

FILED  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF TEXAS

SEP 01 1994

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TEXAS

BY  
DEPUTY

CLERK  
*David Alvarez*

GENERAL ORDER RE DIVISIONAL ASSIGNMENT  
AND APPORTIONMENT OF CASES AMONG  
UNITED STATES MAGISTRATE JUDGES

It is ORDERED that matters referred and assigned to United States Magistrate Judges in this district shall be directed and apportioned as follows:

I. Division Assignments

<u>Division</u>	<u>Magistrate Judge</u>
Beaumont	Hon. Earl Hines Hon. Wendell C. Radford
Lufkin	Hon. Earl S. Hines (Civil) Hon. Harry W. McKee (Criminal) Hon. Wendell C. Radford (Civil)
Marshall	Hon. Harry W. McKee
Paris, Sherman & Texarkana	Hon. Robert W. Faulkner
Tyler-Criminal and Civil Non-Prisoner	Hon. Judith K. Guthrie (66.6%) Hon. Harry W. McKee (33.3%)
Tyler-Prisoner Civil	Hon. Judith K. Guthrie (50%) Hon. Harry W. McKee (33%) Hon. Robert W. Faulkner (17%)

II. Apportionment

In divisions served by more than one magistrate judge, matters referred and assigned as follows:

A. Civil Cases:

1. Prisoner suits shall be referred at the time of filing equally among magistrate judges with concurrent civil case responsibilities except as

specified above. Prisoner suits shall automatically be assigned to the magistrate judge to whom the case originally was referred when parties consent to trial and entry of judgment by a magistrate judge.

2. All other civil matters shall be referred or assigned randomly except as specified above or unless a specific order of the court directs otherwise.

**B. Criminal Cases:**


1. Magistrate judges shall rotate responsibilities for handling unscheduled matters and cases processed through the Central Violations Bureau (CVB) so that each has equal duty time.
2. Except when governed by General Orders 92-10 and 92-15:
  - a. Class A misdemeanor cases shall be assigned randomly to a magistrate judge when the case is filed except as specified above.
  - b. Class B and Class C misdemeanors and infractions, except **CVB** cases, shall be assigned to the duty magistrate judge at the time of defendants first appearance in this district.

**III. Miscellaneous**

- A. Assignment of additional duties to magistrate judges will be made as deemed appropriate.
- B. Transfers between magistrate judges to equalize dockets and for other appropriate reasons shall be entered from time to time upon concurrence of the transferee judge.
- C. This order is effective as of the date signed and supersedes all prior general orders governing divisional assignments and allocation of duties of magistrate judges. Individual district judges ad hoc and standing orders governing specific referrals and assignments of cases to magistrate judges are unaffected by this order.

Signed this 29<sup>th</sup> day of August, 1994.

**FOR THE COURT:**



**RICHARD A. SCHELL**  
Chief Judge