

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA

AUG 15 2014

JAMES N. HATTEN, Clerk
By: *J. Motz*
Deputy Clerk

IN RE:
REFERRAL AND
ASSIGNMENT OF CRIMINAL CASES
AND MATTERS TO
MAGISTRATE JUDGES

STANDING ORDER 14-02

ORDER

The District Court designates and authorizes the Magistrate Judges of this Court, in criminal cases and matters pending in this Court, to exercise all powers and perform all duties conferred or imposed by 28 U.S.C. § 636, and these duties shall include, but not be limited to:

- (1) Supervising, under the direction of the Chief District Judge, implementation of the Speedy Trial Act of 1974, 18 U.S.C. § 3161, *et seq.*, and this Court's Plan for Achieving Prompt Disposition of Criminal Cases.
- (2) Administering the Court's Criminal Justice Act Plan, by supervising attorney lists, appointing and relieving attorneys in criminal cases and matters, by considering and authorizing expenditure of CJA funds for interpreters, experts and other services, and by examining vouchers.
- (3) Handling criminal duty matters, including:
 - (a) authorizing criminal complaints and issuing arrest warrants, search warrants, summonses, and orders to delay or postpone notice, pursuant to Fed. R. Crim. P. 4 and 41;
 - (b) authorizing information and data disclosure and issuing orders to delay or postpone notice, pursuant to 18 U.S.C. § 2701, *et seq.*, and 18 U.S.C. § 3121, *et seq.*;

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- (c) conducting initial appearances, arraignments (including assigning cases for trial to a District Judge and referring the case for pre-trial management to a Magistrate Judge), detention hearings, and preliminary hearings, setting bond and conditions of release (including modifying conditions of release and revoking bond), and accepting waivers of indictment, pursuant to Fed. R. Crim. P. 5, 5.1, 10, 32.1 and 40 and 18 U.S.C. § 3141, *et seq.*;
- (d) conducting material witness hearings, pursuant to 18 U.S.C. § 3144;
- (e) receiving grand jury returns, pursuant to Fed. R. Crim. P. 6(f);
- (f) supervising proceedings on request for letters rogatory in civil and criminal cases, upon special designation by the district court;
- (g) receiving complaints made under 18 U.S.C. § 3181, *et seq.*, for international extradition; issuing warrants for apprehension of persons so charged, setting conditions of release as appropriate, hearing and considering evidence of criminality, and, where the evidence is sufficient, certifying the evidence together with a copy of all testimony taken to the Secretary of State of the United States of America;
- (h) authorizing disclosure of tax return records and information, pursuant to 26 U.S.C. § 6103, *et seq.*;
- (i) issuing writs of habeas corpus ad testificandum and habeas corpus ad prosequendum;
- (j) issuing civil seizure and administrative inspection warrants;
- (k) conducting international prisoner transfer proceedings;
- (l) conducting Central Violations Bureau calendar; and
- (m) conducting trials and other proceedings involving misdemeanors and petty offenses and to sentence persons convicted thereof, pursuant to

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18 U.S.C. § 3401(a), subject to the provisions of 18 U.S.C. §§
3401(b) and (g).

- (4) Handling pretrial matters and hearings in criminal cases, including:
- (a) conducting pretrial conferences and overseeing and resolving Fed. R. Crim. P. 16 disputes and related non-dispositive pretrial matters, including but not limited to, bills of particular, subpoenas for production of witnesses and evidence, and motions for disclosure of information and for protective orders by issuing an order resolving said motions to the full extent allowed under 28 U.S.C. § 636(b)(1)(A); and
 - (b) conducting evidentiary and omnibus hearings on motions to suppress, motions to dismiss or quash indictments or criminal informations, motions regarding competency and expert testimony, and other dispositive motions referred by the District Judge to the full extent allowed under 28 U.S.C. § 636(b)(1)(B) and, thereafter, issuing a report and recommendation on said motions to the District Judge.

SO ORDERED, this 15 day of August, 2014.



**THOMAS W. THRASH, JR.
CHIEF DISTRICT JUDGE
NORTHERN DISTRICT OF GEORGIA**