

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA

JUN 18 2004

JOHN F. CORCORAN, CLERK  
BY:  DEPUTY CLERK

IN RE: DIVISION OF CASES )  
AMONG DISTRICT JUDGES )      **STANDING ORDER NO. 2004-06**

The Clerk of Court is directed to implement the random assignment of cases and miscellaneous proceedings as follows:

(1) **Abingdon Division.** Civil cases and miscellaneous proceedings are to be assigned on rotation: two cases to Judge James P. Jones and one to Senior Judge Glen M. Williams; criminal cases are to be assigned on rotation: three cases to Judge Jones and one case to Judge Williams.

(2) **Big Stone Gap.** Civil cases and miscellaneous proceedings are to be assigned on rotation: two cases to Judge James P. Jones and one to Senior Judge Glen M. Williams; criminal cases are to be assigned on rotation: three cases to Judge Jones and one case to Judge Williams.

(3) **Charlottesville.** Cases and miscellaneous proceedings are to be assigned on rotation: one case to Judge Norman K. Moon and one to Senior Judge James H. Michael, Jr.

(4) **Danville.** All cases and miscellaneous proceedings are to be assigned to Senior Judge Jackson L. Kiser.

(5) **Harrisonburg.** Cases and miscellaneous proceedings are to be assigned on rotation: one case to Judge Samuel G. Wilson, one to Judge Glen E. Conrad.

(6) **Lynchburg.** All cases and miscellaneous proceedings are to be assigned to Judge Norman K. Moon.

(7) **Roanoke.** Cases and miscellaneous proceedings are to be assigned on rotation: (a) pro se prisoner cases: one to Judge Samuel G. Wilson, one case to Judge Glen E. Conrad, one case to Senior Judge James C. Turk, and one to Senior Judge Jackson L. Kiser, and (b) all other cases: one case to Judge Wilson, one to Judge Conrad, and one to Senior Judge Turk.

(8) **Capital Cases.** Criminal cases in which one or more of the defendants is eligible for the death penalty are to be assigned to the active district judges in the rotation of criminal cases for the division in which the case arises. If there is more than one active district judge in the rotation of criminal cases for that division, the case is to be assigned to the active district judge next in rotation who is not currently assigned a capital case, or who is currently assigned the least number of capital cases. Habeas cases in which the petitioner is under sentence of death are to be assigned to the active district judges in the district in rotation by order of seniority, regardless of the division in which the case arose.

(9) **Miscellaneous.** In the event a judge has a conflict in a case or miscellaneous proceeding that would have been assigned him under the rotation, the Clerk shall assign that case to the next judge in the rotation without a conflict, and shall assign the disqualified judge two cases when he is next in the rotation. Cases in the Lynchburg division in which Judge Norman K. Moon has conflicts are to be assigned on rotation: one case to Senior Judge James C. Turk, one to Judge Samuel G. Wilson and one to Judge Glen E. Conrad. Cases in the Danville division in which Judge Jackson L. Kiser has conflicts are to be assigned on rotation: one case to Senior Judge James C. Turk, one to Judge Samuel G. Wilson and one to Judge Glen E. Conrad.

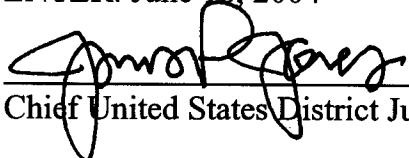
The Clerk shall assign a new case or miscellaneous proceeding that is related to a pending case or miscellaneous proceeding within the division to the district judge before whom the related case or miscellaneous proceeding is pending, and in the event of multiple related filings (five or more related cases), shall obtain the guidance of the judges within the division before making the assignment and determining its effect on the rotation within that division.

Nothing in this order shall be construed to prevent any district judge from relinquishing any case on his docket or from reassigning any case on his docket to a judge in the rotation in that division with the consent of the judge to whom the case is reassigned.

This standing order supersedes all prior case assignment orders and memoranda of this Court.

The Clerk is directed to enter this order in the order books for each division of this Court.

ENTER: June 18, 2004

  
Chief United States District Judge