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Criminal Practice Manual

CHAPTER REPLACEMENT

October 2025

Enclosed is the October 2025 Update for Criminal Practice Manual. Please note that, for ease of handling, the materials in this shipment may ship in more than one box.

Filing Instructions

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Highlights

This Update revises **Chapter 31: Speedy Trial** and includes updated research references, caselaw, and the following highlights:

- So far, several circuits have recognized the ruse exception in theory but found it inapplicable on the particular facts before them. (§ 31:8)
- There is a split among the federal appellate courts regarding whether a district court may grant an open-ended continuance under § 3161(h)(7)(A). (§ 31:21)
- For acquiescence to result in a waiver of speedy trial rights, the State must demonstrate more than mere passive acceptance and must produce some evidence of agreement to the delay by the defendant or defense counsel; there must be an express or implied agreement to the delay, and where acquiescence is at issue, prosecutors and the district courts are well advised to put consideration of the applicable time limit in the speedy trial statute on the record. (§ 31:27)

Your July shipment contains a revised Table of Cases and Index.

The Criminal Practice Manual can be found on Westlaw as the CRPMAN database.

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