

STATE OF MINNESOTA

DISTRICT COURT

HENNEPIN COUNTY

FOURTH JUDICIAL DISTRICT

State of Minnesota,

Plaintiff,

SCHEDULING ORDER

v.

MNCIS No. 27-CR-23-3459

Muad Abdulkadir,

27-CR-23-3460

Defendant.

IT IS HEREBY ORDERED:

1. An omnibus hearing in these matters is set for **January 26, 2024, at 1:30 p.m.**
2. Discovery shall be completed no later than **January 6, 2024**. Any discovery not produced by this date may be subject to suppression at trial. Newly discovered or created documents shall be provided to opposing counsel as they are received.
3. The defense shall file on or before **February 6, 2024**, any motions to suppress evidence based on constitutional grounds (*Rasmussen* motions). The Court will hear all suppression motions at a single hearing; serial motions are not permitted. ***Rasmussen motions will not be heard on the day of trial. Failure to raise such issues by the date prescribed will result in such issues being deemed waived.*** Any testimony in connection with the motions must be presented at the hearing. ***Parties should plan to file briefs before the hearing and/or to make oral arguments, including to legal authority, following any testimony.*** The court will not set a briefing schedule after the hearing absent good reason.
4. Consistent with the deadlines provided in the rules of criminal procedure and, in any case, **by one month before trial**, the parties must file all other motions relating to probable cause, evidentiary issues, discovery, *Spreigl* evidence, relationship evidence, rape shield evidence, constitutional issues, procedural issues, or aggravated sentence. ***Failure to raise these pretrial issues by the date prescribed will result in these issues being deemed waived by the Court.***
5. If the parties agree any of said motions may be decided without a hearing, the responding party shall serve and file any responsive pleadings and inform the Court that the matter(s) may be taken under advisement.
6. Parties shall timely serve and e-file witness lists. Any additional witnesses must be made known to opposing counsel as soon as reasonably possible, together with a brief description of the witness's expected testimony. Such disclosure may be oral, but a supplemental witness list containing the name of the new witness(es) must be served and e-filed before trial.

7. If the parties wish to use a jury questionnaire, the parties shall agree upon and submit a proposed questionnaire to the Court by the **Wednesday prior** to the trial date.

8. Any extensions or other changes will be made only for good cause shown by written motion supported by affidavit. Neither a conflict with other court appearances nor agreement of the parties is, by itself, good cause for extension.

9. When filing documents with the court, all parties shall use e-service or the courtesy copy function of the Minnesota Judicial Branch e-File and Serve system to send copies to the judge of record and her staff (4thJudgeCaligiuriStaff@courts.state.mn.us).

IT IS SO ORDERED.

BY THE COURT:

Dated: December 6, 2023

HILARY LINDELL CALIGIURI
Judge of District Court

MINNESOTA
JUDICIAL
BRANCH