

FILED

APR 17 2014

Clerk, U.S. District Court
District Of Montana
Missoula

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA

In re: The Selection of and Duties of
Lawyer Representatives to the Judicial
Conference of the Ninth Circuit

STANDING ORDER No. DLC-17

IT IS HEREBY ORDERED that the following rules, drafted in accordance with the provisions of the Ninth Circuit Judicial Council's Order (the "Council's Order") establishing the Judicial Conference of the Ninth Circuit (the "Conference"), shall govern the selection and appointment of the District of Montana's lawyer representatives to the Conference.

1. Criteria

Lawyer representatives shall be selected from among individuals who are:

- a. admitted to practice in this court and actively involved in federal practice;
- b. interested in the purposes and work of the Conference;
- c. willing and able to contribute actively to the purposes and work of the Conference;
- d. willing to assist in implementing Conference programs with the local bar; and

e. part of a fair cross section of practitioners before the federal court in the District of Montana, when taken together with the other lawyer representatives. The selection process should include consideration of the gender, ethnic, racial, and religious diversity and the diverse geographic and practice backgrounds of those who practice before the federal court in the District of Montana. Given the size of the District of Montana, geographic diversity is of particular importance, and shall be achieved by selecting lawyer representatives such that at all times, there is one lawyer representative from each of the Missoula, Billings, and Great Falls Divisions, and one lawyer representative from either the Helena or Butte Divisions.

2. Number, Term, and Timing of Appointment

- a. The District of Montana shall at all times be served by four lawyer representatives. The representatives shall serve three-year terms. The terms shall be staggered such that in each year the term of one representative will expire, except that every third year, the terms of two representatives will expire. A representative's term shall expire upon the appointment of a successor in accordance with the schedule set forth herein.
- b. After expiration of his or her term, a lawyer representative shall

continue to serve as an ex-officio member of the district's lawyer representatives delegation for a period of two years. Ex-officio members shall have the right and duty to participate in all respects in meetings among the representatives and judges, except that they may not attend the annual meeting of the Conference unless designated as an alternate for a lawyer representative who is unable to attend.

c. Lawyer representatives shall be appointed within 90 days of the conclusion of the Ninth Circuit Judicial Conference annual meeting. In a year in which no annual meeting is held, appointment shall occur within 90 days of the anniversary of the conclusion of the most recently held annual meeting.

3. Selection and Appointment

a. The selection process shall begin with the nomination of potential candidates by a committee of judges of the district (the "selection committee"). The selection committee shall be comprised of the three active district judges in the District of Montana. If at any time there are fewer than three district judges in active service, the selection committee shall be comprised of the active district judges and such number of senior district judges, designated by the chief judge of the district, as are necessary

to constitute a selection committee of three judges.

b. Following the conclusion of the annual meeting or, if no annual meeting is to be held that year, following the anniversary of the conclusion of the annual meeting last held, the clerk of court shall notify the selection committee of the upcoming vacancy of one or more lawyer representative positions.

c. The selection committee shall, no more than 30 days after the date of the clerk of court's notice of vacancy, nominate in writing a number of proposed lawyer representatives three times larger than the number to be appointed. The chief judge of the district shall promptly give notice of the nominees to the president of the Montana Chapter of the Federal Bar Association.

d. The Montana Chapter of the Federal Bar Association shall then select the next lawyer representative(s) from among those nominated, and shall communicate that selection in writing to the chief judge of the district no more than 30 days after the date of the chief judge's notice of the list of nominees. A nominee's membership status in the Montana Chapter of the Federal Bar Association may not be considered in selecting from the list of nominees supplied by the court.

e. Upon receipt of the Montana Chapter of the Federal Bar Association's written notice of selection, the chief judge shall appoint the new lawyer representative(s) by written order. The order of appointment shall be forwarded to the circuit executive.

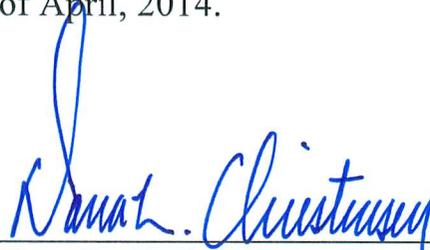
4. Duties of a Lawyer Representative

The District of Montana's lawyer representatives to the Conference shall perform the following duties:

- a. Attend and participate in lawyer representative meetings in the district (the Council's Order requires two or more such meetings each year).
- b. Attend and participate in all joint meetings of lawyers and judges in the district, including any district conferences, to include, in the case of the senior lawyer representative(s), presenting to the judges of the district a report on the activities of the lawyer representatives.
- c. Attend and participate in the annual meeting of the Conference.
- d. Vote in lawyer representative elections and in balloting for Conference resolutions.
- e. Participate actively in the Conference resolution process, including proposing, drafting, and debating resolutions.

- f. Educate members of the bar generally about the Conference and solicit their reviews.
- g. Participate at district meetings and at the annual meeting of the Conference to assure that the views of lawyers are heard.
- h. Participate in the District of Montana's educational public outreach program, the Montana Judicial Institute, to include attending all planning meetings, attending and participating at the annual three-day Institute, and, in the case of the senior lawyer representative(s), serving as host and master of ceremonies at the Institute.

DATED this 17th day of April, 2014.



Dana L. Christensen, Chief Judge
United States District Court