

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

No. 5:75-26-CR-3

UNITED STATES OF AMERICA,

v.

JEFFREY R. MacDONALD,
Defendant.

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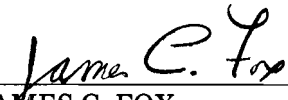
ORDER

The Clerk of Court is DIRECTED to schedule and notice a hearing for purposes of a status conference on **July 28, 2011**, at **10:30 a.m.**, Courtroom No. 1, Alton Lennon Federal Building, Wilmington, North Carolina. The purpose of this conference is to clarify appropriate procedures, establish deadlines and explore the parameters of matters on remand from the Fourth Circuit Court of Appeals. *See MacDonald v. United States*, ___ F.3d ___, 2011 WL 1474773 (4th Cir. April 19, 2011).

As this status conference is concerned only with scheduling and procedural matters, the defendant's presence is NOT required. *Cf.* 28 U.S.C. § 2255(c) ("A court may entertain and determine such [§ 2255] motion without requiring the production of the prisoner at the [evidentiary] hearing" conducted pursuant to § 2255(b)).

SO ORDERED.

This, the 23rd day of June, 2011.



JAMES C. FOX
Senior United States District Judge