

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

**IN RE:           ABROGATION OF CERTAIN STANDING ORDERS**

**STANDING ORDER NO. 2010-3**

The Court having previously adopted Local Rules, which Local Rules incorporate the subject matters of certain of the Court's previously entered Standing Orders, the prior Standing Orders of this Court referred to in the attached Appendix as "Eliminate" are hereby abrogated as of the effective date of the Local Rules and shall be of no further force and effect thereafter. Standing Orders referenced in the attached Appendix as "Retain" shall remain in effect.

It is so **ORDERED**.

For the Court:

ENTER: March 9, 2010

/s/ JAMES P. JONES  
Chief United States District Judge

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

**APPENDIX TO STANDING ORDER NO. 2010-3**

**I. DISTRICT JUDGES**

**A. Standing Orders**

**Retain:**

1. Recusal of Judges 06/22/99
3. Division of Cases Among District Judges 2010
5. Appeals Costs Bond Requirements: Judge Kiser's Cases  
02/15/96
8. Fugitive Master Docket 12/29/99
12. Participation of Senior District Judges in Court Governance  
Matters 9/29/08

**Eliminate:**

2. Non-Filing of Discovery for Judge Moon 12/24/97
4. Non-Filing of Discovery for Judge Jones 09/12/96
6. Non-Filing of Discovery for Judge Wilson 07/24/90
7. Non-Filing of Discovery for Judges Turk and Kiser 07/31/89
9. Alternative Dispute Resolution 10/29/03
10. Non-Filing of Discovery for Judge Conrad 11/20/03

11. Cases Assigned to Senior United States Judge Glen M. Williams 8/29/2006

## **II. MAGISTRATE JUDGES**

### **A. Standing Orders**

#### **Retain:**

2. Reappointment of Pamela Meade Sargent (2005)
5. Appointment of Michael F. Urbanski 1/23/04
6. Reappointment of Judge James G. Welsh 6/12/08
7. Cumberland Gap National Historical Park 5/5/08
8. Cumberland Gap National Historical Park 5/5/09
9. Reappointment of Judge B. Waugh Crigler (2005)

#### **Eliminate:**

1. Designation of Magistrate Judges 2/5/04
3. Referral of Civil Cases to Magistrate in Charlottesville 11/26/97
4. Appointment of Advisory Panel 06/16/97

### **B. Rules of Court**

#### **Retain:**

1. Order Adjoining District Jurisdiction in Certain Criminal Matters by U.S. Magistrate Judges 12/28/93

**Eliminate:**

2. Authority of U.S. Magistrates and Amendments 05/02/88

**III. ATTORNEYS**

**A. Standing Orders**

**Eliminate:**

1. Virginia Bar Code ID Numbers 01/31/92

**B. Rules of Court**

**Eliminate:**

1. Attorney Admissions 04/21/08

**C. Plans**

**Retain:**

1. Rules for Disciplinary Enforcement 11/04/92
2. Rules for Disciplinary Enforcement 11/06/98
3. Criminal Justice Act Plan 4/24/07
4. Third Year Practice Rule 07/10/74
  - a. Amendment of Third Year Practice Rule 7/10/06

## **IV. COURT**

### **A. Standing Orders**

#### **Retain:**

1. Corporate Disclosures 05/15/00
6. Re-opening of Big Stone Gap Division 07/02/79
7. Criminal Bond 12/10/75

#### **Eliminate:**

2. Providing for the Times When Terms of Court Shall Be Held  
12/09/97
3. Continued Operations During a Lapse in Appropriations 09/29/95
4. Reference of Cases to Bankruptcy Judges and/to Conduct Jury  
Trial upon Consent 12/06/94
5. Divisions in Western District of Virginia 02/10/92
8. Redaction of Personal Identifiers from All Pleadings - Amended  
11/1/05
9. Procedural Rules for Electronic Case Filing 2/2/04
10. Filing of Civil Complaints and Payment and Refund of Filing Fees  
11/16/06

### **B. Plans**

#### **Retain:**

1. Equal Opportunity Plan 03/25/87

2. Employment Dispute Resolution Plan 07/13/00

## **V. COURT REPORTERS**

### **A. Standing Orders**

#### **Retain:**

1. Fees for Transcripts 03/27/03

### **B. Plans**

#### **Retain:**

1. Court Reporters 08/10/92

## **VI. FUNDS AND FINANCIAL**

### **A. Standing Orders**

#### **Retain:**

1. Guidelines for Deposit of Registry Funds 04/07/98
2. Authorization for Collection of Special Assessments and Fines Prior to Sentencing 06/02/95

