FILED
January 31, 2025
CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY: Toni Appelt
DEPUTY

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

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AMENDED ORDER ASSIGNING THE BUSINESS OF THE COURT

Pursuant to Section 137 of Title 28, United States Code, and to streamline previous orders, all cases, proceedings, and matters shall be assigned to the district judges of this Court as follows:

Item I

Chief U.S. District Judge Alia Moses:

(a) Sixty-five percent (65%) of the civil docket in the Del Rio Division;
(b) Thirty-five percent (35%) of the criminal docket in the Del Rio Division;
(c) The admission of attorneys to the bar of this Court and all administrative matter in the Del Rio Division; and
(d) The impaneling of grand juries and the receipt of grand jury returns in the Del Rio Division.

Item II

U.S. District Judge Fred Biery:

(a) Twenty-five percent (25%) of the civil docket in the San Antonio Division;
(b) Twenty-five percent (25%) of the criminal docket in the San Antonio Division; and
(c) The admission of attorneys to the bar of this Court in the San Antonio Division.

Item III

U.S. District Judge Orlando L. Garcia:

(a) Twenty-five percent (25%) of the civil docket in the San Antonio Division;

(b) Twenty-five percent (25%) of the criminal docket in the San Antonio Division; and

(c) The impaneling of grand juries and the receipt of grand jury returns in the San Antonio Division.

Item IV

U.S. District Judge Kathleen Cardone:

(a) Thirty-seven percent (37%) of the civil docket in the El Paso Division;

(b) Thirty-four percent (34%) of the criminal docket in the El Paso Division; and

(c) The admission of attorneys to the bar of this Court and all administrative matter in the El Paso Division.

Item V

U.S. District Judge Xavier Rodriguez:

(a) Twenty-five percent (25%) of the civil docket in the San Antonio Division;

(b) Twenty-five percent (25%) of the criminal docket in the San Antonio Division; and

(c) Naturalization proceedings in the San Antonio Division.

Item VI

U.S. District Judge Robert Pitman:

(a) Forty percent (40%) of the civil docket in the Austin Division;

(b) Forty percent (40%) of the criminal docket in the Austin Division;

(c) The impaneling of grand juries and the receipt of grand jury returns in the Austin Division; and

(d) Naturalization, the admission of attorneys to the bar of this Court in the Austin Division, and all other administrative duties in the Austin Division.

Item VII

U.S. District Judge David Counts:

(a) All cases and proceedings in the Midland-Odessa Division;

(b) All cases and proceedings in the Pecos Division.

Item VIII

U.S. District Judge Alan D. Albright:

(a) Forty percent (40%) of the civil docket in the Austin Division;

(b) Forty percent (40%) of the criminal docket in the Austin Division;

(c) One hundred percent (100%) of the civil docket in the Waco Division, with the exception of patent cases;

(d) One hundred percent (100%) of the criminal docket in the Waco Division;

(e) Patent cases will be assigned as ordered on May 30, 2024, in the Court's Order Assigning the Business of the Court as it Relates to Patent Cases; and

(f) All other proceedings in the Waco Division.

Item IX

U.S. District Judge Jason Pulliam:

(a) Twenty-five percent (25%) of the civil docket in the San Antonio Division; and

(b) Twenty-five percent (25%) of the criminal docket in the San Antonio Division.

Item X

U.S. District Judge Leon Schydlower:

(a) Thirty-seven percent (37%) of the civil docket in the El Paso Division;

(b) Thirty-four percent (34%) of the criminal docket in the El Paso Division; and

(c) The impaneling of grand juries and the receipt of grand jury returns in the El Paso Division.

Item XI

U.S. District Judge Ernest Gonzalez:

(a) Thirty-five percent (35%) of the civil docket in the Del Rio Division;
(b) Sixty-five percent (65%) of the criminal docket in the Del Rio Division; and
(c) Naturalization proceedings in the Del Rio Division.

Item XII

Senior U.S. District Judge James R. Nowlin:

(a) Any civil case, criminal case, court related matter, or administrative duty assigned or transferred to him by another judge by mutual consent.

Item XIII

Senior U.S. District Judge Sam Sparks:

(a) Any civil case, criminal case, court related matter, or administrative duty assigned or transferred to him by another judge by mutual consent.

Item XIV

Senior U.S. District Judge David Briones:

(a) Thirteen percent (13%) of the civil docket in the El Paso Division;
(b) Sixteen percent (16%) of the criminal docket in the El Paso Division; and
(c) The admission of attorneys to the bar of this Court in the El Paso Division.

Item XV

Senior U.S. District Judge Robert A. Junell

(a) Any civil case, criminal case, court related matter, or administrative duty assigned or transferred to him by another judge by mutual consent.

Item XVI

Senior U.S. District Judge Frank Montalvo

(d) Any civil case, criminal case, court related matter, or administrative duty assigned or transferred to him by another judge by mutual consent.

Item XVII

Senior U.S. District Judge David C. Guaderrama:

(a) Thirteen percent (13%) of the civil docket in the El Paso Division; and
(b) Sixteen percent (16%) of the criminal docket in the El Paso Division; and
(c) Naturalization proceedings in the El Paso Division.

Item XVIII

Senior U.S. District Judge David A. Ezra:

(a) Twenty percent (20%) of the civil docket in the Austin Division;
(b) Twenty percent (20%) of the criminal docket in the Austin Division; and
(c) Any civil case, criminal case, court related matter, or administrative duty assigned or transferred to him by another judge by mutual consent.

Item XIX

(a) Notwithstanding Items I through XVIII, any judge may reassign any case, matter or proceeding to another judge by mutual consent.

(b) Whenever a judge in a multi-judge division is disqualified or recused in a case, the case shall be randomly assigned by the Clerk to another judge stationed in that division. If all judges in a multi-judge division are recused or disqualified, the case shall be randomly reassigned by the Clerk to a judge in another division.

(c) Whenever a judge in a single-judge division is disqualified or recused in a case, the case shall be randomly reassigned by the Clerk to a judge in another division.

(d) A judge must state in writing any reason for recusal. A thorough explanation is required if the recusal is for a reason other than pursuant to 28 U.S.C. § 455.

(e) Whenever a judge receives a case due to disqualification or recusal, the receiving judge may transfer one of his or her cases, of equal weight or as close as possible. to the disqualified or recused judge.

(f) With respect to each division in which business is assigned to more than one judge. The Clerk shall maintain a separate civil and/or criminal docket, and all cases shall be allocated, pursuant to the percentages hereinabove set forth, as reflected in the random plan for assignment of cases.

(g) This order is in lieu of prior similar orders of the Court on assignment of the business of the Court.

(h) The Clerk shall file a copy of this order in every division of the district.

(i) This order shall become effective on **February 3, 2025.**

SIGNED this 31st day of January 2025.

ALIA MOSES
CHIEF UNITED STATES DISTRICT JUDGE