

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

FILED

February 01, 2023

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

BY: KKN
DEPUTY

IN RE:

**REFERRAL OF MUTLI-DEFENDANT
CRIMINAL CASES TO THE UNITED
STATES MAGISTRATE JUDGE
FOR CASE BUDGETING UNDER
THE CRIMINAL JUSTICE ACT, 18
U.S.C. § 3006A**

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STANDING ORDER

To effectuate the purposes of the Criminal Justice Act (“CJA”), 18 U.S.C. § 3006A, and in accordance with the *Guide to Judiciary Policy*, Vol. 7A, Ch. 2, § 230.26, as well as the authority vested in the United States Magistrate Judge pursuant to Rule 1 of the Local Rules for the Assignment of Duties to United States Magistrates, Appendix C of the Local Court Rules of the United States District Court for the Western District of Texas, it is hereby **ORDERED** as follows:

- (1) Any criminal case filed on or after the date of this Order shall be **REFERRED** to a Magistrate Judge for preparation of a proposed case budget under the CJA if:
 - a. the initial or any superseding indictment charges 10 or more defendants; and
 - b. any defendant is represented by a private attorney appointed under the CJA.
- (2) The Magistrate Judge is authorized to conduct any proceedings, including *ex parte* hearings, necessary for preparation of the proposed CJA budget, and to present findings of fact and conclusions of law regarding the proposed CJA budget in a Report and Recommendation to the District Judge presiding over the case.
- (3) The proposed budget shall include all attorney, expert, and other services sought under the CJA.
- (4) On motion of either party or on the Court’s own motion, the Magistrate Judge is authorized to supplement or amend the recommended budget based on changed circumstances in the case (*e.g.*, the addition of new defendants or charges, or the

withdrawal of retained counsel and subsequent appointment of counsel under the CJA).

ENTERED this 1st day of February 2023.



FRED BIERY
United States District Judge



ORLANDO L. GARCIA
United States District Judge



XAVIER RODRIGUEZ
United States District Judge



JASON K. PULLIAM
United States District Judge



DAVID A. EZRA
Senior United States District Judge