

## IN THE CIRCUIT COURT OF WASHINGTON COUNTY, MISSISSIPPI

**ORDER SETTING DEADLINES AND  
TRIAL DOCKET**

The Court does hereby FIND, ORDER AND ADJUDGE as follows:

1. **Trial Docket:** Unless or until modified by written order of this Court, the following Trial Docket, attached hereto as Exhibit "A", will prevail for all cases assigned to Judge Richard A. Smith for the week of 04/15/24. If any attorney has a conflict, he/she must either file an Agreed Order of Continuance or make a written Motion for Continuance and pursue said motion to hearing and decision by the Court prior to the deadline. Otherwise each attorney will be expected to appear ready for trial at the appointed time.

Pursuant to Rule 3.13, failure of an attorney to try the case or failure to notify the Court of settlement of a case before 5:00 P.M. on the day before the trial will entail assessment of all costs, including fees and mileage of jurors who have been required to be present for the trial, against whichever party litigant or attorney the Court deems appropriate.

If not tried on the day set, each case will be moved to the following day of the week for trial. Attorneys and parties and witnesses will remain ready for trial until excused by the Circuit Court.

2. **Pretrial Motions:** All pretrial motions including Motions for Continuance, must be filed and set by Movant not later than seven (7) days prior to trial. Any motions filed past this date will not be considered absent extraordinary and compelling reasons.

3. **Petitions to Enter Guilty Pleas:** A "Petition to Enter a Guilty Plea" must be filed not later than the Friday prior to the first time the defendant's case is set for trial. This will be the **only time** a recommended plea offer will be considered.

If the petition is filed anytime after this date (including if your case is continued to another trial setting) the Court will not accept the plea agreement and all pleas will be open or the defendant will go to trial. Copies of the "Petition to Enter a Guilty Plea" are to be furnished to the District Attorney's Office and to the Court Administrator. These must be **filed and served by 12:00 NOON** on the Friday prior to trial.

4. **Docket Call:** There will be no Docket Call. Unless a written Order of Continuance is signed and filed then each case is expected to be ready for trial.

5. **Subpoenas Duces Tecum for Production at Trial:** Pursuant to Rule 2.01 (B) U.R.C.C.C., a subpoena may, without motion to hearing, require the production of documents at the date, time and place of the trial at which these items are to be offered in evidence is scheduled to take place.

6. **Subpoenas Duces Tecum for Production other than at Trial:** Pursuant to Rule 2.01 (c) (1) U.R.C.C.C. and Rule 45 M.R.Civ.P, a hearing on such a motion for subpoenas for documents for other than a scheduled trial or hearing, shall be set no earlier than ten (10) days after filing, with service of the motion on:

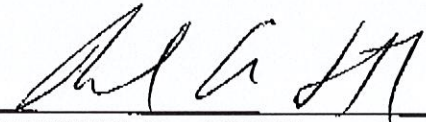
- a) the custodian of the documents subject to the subpoena;
- b) all parties;
- c) all persons whose documents would be subject to the subpoena;
- d) all persons who may have a claim that privileged material would be subject to the subpoena.

7. **Subpoena ad testificandum:** Any subpoena which compels the attendance of a witness must conform to Rule 45 M.R.C.P. and Section 13-3-93 M.C.A. and must be promptly and timely filed; the witness shall attend, from day to day, and from term to term without further notice, until discharged by the Court or by the party at whose instance he was subpoenaed. Section 13-3-105 M.C.A.

8. **Transportation Order:** If your clients are incarcerated somewhere other than the County or City Jail, it is the responsibility of the Defense Attorney to prepare, present and have signed Transportation Orders in order to have your clients available for trial.

9. **Jury Instructions:** At least twenty four (24) hours PRIOR TO TRIAL each attorney must number and file the attorney's jury instructions with the Clerk, serving all other attorneys with copies of the instructions. Except for good cause shown, the Court **WILL NOT ENTERTAIN** a request for additional instruction or instructions, which have not been pre-filed. Rule 3.07 U.R.C.C.P.

SO ORDERED, this the 26<sup>th</sup> day of February, 2024.

