

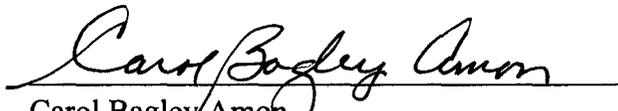
UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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IN RE: Amendment to Division of Business  
Rules 50.1(e) and 50.5  
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**ADMINISTRATIVE  
ORDER  
2014-09**

On September 9, 2014, the Board of Judges of the Eastern District of New York approved amendments to Division of Business Rule 50.1(e), Miscellaneous Cases, and Rule 50.5, Miscellaneous Judge and Duty Magistrate Judge. These amendments, attached to this order, take effect immediately.

SO ORDERED.

  
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Carol Bagley Amon  
Chief United States District Judge

Dated: September 16, 2014  
Brooklyn, NY

## **50.1 Categories and Classification of Cases; Information on Cases and Parties**

### **(e) Miscellaneous Cases.**

All matters that do not receive a civil or criminal docket number shall be given a miscellaneous docket number and assigned as provided in 50.5 of these rules.

## **50.5 Miscellaneous Judge and Duty Magistrate Judge**

### **(a) Duties and Functions of the Miscellaneous Judge**

(1) All matters, including those requiring immediate action or brought as special proceedings which cannot be assigned in the ordinary course, shall be randomly assigned pursuant to the procedures set forth in 50.2(b) of these rules.

(2) The miscellaneous judge shall hear and determine matters requiring immediate action in cases already assigned to any judge of the court, if that judge is unavailable or otherwise unable to hear the matter, only for such immediate emergency action. The matter or case will remain assigned to the judge originally selected at random.

(3) The miscellaneous judge shall preside over admissions to the bar and naturalization proceedings.

### **(b) Duties and Functions of the Duty Magistrate Judge**

(1) Preside over the arraignment part;

(2) Empanel grand juries, receive indictments and enter presentment orders, refer criminal cases to the clerk for assignment pursuant to 50.2, and discharge grand juries;

(3) Decide requests to be excused from service on the grand and petit juries; and

(4) Preside over admissions to the bar and naturalization proceedings when requested.

### **(c) Limitation of Duties in Matters Already Assigned.**

The miscellaneous judge shall dispose of matters under paragraph (a)(2) only to the extent necessary and shall continue the case before the assigned judge. All applications for emergency action or relief shall disclose any prior application to a judge for the same or related relief and the outcome thereof.