

FILED

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

JUL 3 1974

CLERK, U. S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

RE:

BY _____
DEPUTY CLERK

REQUIREMENT THAT COURT REPORTER)
PROVIDE ESTIMATE OF COST OF)
TRANSCRIPT AND COPIES FOR APPEAL) GENERAL ORDER NO. 55
)
)
)

Not later than 24 hours after the sentencing of a defendant, who has been convicted after a trial, the Court Reporter who reported the case shall deliver to the Clerk of the Court for filing in the case a reasonably accurate itemized estimate of the cost of the transcript (and copies) for an appeal. The Reporter shall also mail copies thereof to the United States Attorney and defendant's attorney (or the defendant if not represented by counsel). Upon completion of compliance with this Order, the Court Reporter shall file with the Clerk of this Court a written statement certifying that he or she has complied with this order.

The itemized statement shall include:

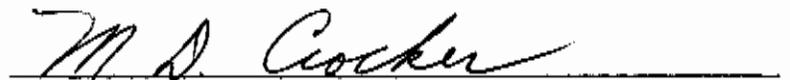
1. Reported pre-trial hearing (The Court Reporter shall set forth a separate estimated itemization of cost for each reported pre-trial hearing including, but not limited to, arraignment, motion for bill of particulars, discovery motions, motions to suppress, motions to quash, and motions for dismissal).

2. Voir dire examination of jurors.
3. Opening statements.
4. For the trial.
5. Judges instructions to the jury.
6. Arguments of counsel.
7. Sentencing proceedings.
8. Cost of each page (8 x 10) of the original transcript and of each copy page.

DATED:

JUL 8 1974


THOMAS J. MacBRIDE
CHIEF UNITED STATES DISTRICT JUDGE


M. D. CROCKER
UNITED STATES DISTRICT JUDGE


PHILIP C. WILKINS
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

U. S. A.,)
)
 vs.)
)
 JOHN DOE, etc.)
 _____)

CRIMINAL NO. S-0000
(F-0000)

ESTIMATE OF COST OF TRANSCRIPT AND
COPIES FOR APPEAL

Pursuant to General Order No. _____ of this Court,
you are hereby notified that the estimate of cost of a transcript,
or portions thereof, and copies of said transcript, or portions
thereof, for appeal in this case is as follows:

1. Reported pre-trial hearing (The Court Reporter shall set forth a separate estimated itemization of cost for each reported pre-trial hearing including, but not limited to, arraignment, motion for bill of particulars, discovery motions, motions to suppress, motions to quash, and motions for dismissal) \$ _____
2. Voir dire examination of jurors \$ _____
3. Opening statements \$ _____
4. For the trial \$ _____
5. Judges instructions to the jury \$ _____
6. Arguments of counsel \$ _____
7. Sentencing proceedings \$ _____

The cost of each page (8 x 10) of the original transcript is \$_____. Copies of the original will be furnished at \$_____ per page (folio).

OFFICIAL COURT REPORTER

United States Court of Appeals

For the Ninth Circuit

United States Court of Appeals and Post Office Building
Seventh and Mission Streets
San Francisco, California 94101

Office of
Richard H. Chambers
Chief Judge

Home Address
Tucson, Arizona

May 15, 1974

The Honorable Thomas J. MacBride
Chief Judge
United States District Court
U. S. Courthouse
Sacramento, California 95814

Dear Judge MacBride:

At its regular monthly meeting on May 8, our judicial council adopted a procedure (copy enclosed) for court reporters to follow in criminal cases. It contemplates that they will file with your clerk of court, not later than 24 hours after sentencing, an estimate of the cost of the reporter's transcript and any copies needed for an appeal. We hope this procedure will enable counsel to move faster with their criminal appeals.

Sometime ago we circulated the chief judges of districts about the idea and received no objections to the procedure.

Obviously, this should have a form. We leave it to each district to design its own form.

Reporters should not have to pay the postage. Many have never obtained franked envelopes, but they can. Meanwhile, they ought to be able to "borrow" them from the clerk of the court, or even do it indefinitely.

Sincerely,

Richard H. Chambers

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Enc.

APPROVED PROCEDURE NUMBER 1

Not later than 24 hours after the sentencing of a defendant, who has been convicted after a trial, the court reporter who reported the case should deliver to the clerk of the court for filing in the case a reasonably accurate itemized estimate of the cost of the transcript (and copies) for an appeal. The reporter should also mail copies thereof to the United States Attorney and defendant's attorney (or the defendant if not represented by counsel).

The itemization should include:

- (1) Any reported pre-trial hearing.
- (2) Voir dire examination of jurors.
- (3) Opening statements.
- (4) The trial.
- (5) The judge's instructions to the jury.
- (6) Arguments of counsel.
- (7) Sentencing proceedings.