

**Judicial Emergencies - 109th Congress**

**Oct 1, 2005**

<u>Court</u>	<u>Circuit</u>	<u>Vacancy Created By</u>	<u>Reason</u>	<u>Vacancy Date</u>	<u>Days Pending</u>	<u>Weighted/Adjusted Filings</u>
02	NY-E	Hurley, Denis R.	Senior	12/18/04	287	667
02	NY-E	Spatt, Arthur D.	Senior	12/2/04	303	667
02	NY-E	Block, Frederic	Senior	9/1/05	30	667
03	NJ	Orlofsky, Stephen M.	Resigned	8/31/03	762	452
03	PA-E	Van Antwerpen, Franklin	Elevated	5/20/04	499	620
03	VI	Young, Warren	Deceased	6/6/80	9248	0
03	VI	Christian, Almeric	Senior	12/1/86	6879	0
03	VI	O'Brien, David V.	Deceased	12/22/89	5762	0
04	CCA	Phillips, J. Dickson Jr.	Senior	7/31/94	4080	639
04	CCA	Murnaghan, Francis	Deceased	8/31/00	1857	639
05	CCA	Pickering, Charles W. Sr.	Retired	12/8/04	297	1049
06	CCA	Kennedy, Cornelia	Senior	3/1/99	2406	631
06	CCA	Ryan, James L.	Senior	1/1/00	2100	631
08	MN	Kyle, Richard H.	Senior	5/31/05	123	739
09	CA-S	Keep, Judith Nelson	Deceased	9/14/04	382	610
09	CCA	Tashima, A. Wallace	Senior	6/30/04	458	1143
09	CCA	Trott, Stephen S.	Senior	12/31/04	274	1143
09	CCA	Browning, James R.	Senior	9/1/00	1856	1143
09	CCA	Nelson, Thomas	Senior	11/14/03	687	1143
09	WA-W	Burgess, Franklin D.	Senior	3/9/05	206	682

**Total Emergencies: 20**

***A judicial emergency is defined as the following:***

**District court**

- any vacancy where weighted filings are in excess of 600 per judgeship;
- any vacancy in existence more than 18 months where weighted filings are between 430 and 600 per judgeship;
- any court with more than one authorized judgeship and only one active judge.

**Circuit court**

- any vacancy in a court of appeals where adjusted filings per panel are in excess of 700;
- any vacancy in existence more than 18 months where adjusted filings are between 500 to 700 per panel.