

**FIRST JUDICIAL DISTRICT COURT
COUNTY OF SANTA FE, LOS ALAMOS, RIO ARRIBA
STATE OF NEW MEXICO**

D-101-CR-2024-13

STATE OF NEW MEXICO
Plaintiff,

vs.

ALEXANDER RAE BALDWIN,
Defendant.

DISCOVERY ORDER & TRIAL SCHEDULING ORDER

1. **Docket Call.** Docket call for this case is set for **July 9, 2024 at 1:30 PM.**
2. **Last Day to submit request for Change of Plea with the Plea Deadline is July 22, 2024.**
3. **Pick and Go Trial Dates.** Pick and Go Trial Dates for this matter are set for **August 6, 2024 at 8:30 AM**, which time the attorneys and the Defendant shall appear for their specific day(s) of trial.
4. **Jury Instructions.** **The State and the Defendant(s) shall submit proposed jury instructions to the Court five days prior to Pick and Go/Trial date.**
5. The State shall comply with the requirements of *Rule 5-501, NMRA 2008*. The Defendant shall comply with the requirements of *Rule 5-502, NMRA 2008*. The State and the Defendant shall comply with the requirements of *Rule 5-505, NMRA, 2008*.
6. The District Court Clerk shall, upon written request of a party, promptly provide a copy of the Grand Jury Tapes in this case unless the prosecuting attorney has filed a Notice Objecting to the release to the Defendant.
 - i. The Notice shall be filed under seal stating basis for the objection. A copy of the Notice shall be served upon the Defendant.
 - ii. If a Notice Objecting to the release of some or all of the Grand Jury proceeding to the Defendant is filed by the prosecution, the Court will conduct a Hearing to address the objection.
7. The State is deemed to have demanded notice of alibi and/or entrapment, at the place, date and time of the commission of the crime charged, as stated in discovery provided or grand jury proceedings. The State may file a particularized demand if necessary, or if requested by the Defendant. The Defendant shall file his or her notice of intent to offer evidence of an alibi or

entrapment, not let than thirty (30) days before docket call. The State and the Defendant shall comply with the requirements of *Rule 5-508, NMRA 2008*, in all other respects.

8. Not less than thirty (30) days prior to docket call, the State shall provide notice of evidence it intends to introduce pursuant to *Rule 11-404(b), NMRA 2008*.

9. Further discovery motions shall not be filed by either party except:

A. The defendant may file a particularized "Notice of Brandy Requests," made to the State, in order to satisfy specificity requirements under State or Federal law.

B. If a party contends that the opposing party has not provided the material required to be produced by this Order, that party may motion this Court for its disclosure only after a specific request for production has been denied by the opposing party, or the opposing party has failed to respond to a request. However, the Court will deny any such motion unless the party seeking production complies with the following requirements:

i. Identifies with specificity the evidence required to be disclosed; and

ii. Identifies the Assistant District Attorney of the individual defense counsel to whom a specific request for disclosure was made, the date such disclosure was denied, and the proffered reason of denial.

iii. Such motions shall be filed by the motions deadline, or at any time it appears that a party has not complied with this Order.

iiii. All motions are governed by the "Package Procedure Rule" LR1-202D.

10. All non-discovery pre-trial motions shall be filed no later than **sixty (60)** days after arraignment, or follow rule that specifically addresses the type of motion to be filed.

11. Any requests for continuance of these dates **MUST** be submitted no less than **FIVE (5)** business days prior to hearing.

12. Motions in Limine are due at the plea deadline.



T. Glenn Ellington
DISTRICT JUDGE

CERTIFICATE OF SERVICE

I hereby certify that this document was e-filed and served, on the date of acceptance, to all parties who are currently registered for electronic service and mailed to any pro se party. It is *counsel's* Responsibility to ensure that they have not only signed up to receive service for a case but that their email is accurate as well.

By:

Korraine Ortiz, MBA

Paralegal

To the Honorable T. Glenn Ellington