

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS

**FILED**

IN RE:

ORDER OF REFERENCE  
TO BANKRUPTCY JUDGES

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OCT 04 2013

CLERK, U.S. DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
BY                      DEPUTY CLERK

**ORDER OF REFERENCE OF BANKRUPTCY CASES AND PROCEEDINGS**

All bankruptcy cases and proceedings filed under Title 11 of the United States Code, or arising from or related to any case or proceeding filed under Title 11, shall be automatically referred to the bankruptcy judges of this district, except in the following situations:

- A. Where a civil action pending before the United States District Court for the Western District of Texas was filed prior to the filing of a related bankruptcy petition. In such instance,
- (1) The automatic stay applies until such time as the stay is modified by court order; and
  - (2) The district judge may refer such case to the Bankruptcy Court.
- B. In civil actions, bankruptcy cases, and proceedings which have been specifically withdrawn from the general reference to the Bankruptcy Court.
- C. In appeals to the District Court from the Bankruptcy Court.

Where civil actions, bankruptcy cases, and proceedings have been referred to them, the bankruptcy judges may exercise the full authority allowed by law.

If a bankruptcy judge or district judge determines that entry of a final order or judgment by a bankruptcy judge would not be consistent with Article III of the United States Constitution in a particular proceeding referred under this order, and determines that proceeding to be a core matter, the bankruptcy judge shall, unless otherwise ordered by the District Court, hear the proceeding and shall submit proposed findings of fact and conclusions of law to the District Court. The District Court may treat any order of the Bankruptcy Court as proposed findings of

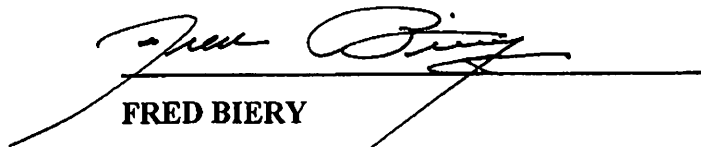
facts and conclusions of law if the District Court concludes that the bankruptcy judge could not have entered a final order or judgment consistent with Article III of the United States Constitution.

Notwithstanding anything to the contrary contained herein, the reference to Bankruptcy Court may be withdrawn by the District Court pursuant to 28 U.S.C. § 157(d).

This Order supersedes the Order of Reference of Bankruptcy Cases and Proceedings Nunc Pro Tunc dated August 13, 1984.

SO ORDERED, this 4<sup>th</sup> of October, 2013.

FOR THE COURT

  
FRED BIERY  
Chief United States District Judge