



United States District Court

DISTRICT OF SOUTH DAKOTA

LR 1.1 GENERAL PROVISIONS

- A. Citation Form.** The local criminal rules are to be cited as “D.S.D. Crim. LR ____.”
- B. Scope.** The local criminal rules govern all criminal proceedings in the District of South Dakota to the extent they are not inconsistent with any statute or law of the United States or any rule or order of the Supreme Court of the United States.
- C. Modification of Local Rules by Presiding Judge.** The local rules are subject to modification in any case at the discretion of the presiding judge.
- D. Speedy Trials.** The court’s Speedy Trial Plan governs the scheduling of criminal trials. This plan may be found on the court’s web site at www.sdd.uscourts.gov.
- E. Assignment of Related Cases.**
1. When a pending indictment or information is superseded by an indictment or information charging one or more of the defendants charged in the pending indictment or information and charging one or more of the offenses charged in the original indictment or information growing out of one or more occurrences that gave rise to the original charge, the superseding indictment or information will be assigned to the same judge to whom the first case is assigned.
 2. When two or more indictments or criminal informations are filed against the same person or persons, corporation, or corporations, charging like offenses or violations of the same statute, each of such cases will be assigned to the judge to whom the first of such cases is assigned.
 3. When an indictment or information is pending against a defendant, all subsequent indictments or informations against the same defendant that may be returned or filed will be assigned to the same judge. This section does not extend beyond defendants with pending cases.