

IN THE SUPREME COURT OF ALABAMA
June 10, 2019

ORDER

IT IS ORDERED that Rule 2.4, Alabama Rules of Criminal Procedure, be amended to read in accordance with the appendix to this order;

IT IS FURTHER ORDERED that the amendment of Rule 2.4 be effective immediately;

IT IS FURTHER ORDERED that the following note from the reporter of decisions be added to the follow the Rule 2.4:

"Note from the reporter of decisions: The order amending Rule 2.4, effective June 10, 2019, is published in that volume of Alabama Reporter that contains Alabama cases from __ So. 3d."

Parker, C.J., and Bolin, Shaw, Wise, Bryan, Sellers, Mendheim, Stewart, and Mitchell, JJ., concur.

Witness my hand this 10th day of June, 2019.



Clerk, Supreme Court of Alabama

**FILED
June 10, 2019
2:56 pm
Clerk
Supreme Court of Alabama**

APPENDIX

The judge or magistrate before whom a complaint is made may subpoena for examination any necessary witnesses. A judge or magistrate may use audio-video communication equipment to examine any necessary witnesses and to acknowledge under oath facts alleged in the complaint. The audio-video communication equipment shall operate in a manner that will allow the judge or magistrate and the witness simultaneously to view and orally communicate with each other. In the event a duly summoned witness fails to appear, the judge or magistrate is authorized to issue a writ of attachment for the defaulting witness, commanding that said witness be brought before the issuing judge or magistrate at once for the purpose of examination. If the judge or magistrate is reasonably satisfied from the complaint and the evidence, if any, submitted that the offense complained of has been committed and that there is probable cause to believe that the defendant committed it, the judge or magistrate shall proceed under Rule 3.1.