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NOVEMBER 8, 2022

CLERK US DISTRICT COURT
DISTRICT OF ARIZONA

BY *s/ M. Everette* DEPUTY

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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

In the matter of

DIRECT ASSIGNMENT OF CIVIL
RIGHTS COMPLAINTS DURING
PENDENCY OF EXECUTION
PROCEEDINGS

GENERAL ORDER 22-26

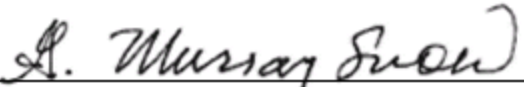
Local Rule of Civil Procedure 3.7(d) requires the random assignment of capital habeas corpus petitions. Rule 3.7(e) requires the random assignment of complaints and non-capital habeas corpus petitions filed by prisoners. Rule 3.7(e) further provides subsequent complaints and non-capital habeas corpus petitions filed by the same prisoner will be assigned to the same District Judge. These rules often prevent a civil rights matter filed by a prisoner on death row from being assigned to the District Judge who presides over that prisoner’s capital habeas corpus petition. Because prisoners on death row are housed in the Phoenix Division, any civil rights action filed will be assigned to a Phoenix Division judge despite the fact those prisoners’ capital habeas corpus petitions may have been filed in the Tucson Division and assigned to a Tucson Division District Judge.

IT IS ORDERED, to ensure the equitable distribution of cases and efficient use of resources among the District Judges, any civil rights action filed by a prisoner with an active warrant of execution or for whom the state is actively seeking such a warrant shall be assigned to the District Judge who presided over the prisoner’s capital habeas corpus petition, regardless of division. This General Order shall be reviewed upon the Local Rules

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Committee's final consideration of the pending proposal addressing this issue.

Dated 8th day of November, 2022.



G. Murray Snow
Chief United States District Judge