

ADMINISTRATIVE OFFICE OF THE
UNITED STATES COURTS

NEWS RELEASE

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Contact: David Sellers
(202)633-6040

JUDICIAL CONFERENCE ENDORSES CREATION OF 96 NEW JUDGESHIPS

The Judicial Conference of the United States has approved the creation of 96 new federal judgeships--20 permanent court of appeals positions and 47 permanent and 29 temporary district court slots.

Voting by special mail ballot, the Conference also voted to extend one temporary judgeship for an additional five years, to convert six existing temporary positions to permanent status and to convert four roving judgeships so that each would serve a single district.

The Conference's vote is consistent with the recommendations of its Executive Committee and its Committee on Judicial Resources. Results of the vote will be transmitted to

Congress, which must enact legislation to create any new federal judgeships.

While the Conference has evaluated the need for additional judgeships and reported its recommendations to Congress for nearly 100 years, it is only since 1980 that surveys of all courts have been conducted in two year intervals. The Conference's judgeship recommendations are based on actual workload statistics reflecting the needs of the courts at the time of the survey.

Under existing practices, each chief judge completes a questionnaire addressing the judgeship needs of his or her court. The questionnaires and current workload statistics are reviewed by the Conference's Subcommittee on Judicial Statistics, which develops preliminary recommendations on the need for additional judgeships. These recommendations are then submitted to each circuit's judicial council for a vote. The council's recommendations are again reviewed by the subcommittee, which transmits its final data to the Judicial Resources Committee. The Conference votes at its September meeting in even numbered years.

Legislation creating federal judgeships was last enacted in 1984, when 24 appeals judgeships, and 53 permanent and eight temporary district court positions were established.

The Conference's formal recommendations were last formulated in September 1988. At that time it approved the creation of 16 permanent court of appeals judgeships and 39 permanent and 21

temporary district court positions. The Conference was next scheduled to vote on new judgeships in September 1990.

A mail ballot was circulated instead of waiting until the regularly scheduled Fall meeting because the Senate currently is considering legislation that would create 77 new judgeships. Title II of S. 2648, the Judicial Improvements Act of 1990, would create 11 new court of appeals judgeships and 52 permanent and 14 temporary district court positions.

A chart depicting the specific Conference judgeship recommendations is attached.

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Table 1
 United States Courts of Appeals
 Additional Judgeships Recommended by
 the Judicial Conference
 June 1990

	Approved By Judicial Conference In 1988	Recommended By Judicial Conference	Biden Bill S.2648	Difference S.2648 vs Conference
Total	16	20	11	-9
District of Columbia	0	0	0	0
First Circuit	0	1	0	-1
Second Circuit	0	0	0	0
Third Circuit	2	4	2	-2
Fourth Circuit	4	4	4	0
Fifth Circuit	1	1	1	0
Sixth Circuit	5	5	1	-4
Seventh Circuit	0	0	0	0
Eighth Circuit	2	2	1	-1
Ninth Circuit	0	0	0	0
Tenth Circuit	2	3	2	-1
Eleventh Circuit	0	0	0	0

Table 2
 United States District Courts
 Additional Judgeships Recommended by
 the Judicial Conference
 June 1990

	Approved By Judicial Conference In 1988	Recommended By Judicial Conference	Biden Bill S.2648	Difference S.2648 vs Conference
TOTAL	39,21T,6T/P,4R/P	47,29T,6T/P,4R/P	52,14T,8T/P,4R/P	
District of Columbia	0	0	0	0
FIRST CIRCUIT				
Maine	0	0	1	+1
Massachusetts	1T/P,1T	1T/P,1T	1T/P,1	0
New Hampshire	0	0	1	+1
Puerto Rico	0	0	0	0
Rhode Island	0	0	0	0
SECOND CIRCUIT				
Connecticut	2	2	2	0
New York, Northern	1T	1T	1T	0
New York, Eastern	1	3	1	-2
New York, Southern	1	1	1	0
New York, Western	1T/P	1T/P	1T/P	0
Vermont	0	0	0	0
THIRD CIRCUIT				
Delaware	0	0	0	0
New Jersey	3	4	3	-1
Pennsylvania, Eastern	3,1T	5	3,1T	-1
Pennsylvania, Middle	0	0	1	+1
Pennsylvania, Western	0	0	0	0
Virgin Islands	1	1	1	0
FOURTH CIRCUIT				
Maryland	1T	1T	0	-1T
North Carolina, Eastern	0	*	1T/P	0
North Carolina, Middle	0	0	1	+1
North Carolina, Western	0	0	0	0
South Carolina	0	1T	1	0
Virginia, Eastern	1T	1T	1T	0
Virginia, Western	0	0	0	0
West Virginia, Northern	0	1T	1	0
West Virginia, Southern	0	1T	1	0

* = Extend the temporary position for an additional five years.

