

6.2 Grand Jury Proceedings.

- (a) **Composition or Term of Impaneled Grand Jury.** The impaneling judge or the clerk under supervision of the court decides a grand jury pool member's request to be excused from participating in grand jury selection, or, once selected, from continued service.
- (b) **Grand Jury Process or Proceedings.**
 - (1) **Form; Content.** Pre-indictment challenges to grand jury subpoenas, proceedings, or other grand jury matters, must be in writing, filed with the clerk under seal, and state all related facts including:
 - (A) the grand jury docket number;
 - (B) the date the subpoena was served;
 - (C) the date in the subpoena when the person served is to appear or produce documents; and
 - (D) the relevant law supporting the challenge to the subpoena.

Absent an ex parte order by the impaneling judge or a magistrate judge assigned to rule on the challenge, a motion filed by a private party must include proof of service of the motion on the government.

- (2) **Motion to Quash; Timing.** Absent good cause shown, a motion to quash or limit a grand jury subpoena must be filed and served 7 days before the date in the subpoena for a witness's appearance or the production of documents.
- (3) **Timing of Decision.** Upon the filing of a motion to quash or limit a grand jury subpoena, whenever possible the impaneling judge or assigned magistrate judge rules on the motion on or before the subpoena's return date.