  
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RICHARD A. SMITH  
CIRCUIT JUDGE

**IN THE CIRCUIT COURT OF WASHINGTON COUNTY, MISSISSIPPI  
APRIL, 2024, TERM**

**Judge Richard A. Smith**

**Monday, April 15, 2024**

**8:30 a.m. PLEAS, SENTENCES & MOTIONS  
PRE-TRIAL/OMNIBUS HEARINGS**

#2009-0049 10/16/14	Paul Jones	Felony Worthless Check	P.D. 72
#2018-0098 07/16/18	Algea Clay a/k/a Algea Clay Hamilton	Aggravated Assault (Habitual Offender)	Koenig
#2019-0095 11/27/23	Deavonte James	Cts. I - VIII - Auto Burglary Ct. IX - Felony Malicious Mischief Ct. X - Grand Larceny	P.D. 3
#2022-0061 10/09/23	Ashley Holdiness	Uttering Forgery	P.D. 4
#2023-0022 05/01/23	Dwayne Lec Durham d/b/a D&R Express Transport	Felony Worthless Check	P.D. 8
#2023-0026 05/01/23	Reggie Clemons	Ct. I - III - Fondling Ct. IV - VII - Sexual Battery Ct. VIII - Witness Intimidation	P.D. 8
#2023-0032	Lee Hollingsworth	Poss. of Methamphetamine	S. Perkins
#2023-0035 02/12/24	Taurus Taylor Christine Westby	Child Abuse (5 counts) Child Abuse (2 counts)	Koenig P.D.
#2023-0052 08/07/23	Jeremiah McGowan	Trafficking Cont. Substance	A. Harris 4
#2023-0073 08/07/23	Donnell Corbin, III Shamarlon Jones	Ct. II - Accessory After Fact (Murder) Ct. III - Receiving Stolen Property Ct. IV - Credit Card Fraud Ct. V - Tampering with Evidence	B. Dorsey D. Norquist 5

**EXHIBIT "A"**

**Monday, April 15, 2024 (Continued)**

#2023-0090 02/12/24	Phil Smith	Ct. I - Introduction of Contraband Ct. II - Introduction of Narcotics in Jail Ct. III - Conspiracy Ct. IV - Possession Cont. Sub. w/ Intent	P.D.
#2023-0102 10/09/23	Myeshia Weaver	Embezzlement	P.D. 4
#2023-0106 10/09/23	Roy Mosby, Jr.	Ct. I - Fondling Ct. II - Sexual Battery Ct. III - Sexual Battery Ct. IV - Attempted Sexual Battery	B. Dorsey 4
#2023-0111 02/12/24	Demarcus Clemons	Fondling (2 counts) Sexual Battery (2 counts)	P.D.
#2023-0115 02/12/24	Johnny Hardy	Poss. Firearm by Felon	P.D.
#2023-0128 02/12/24	James Brackett	Ct. I - Shooting into Dwelling Ct. II - Poss. Firearm by Felon Ct. III - Burglary Ct. IV - Aggravated Assault Ct. V - Aggravated Assault (Sentencing Enhancement)	P.D.
#2023-0132 02/12/24	Zenas Cordell Tillis	Poss. Weapon by Felon (Habitual)	P.D.
#2023-0140 02/12/24	Demetri Parnell	Felony Fleeing	P.D.
#2023-0153 02/12/24	Robert Nash	Kidnapping (F/A Enh)	B. Dorsey
#2023-0157 02/12/24	Austin Tyler Padgett	Ct. I - Poss. Burglary Tools Ct. II - Burglary	P.D.
#2023-0162 02/12/24	Terry Dewayne Smith	Embezzlement	P.D.

**Tuesday, April 16, 2024****TRIALS**

#2016-0147 10/24/16	Marcus Lindsey	Sexual Battery-7 Cts. Fondling-2 Cts.	P.D. 54
#2022-0056 07/18/22	Willie Frank Roscoe	Ct. I - Drive by Shooting Ct. II - Domestic Aggravated Assault Ct. III - Aggravated Assault Ct. IV - Poss. of Firearm by Felon (Habitual)	A. Harris    13
#2023-0085 11/27/23 01/29/24	Jakeya Humphrey Vince Brown	Ct. I - Trafficking Cont. Substance Ct. II - Child Abuse Ct. I - Trafficking Cont. Substance Ct. II - Child Abuse	Koenig 3 P.D.

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**Tuesday, May 21, 2024****TRIALS**

#2023-0004 05/01/23 05/22/23	Quamane Allen Kendrick Parnell, Jr.	Ct. I - Murder (F/A Enh) Ct. II - Murder (F/A Enh) Ct. III - Attempted Murder (F/A Enh) Ct. IV - Accessory After the Fact	Simmons 8 Koenig 8
#2023-0098 10/09/23	Bryce Lec	Auto Burglary	Simmons 3
#2023-0062 08/07/23	Charlie Johnson	Murder (Firearm Enh)	P.D. 5

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**Tuesday, July 16, 2024****TRIALS**

#2021-0073 07/06/21	John Paul Polk	Cts. I - V - Sexual Battery	S. Perkins 17
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