

**FILED**  
FEB 01 2018  
CLERK, U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA  
BY *[Signature]* DEPUTY

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA**

In the matter of )  
 )  
APPOINTMENT OF FULL-TIME )  
UNITED STATES MAGISTRATE )  
JUDGE )  
\_\_\_\_\_ )

General Order No. 666

The Court declares its desire to consider the appointment of a full-time United States Magistrate Judge for a period of eight (8) years, contingent upon a vacancy in the office which will be created when Magistrate Judge Peter C. Lewis retires in June 2018. For that purpose, the attached public notice will be published in the following general local newspapers: the San Diego Union Tribune and the Imperial Valley Press. Notice will also be published on the Court's website and distributed to the bar through CM/ECF.

In accordance with the requirements of § 420.30 *et seq.* of the Guide to Judiciary Policy's Chapter on the Selection, Appointment, and Reappointment of Magistrate Judges, the Court appoints the following persons to serve on the Merit Selection Panel:

- Joseph Leventhal, Chair
- Jami Ferrara
- Hon. Jeffrey Jones
- Peter J. Mazza
- Michele A. McKenzie
- Dennis H. Morita
- Stacie Patterson
- Hon. Louisa Porter (Ret.)
- Gregory A. Vega
- Kathy Brandenburg (Non-Lawyer)
- Jay Campbell (Non-Lawyer)

All of the Merit Selection Panel members have received written notice of the restriction in § 420.30.20(d) of the Regulations of the Judicial Conference of the United States Establishing Standards and Procedures for the Appointment and Reappointment of United States Magistrate Judges, which states the following:

(d) Restriction on Merit Selection Panel Members

- (1) In order for a former merit selection panel member to be considered for a magistrate judge position, one year must have elapsed between the application deadline for the position and the earlier of:
  - (A) The date when the panel on which the former member served submitted its report to the court, or
  - (B) The date when the former member resigned from the panel.
- (2) This restriction applies to a former member of a merit selection panel for the appointment or reappointment of a U.S. magistrate judge.
- (3) The Judicial Conference Committee on the Administration of the Magistrate Judges System (Magistrate Judges Committee) is authorized to grant waivers to this provision on an individual case basis.
  - (A) Requests for waivers should be submitted to the Magistrate Judges Committee by the chair of the merit selection panel that is recommending candidates for the magistrate judge position for which the former panel member seeks to apply.
  - (B) In its evaluation of a request for a waiver, the Magistrate Judges Committee may consider any factor it deems relevant, including, but not limited to:
    - (i) the foreseeability of a subsequent magistrate judge position at the time of the former merit selection panel member's service on the panel;
    - (ii) the size of the applicant pool for the subsequent position;
    - (iii) whether the panel member served on a standing panel;

- (iv) whether a waiver would advance the goal of achieving diversity in the applicant pool; and
- (v) any geographical concerns.

The Merit Selection Panel will review the applicants' experience, comments from members of the bar and the public, and other evidence of the applicants' good character, ability, and commitment to equal justice under the law. The Merit Selection Panel will provide to the Court in confidence, on or before **April 19, 2018**, a report containing the names of the five (5) best qualified applicants.

Dated:

*January 31, 2018*

*Barry Ted Moskowitz*  
BARRY TED MOSKOWITZ, Chief Judge  
United States District Court

## **PUBLIC NOTICE**

### **UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF CALIFORNIA**

The Judicial Conference of the United States has authorized the appointment of a full-time United States Magistrate Judge for the Southern District of California. This position will be based primarily in El Centro, California.

The present annual salary of the position is \$191,360, subject to periodic cost of living adjustments if authorized by law. The appointment is for a term of eight (8) years.

A full public notice for the Magistrate Judge position is posted in the Office of the Clerk of the United States District Court at 333 West Broadway, Suite 420, San Diego, CA 92101 and at 2003 W. Adams Avenue, Suite 140, El Centro, CA 92243. The notice is also available on the Court's website: [www.casd.uscourts.gov](http://www.casd.uscourts.gov).

