

**HONORABLE MITCHELL D. DEMBIN
UNITED STATES MAGISTRATE JUDGE
CHAMBERS RULES
CRIMINAL PRETRIAL PROCEDURES**

Please note: The Court provides this information for general guidance to counsel. However, the Court may vary these procedures as appropriate in any case.

Local Rules

Except as otherwise provided herein or as specifically ordered by the Court, all parties are expected to strictly comply with the Local Rules of the United States District Court for Southern District of California.

Criminal Calendar

Criminal calendars are heard on Tuesdays and Thursdays at 1:30 PM, unless otherwise scheduled by the Court. Check the calendar for the location of the courtroom. Counsel are expected to be punctual. The Court expects counsel to have obtained their client's signature on all essential documents necessary for the hearing to proceed, including waivers of indictment, plea agreements and consent forms, in advance of the hearing. In cases in which the defendant will be sentenced by Judge Dembin, the Court requests that all sentencing documents be filed 24 hours in advance of the sentencing hearing.

Bail Modification Hearings

Absent extraordinary circumstances, bail modifications will not be heard unless calendared in advance and with 24 hours notice to the opposing party, the Pretrial Services Office, and the sureties. Parties must provide all documents being relied upon to Judge Dembin's Courtroom Deputy, as soon as practicable in advance of the hearing, preferably 24 hours in advance.

Bail Stipulations (Joint Motions) for Change of Bond Conditions

The Court will accept written joint motions for modification of bail conditions. The Joint Motion must be signed by all counsel, the defendant, the bond sureties, and the Pretrial Services Officer supervising the defendant, if any. A copy of the Order of Conditions of Release must be attached to the Joint Motion.

Presentation of Bail Documents

Bail documents, in the format approved by the Court, must be presented to Judge Dembin's Courtroom Deputy for review. The bail documents must include a copy of the Order of Conditions of Release applicable to the defendant. Material witness bonds must also be presented to the Courtroom Deputy and must include a notation, in the upper right hand corner

of the bond, of the arraignment date of the material witness.

Nebbia Hearings

Nebbia hearings will only be heard if calendared in advance with no less than 24 hours notice to all parties and the Pretrial Services Office. Defense counsel must provide the Court and the United States Attorney's Office a copy of the proposed bail package, including appraisals, title documents, and other relevant materials, at least 24 hours in advance of the hearing.

Inquiries Regarding Criminal Matters

All inquiries regarding criminal matters shall be directed to Judge Dembin's Courtroom Deputy at (619) 557-5973.