FILED IN THE UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON
NOV 1 1961
HAROLD W. ANDERSON, CLERK
Deputy Clerk

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

IN THE MATTER OF THE )
DIVISION OF COURT BUSINESS )

ORDER

Pursuant to the provisions of Title 28 U.S.C., Section 137, it is hereby agreed and ordered by the undersigned judges of this court that the division of this court's business among the judges and the assignment of such business to the calendars of the undersigned judges and Senior Judge John C. Bowen, respectively for hearing, trial and disposition be and are hereby made as follows:

1. Of the civil cases and proceedings hereafter filed at Seattle, including all Bankruptcy Act, bank insolvency, Security and Exchange Commission cases, all denaturalization, nationality and deportation proceedings, and including all marine admiralty, condemnation and forfeiture cases filed on the admiralty side of the court, proceedings for review of awards under the Longshoremen's and Harbor Worker's Act and proceedings respecting the wages and effects of deceased and deserting seamen and excepting those special assignments as hereafter set forth, are hereby assigned to the respective calendars of the judges as follows:

To Judge William J. Lindberg - three-ninths of said cases; to Judge William T. Beeks - three-ninths of said cases; to Judge John C. Bowen - two-ninths of said cases; and to Judge George H. Boldt - one-ninth of said cases. Accordingly, the clerk is directed to assign to the respective calendars of the judges the matters in this paragraph mentioned, beginning with the effective date of this order and continuing thereafter, in accordance with the following formula applied successively to each nine-case group of each class of cases, civil, admiralty, and those bankruptcy cases requiring action by a judge as and when each case of such group is filed or action becomes necessary.

To Judge Lindberg's calendar the first, fourth, and seventh of each class of cases; to Judge Beeks' calendar the second, fifth, and eighth of each class of cases; to Judge Bowen's calendar the third and sixth of each class of cases; to Judge Boldt's calendar the ninth of each class of cases.

2. The criminal causes hereafter filed at Seattle are hereby assigned to the respective calendars of the judges as follows: To Judge Lindberg two-fifths of said cases; to Judge Beeks two-fifths of said cases, and to Judge Boldt one-fifth of said cases. Accordingly, the clerk is directed to assign criminal cases to the respective calendars of the judges beginning with the effective date of this order and continuing thereafter, in accordance with the following formula applied successively to each five-case group of criminal cases as and when such cases are filed:

To Judge Lindberg's calendar the first and third of each criminal case; to Judge Beeks' calendar the second and fourth of each criminal case; and to Judge Boldt's calendar the fifth of each criminal case.

3. Proceedings under Section 2255 of Title 28 U.S.C. are assigned to and shall be handled by the judge who imposed the sentence involved therein.

4. As to matters before the court in Seattle Judge Lindberg shall handle and have responsibility for the call and discharge of grand juries, the return of indictments, initial proceedings under Criminal Rules 7 and 20 for waiver of indictment and transfer for plea and sentence, removal of defendants under Criminal Rule 40, hearings upon United States Commissioner transcripts or concerning matters pending before such Commissioner and proceedings relating to the apprehension or detention of material witnesses.

5. As to matters before the court in Seattle Judge Beeks shall handle and have responsibility for naturalization proceedings, including contested petitions, habeas corpus petitions

(whether or not addressed to a named judge) not assigned under paragraph one herein, all criminal cases relating to illegal entry by aliens and all unassigned ex parte matters.

6. Petitions filed in Seattle for admission to the bar shall be presented to and heard by Judge Lindberg.

7. All causes and proceedings filed at Tacoma, and all habeas corpus proceedings (whether or not addressed to a named judge) instituted by or for persons detained in the Southern Division of this court, and all matters relating to grand juries and their sessions in that division, are hereby assigned to Judge Boldt for handling and disposition. The clerk is directed to assign such Tacoma and Southern Division matters to Judge Boldt. Petitions filed in Tacoma for admission to the bar shall be presented to and heard by Judge Boldt.

8. The civil causes and proceedings filed at Bellingham and the criminal cases filed in Seattle with venue laid at Bellingham are hereby assigned equally to Judge Lindberg and Judge Beeks for their handling and disposition. Accordingly, the clerk is directed to assign alternately each class of cases to the respective calendars of Judges Lindberg and Beeks. All other unassigned matters before the Court at Bellingham shall be handled by Judge Lindberg during the April term and by Judge Beeks during the October term.

9. If immediate action is necessary in any case or proceeding assigned to a particular judge and that judge is unavailable for any reason any other judge may hear and dispose of the matter requiring immediate attention but such action shall not constitute a reassignment of the case or proceeding.

10. When civil or criminal actions involving a common question of law or fact are assigned to different judges and it appears to the clerk that there may be good reason to assign all of said actions to one judge the clerk shall inform Judge Lindberg of the matter and upon direction the clerk shall transfer

the actions to the calendar of one judge for handling and disposition.

11. As to any other matter or proceeding not provided for under this division of business order, the clerk shall assign the same to Judge Lindberg for handling and disposition or further assignment.

12. Notwithstanding the foregoing provisions, each of the judges of this court shall have and perform any and all of the authority and duty otherwise by law conferred upon him to hear, try and dispose of any and all of the cases, matters and business of this court when he consents to do so.

13. All conflicting agreements and orders concerning the division of the court's business heretofore had or made are vacated by this order.

The effective date of this order shall be November 1, 1961.

DATED this 31st day of October, 1961.

William J. Lindberg

United States District Judge

Rita K. Baedt

United States District Judge

[illegible]

United States District Judge

## DIVISION OF BUSINESS EFFECTIVE NOVEMBER 1, 1961

### CIVIL & ADMIRALTY

ASSIGN ALL CASES BETWEEN JUDGES IN THIS ORDER, with exceptions listed below:

1. Lindberg
2. Beeks
3. Bowen
4. Lindberg
5. Beeks
6. Bowen
7. Lindberg
8. Beeks
9. Boldt

### CRIMINAL CASES

1. Lindberg
2. Beeks
3. Lindberg
4. Beeks
5. Boldt

2255 Cases to Judge who heard the case.

### JUDGE LINDBERG

Grand Jury proceedings

Criminal Rule 7 (Waiver of Indictment)

Criminal Rule 20 (Transfer for Plea and Sentence)

Criminal Rule 40 (Removal)

Hearings on U.S. Commissioner Transcripts or concerning matters pending before the Commissioner and proceedings relating to materialwitnesses.

Petitions for admission to the Bar of this Court

Transfer of ralated cases to one Judge (Clerk take up with him)

One-half of cases at Bellingham.

### JUDGE BEEKS

Naturalization at Seattle

Habeas Corpus proceedings (other than regularly assigned)

Criminal Illegal entry cases.

Unassigned ex parte matters.

One-half of cases at Bellingham.

### JUDGE BOLDT

All Tacoma matters.

### BELLINGHAM CASES

All cases alternate between Judges Lindberg and Beeks.

All criminal cases Bellingham venue filed at Seattle alternate between Judges Lindberg and Beeks.
Lindberg -- April Term; Beeks -- October Term.