

IN THE COURT OF COMMON PLEAS FOR THE STATE OF DELAWARE
IN AND FOR NEW CASTLE COUNTY

STATE OF DELAWARE)

v.)

D.O.B.: _____

Case No.(s): _____

DRIVING UNDER THE INFLUENCE SCHEDULING ORDER

The undersigned counsel and/or *pro se* (self-represented) party represent the following:

- A plea offer has not been extended to the defendant. _____ (Defendant MUST initial here, if applicable)
- A plea offer has been extended and will be left open pending trial. _____ (Defendant MUST initial here, if applicable)
- Counsel has communicated to the defendant a formal plea offer from the prosecution that has been rejected. _____ (Defendant MUST initial here, if applicable)
- A continuance has been requested by State Defense mutual for the following reason: _____

Next Case Review Date: ____/____/____.

Blood Analysis Case

Discovery: Discovery is complete

Discovery is not complete; the following items are outstanding: _____

Discovery was requested on: ____/____/____. Discovery is due by: ____/____/____.

The State Defense objects to the following Discovery request: _____

Witnesses: Counsel shall submit a Witness List to the Court by: ____/____/____.

Appearance of the State Chemist is requested by: State Defense

Appearance of the Medical Examiner is requested by: State Defense

The need for the appearance of the State Chemist and/or Medical Examiner has not been determined because Discovery is outstanding, incomplete, or just received today and has not been reviewed.

The presence of the Forensic Toxicologist, Forensic Chemist, State Police Forensic Analytical Chemist or any person necessary to establish the chain of custody as a witness has been requested pursuant to 21 *Del. C.* § 4177(h)(4) on: ____/____/____.

Failure to Appear: Neither defendant or counsel appeared for the Case Review; therefore, the Case Review is deemed waived unless a formal motion is filed to show cause. The matter is hereby scheduled for Trial.

Mandatory Trial Date: ____/____/____. **Motions must be filed by:** ____/____/____.

State Defense hereby requests a Courtroom Audio Visual Cart ("Elmo Cart") for use during Trial.

Suppression Motions for non-jury DUI trials are heard on the day of Trial. Suppression motions for Jury Trials shall be filed and noticed to be heard in advance of Trial on the Criminal Motion calendar.

If the Court determines the State has not complied with the Discovery due date set forth in this Scheduling Order, defense counsel shall have the right to orally present a Motion to Exclude, Compel or any other motion deemed by the Court to be appropriate under the circumstances on the date of Trial pursuant to Ct. Com. Pl. Crim. R. 16(d) as to the evidence not supplied to the defense.

DAG: _____

Defense Attorney/*Pro Se* Defendant: _____

IT IS SO ORDERED this ____ day of _____, 20__.

Judge/Commissioner