**An original and eleven (11) copies of the application must be received no later than March 2, 2018.** Applications must be submitted only by applicants personally and should be addressed to John Morrill, Clerk of Court, United States District Court, 333 West Broadway, Suite 420, San Diego, CA 92101 or 2003 W. Adams Avenue, Suite 140, El Centro, CA 92243. Applications may also be personally delivered to 333 West Broadway, Suite 420, San Diego, CA 92101 or 2003 W. Adams Avenue, Suite 140, El Centro, CA 92243. Packages enclosing the application must be marked "Magistrate Judge Application."

Dated: January 31, 2018

## **PUBLIC NOTICE**

### **UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF CALIFORNIA**

The United States District Court for the Southern District of California has declared its desire to consider the appointment of a full-time United States Magistrate Judge, contingent upon a vacancy in the office which will be created when Magistrate Judge Peter C. Lewis retires in June 2018. This position will be based primarily in El Centro, California. The Southern District of California includes both San Diego and Imperial Counties. The duties of the position are demanding and wide-ranging.

The basic jurisdiction of the United States Magistrate Judge is set forth in 28 U.S.C. § 636. To be qualified for appointment, the applicant must:

- (a) Be, and have been for at least five years, a member in good standing of the bar of the highest court of a State, the District of Columbia, the Commonwealth of Puerto Rico, the Territory of Guam, the Commonwealth of the Northern Mariana Islands, or the United States Virgin Islands.
- (b) Have been engaged in the active practice of law for a period of at least five years. The court may consider as substitute experience for the active practice of law the following, including any combination thereof:
  - (1) Judge of a state court of record or other state judicial officer.
  - (2) U.S. magistrate judge, bankruptcy judge, or other federal judicial officer.
  - (3) Attorney for federal or state agencies.
  - (4) No more than two years as a law clerk to any judge or judicial officer or as a staff attorney or pro se law clerk in a court.
  - (5) Other types of substantial legal experience (subsequent to receipt of a law degree or license to practice law), not included in subparagraphs (1) through (4) above, which is suitable as a substitute in the opinion of the majority of the court.
- (c) Be competent to perform the duties of the office, of good moral character, emotionally stable and mature, committed to equal justice under the law, in good health, patient, courteous, and capable of deliberation and decisiveness when required to act on his or her own reason and judgment.
- (d) Not be related by blood or marriage to a judge of the appointing court or courts, within the degrees specified in 28 U.S.C. § 458, at the time of the initial appointment.

- (e) Not be seventy (70) years of age or older.

These qualifications are set forth in 28 U.S.C. § 631 and in § 420.10 *et seq.* of the Guide to Judiciary Policy's Chapter on the Selection, Appointment, and Reappointment of Magistrate Judges.

A Merit Selection Panel composed of attorneys and other members of the community will review the applicants and recommend to the District Judges in confidence the five (5) persons it considers best qualified for the position. The Court will make the appointment following an FBI full-field background investigation and an IRS tax check of the appointee and the Court's review and approval of the background checks. The individual selected must comply with the financial disclosure requirements pursuant to the Ethics in Government Act of 1978, Pub. L. No. 95-521, 90 Stat. 1824 (1978) (codified at 5 U.S.C. app. 4 §§ 101-111) as implemented by the Judicial Conference of the United States. The present annual salary of the position is \$191,360, subject to periodic cost of living adjustments if authorized by law. The appointment is for a term of eight (8) years.

Application forms and further information on the Magistrate Judge position may be obtained from the Court's website: [www.casd.uscourts.gov](http://www.casd.uscourts.gov). **An original and eleven (11) copies of the application must be received no later than March 2, 2018.** Applications must be submitted only by applicants personally and should be addressed to John Morrill, Clerk of Court, United States District Court, 333 West Broadway, Suite 420, San Diego, CA 92101 or 2003 W. Adams Avenue, Suite 140, El Centro, CA 92243. Applications may also be personally delivered to 333 West Broadway, Suite 420, San Diego, CA 92101 or 2003 W. Adams Avenue, Suite 140, El Centro, CA 92243. Packages enclosing the application must be marked "Magistrate Judge Application."

Dated: January ~~30~~<sup>31</sup>, 2018