

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF KENTUCKY**

GENERAL ORDER NO. 2019-11

IN RE: SOCIAL SECURITY CASE ASSIGNMENTS

Pursuant to the Local Rule 40.1(a), all cases filed as of this date in which a plaintiff seeks review, pursuant to 42 U.S.C. §405(g), of a decision by the Commissioner of Social Security, shall be assigned to a United States Magistrate Judge in the following percentages:

LOUISVILLE SOCIAL SECURITY CASES

Each Louisville Magistrate Judge = 50%

BOWLING GREEN SOCIAL SECURITY CASES

The Paducah and Bowling Green Magistrate Judges shall randomly receive new case assignments from Bowling Green in such proportions as are necessary to ensure that they receive a roughly equal distribution of Social Security Case assignments district-wide.

PADUCAH SOCIAL SECURITY CASES

Paducah Magistrate Judge = 100%

OWENSBORO SOCIAL SECURITY CASES

Bowling Green Magistrate Judge = 100%

RECUSAL

Should the Louisville Magistrate Judge assigned to a case recuse, the case shall be reassigned to the other Louisville Magistrate Judge. Should the Paducah Magistrate Judge recuse, the case shall be reassigned to the Bowling Green Magistrate Judge. Should the Bowling Green Magistrate Judge assigned to the case recuse, the case shall be reassigned to the Paducah Magistrate Judge. In the event that the recusal process outlined herein is exhausted, the Chief Judge will determine reassignment.

CONSENT

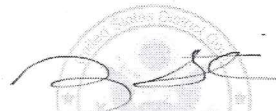
The United States has already indicated its general consent to Magistrate Judge jurisdiction in cases of this nature, subject to reserved rights to withdraw the consent in a given case and to withdraw its general consent. Promptly after the filing of all such cases, the Clerk shall direct a Notice of Social Security Case Assignment to all parties:

- (a) Identifying the magistrate judge to whom the case has been assigned;
- (b) Providing basic information concerning consent references to Magistrate Judges;
- (c) Confirming that any withdrawal of consent by the United States must be filed no later than the date the United States files its answer to the complaint;
- (d) Notifying plaintiff's counsel, or plaintiff if he or she is proceeding *pro se*, of plaintiff's right to consent to magistrate judge jurisdiction pursuant to 28 U.S.C. §636(c);
- (e) Providing a consent form for plaintiff to complete and advising plaintiff that the executed form must be received by the Clerk within 21 days of the date of the Notice; and
- (f) Advising the parties as to the court's procedure in the absence of consent.

If plaintiff timely consents, and if the United States does not timely withdraw consent, the case shall be deemed assigned to the magistrate judge without the necessity of an order of reference. In the event that the plaintiff does not timely consent, or if the United States timely withdraws its consent, the Clerk shall reassign the case to a U.S. District Judge as provided in the court's general order governing civil case assignments. Such reassigned cases shall be referred to the same Magistrate Judge to whom the case was originally assigned for all pretrial, non-dispositive matters and for findings of fact, conclusions, and recommendations for disposition.

This General Order supersedes and vacates General Order 2018-02.

IT IS SO ORDERED this 6th day of November, 2019.



Greg N. Stivers, Chief Judge
United States District Court

ENTERED

NOV 06 2019

VANESSA L. ARMSTRONG
BY 
DEPUTY CLERK