

FILED
U. S. DISTRICT COURT
EASTERN DISTRICT OF TEXAS

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

AUG 12 1988

GENERAL ORDER NO. 88-26

MURRAY L. HARRIS, CLERK
By *Joy Anderson*
Deputy

It appearing that, from time to time, the bankruptcy judge is unavailable for duty, by reason of a vacation, an illness, or other reason, and that, by the terms of General Order No. 88-4 of the bankruptcy court, when a motion is filed in such court requesting an immediate hearing, which is supported by an affidavit of emergency, and the bankruptcy judge is unavailable, the bankruptcy clerk is authorized to file, in the United States District Court, a "clerk's suggestion of withdrawal of reference," to be accompanied by the motion and affidavit; therefore, it is

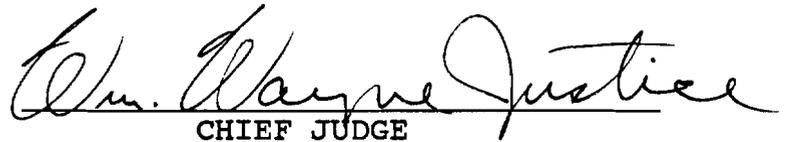
ORDERED that, in divisions having multiple judges, such clerk's suggestion of withdrawal, together with the adjunct documents, shall be referred, by lot, to a resident judge thereof, for the purpose of disposing of such matter. In instances when the resident judge of a division having only one judge assigned to it is unavailable, such instruments shall be filed in the Tyler Division and assigned, by lot, to a judge thereof, for disposition. It is further

ORDERED that the district judge to whom the matter has been referred thereupon shall enter an order withdrawing such motion from reference, to decide whether good cause exists for an immediate hearing regarding it prior to the availability of the

bankruptcy judge, and, if so, to hear and determine the motion; it is further

ORDERED that, upon entry of a dispositive order relative to the motion by such district judge, the matter shall be remanded to the bankruptcy court.

SIGNED this 12th day of August, 1988, for the Court.


CHIEF JUDGE