

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	Criminal No. _____
	)	ELECTRONICALLY FILED
v.	)	
	)	
DEFENDANT,	)	
	)	
Defendant.	)	

**MOTION TO CONDUCT CHANGE OF PLEA HEARING BY VIDEOCONFERENCE**

Defendant, through his/her Counsel, files the within Motion to Conduct Change of Plea Hearing By Videoconference and respectfully states as follows:

1. Defendant’s Change of Plea Hearing is currently scheduled for \_\_\_\_\_, 2020.  
[OR: Defendant requests that a change of plea hearing be scheduled.]
  
2. Defendant has been advised of and understands his/her right to be physically present at his/her Change of Plea Hearing and he/she is aware of this Court’s Orders suspending and limiting certain court appearances due to the COVID-19 crisis; and he/she therefore requests his/her Change of Plea Hearing be conducted via video pursuant to, and consistent with, the provisions contained in the CARES Act Administrative Order entered in this District on March 30, 2020 at No. 2:20-mc-466-MRH. *See also*, Misc. No. 2:20-mc-394-MRH.
  
3. Under these circumstances, Defendant hereby waives his/her right to be physically present at his/her Change of Plea Hearing and requests leave to participate in this hearing, along with his/her counsel, via videoconference so that it might be expeditiously concluded.

4. Counsel has discussed this matter with Defendant, who has given his/her consent to conduct the Change of Plea Hearing by videoconference, and Assistant United States Attorney \_\_\_\_\_ does not oppose this request.

5. The Defendant and his/her counsel represent that the change of plea in this case cannot be further delayed without serious harm to the interests of justice, more specifically because:

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6. Justice so requires that the Change of Plea Hearing proceed in this matter in the format requested above.

WHEREFORE, the Defendant respectfully requests that this Honorable Court enter the attached Proposed Order permitting the Change of Plea Hearing to be conducted via videoconference pursuant to Chief Judge Hornak's CARES Act Administrative Order entered at Misc. No. 2:20-mc-466-MRH for the reasons set forth in this Motion. *See also*, Misc. No. 2:20-mc-394-MRH.

Dated: \_\_\_\_\_

Respectfully Submitted,

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Counsel for the Defendant

cc: All ECF Registered Counsel of Record

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	)	
DEFENDANT,	)	
	)	
Defendant.	)	

**[Proposed] ORDER OF COURT**

And now, this \_\_\_\_ day of \_\_\_\_\_, 2020, upon due consideration of the instant Motion to Conduct Change of Plea Hearing By Videoconference (doc. no. \_\_), and upon the request and consent of the Defendant, the Court finds and concludes that, for the reasons stated in the Motion, the Change of Plea Hearing in this case cannot be further delayed without substantial harm to the interests of justice. Therefore, Defendant’s Change of Plea Hearing shall be conducted via videoconference and will occur [as previously scheduled] on \_\_\_\_\_ at \_\_\_\_\_. The instructions to connect to the change of plea hearing by video will be distributed via email to all counsel of record prior to the hearing. The Court has made arrangements with the detention center for the defendant to appear by video.

SO ORDERED this \_\_\_\_ day of \_\_\_\_\_, 2020.

/s/ \_\_\_\_\_  
Honorable \_\_\_\_\_  
United States District Judge

cc: All ECF registered counsel of record