

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.