

CPL ARTICLE 350:  
NON-JURY TRIAL (LOCAL CRIMINAL COURT).

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Court **MAY** allow opening statements by parties (if so allows for one side, must also allow other); People go first.

Court **MAY** also allow closing statements by parties (if so allows for one side, must also allow other); Defendant goes first.

Any count not dismissed which the Court fails to render verdict upon shall be deemed "NOT GUILTY".

Court can also find to a lesser-included offense of a misdemeanor charge, if such be supported by the evidence.

Upon agreement by both sides, the Court can appoint a Judicial Hearing Officer (JHO) to try a single-judge case, with the same powers and to the same effect. **NO** JHO for Class A Misdemeanor!

Nassau County Administrative Judge can direct JHO to try certain District Court traffic cases *without* parties' consent.