#### **Eliminate:**

3. Guidelines for Investment of Funds on Deposit in the Registry Account 5/25/05

## **VII. JURY**

### **A. Standing Orders**

#### **Retain:**

1. Jury Excuses 11/16/66
2. Impaneling of the Grand Jury 11/17/03
3. Amend the Petit Jury Term of Court for the Harrisonburg Division 07/19/04
4. Grand Jury Panel Serving in the Charlottesville Division 1/23/07
5. Establishing a Grand Jury Panel in Harrisonburg 1/23/07

### **B. Plans**

#### **Retain:**

1. Jury Plan 5/12/09

## **VII. PETTY OFFENSES**

### **A. Standing Orders**

#### **Retain:**

1. Issuance of Warrant in Lieu of Summons 06/14/89
2. Rule 58 Forfeiture of Collateral in Lieu of Appearance 04/07/98
  - a. Schedule A - National Park Service 01/23/07
  - b. Schedule B - U. S. Forest Service 07/20/09
  - c. Schedule C - Corp of Engineers 06/17/05
  - d. Schedule D - VA Medical Center 04/07/98

- e. Schedule E - GSA 04/30/84
- f. Schedule F - Radford Army Ammunition Plant 04/07/98
- g. Schedule G - U. S. Fish and Wildlife Service 10/31/07
- h. Schedule H - Bureau of Land Management 04/07/98

## **IX. PRESS**

### **A. Standing Orders**

#### **Eliminate:**

- 1. Free Press and Fair Trial 03/23/83

## **X. PRETRIAL LITIGATION**

### **A. Standing Orders**

#### **Eliminate:**

- 1. Rule 16(b) Patent/Antitrust Cases 09/28/84

### **B. Plans**

#### **Retain:**

- 1. Civil Justice Expense and Delay Reduction Plan 06/13/96
  - a. Civil Justice Expense and Delay Reduction Plan Attachment
- 2. Civil Justice Expense and Delay Reduction Plan 02/12/01

#### **Eliminate:**

- 3. Alternative Dispute Resolution Processes in Civil Cases 7/12/07



## **XI. PRISONER**

### **A. Standing Orders**

#### **Eliminate:**

1. Pro Se Prisoner Civil Rights Cases/Filing Motion for S/J 05/03/96
2. Temporary Custody of Prisoners by Federal Law Enforcement Agents 3/15/05
3. Temporary Custody of Inmates by U.S. Marshal 12/19/75
4. Filing and Processing Pro Se Prisoner Civil Rights and Tort Claims Cases and Petitions for Writs of Habeas Corpus 5/26/06

## **XII. PROBATION**

### **A. Standing Orders**

#### **Retain:**

1. Possession of Firearms & Oleoresin Capsicum by Probation Officer 06/17/04
2. Probation Travel in GSA Vehicles 09/26/91
3. Pre-Sentencing Reports 07/06/89
4. Probation Records 07/01/79
5. Access of Probation Officers to Files for PSI Reports 12/11/75
6. Authorization for Transport of Nongovernmental Personnel in Government-Owned Vehicles 10/16/2006

### **XIII. RECORDS AND EXHIBITS**

#### **A. Standing Orders**

##### **Retain:**

2. Disposal of Court Records 07/07/09

##### **Eliminate:**

1. Sealed Documents 3/15/05
  - a. Sealed Documents Amendment 12/12/07
  - b. Sealed Documents Amendment Effective 12/10/07 1/14/08
3. Trial Exhibits 04/11/88
4. Disposition of Exhibits 09/13/85

### **XIV. SENTENCING**

#### **A. Rules of Court**

##### **Retain:**

2. Adoption of Additional Standard Conditions of Probation and Supervised Release in Criminal Cases Involving Sex Offenses 08/20/07

##### **Eliminate:**

1. Local Procedure for Guideline Sentencing 04/07/98

3. Protocol for Determination of Possible Reduction of Sentences under the Amended Crack Cocaine Guideline 02/06/08

## **XV. SOCIAL SECURITY**

### **A. Standing Orders**

#### **Retain:**

4. Development of Social Security Cases Assigned to Judge Conrad 1/1/2005
6. Civil Social Security Cases Samuel G. Wilson 2/13/2006

#### **Eliminate:**

1. Application to Proceed w/o Prepayment of Funds 01/20/00
2. Filings in Abingdon and Big Stone Gap 10/01/98
3. Disability Filings 04/07/98
5. Briefing of Social Security Cases 3/10/05

## **XVI. SPEEDY TRIAL ACT**

### **A. Plans**

#### **Retain:**

1. Speedy Trial Act 07/01/80
  - a. RE: Speedy Trial Act 6/23/2006.