IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO

Procedure for Assigning Multi-Defendant Criminal Actions

Filed 12-18-98

It is the determination of the Judges of this Court that all criminal actions containing twenty (20) or more defendants should be assigned equally between the Judges in each division of the Court.

In Columbus and Cincinnati, the Clerk shall prepare a separate and additional deck of assignment cards comprising all of the Judges of that division accepting criminal assignments. The deck shall contain one card for each such Judge. The cards shall be shuffled and numbered. The cards shall thereafter be placed in envelopes containing the same number as the card. The assignment cards shall be placed in the envelopes in such a manner as to preclude any ability to determine the Judge named on the card without opening the envelope.

The envelopes shall be sealed and remain in the custody of the Office Manager. The lowest numbered card shall be used to assign a Judge in the normal procedures of that office whenever a criminal action containing twenty (20) or more defendants is filed.

When the cards are exhausted, the Office Manager shall make a confidential report of the deck to the Judges of that division and make a new and replacement deck as set forth herein. When the new deck is prepared, the Clerk shall make any adjustments to the cards necessitated by activities which occurred during the administration of the prior deck. These adjustments shall be explained to the involved Judges in the confidential memorandum.

No deviation from these instructions shall be permitted without consulting with the Clerk of Court who shall, in turn, consult with the Senior Active Judge present in the division and/or with the Chief Judge of the District.

These instructions shall apply to the Dayton Division whenever criminal assignments are routinely made to more than one Judge of the Court at that location.

IT IS SO ORDERED

Walter Herbert Rice, Chief Judge
United States District Court

Herman J. Weber, Judge
United States District Court

James L. Graham, Judge
United States District Court

George C. Smith, Judge
United States District Court

Sandra S. Beckwith, Judge
United States District Court

Susan J. Dlott, Judge
United States District Court

Edmund A. Sargus, Jr., Judge
United States District Court

Algenon L. Marbley, Judge
United States District Court

Joseph P. Kinneary, Senior Judge
United States District Court

S. Arthur Spiegel, Senior Judge
United States District Court

John D. Holschuh, Senior Judge
United States District Court