

**IMPEACHMENT TRIAL OF PRESIDENT DONALD JOHN TRUMP
PROPOSED PROCEDURES**

1. That on Monday, January 6, 2020, the Senate take up and adopt agreements regarding access to the Senate floor, galleries and wing during the impeachment trial, and an agreement to receive the House Managers and request attendance of the Chief Justice on Tuesday, January 7, 2020. (Such agreements to be identical or similar in form to 1999 agreements.)
2. That on Tuesday, January 7, 2020, the Senate receive the House Managers for the purpose of exhibiting the articles of impeachment; that the Senate adopt a resolution to authorize taking official photographs in the Senate Chamber of the swearing-in; that the Senate appoint a committee to escort the Chief Justice; that the oath be administered to the Chief Justice and Members of the Senate; and that the Senate issue, pursuant to Senate Impeachment Rule VIII, a summons to the President.
3. That the President be given until noon on Wednesday, January 8, 2020 to file his answer with the Secretary of the Senate;
4. That the House be given until noon on Thursday, January 9, 2020 to file its replication, together with the record, which will consist of those publicly available materials that have been submitted to or produced by the House Committee on the Judiciary and House Permanent Select Committee on Intelligence, including transcripts of public hearings or markups and any materials printed by the House of Representatives or the House Judiciary and Intelligence Committees pursuant to House Resolution 660. Such record will be admitted into evidence, printed and made available to Senators.
5. That if the House of Representatives wishes to file a trial brief, it be filed by 5:00 pm on Tuesday, January 7, 2020.
6. That the President be given until 5:00 pm on Wednesday, January 8, 2020 to file a trial brief.
7. That the House be given until 10:00 am on Thursday, January 9, 2020 to file a rebuttal brief.
8. That on January 7, 2020, pursuant to Rules V and VI of the Rules of Procedure and Practice in the Senate When Sitting on Impeachment trials, the Chief Justice, through the Secretary of the Senate, issue subpoenas for the taking of testimony by the following witnesses having direct knowledge of the Administration's decision in 2019 to delay security assistance funds to the government of Ukraine and its requests for certain investigations to be announced by the government of Ukraine: Robert Blair, Mick Mulvaney, John Bolton and Michael Duffey. That total time for testimony by each witness be limited to no more than 4 hours for examination by the House Managers, and

no more than four hours for examination by the President's counsel, including direct examination, cross examination, re-direct examination, and re-cross examination.

9. That pursuant to Rules V and VI of the Rules of Procedure and Practice in the Senate When Sitting on Impeachment trials, the Chief Justice, through the Secretary of the Senate, issue subpoenas for the production of certain electronic communications, memoranda and related records of the relevant senior officials in the White House, Office of Management and Budget, and Department of State regarding the Administration's decision to delay security assistance funds to the government of Ukraine and its requests for certain investigations to be announced by the government of Ukraine.
10. That the Sergeant at Arms be authorized to utilize the services of the Deputy Sergeant at Arms or any other employee of the United States Senate in serving the subpoenas authorized to be issued.
11. That the House Managers be recognized to make their opening presentation in support of the articles of impeachment beginning at 1:00 pm on Thursday, January 9, 2020 for a period not to exceed 24 hours, to be followed by the opening presentation by the President's counsel, also for 24 hours. Notwithstanding Rule XXII of the Rules of Procedure and Practice in the Senate When Sitting in Impeachment Trials, each side may determine the number of persons to make its opening presentation. The opening presentations shall be limited to argument from the record. The opening presentations may include excerpts of video recordings, *provided however*, that if either party wishes as part of its opening presentation to present exhibits in the form of video recordings, copies of such exhibits shall be presented to the other party no less than 24 hours prior to such exhibits being displayed in the Senate.
12. The House Managers may, if they wish, reserve a portion of their opening presentation time for rebuttal of the presentation by the President's counsel.
13. That following the opening presentations, the House Managers be recognized to call the witnesses named above, whose examinations shall proceed according to the foregoing provisions; and that following completion of testimony by those witnesses, the President's counsel be recognized to call any defense witnesses, whose examinations shall likewise proceed according to the provisions above.
14. That upon conclusion of testimony, Senators may question the parties for a period of time not to exceed 16 hours, equally divided, *provided further*, that the Chief Justice shall read questions by Senators of the majority party and minority party on an alternating basis.
15. That following completion of Senators' questions, the Senate proceed to final arguments as provided in the Impeachment Rules, waiving the two person rule contained in Rule XXII of the Rules of Procedure and Practice in the Senate When Sitting in Impeachment Trials, *provided further*, that the House Managers be recognized to open and close the final arguments, and that final arguments be limited to a period of not more than 3 hours for the House Managers and not more than 3 hours for the President's counsel.

16. That upon the conclusion of final arguments, the Senate begin deliberations in accordance with the rules of impeachment for a period of not more than 24 hours. *Provided however,* That no motion with respect to reopening the record in the case shall be in order, and: *provided further,* that it shall be in order for a Senator to offer a motion to suspend the rules to allow for open final deliberations with no amendments or motions to that motion in order; and the Senate shall proceed to vote on the motion to suspend the rules to provide for open Senate deliberations.
17. That upon completion of deliberations, the Senate proceed to vote on the Articles of Impeachment.