

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

_____)	
UNITED STATES OF AMERICA)	
)	
v.)	Criminal Action No. 01-10384-LTS
)	
GARY LEE SAMPSON)	
_____)	

SCHEDULING ORDER

February 10, 2016

SOROKIN, J.

Upon review of the parties' joint filing regarding the schedule of pre-trial matters (Doc. No. 2142), the filings regarding the fire-walled expert process, and after consideration of the parties' statements to the Court on February 9, 2016, the Court sets the following schedule governing deadlines prior to the commencement of trial on September 14, 2016.

Pleading/Hearing	Date
Argument on existing pending motions	To be scheduled by the Court
Defense re-confirms or withdraws intent to offer expert evidence on mental condition	April 4, 2016
Government (fire-walled AUSAs) discloses to defense and to trial team results and reports of Rule 12.2(c)(1)(B) examinations	April 5, 2016
Leave to file additional or renewed motions, with motion and supporting memorandum attached	April 6, 2016
Defense discloses to fire-walled AUSAs and to trial team results and reports of any examination on mental condition conducted by defendant's expert(s) about which the defendant intends to introduce expert evidence	April 8, 2016
Responses to additional or renewed motions	April 20, 2016
Replies to additional or renewed motions	April 27, 2016
Argument on additional or renewed motions	To be scheduled by the Court

Revised ¹ 12.2 expert reports	May 20, 2016
Motions in limine regarding mental condition evidence (simultaneous)	June 6, 2016
Joint Status Report proposing additional interim deadlines governing any supplemental submissions regarding voir dire, preliminary instructions or other matters	June 10, 2016
Responses to motions in limine regarding mental condition evidence (simultaneous)	June 20, 2016
Hearings (including any evidentiary hearings) regarding Rule 12.2 motions in limine	Week of July 18, 2016 ²
Both parties file list of witnesses for case-in-chief	August 10, 2016
File any trial stipulations	August 10, 2016
Government files supplemental juror questionnaire submissions	August 15, 2016
Government exhibit list	August 17, 2016
Rule 26.2 witness statement exchange	August 17, 2016
Defense files supplemental juror questionnaire submissions	August 22, 2016
Defense exhibit list	August 24, 2016
Argument on jury instructions	September 7, 2016
Revised list of defense mitigators as necessary	September 7, 2016
Final jury questionnaire completed	September 7, 2016
Jury selection begins	September 14, 2016

SO ORDERED.

/s/ Leo T. Sorokin
Leo T. Sorokin
United States District Judge

¹ Experts on each side are permitted to revise their initial reports in light of the reports disclosed on April 5 and April 8, 2016. Parties are free to contest the admissibility of the revised reports except that they may not contend a revised report exceeds the bounds of “rebuttal”.

² The parties’ experts shall make themselves available during this week for live testimony, if necessary, regarding the expert motions in limine.