

LR crim 58.1

**ASSIGNMENT OF ~~CRIMINAL MATTERS~~ MISDEMEANORS TO MAGISTRATE  
JUDGES**

**~~(MISDEMEANORS)~~**

~~(a) Criminal Cases.~~ All misdemeanor cases filed by indictment, complaint, or information shall be assigned to a ~~full-time~~ Magistrate Judge who shall proceed in accordance with 18 U.S.C. § 3401 and Rule 58 of the Federal Rules of Criminal Procedure. Misdemeanor cases filed by indictment or information shall be assigned to a ~~full-time~~ Magistrate Judge by automated random selection, with the exception of cases brought before the ~~full-time~~ Magistrate Judges sitting in Flagstaff and in Yuma, which shall be directly assigned such cases. All other misdemeanors, ~~except petty offense cases processed by the Central Violations Bureau,~~ shall be assigned to any Magistrate Judge designated by those rules to try misdemeanors. Any Magistrate Judge may act in the absence or unavailability of the assigned Magistrate Judge. In the case of a Class A misdemeanor, if the defendant does not waive trial, judgment, and sentencing before a District Judge of the District Court and does not consent to those proceedings before the Magistrate Judge, the case shall be promptly referred to the Clerk of Court for assignment to a District Judge and the defendant shall be directed to appear before the assigned District Judge.