

FILED

AUG 25 2023

Mark C. McCartt, Clerk
U.S. DISTRICT COURT

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA

IN THE MATTER OF THE DIVISION OF
CIVIL AND CRIMINAL CASES

GENERAL ORDER 23-07

IT IS HEREBY ORDERED that the Clerk of Court is directed to assign by random draw all cases as set forth below:

	<u>Civil A</u> ¹	<u>Civil B</u> ²	<u>Criminal A</u> ³	<u>Criminal B</u> ⁴	<u>Criminal C</u> ⁵
Judge Heil	6 in 38	1 in 5	10 in 30	5 in 15	2 in 6
Judge Frizzell	12 in 38	2 in 5	20 in 30	10 in 15	4 in 6
Judge Kern	8 in 38	none	none	none	none
Judge Eagan	12 in 38	2 in 5	none	none	none

Civil assignments A and B shall have both a District Judge assigned as the presiding judge and a Magistrate Judge assigned as the referral judge. Criminal assignments A, B and C shall only have a District Judge assigned as the presiding judge.

IT IS HEREBY ORDERED that the Clerk of Court is directed to assign to the Magistrate Judges by random draw all other civil cases as set forth below:

	<u>Civil C</u> ⁶	<u>Civil D</u> ⁷
Judge Jayne	5 in 20	5 in 20
Judge Little	5 in 20	5 in 20
Judge Huntsman	5 in 20	5 in 20
Judge Steele	5 in 20	5 in 20

- 1 Civil assignments A include actions arising under 28 U.S.C. §§ 2241, 2254 (except for death penalty/capital sentence cases), and 2255; Pro Se cases (except for social security appeals); appeals from Bankruptcy Court; and civil cases requesting preliminary injunctive relief.
- 2 Civil assignments B include death penalty/capital sentence actions filed under 28 U.S.C. § 2254.
- 3 Criminal assignments A involve four or fewer defendants.
- 4 Criminal assignments B involve five or more defendants.
- 5 Criminal assignments C involve four or fewer defendants where one of the defendants has been charged with Murder under the Major Crimes Act.
- 6 Civil assignments C include all social security appeals.
- 7 Civil assignments D include all civil cases not included in civil assignments A, B, or C.

Civil assignments C and D shall have only a Magistrate Judge assigned as the presiding judge. In the event a party declines Magistrate Judge jurisdiction, a District Judge will be randomly drawn from Civil assignment A and assigned as the presiding judge, and the previously assigned Magistrate Judge will be directly assigned to the case as the referral judge.

IT IS HEREBY ORDERED that the following exceptions should be made to the random assignment of cases indicated above.

The Court directs that the Clerk of Court assign civil forfeiture cases to the judge assigned to the underlying criminal case, where applicable.

The Court directs that the Clerk of Court assign civil cases created due to the filing of a 2255 Motion to Vacate, Set Aside or Correct Sentence by a Person in Federal Custody, to the judge assigned to the underlying criminal case.

IT IS HEREBY ORDERED that the Advisory Committees on Local Rules of Practice consider modifying or enacting local rules consistent with this general order when the local rules are next amended.

This General Order supersedes and vacates General Orders 00-08 and 23-05. This General Order shall be effective Monday, August 28, 2023.


IT IS SO ORDERED this 25th day of August, 2023.



JOHN F. HEIL III
CHIEF UNITED STATES DISTRICT JUDGE



GREGORY K. FRIZZELL
UNITED STATES DISTRICT JUDGE



CLAIRE V. EAGAN
UNITED STATES DISTRICT JUDGE