, the Court will set the case for a pretrial conference, final status conference and trial on dates acceptable to both parties. The final status conference is the **final deadline for any plea agreement** in this matter. After the final status conference, the only non-trial dispositions the Court will accept are a “cold” plea by the Defendant or a dismissal by the State.

DATED this _____ day of _____, 2023.

BY THE COURT:

Daniel M. Stebner
Circuit Court Judge