

SUMMARY OF AMENDMENTS  
 UNITED STATES DISTRICT COURT  
 FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
 LOCAL CRIMINAL RULES  
 OF  
 PRACTICE AND PROCEDURE

May 2023<sup>1</sup>

Affected Local Criminal Rule	Change in Rule
1.2	Added new Rule 1.2 setting forth definitions of terms used throughout the rules.
5.2	Amended subsection (a) to replace the reference to “Rules of Procedures for the Trial of Misdemeanors before United States Magistrate Judges” with Fed. R. Crim. P. 58.
5.3	Amended to use the term “district judge” to clarify when actions are taken by district judges, add provisions regarding a magistrate judge’s ability to accept pleas and exercise contempt authority, and delete subsection (e) which is civil in nature.
12.1	Amended to conform to the current practice in this district where scheduling orders may set a different deadline for the filing of pretrial motions and responses thereto.
12.3	Amended subsection (d) to conform to the language of Fed. R. Crim. P. 12.4.
16.1	Amended subsection (b) to conform to the current practice in this district where scheduling orders may set a different deadline for the criminal pretrial conference.

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<sup>1</sup> This summary was prepared by the Clerk’s Office as a guide to the changes to the Local Criminal Rules and should not substitute for reading the full text of the rules. This summary is not intended to serve as legal advice or commentary on the changes to the Local Criminal Rules. The summary does not include minor stylistic changes.

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<b>Affected Local Criminal Rule</b>	<b>Change in Rule</b>
24.1 and 57.6	Moved the provisions of Rule 24.1(c) to new Rule 57.6 to make clear that the requirements apply in any hearing before the court and not solely trials.
47.1	Amended subsection (a) to require consultation with a non-incarcerated party or nonparty whose interests may be affected by a motion for extension of time. Prior to this amendment, the rule required consultation with opposing counsel only. Now unrepresented parties and nonparties whose interests may be affected by a motion must be consulted.
49.1	Amended to reflect the 2018 amendments to the Fed. R. Crim. P. 49 and this district's Standing Order 18-SO-5 concerning electronic service of documents filed by unrepresented litigants.
50.2 and 50.5	Combined the redundant provisions of Rule 50.2 and Rule 50.5 into a single rule, making it mandatory for the government to file a notice of related case but discretionary for defendants.