

## **SUPERIOR COURT OF THE DISTRICT OF COLUMBIA**

### **Notice Regarding Superior Court Declining to Adopt Federal Rule of Criminal Procedure 16.1**

Pursuant to D.C. Code § 11-946 (2012 Repl.), the Superior Court of the District of Columbia must follow the Federal Rules of Criminal Procedure unless the court prescribes or adopts rules that modify the federal rules. The Superior Court Rules Committee recently completed review of Federal Rule of Criminal Procedure 16.1, which was added to the federal rules on December 1, 2019 and which addresses procedures for pretrial disclosure. The Rules Committee will recommend that the Superior Court Board of Judges decline to adopt Federal Rule of Criminal Procedure 16.1 as unnecessary in light of existing procedures in Superior Court Rule of Criminal Procedure 16-I. Additionally, discovery in Superior Court cases is generally less complex than in federal court cases and does not involve the same volume of electronically stored information.

The Rules Committee will consider comments from the Bar and the general public in deciding whether to modify this recommendation. Written comments must be submitted by December 7, 2020. Comments may be emailed as a PDF file to [Laura.Wait@dcsc.gov](mailto:Laura.Wait@dcsc.gov) or may be mailed to:

Laura M.L. Wait  
Associate General Counsel  
Superior Court of the District of Columbia  
500 Indiana Avenue, N.W., Room 6715  
Washington, D.C. 20001