

# Rule 7 – The Indictment and the Information

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## LCrR7. Complaint, Indictment, and Information.

### 7-1 Delivery of a Complaint After Filing.

After the filing of a complaint, an attorney for the government shall deliver a copy to the U.-S. Marshals Service and the U.-S. Probation Office.

### 7-2 Related Case Notices.

- (a) **Notification of Related Cases.** Upon filing a complaint, information, or indictment related to or arising out of the same transaction or investigation ~~and as a~~ previous civil or criminal case, the government shall file a notice of related cases, in both the previous and new cases, describing the relationship between the cases and setting forth the style and case numbers of the related cases.
- (b) **Assignment of Related Cases.** Upon the filing of the notice, the judges will determine whether the pending cases should be transferred to conserve judicial time and efficiency.

### 7-3 Return of Indictments.

- (a) **Indictments Filed Under Seal.** Upon the return of a sealed indictment, the government shall provide the Court with the following:
- (1) for each defendant, an AO-190 report ~~separate written record~~ of the number of grand jurors concurring in the indictment;
  - (2) ~~two (2)~~ one original indictments signed in blue ink by the attorney for the government and the Grand Jury Foreperson;
  - (3) one original indictment signed in blue ink by the attorney for the government and designated “/s/Grand Jury Foreperson;”
  - (4) six copies of the original indictment designated “/s/Grand Jury Foreperson,” and if the indictment charges more than one defendant, two additional copies of the original indictment designated “/s/Grand Jury Foreperson” shall be provided for each additional defendant;
  - (5) for each defendant, either an original arrest warrant and five copies or an original summons and four copies;
  - (6) for each defendant, an original cover sheet (AO-257) and three copies with the penalty section initialed in blue ink by the attorney for the government; and
  - (7) a yellow cover sheet designated “FILE UNDER SEAL” attached to the front of the indictment packet.
- (b) **Indictments Not Filed Under Seal.** Upon the return of a public indictment, the government shall provide the Court with the following:
- (1) for each defendant, an AO-190 report ~~separate written record~~ of the number of grand jurors concurring in the indictment; †

- ~~(2) two~~ original indictments signed in blue ink by the attorney for the government and the Grand Jury Foreperson;
- ~~(3) one~~ original indictment signed in blue ink by the attorney for the government and designated “/s/Grand Jury Foreperson;”
- ~~(4) eight~~ copies of the original indictment designated “/s/Grand Jury Foreperson,” and if the indictment charges more than one defendant, two additional copies of the original indictment designated “/s/Grand Jury Foreperson” shall be provided for each additional defendant;
- ~~(5) for each defendant, either an original arrest warrant and five copies or an original summons and four copies; and~~
- ~~(6) for each defendant, an original cover sheet (AO-257) and three copies with the penalty section initialed in blue ink by the attorney for the government.~~

#### ~~7.4 Delivery of an Information After Filing.~~

~~(a) Filing. After Upon~~ the filing of an ~~i~~information, ~~an attorney for~~ the government shall ~~provide the eCourt with the following:~~

~~(1) The original information signed in blue ink by the attorney for the government;~~

~~(2) For each defendant, aAn original cover sheet (AO-257) with the penalty section~~ initialed in blue ink by the attorney for the government; ~~and~~

~~(3) For each defendant, an original arrest warrant or summons;~~

~~(b) Delivery aAfter Filing. -After the filing of an iinformation, an attorney for the government shall cause to be delivered a file-stamped copy of the iinformation, cover sheet, and summons or warrant to the U.S. Marshals Service, U.S. Probation Office, and eCriminal dDuty Magistrate Judge.~~

~~deliver a file-stamped copy of the Information and summons or warrant to the U.S. Marshals Service, U.S. Probation Office, and all Magistrate Judges. The filing of an Information shall include an original cover sheet and an arrest warrant or summons per defendant. The penalty section of the cover sheet must be initialed in blue ink by the attorney for the government.~~

#### ~~7.5 Random Assignment of District Judges.~~

~~Criminal cases shall be assigned to district judges according to a system based on random selection both for initial assignment and for assignment in the event of recusal. The system of random case assignment, distribution of cases, and rotating supervision of the Grand Jury shall be determined by the Court.~~