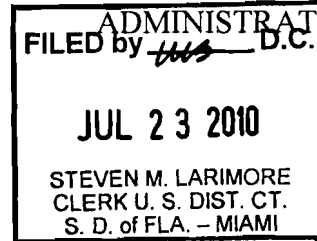


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA



**IN RE: MAGISTRATE JUDGE
RECUSAL WHEELS**

Numerous Administrative Orders have in the past established procedures for assignment of matters when Magistrate Judges recuse themselves in cases, including Administrative Orders 2003-111, 2007-06, 2007-42, 2009-50, and most recently 2010-79. Upon further review, the rules established by these various Administrative Orders require simplification for ease of administration. After consultation with the Judges of this Court and being otherwise advised of the premise set forth herein, it is hereby

ORDERED that as of the date of this order, and until further notice, recusals by Magistrate Judges of this Court, regardless of where a case is filed, shall be handled as follows:

Fort Lauderdale – Random and blind assignment to another Magistrate Judge from Fort Lauderdale. If all Fort Lauderdale Magistrate Judges recuse, then random and blind assignment to a Magistrate Judge from West Palm Beach. If all Fort Lauderdale and West Palm Beach Magistrate Judges recuse, then random and blind assignment to a Magistrate Judge from Miami.

West Palm Beach – Random and blind assignment to another Magistrate Judge from West Palm Beach. If all West Palm Beach Magistrate Judges recuse, then random and blind assignment to a Magistrate Judge from Fort Lauderdale. If all Fort Lauderdale and West Palm Beach Magistrate Judges recuse, then random and blind assignment to a Magistrate Judge from Miami.

Fort Pierce – Random and blind assignment to a Magistrate Judge from West Palm Beach. If all West Palm Beach Magistrate Judges recuse, then random and blind assignment to a Magistrate

Judges recuse, then there will be a random and blind assignment to a Magistrate Judge from Fort Lauderdale. If all Fort Lauderdale and West Palm Beach Magistrate Judges recuse, then there will be a random and blind assignment to a Magistrate Judge from Miami. Due to geographic considerations and for ease of administration, Magistrate Judge Lynch shall not be the recipient of any recusal assignments from other Divisions unless all of the Magistrate Judges in the District have recused and he sees no legal or ethical impediment in accepting such case.

Miami – All recusals by Miami Magistrate Judges shall be assigned to Magistrate Judge Jonathan Goodman, unless Akerman Senterfitt is counsel of record. If that firm is counsel of record or if Judge Goodman otherwise recuses, a random and blind assignment shall be made to another Magistrate Judge from Miami. If all Miami Magistrate Judges recuse, then there will be a random and blind assignment to a Magistrate Judge from Fort Lauderdale. If all Miami and Fort Lauderdale Magistrate Judges recuse, then there will be a random and blind assignment to a Magistrate Judge from West Palm Beach. Recalled Magistrate Judges shall not receive any recusal assignments and shall not be included in any recusal wheels.

This Order vacates all previous Administrative Orders to the extent that they address recusal procedures for Magistrate Judges, including but not limited to Administrative Orders 2003-11, 2007-06, 2007-42, 2009-50, and 2010-79.

DONE AND ORDERED in Chambers at Miami, Florida, this 22nd day of July 2010.



FEDERICO A. MORENO
CHIEF UNITED STATES DISTRICT JUDGE

Copies furnished as follows:
See attached

Administrative Order 2010-99

In re: Magistrate Judge Recusal Wheels

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c: Chief Judge Joel F. Dubina, Eleventh Circuit
All Southern District Judges
All Southern District Magistrate Judges
United States Attorney
Federal Public Defender
Court Administrator • Clerk of Court
Chief Probation Officer
Case Assignment Administrator
Library