

Amend Local Rule 72.2

The section of LR 72.2 now reads:

LR 72.2 Nondispositive Pretrial Matters.

In accordance with 28 U.S.C. § 636(b)(1)(A), a Magistrate Judge may hear and determine any pretrial matter, other than those motions specified in Local Rule 72.3(a)(3). Any party may serve and file objections to a Magistrate Judge's determination made under this rule within ten (10) days after being served with a copy of the Magistrate Judge's order. Any objection shall specifically designate the order or portion thereof to which objection is made and the basis for such objection. The District Judge to whom the case is assigned shall consider the objection and set aside any portion of the Magistrate Judge's order found to be clearly erroneous or contrary to law. Such Judge may also reconsider any matter sua sponte.

The rule is amended to read:

LR 72.2 Nondispositive Pretrial Matters.

In accordance with 28 U.S.C. § 636(b)(1)(A), a Magistrate Judge may hear and determine any pretrial matter, other than those motions specified in Local Rule 72.3(a)(3). Any party may serve and file objections to a Magistrate Judge's determination made under this rule provided by Fed. R. Civ. P. 72(a). Any objection shall specifically designate the order or portion thereof to which objection is made and the basis for such objection. The District Judge to whom the case is assigned shall consider the objection and set aside any portion of the Magistrate Judge's order found to be clearly erroneous or contrary to law. Such Judge may also reconsider any matter sua sponte.

All other sentences of the rules will remain unchanged. Change is in effect December 1, 2009.

Amend Local Rule 72.3

The section of LR 72.3 now reads:

LR 72.3 Dispositive Pretrial Matters and Prisoner Cases.

(b) Any party may serve and file written objections to the Magistrate Judge's proposed findings and recommendations issued under this Rule within ten (10) days after being served with a copy of the Magistrate Judge's report. Any objections shall specifically identify the portions of the proposed findings and recommendations to which objection is made and the basis for such objection. The assigned District Judge shall make a de novo determination upon the record, or after additional evidence, of those portions of the Magistrate Judge's disposition to which objection is made and may accept, reject, or modify, in whole or in part, the findings or recommendations made by the Magistrate

Judge. The Judge may also receive further evidence, recall witnesses, or recommit the matter to the Magistrate Judge with instructions.

The rule is amended to read:

LR 72.3 Dispositive Pretrial Matters and Prisoner Cases.

(b) Any party may serve and file written objections to the Magistrate Judge's proposed findings and recommendations issued under this Rule as provided by Fed. R. Civ. P. 72(b). Any objections shall specifically identify the portions of the proposed findings and recommendations to which objection is made and the basis for such objection.

All other sentences of the rules will remain unchanged. Change is in effect December 1, 2009.
