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**UNITED STATES DISTRICT COURT  
DISTRICT OF ARIZONA**

United States of America,  
  
vs.  
  
Jared Lee Loughner,  
  
Plaintiff,  
  
Defendant.

CASE NO. 11cr0187 TUC LAB  
**ORDER DENYING DEFENSE  
REQUEST FOR ADVANCE  
NOTICE OF INTENT TO  
ADMINISTER ANTI-PSYCHOTIC  
MEDICATION**

The Court has received a one-sentence motion filed on behalf of the defendant requesting that reasonable notice be given to his counsel before the FMC Springfield staff administers anti-psychotic medication to him. The motion is **DENIED WITHOUT PREJUDICE.**

The Court is confident that the trained medical staff at the Federal Medical Facility are aware the defendant may not be *forcibly* medicated absent a suitability determination and authorization from this Court. *Sell v. United States*, 539 U.S. 166 (2003). If defense counsel is asserting a right to contest any *unforced* treatment regimen selected by the FMC medical staff — which, only if extant, implies a requirement that the FMC staff provide counsel with advance notice of the defendant’s *voluntary* decision to take anti-psychotic medication — counsel must file a supplemental motion, more than one sentence long, outlining the legal theory and caselaw supporting such a right. If counsel elects to file a supplemental motion,

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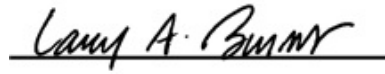
1 the Government shall have one week to file a response and opposition, or a statement of  
2 non-opposition.

3 **IT IS SO ORDERED.**

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5 DATED this 2<sup>nd</sup> day of June, 2011

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**HONORABLE LARRY ALAN BURNS**  
United States District Judge

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