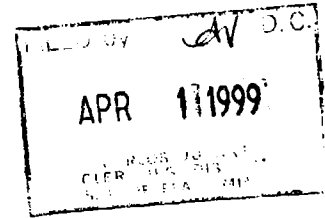


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

ADMINISTRATIVE ORDER NO. 99-27

IN RE:

**IMPLEMENTATION OF MAGISTRATE
JUDGE PAIRING ASSIGNMENT PLAN
IN MIAMI**




At a regularly scheduled meeting of the Judges of this Court, the issue of implementing a Magistrate Judge Pairing Assignment Plan in Miami was discussed. The Court unanimously adopted the attached Miami Magistrate Judge Pairing Assignment Plan.

Beginning April 1, 1999 and for three years thereafter, the Judges and Miami Magistrate Judges will be paired as follows:

- | | | |
|-------------------------------------|---|---|
| Magistrate Judge William C. Turnoff | - | Judge Donald L. Graham
Judge Joan A. Lenard |
| Magistrate Judge Ted E. Bandstra | - | Judge Donald M. Middlebrooks
Successor to Senior Judge Nesbitt |
| Magistrate Judge Stephen T. Brown | - | Chief Judge Edward B. Davis
Judge Ursula Ungaro-Benages |
| Magistrate Judge Barry L. Garber | - | Judge Shelby Highsmith
Judge Patricia A. Seitz |
| Magistrate Judge Robert L. Dubé | - | Judge Federico A. Moreno
Senior Judge William M. Hoeveler |
| Magistrate Judge Andrea M. Simonton | - | Judge Alan S. Gold
Senior Judge Lenore Carrero Nesbitt |
| Magistrate Judge John J. O'Sullivan | - | Judge K. Michael Moore
Senior Judge James Lawrence King |

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DONE AND ORDERED in chambers at the James Lawrence King Federal Justice Building,
99 Northeast Fourth Street, Miami, Florida, this 1st day of April 1999.



EDWARD B. DAVIS
CHIEF UNITED STATES DISTRICT JUDGE

- c: Chief Judge Joseph W. Hatchett, Eleventh Circuit
All Southern District Judges
All Southern District Magistrate Judges
United States Attorney
Federal Public Defender
Acting Chief Pretrial Services Officer
Lucy Lara, Case Assignment Administrator
Carlos Juenke, Court Administrator/Clerk of Court
Library

MIAMI MAGISTRATE JUDGE PAIRING ASSIGNMENT PLAN

Each Miami magistrate judge shall be assigned to two district judges beginning on April 1, 1999. The judges shall be paired to individual magistrate judges by the Chief Judge in consideration of the following:

- 1) the equal distribution of workload among the magistrate judges and,
- 2) the desire of the district judges, including senior judges, consistent with their seniority and the customary frequency of past referral to magistrate judges.

The pairing shall be for a period of three years in order to promote continuity in the processing of cases, while allowing each magistrate judge to have exposure to several district judges during his or her term.

As of April 1, 1999 and subsequently at the end of each three year period in all cases assigned to judges with whom the magistrate judge is not paired, each magistrate judge shall retain until disposition all previously referred fully briefed motions. In addition, each magistrate judge shall dispose of all other referred motions that become ripe for disposition in such cases until all fully briefed motions have been ruled upon by the magistrate judge. Upon the magistrate judge's disposition of all fully briefed motions in any case assigned to a district judge with whom the magistrate judge is not paired, the magistrate judge shall certify to the district judge to whom the case is assigned that all such motions have been ruled upon and the district judge will then issue an order directing the clerk to transfer the case to the new "paired magistrate judge." The magistrate judges shall use their best efforts to dispose of all motions in cases assigned to judges with whom they are not paired within 60 days of March 31, 1999 and within 60 days of the commencement of each three year rotation.

) Any consent trial, consent motion for summary judgment, and other “consent motion” shall remain with the magistrate judge who was assigned to the case when the consent was given.

District judges shall retain full discretion concerning the type and volume of matters referred. However, referrals shall be only to the “paired” magistrate judge, unless a district judge after conferring with and obtaining the agreement of the district judges with whom another magistrate judge is paired determined that a case or motions should be assigned to or remain with such other magistrate judge, e.g., because of a prior related case, because a magistrate judge has devoted substantial time to an unusually complex case, or for some other meritorious reason.

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