

**Judicial Emergencies - 110th Congress**

**Oct 1, 2007**

<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>
01	CCA	Selya, Bruce M.	Senior	12/31/06	274	747
02	NY-E	Trager, David G.	Senior	3/1/06	579	520
02	NY-N	Scullin, Frederick J., Jr.	Senior	3/13/06	567	435
02	NY-S	Casey, Richard Conway	Deceased	3/22/07	193	621
02	NY-S	Brieant, Charles L., Jr.	Senior	5/31/07	123	621
03	CCA	Alito, Samuel A., Jr.	Elevated	1/31/06	608	636
04	CCA	Murnaghan, Francis	Deceased	8/31/00	2587	660
04	CCA	Phillips, J. Dickson, Jr.	Senior	7/31/94	4810	660
04	NC-E	Howard, Malcolm J.	Senior	12/31/05	639	499
05	CCA	Higginbotham, Patrick E.	Senior	8/28/06	399	1145
05	CCA	DeMoss, Harold R., Jr.	Senior	7/1/07	92	1145
05	CCA	Pickering, Charles W.	Retired	12/8/04	1027	1145
05	MS-S	Barbour, William H.	Senior	2/4/06	604	549
06	CCA	Neilson, Susan Bieke	Deceased	1/25/06	614	665
06	CCA	Ryan, James L.	Senior	1/1/00	2830	665
06	MI-E	Duggan, Patrick J.	Senior	9/29/00	2558	433
09	CA-E	Levi, David F.	Resigned	6/30/07	93	952
09	CCA	Trott, Stephen S.	Senior	12/31/04	1004	1072

**Total Emergencies: 18**

**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.