Table 2
 United States District Courts
 Additional Judgeships Recommended by
 the Judicial Conference
 June 1990
 (continued)

	Approved By Judicial Conference In 1988	Recommended By Judicial Conference	Biden Bill S.2648	Difference S.2648 vs Conference
FIFTH CIRCUIT				
Louisiana, Eastern	0	0	0	0
Louisiana, Middle	1T	1T	0	-1T
Louisiana, Western	1	1T	1	0
Mississippi, Northern	0	0	0	0
Mississippi, Southern	1	1	1	0
Texas, Northern	1	2	1	-1
Texas, Eastern	1T	1T	1T	0
Texas, Southern	3	7	3	-4
Texas, Western	1	3	1	-2
SIXTH CIRCUIT				
Kentucky, Eastern	0	0	0	0
Kentucky, Western	0	0	0	0
Michigan, Eastern	0	0	0	0
Michigan, Western	1T	1T	1T	0
Ohio, Northern	1T/P,1T	1,1T	1T/P,1T	0**
Ohio, Southern	1,1T	1,1T	0	-1,1T
Tennessee, Eastern	1	1	1	0
Tennessee, Middle	1T	1T	0	-1T
Tennessee, Western	0	0	1	+1
SEVENTH CIRCUIT				
Illinois, Northern	1,1T/P	1,1T/P	1,1T/P	0
Illinois, Central	1T	1T	1T	0
Illinois, Southern	1T	1T	1T	0
Indiana, Northern	1T/P	1T/P	1T/P	0
Indiana, Southern	0	0	0	0
Wisconsin, Eastern	0	0	0	0
Wisconsin, Western	0	0	0	0

** The Committee recommendation assumes that the temporary judgeship created in 1984 no longer exists. S.2646 assumes that the temporary position still exists. The results of the Committee recommendation and S.2648 would be the same.

Table 2
 United States District Courts
 Additional Judgeships Recommended by
 the Judicial Conference
 June 1990
 (continued)

	Approved By Judicial Conference In 1988	Recommended By Judicial Conference	Biden Bill S.2648	Difference S.2648 vs Conference
EIGHTH CIRCUIT				
Arkansas, Eastern	2R/P	2R/P	2R/P	0
Arkansas, Western	1	1T,1T/P	1,1T/P	0
Iowa, Northern	1R/P	1R/P	1R/P	0
Iowa, Southern	1	1	1	0
Minnesota	0	0	0	0
Missouri, Eastern	1,1T	1,1T	1,1T	0
Missouri, Western	0	0	0	0
Nebraska	1T	1T	1T	0
North Dakota	0	0	0	0
South Dakota	0	0	0	0
NINTH CIRCUIT				
Alaska	0	0	0	0
Arizona	0	0	0	0
California, Northern	2	2	2	0
California, Eastern	1T	1T	1T	0
California, Central	6	6	5	-1
California, Southern	0	1T	1	0
Hawaii	1T	0	1T	+1T
Idaho	0	0	0	0
Montana	0	0	0	0
Nevada	1T	1T	0	-1T
Oregon	1	1,1T	1	-1T
Washington, Eastern	0	0	1	+1
Washington, Western	1T/P	1T/P	1T/P	0
Guam	0	0	0	0
Northern Mariana Islands	0	0	0	0
TENTH CIRCUIT				
Colorado	0	0	0	0
Kansas	1T	1T	1T	0
New Mexico	1	1T	1	0
Oklahoma, Northern	1	1T	1	0
Oklahoma, Eastern	0	0	0	0
Oklahoma, Western	2,1T,1R/P	1,1R/P	1,1R/P	0
Utah	0	0	1	+1
Wyoming	0	0	1	+1

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 (continued)

	Approved By Judicial Conference In 1988	Recommended By Judicial Conference	Biden Bill S.2648	Difference S.2648 vs Conference
ELEVENTH CIRCUIT				
Alabama, Northern	1T	1T	1T	0
Alabama, Middle	0	0	0	0
Alabama, Southern	0	0	0	0
Florida, Northern	0	0	1	+1
Florida, Middle	2	2,1T	2	-1T
Florida, Southern	0	1T	1	0
Georgia, Northern	0	0	0	0
Georgia, Middle	0	0	1	+1
Georgia, Southern	0	0	0	0

T = Temporary position.

R/P = Rover made permanent.

T/P = Temporary made permanent.