

BEE COUNTY COURT
CRIMINAL DOCKET RULES
UPDATED JULY 2016

RESETS WITHOUT ATTORNEYS:

Defendants who wish to hire an attorney will receive a reset not to exceed sixty days. Defendants who are interviewed for a court-appointed attorney and are appointed an attorney will receive a reset not to exceed sixty days.

RESETS WITH ATTORNEYS:

When a case is reset, a reset form must be executed and signed by the defendant and his/her attorney. Resets must be on forms provided by the Criminal Court Clerk.

A defendant must be personally present in court at all settings except at an arraignment docket if a waiver of arraignment and reset are filed before the scheduled arraignment, and;

At arraignment, a case may be reset by the clerk to a pretrial docket to a setting not to exceed sixty days. The defendant is entitled to one additional reset setting not to exceed thirty days. Any other setting or resetting will require the express consent of the Court

At arraignment, all motions to revoke, may be reset to a pretrial docket to a setting not to exceed sixty days. At the pretrial docket, if the case is not disposed, the court will set the case for trial or hearing.

MOTIONS:

Either party may file a motion(s) and set same for hearing with at least 10 days notice to the other party:

- a) Motions requiring no witnesses that are timely filed can be heard at the next available docket.
- b) Motions requiring witnesses will ordinarily be carried to and heard at pre-trial.

c) **Motions for Continuance MUST be approved 10 days prior to the scheduled hearing date. All parties are required to attend court unless an order for continuance is signed by the County Judge. Failure to appear will result in bond forfeiture and a warrant will issue for the defendant's arrest.**

d) Pro se litigants may make oral motions **IN COURT**, but the notice requirement will remain unless waived by the County Attorney.

**Motions not timely filed with the County Clerk in accordance with this paragraph will not be heard prior to trial.

ATTORNEY WITHDRAWALS:

An attorney will not be allowed to withdraw if the case is set for trial, if the motion has not been set for hearing, and if the defendant has not received notice of the motion and hearing date.

PAYMENT:

Plea bargains will not be accepted until court costs have been paid in full, unless otherwise approved by the court.

TARDINESS:

Any defendant who enters the court after their name has been called will have their bond revoked and be detained by the bailiff. At the completion of all other court business, it is at the discretion of the court whether or not the defendant will be allowed to present a reason for tardiness.

DRESS CODE:

There will be: **NO HATS, CAPS, SHORTS, TANK TOPS, OPEN OR IMPROPER SHIRTS. NO STRAPPY SHIRTS OR DRESSES. NO CLOTHING INAPPROPRIATE FOR COURT ALLOWED. NO FLIP FLOP SANDALS. MEN SHALL HAVE SHIRTS TUCKED IN.**

PARTIES WILL NOT BE ALLOWED INSIDE THE COURTROOM WITHOUT PROPER ATTIRE AND THE COURT WILL ISSUE A WARRANT IF A DEFENDANT IS NOT PRESENT IN THE COURTROOM AT THE TIME OF DOCKET CALL.

PAGERS AND CELL PHONES MUST BE **TURNED OFF** IN THE COURTROOM or they **will be confiscated.**