

June 09, 2021

JULIA C. DUDLEY, CLERK  
BY: s/ A. Beeson  
DEPUTY CLERK

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA

IN THE MATTER OF:

**DUE PROCESS  
PROTECTIONS ACT**

**Standing Order No. 2021-13**

In accord with the Due Process Protections Act, Pub. L. No. 116-182, 134, Stat. 894 (October 21, 2020) and Rule 5(f) of the Federal Rules of Criminal Procedure, this Court confirms the United States' obligation to disclose to the defendant all exculpatory evidence, that is, evidence that favors the defendant or casts doubt on the United States' case, as required by *Brady v. Maryland*, 373 U.S. 83 (1963) and its progeny, and hereby ORDERS the United States to do so. Failure to disclose exculpatory evidence in a timely manner may result in serious consequences, including, but not limited to, exclusion of evidence, adverse jury instructions, dismissal of charges, contempt proceedings, disciplinary action, or sanctions by the Court.

The judge presiding over the first scheduled court date when both prosecutor and defense counsel are present shall give oral notice of the provisions in this Order. The presiding judge, pursuant to the Due Process Protections Act, shall also enter a written order in compliance with this Order.

It is so **ORDERED**

For the Court:

Enter this 8th day of June, 2021.



Michael F. Urbanski  
Chief U.S. District  
Judge  
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Michael F. Urbanski  
Chief United States District Judge