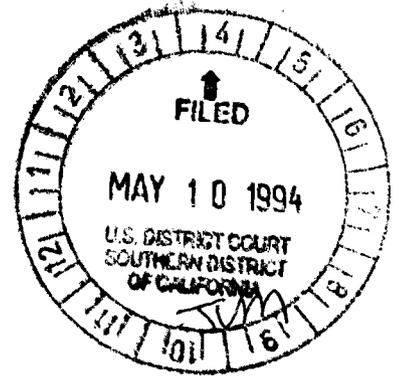


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA



IN THE MATTER OF REQUIRING) GENERAL ORDER NO. 410-C
NOTICE FOR INTENT TO RELY ON)
INSANITY DEFENSE AND FOR USE OF)
MENTAL CONDITION EXPERTS)
_____)

By general order, Local Rule 73.6 is amended to add subsection (j). It will become effective April 15, 1994. The period for public comment is from now until April 1, 1994. Anyone with any comment should write the Chief Judge, U. S. District Court, 940 Front Street, San Diego, CA 92101-8906.

The defendant shall give notice to the attorney for the government and the court of the defendant's intention to (1) rely on the defense of insanity, or (2) introduce expert testimony of mental disease, defect, or condition pursuant to Federal Rule of Criminal Procedure 12.2(a) or (b).

The defendant's notice shall be in writing and shall contain the following disclosures: (1) the name, address, telephone number and field or expertise of the expert(s) who will testify at trial, (2) the date of the examination(s), (3) a summary of the examination(s), and (4) the results of the examination(s), including diagnosis (diagnoses). Unless excused by the court, the defendant shall have each expert prepare a report and shall attach a copy of the report(s) of the expert(s) to the notice.

The defendant's notice shall be served on the attorney for the government and filed with the court within the time provided for the filing of pretrial motions. The court may for cause shown allow late filing of the notice, but shall not set the time for the filing of notice less than ten (10) court days prior to the trial, except upon a finding of necessity as well as good cause.

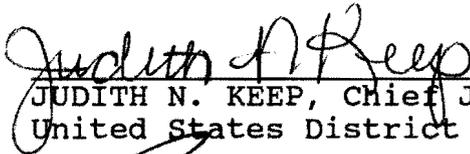
In the event that the government causes the defendant to be examined by one or more psychiatrists or experts in response to defendant's notice or otherwise, within ten (10) days of the receipt of the report(s) of said psychiatrist(s) or experts, and in any event no later than five (5) days before trial, the attorney for the government shall serve upon the attorney for the defendant and file with the court notice of the government's intention to introduce expert medical testimony in rebuttal. This requirement is conditioned upon the defendant first having complied with the obligations imposed by this order. The court may for good cause shown allow late filing of the notice.

The government's notice shall be in writing and shall contain the following disclosures: (1) the name, address, telephone number, and field of expertise of the expert(s) who examined the defendant and who will testify at trial, (2) the date of the examination(s), (3) a summary of the examination(s), and (4) the results of the examination(s), including the diagnosis (diagnoses). Unless excused by the court, the government shall have each expert prepare a report and shall attach a copy of the report(s) of the expert(s) to the notice.

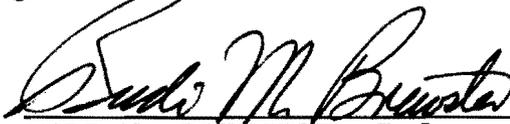
Failure to comply with this local rule can result in the court disallowing the expert(s) from testifying.

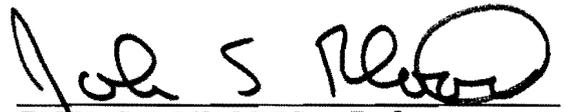
IT IS SO ORDERED.

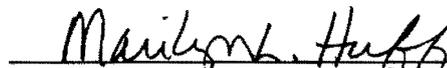
DATED: 5/9/94


JUDITH N. KEEP, Chief Judge
United States District Court


GORDON THOMPSON, JR., Judge
United States District Court


RUDI M. BREWSTER, Judge
United States District Court


JOHN S. RHOADES, Judge
United States District Court


MARILYN L. HUFF, Judge
United States District Court


IRMA E. GONZALEZ, Judge
United States District Court