

# 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 Ruben B. Brooks retires in August 2016. This position will be based primarily in San Diego, 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 Virgin Islands of the United States.
- (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 \$186,852, 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 25, 2016.** 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. Applications may also be personally delivered to 333 West Broadway, Suite 420, San Diego, CA 92101. Packages enclosing the application must be marked "Magistrate Judge Application."

Dated: January 25, 2016