

JUL 08 2025

CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF ILLINOIS
EAST ST. LOUIS OFFICE

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

IN RE: CASE ASSIGNMENTS.) Administrative Order No. 408

ADMINISTRATIVE ORDER

To ensure the Court’s docket is handled efficiently and expeditiously and as part of the district’s ongoing effort to equalize the distribution of cases, in accordance with 28 U.S.C. § 137, effective July 8, 2025, the work of the Court shall be distributed as set forth below.¹

Criminal Assignments

All new East St. Louis criminal cases shall be divided among the undersigned, District Judge David W. Dugan, District Judge Stephen P. McGlynn, and Senior District Judge J. Phil Gilbert randomly and equally at 25 percent each. All new Benton criminal cases shall be divided among District Judge Staci M. Yandle and Senior District Judge J. Phil Gilbert randomly and equally.

Civil Assignments

Except as specified below, all civil cases will be assigned randomly and equally to all district judges at 15 percent each. Senior U.S. District Judge J. Phil Gilbert shall receive 40 percent of these assignments. This includes (1) any new civil action requesting declaratory judgment and/or the imposition of a temporary restraining order or any

¹ This Administrative Order **SUPERSEDES** and **VACATES** Administrative Orders 402 (including revised Administrative Order 402 dated May 21, 2025) and 404. For ease of reference, all changes to case assignments in this Order are underlined.

form of injunctive relief, (2) forfeiture and seizure cases (Nature of Suit Codes 625 and 690), (3) bankruptcy appeals (Nature of Suit Codes 422 and 423), and (4) foreclosure cases (Nature of Suit Code 220).

Newly filed non-prisoner *pro se* civil cases, habeas cases (Nature of Suit Codes 463, 510, 530 and 535) and prisoner cases (Nature of Suit Codes 540, 550, 555, and 560), shall also be assigned equally and randomly to all district judges with one exception. Senior U.S. District Judge J. Phil Gilbert will be assigned all newly filed prisoner cases brought under Nature of Suit Codes 540, 550, 555, and 560 and naming employees of the Bureau of Prisons or any county jail and/or those institutions as defendant(s). Upon entry into a case, each party in a newly filed non-prisoner *pro se* civil case, habeas case, or prisoner case will be sent a Notice and Consent to Proceed Before a Magistrate Judge Jurisdiction form regarding consenting to the jurisdiction of one of the district's three magistrate judges. The Clerk's Office shall not send a Notice and Consent to Proceed Before a Magistrate Judge Jurisdiction form in prisoner cases brought under Nature of Suit Codes 540, 550, 555, and 560 and naming employees of and/or the Bureau of Prisons as defendant(s). Each party will be given **21 days** to file the completed form indicating *consent* or *non-consent* to the jurisdiction of a magistrate judge conducting all proceedings, including trial and entry of final judgment in accordance with 28 U.S.C. § 636(c). Upon the consent of all parties in a case, and *only* if a non-prisoner *pro se* civil case or habeas corpus case survives threshold review, the case will be randomly and equally assigned to a magistrate judge for all further proceedings consistent with 28 U.S.C. § 636(c). If all parties do not consent to the magistrate judge's jurisdiction, the

case will remain with the presiding district judge. At the district judge's discretion, a motion or matter may be specifically referred to a magistrate judge or a special master in accordance with 28 U.S.C. §§ 636(b)(1)-(3) and Federal Rule of Civil Procedure 53. Subsequent consents by all parties to the jurisdiction of a magistrate judge will not be accepted.

All newly filed Social Security cases (Nature of Suit Codes 861 through 865) will be assigned only to the district's magistrate judges (consistent with 28 U.S.C. § 636) randomly and in an equal manner. Upon entry into a case, each party will be sent a Notice and Consent to Proceed Before a Magistrate Judge Jurisdiction form regarding consenting to the jurisdiction of one of the district's three magistrate judges. Each party will be given 21 days to file the completed form indicating *consent* or *non-consent* to the jurisdiction of the assigned magistrate judge conducting all proceedings, including trial and entry of final judgment in accordance with 28 U.S.C. § 636(c). Upon the consent of all parties, the case and jurisdiction will remain with the magistrate judge assigned to the case. If all parties do not consent to the magistrate judge's jurisdiction, the case will be randomly assigned to a district judge for all further proceedings. At a district judge's discretion, a motion or matter may be specifically referred to the previously assigned magistrate judge or a special master in accordance with 28 U.S.C. §§ 636(b)(1)-(3) and Federal Rule of Civil Procedure 53. Subsequent consents by all parties to the jurisdiction of a magistrate judge will not be accepted.

Additionally, the Clerk of Court shall reassign the 15 cases identified in Attachment A to a magistrate judge. All deadlines and schedules previously set shall

remain in effect unless and until reset by the transferee judge. Should parties in a Social Security case filed in this district prior to the effective date of this Order voluntarily consent to the jurisdiction of a magistrate judge, the Clerk's Office is ordered to enter a notice acknowledging the parties' consent but shall not reassign the case at that time.

