

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

CLERK
OF TEXAS

FEB 18 1994

NANCY DOHERTY, CLERK

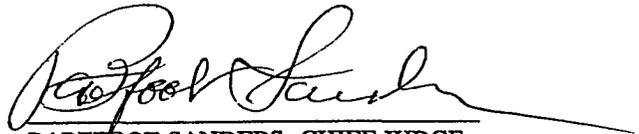
By _____
Deputy

MISCELLANEOUS ORDER NO. 6

The attached amendment to Miscellaneous Order No. 6, Rule 4 was considered and adopted by the United States District Judges for the Northern District of Texas. This amendment is effective February 21, 1994. The Clerk of Court is directed to make the necessary distribution.

SO ORDERED.

DATED: February 18, 1994.



BAREFOOT SANDERS, CHIEF JUDGE
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS

MISCELLANEOUS ORDER NO. 6,
RULE 4

**RULE 4. REVIEW OF MAGISTRATE JUDGE ORDERS
AND RECOMMENDATIONS AND APPEALS TO DISTRICT
JUDGE OF CIVIL CASES TRIED BY CONSENT.**

(a) Nondispositive Matters. Review of an order entered by a magistrate judge in a pretrial matter not dispositive of a claim or defense of a party shall be governed by Fed. R. Civ. P. 72(a). The district judge to whom the case is assigned may prescribe supplemental procedures for considering timely objections.

(b) Dispositive Motions and Prisoner Petitions. A magistrate judge assigned without consent of the parties to hear a pretrial matter dispositive of a claim or defense of a party or a prisoner petition challenging the conditions of confinement shall enter a recommendation in accordance with Fed. R. Civ. P. 72(b). A party objecting to the recommended disposition, and a party who desires to respond to another party's objections, shall comply with Fed. R. Civ. P. 72(b). The district judge to whom the case is assigned may prescribe supplemental procedures for considering timely objections.

(c) Special Master Reports. Objections to a magistrate judge report filed pursuant to Fed. R. Civ. P. 53(e)(2) shall be filed in accordance with that Rule. The district judge to whom the case is assigned may prescribe supplemental procedures for considering timely objections.

(d) Appeals to District Judge of Civil Cases Tried by Consent. Appeals to a district judge pursuant to Fed. R. Civ. P. 73(d) from judgments in civil cases tried by a magistrate judge by consent of the parties shall be governed by Fed. R. Civ. P. 74, 75, and 76. Local Rules 5.3 and 5.1(g) shall govern the length and form of briefs and the opportunity for the parties to be heard on oral argument.