

GENERAL ORDER NO. 1

GENERAL POLICY OF JUDGES REGARDING RETIREMENT

WHEREAS, a number of the present Judges of this Court plan to retire from regular active service when or after they become eligible under the terms of 28 U.S.C. 371(b), and other applicable statutes; and

WHEREAS, said Judges, in such case, have indicated that they will be willing to continue to perform judicial duties pursuant to Title 28 U.S.C. §294; and

WHEREAS, in case of such retirement under said statute, said Judges desire to retain their offices and perform judicial duties in this District, and in other Districts as assigned;

IT IS ORDERED that

(1) Said Judges shall retain the use of the courtrooms which they presently occupy and the adjoining suites and chambers, including the library now charged on their inventory, together with additions thereto;

(2) Upon the qualification of the successors to said Judges, court reporters and courtroom deputy clerks will be appointed for the Court, and assigned to service the Senior Judges of the Court;

(3) Said Judges will retain the civil and criminal cases received by them in the regular course of business prior to the date of retirement until (1) disposed of in the orderly course of their official duties, or (2) returned by said Judges to the civil pool or the Master Criminal Calendar for reassignment, or (3) until, subject to the approval of the majority of the Court, reassigned by said Judges to the successor to said Judges;

(4) Said Judges may accept from the Assignment Committee, from time to time, such civil cases as they and the Assignment Committee may agree upon;

(5) Said Judges may accept from the criminal calendar, from time to time, such criminal cases as they and the Judge in charge of the Criminal Calendar may agree upon.

It is understood that the terms and provisions of the within General Order apply to said Judges individually and collectively.

DATED: February 19th, 1970.

RE: GENERAL POLICY AS TO RETIREMENT:

IT IS RESOLVED:

That effective forthwith, and until further order of a majority of the Judges of this District in regular active service, it shall be the policy of the Judges of this District that any Judge of this District, who is eligible and elects to retire by reason of length of service or disability, shall be privileged to retain the use of his chambers and his courtroom, so long as he is rendering part-time service as a Senior District Judge and meeting the standards of the Judicial Conference of the United States necessary to the retention of a secretary, or such other staff as he may desire to retain, to-wit: Doing a "substantial amount" of judicial work. (See Report of Judicial Conference of the United States, Sept., 1950, pp. 21-22.) In the event of a subsequent change of this policy, such change shall not affect any Senior Judge who has retired in reliance upon it.

DATED: February 19th, 1970.

Approved by the Director of the Administrative Office
on March 11, 1970.

Approved by the Ninth Circuit Judicial Council on March
13, 1970.