1. Intro: When will trials resume? An update on what we know about the courts’ plans for phased-in resumption of arraignments, hearings, trials and the concerns about physical spacing and other logistical and legal considerations involved.
2. Topic introduction: what are the sources of our rights to speedy trials, speedy charging, and speedy sentencing?
3. Sources of law: U.S. Constitution, Vermont Constitution, statutes and administrative orders.
4. Purposes served/rights implicated by speedy trial:
* To prevent oppressive pretrial incarceration;
* To minimize anxiety and concern of the accused; and
* To limit the possibility that the defense will be impaired.
1. Let’s identify all the “speedy” guarantees:
* Speedy trial: Due process, bail statute, administrative order
* Speedy charging: Due process right to prompt charging, compare federal right with Article 10 right
* Speedy sentencing: Due process right to speedy sentencing
1. The Speedy Trial Test – a federal Sixth Amendment test: overview of the four Barker factors:
2. The length of the delay,
3. The reason for the delay,
4. The extent to which the defendant asserted the right, and
5. The prejudice to the defendant.
6. Putting this into action during Covid-19:
	1. Courts reaction to COVID-19.
	2. Can a judicial emergency order strip defendants of these rights?
	3. What do I need to file? When should I file? What remedy do I ask for?
	4. How do I prove my case? If I lose my speedy trial case, how do I preserve the issue for appeal? When can I get review of that decision?