

## PROPOSED AMENDMENTS – REDLINE

### 6-2. Grand Jury Administration

(a) Motions Pertaining to Composition or Term of Impaneled Grand Jury. A request by the government or a grand juror for an order pertaining to service on or the term of an impaneled grand jury shall be made by ~~ex parte motion or request~~ to the Judge who impaneled the grand jury. If that Judge is unavailable within the meaning of Civil L.R. 1-5(n), the motion ~~or request~~ shall be made to the General Duty Judge. Motions covered by this subsection include motions that a grand juror be excused, motions to appoint an alternate grand juror, and motions to extend the term of the grand jury. Such motions or requests may pertain to matters such as:

~~(1) A request by a member of a grand jury or by the government that a grand juror be excused;~~

~~(2) A request by the government to appoint an alternate grand juror;~~

~~(3) A motion to extend the term of a grand jury.~~

(b) Substantive Motions Regarding Grand Jury ~~Process or~~ Proceedings. Any ~~government motion regarding those parts of relating to~~ the grand jury's ~~process or proceedings or in aid of its process or proceedings which must be conducted in secret pursuant to Fed. R. Crim. P. 6,~~ whether filed by the government or a private party, shall ~~be made to the~~ may be made under seal by ex parte motion to the General Duty Chief Judge. The application shall be filed under seal and will only be unsealed upon a showing of good cause. If the moving party contends that the motion should be considered ex parte (that is, without the participation of another involved party), the moving party must justify that request. A motion filed by a private party must, absent an ex parte request, be served on the ~~Unless otherwise ordered by the General Duty Judge pursuant to ex parte request, any such motion filed by a private party shall be accompanied by proof of service of the motion upon the~~ office of the United States Attorney for this District. Motions covered by this subsection include motions to quash, motions for immunity, motions to pierce the attorney-client privilege, and motions to compel testimony.

## **PROPOSED AMENDMENTS – CLEAN**

### **6-2. Grand Jury Administration**

(a) **Motions Pertaining to Composition or Term of Impaneled Grand Jury.** A request by the government or a grand juror for an order pertaining to service on or the term of an impaneled grand jury shall be made by motion to the Judge who impaneled the grand jury. If that Judge is unavailable within the meaning of Civil L.R. 1-5(n), the motion shall be made to the General Duty Judge. Motions covered by this subsection include motions that a grand juror be excused, motions to appoint an alternate grand juror, and motions to extend the term of the grand jury.

(b) **Substantive Motions Regarding Grand Jury Proceedings.** Any motion relating to the grand jury's proceedings, whether filed by the government or a private party, shall be made to the Chief Judge. The application shall be filed under seal and will only be unsealed upon a showing of good cause. If the moving party contends that the motion should be considered ex parte (that is, without the participation of another involved party), the moving party must justify that request. A motion filed by a private party must, absent an ex parte request, be served on the office of the United States Attorney for this District. Motions covered by this subsection include motions to quash, motions for immunity, motions to pierce the attorney-client privilege, and motions to compel testimony.