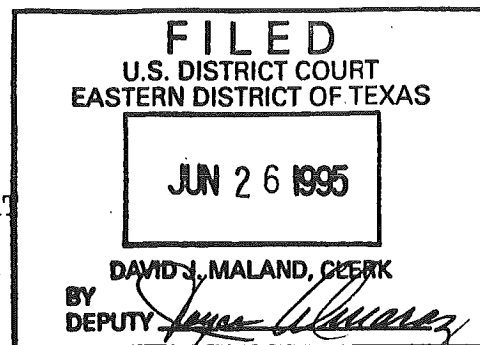GENERAL ORDER NO. 95-13

IN THE UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF TEXAS

AMENDED ORDER REGARDING MAGISTRATE JUDGES' HANDLING OF VENUE TRANSFERS IN PRISONER CIVIL ACTIONS

Because an order transferring venue is a non-dispositive order which may be entered by a magistrate judge pursuant to 28 U.S.C. 636(b)(1)(A), the district judges of this court conclude that it is not necessary for the magistrate judges to use the report and recommendation procedure in connection with 28 U.S.C. 1404 and 1406 or 28 U.S.C. 2241(d) transfers of venue in prisoner civil actions. Notwithstanding contrary language in earlier referral orders, magistrate judges are authorized to sign orders transferring prisoner cases to the proper or more appropriate district without utilizing the report and recommendation procedure.
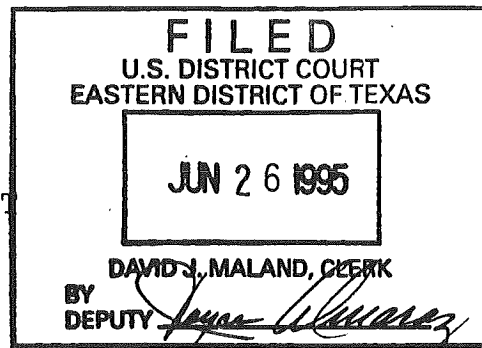
SIGNED this the 23rd day of June , 1995.

FOR THE COURT:

RICHARD A. SCHELL
Chief Judge

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FOR THE COURT:

Richard A. Schell
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Chief Judge