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APR 04 2018

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

In the matter of)
)
APPOINTMENT OF TWO)
FULL-TIME UNITED STATES)
MAGISTRATE JUDGES)
_____)

General Order No. 670

The Court declares its desire to consider the appointment of two full-time United States Magistrate Judges, each for a period of eight (8) years, (1) due to Magistrate Judge David H. Bartick passing away in February 2018, and (2) contingent upon a vacancy in the office which will be created when Magistrate Judge Jan M. Adler retires in September 2018. For that purpose, the attached public notice will be published in the San Diego Union Tribune, a general local newspaper. 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
Nadia Bermudez
Robert Brownlie
Hon. Patricia Cowett (Ret.)
Jami Ferrara
Peter J. Mazza
Michele A. McKenzie
Hon. Randa Trapp
Gregory A. Vega
Jay Campbell (Non-Lawyer)
Mary Walshok (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 **July 12, 2018**, a report containing the names of the ten (10) best qualified applicants.

Dated: April 3, 2018

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