All newly filed non-prisoner, non-pro se civil cases shall be assigned to all district and magistrate judges (consistent with 28 U.S.C. § 636) randomly and in an equal manner. Upon entry into a case, each party will be sent a Notice and Consent to Proceed Before a Magistrate Judge Jurisdiction form regarding consenting to the jurisdiction of one of the district's three magistrate judges. Each party will be given 21 days to file the completed form indicating *consent* or *non-consent* to the jurisdiction of a magistrate judge conducting all proceedings, including trial and entry of final judgment in accordance with 28 U.S.C. § 636(c). Upon the consent of all parties in a case, the case and jurisdiction will remain with the magistrate judge assigned to the case or, if initially assigned to a district judge, the case will be randomly assigned to one of the district's three magistrate judges. If all parties do not consent to the magistrate judge's jurisdiction, the case will remain with the assigned district judge or, if initially assigned to a magistrate judge, the case will be randomly assigned to a district judge for all further proceedings. The undersigned and District Judge Staci M. Yandle, District Judge Stephen P. McGlynn, and District Judge David W. Dugan will each randomly receive 15 percent of these assignments; Senior U.S. District Judge J. Phil Gilbert will randomly receive 40 percent of these assignments. At the district judge's discretion, a motion or matter may be specifically referred to the previously assigned magistrate judge or a special master in

accordance with 28 U.S.C. §§ 636(b)(1)-(3) and Federal Rule of Civil Procedure 53. Subsequent consents by all parties to the jurisdiction of a magistrate judge will not be accepted.

Judge-Specific Assignments

Senior District Judge J. Phil Gilbert will not be assigned to newly filed Employee Retirement Income Security Act cases (Nature of Suit Code 791), Products Liability cases (Nature of Suit Codes 195, 245, 315, 345, 355, 365, 367, 368, and 385), Federal Tort Claim Act cases pursuant to 28 U.S.C. § 1346, Social Security matters (Nature of Suit Codes 861 through 865), or class actions until further order of the Court.

For judicial economy and efficiency reasons, the following judges shall preside over certain cases:

- The undersigned shall continue to preside over all cases involving the synthetic chemical compound Paraquat Dichloride (MDL No. 3004).
- District Judge Staci M. Yandle shall continue to preside over all cases filed against Honeywell International, Inc., alleging personal injury and/or property damage from hazardous gas emitting from a plant in Metropolis, Illinois.
- District Judge Staci M. Yandle shall continue to preside over all asbestos cases.
- District Judge Stephen P. McGlynn shall continue to preside over all newly filed civil cases challenging the legality and/or constitutionality of Illinois statute 720 Ill. Comp. Stat. 5/24-1.9, criminalizing the manufacture, possession, delivery, sale, or purchase of certain firearms.

Any civil case currently assigned to a former or retired magistrate judge shall be reassigned among the district's three magistrate judges equally and randomly. Any

criminal case currently assigned to a former or retired magistrate judge shall be reassigned to the duty magistrate judge. Any cases assigned to retired District Judge Michael J. Reagan shall be reassigned to District Judge Stephen P. McGlynn; any cases assigned to retired District Judge David R. Herndon shall be reassigned to District Judge David W. Dugan. All other cases assigned to former or retired district judges shall be reassigned among the district judges equally and randomly, unless otherwise noted in this order.

IT IS SO ORDERED.

DATED: July 8, 2025

A handwritten signature in black ink, reading "Nancy J. Rosenstengel". The signature is written in a cursive, flowing style with a horizontal line underneath the name.

NANCY J. ROSENSTENGEL
Chief U.S. District Judge

ATTACHMENT A

CASE NUMBER	CASE NAME	DIRECT ASSIGN TO THE FOLLOWING MAGISTRATE JUDGE
24-cv-2443-SMY	<i>Heiden v. Commissioner of Social Security</i>	Magistrate Judge Sison
24-cv-2453-NJR	<i>Ragsdale v. Commissioner of Social Security</i>	Magistrate Judge Beatty
24-cv-2460-SPM	<i>Taylor v. Commissioner of Social Security</i>	Magistrate Judge Sison
24-cv-2461-DWD	<i>Schrader v. Commissioner of Social Security</i>	Magistrate Judge Daly
24-cv-02704-SMY	<i>McHughes v. Commissioner of Social Security</i>	Magistrate Judge Sison
25-cv-00028-SPM	<i>Beggs v. Commissioner of Social Security</i>	Magistrate Judge Daly
25-cv-00232-SPM	<i>Wiley v. Commissioner of Social Security</i>	Magistrate Judge Daly
25-cv-00289-SMY	<i>Knight v. Commissioner of Social Security</i>	Magistrate Judge Sison
25-cv-00375-DWD	<i>Rachel v. Commissioner of Social Security</i>	Magistrate Judge Daly
25-cv-430-NJR	<i>Dow v. Commissioner of Social Security</i>	Magistrate Judge Beatty
25-cv-00543-SMY	<i>May v. Commissioner of Social Security</i>	Magistrate Judge Beatty
25-cv-00671-NJR	<i>Horton v. Commissioner of Social Security</i>	Magistrate Judge Daly
25-cv-00854-NJR	<i>Walker v. Commissioner of Social Security</i>	Magistrate Judge Beatty
25-cv-01039-DWD	<i>Robinson v. Commissioner of Social Security</i>	Magistrate Judge Sison
25-cv-01113-SMY	<i>Counsell v. Commissioner of Social Security</i>	Magistrate Judge Beatty