UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

IN THE MATTER OF RULES)
OF THIS COURT.)

O R D E R

FILED IN THE UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON NORTHERN DIVISION
APR 24 1940

On this 24th day of April, 1940, effective on and after this date, the following Rules in addition to those already in effect are by the Court by action of a majority of the judges thereof hereby made, adopted and promulgated as Rules of this Court, to-wit:

In all civil actions tried by jury, including those to which the Federal Rules of Civil Procedure are not made applicable as well as those to which such Rules are applicable, the court may direct that one or two jurors in addition to the regular panel be called and impanelled to sit as alternate jurors. Alternate jurors in the order in which they are called shall replace jurors who, prior to the time the jury retires to consider its verdict, become unable or disqualified to perform their duties. Alternate jurors shall be drawn in the same manner, shall have the same qualifications, shall be subject to the same examination and challenges, shall take the same oath, and shall have the same functions, powers, facilities, and privileges as the principal jurors. An alternate juror who does not replace a principal juror shall be discharged after the jury retires to consider its verdict. If one or two alternate jurors are called each party is entitled to one peremptory challenge in addition to those otherwise allowed by law. The additional peremptory challenge may be used only against an alternate juror, and the other peremptory challenges allowed by law shall not be used against the alternates.

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When any action or proceeding on the calendar of a judge of this court is to be dismissed upon stipulation of the parties or upon plaintiff's motion before defendant's appearance, the order for such dismissal may in the absence of the judge on whose calendar the matter is pending be signed and entered by any other judge of this court who is present and consents to hear the matter.

It is further hereby ORDERED that a certified copy of this order containing these rules be by the Clerk furnished to the Attorney General of the United States and that a certified copy thereof be so furnished to the Director of the Administrative Office of the United States Courts, and that one such copy be so furnished to the Supreme Court of the United States.

John C. Bowen
District Judge

Lloyd F. Black
District Judge