

GENERAL ORDER NO. 89-27

**FILED**  
U. S. DISTRICT COURT  
EASTERN DISTRICT OF TEXAS

NOV 21 1989

MURRAY H. HARRIS, CLERK

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS

It appearing that the Director of the Administrative Office of the United States Courts, U. S. District Court, Eastern District of Texas, and the Judicial Council of the U. S. Court of Appeals, Fifth Circuit, have authorized the appointment of a full-time United States Magistrate, to fill a position presently vacant in the Beaumont Division, at Beaumont, Texas; and the Judges of this Court desiring to appoint a full-time Magistrate to fill this position; accordingly, it is

**ORDERED** that the following named persons shall be, and they are hereby, appointed to a Merit Selection Panel as prescribed by Chapter 3 of the "Regulations of the Judicial Conference of the United States Establishing Standards and Procedures for the Appointment of United States Magistrates," viz.:

Mr. John Bissell  
Strong, Pipkin, Nelson & Bissell  
1400 San Jacinto Building  
595 Orleans  
Beaumont, Texas 77701

Mr. Walter Crawford, Jr.  
Wells, Peyton, Beard, Greenberg, Hunt &  
Crawford  
P. O. Box 3708  
Beaumont, Texas 77704

Mr. Glenn Godkin  
First InterState Bank  
3535 Calder  
Beaumont, Texas 77706

Dr. E. Linn Heartfield  
2900 North Street  
Beaumont, Texas 77701

Mr. Jack L. Koshkin  
2666 Calder  
Beaumont, Texas 77702

Ms. Marlene Roosth Swerdlow  
P. O. Box 10850  
Beaumont, Texas 77710

Mr. John G. Tucker  
470 Orleans Street  
Beaumont, Texas 77701

It is further

ORDERED that the Panel shall perform such duties as the Court may assign, including but not limited to those duties set forth in Section 303 of the Regulations above mentioned and shall, on or before February 15, 1990, report to the court, specifying and listing in alphabetical order the five persons the Panel has determined as best qualified, attaching to said report all written information received by or prepared by the Panel concerning the recommended nominees. A list of less than five names will be acceptable for good cause shown in the report. It is further

ORDERED that Marlene Roosth Swerdlow shall be, and is hereby, appointed as Temporary Chairperson of the Panel.

DATED this 21<sup>st</sup> day of November, 1989.

For the Court.

  
Chief Judge

NOTICE OF PENDING APPOINTMENT OF  
UNITED STATES MAGISTRATE

NOV 21 1989

MURRAY L. HARRIS, CLERK  
BY DEPUTY *[Signature]*

The Director of the Administrative Office of the United States Courts, the United States District Court, Eastern District of Texas, and the Judicial Council of the United States Court of Appeals, Fifth Circuit, have authorized the filling of a vacant full-time United States Magistrate position for the Beaumont Division of the Eastern District of Texas. The position is located at Beaumont, Texas, and provides for an eight-year term of office. Qualified applicants are invited to submit applications for this position on or before December 15, 1989.

A detailed notice setting out the duties and qualifications of a full-time magistrate, together with additional instructions and application forms will be forwarded to interested applicants upon request to the Office of the United States District Clerk, P. O. Box 1499, Jack Brooks Federal Building, 300 Willow Street, Beaumont, Texas 77704, attention to Murray L. Harris, Clerk of Court.

DATED this 21<sup>st</sup> day of November, 1989.

For the Court:

*[Signature]*  
Chief Judge

IN THE UNITED STATES DISTRICT COURT

NOV 21 1989

FOR THE EASTERN DISTRICT OF TEXAS

MURRAY L. HARRIS, CLERK

BY

*[Handwritten Signature]*

**NOTICE**

**APPOINTMENT OF NEW UNITED STATES MAGISTRATE**

The Director of the Administrative Office of the United States Courts, United States District Court, Eastern District of Texas, and the Judicial Council of the United States Court of Appeals, Fifth Circuit have authorized the appointment of a full-time United States Magistrate for the Eastern District of Texas at Beaumont, Texas, Beaumont Division. The duties of the position are demanding and wide-ranging and will include: (1) the conduct of all initial proceedings including acceptance of complaints, issuance of arrest warrants or summonses, issuance of search warrants, conduct of initial appearance proceedings for defendants informing them of their rights, imposing conditions of release and admitting defendants to bail, appointment of attorneys for indigent defendants, and conduct of preliminary examination proceedings; (2) the trial and disposition of federal misdemeanor cases with or without a jury where the defendant is willing to consent to trial before the Magistrate; and (3) acceptance of grant jury returns, conduct of arraignments, and hearing all pre-trial matters and motions. In civil cases, the duties include: (1) the trial and disposition of any civil case with or without a jury upon consent of the parties to have their case tried and disposed of by the Magistrate; (2) the service as a special master in appropriate civil cases; (3) the review of appeals from final determinations by administrative agencies such as those under the Social Security Act and similar statutes and submitting a report and recommendation as to disposition of the case to the United States District Judge; (4) to conduct hearings and submit recommendations in habeas corpus actions and prisoner petitions challenging the conditions of their confinement; and (5) the conduct of pre-trial and discovery proceedings in any civil case on reference from a United States District Judge.

The basis jurisdiction of the United States Magistrate is specified in 28 U.S.C. §636. To be qualified for appointment an applicant must:

- (1) Be a member in good standing of the highest court of a state for at least five years;
- (2) Have been engaged in the active practice of law for a period of at least five years;
- (3) Be competent to perform all duties of the office; be of good moral character; be emotionally stable and mature; be committed to equal justice under the law; be in good

health; be patient and courteous; and be capable of deliberation and decisiveness;

- (4) Be less than 70 years old; and
- (5) Not be related to a judge of the District Court.

A Merit Selection Panel composed of attorneys and other members of the community will review all applicants and recommend to the judges of the district court in confidence the five persons whom it considers best qualified. The court will make the appointment, following an FBI and IRS investigation of the appointee. An affirmative effort will be made to give due consideration to all qualified candidates, including women and members of minority groups. The salary of the position is \$82,340.00.

Application forms and further information on the magistrate position may be obtained from:

Murray L. Harris, Clerk  
United States District Court  
P. O. Box 1499  
Beaumont, Texas 77704

Applications must be submitted only by potential nominees personally and must be received no later than December 15, 1989.

DATED this 21<sup>st</sup> day of November, 1989.

For the Court:

  
Chief Judge