

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,
Movant.

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ORDER

The movant's Motion to Continue Status Conference is ALLOWED. The Clerk of Court is DIRECTED to reschedule and notice a hearing for purposes of a status conference on **September 21, 2011, at 10:30 a.m.**, 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*, 641 F.3d 596 (4th Cir. 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 19th day of July, 2011.



JAMES C. FOX
Senior United States District Judge