

CAPITAL CASE MANAGEMENT FOR SUPERIOR COURT JUDGES

May 9-10, 2012

North Carolina Judicial College
University of North Carolina School of Government

W. Osmond Smith III
Senior Resident Superior Court Judge
9A Judicial District (Caswell – Person)

PRETRIAL MANAGEMENT

1. Introduction
2. Determination of Counsel
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3. Pretrial Release
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N.C.G.S. 14-17
N.C.G.S. 15A-2000(a)(1)
State v. Sparks, 297 N.C. 314 (1979)
State v. Cummings, 352 N.C. 600 (2000)
State v. Hocutt, 177 N.C. App. 341 (2006)
4. Rule 24 Pretrial Conference
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State v. Chapman, 342 N.C. 330 (1995)
State v. Defoe, 364 N.C. 29 (2010)
State v. Seward, 362 N.C. 210 (2008)
5. Watson Hearing
State v. Watson, 310 N.C. 384 (1984)
State v. Seward, 362 N.C. 210 (2008)
6. State's Notice of Intent – Capital/Noncapital
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7. Discovery, Common Pretrial Motions
8. Status Conferences, Scheduling Orders
9. Conclusion