

September 8, 2022

PUBLIC NOTICE
APPOINTMENT OF NEW MAGISTRATE JUDGE
UNITED STATES DISTRICT COURT SOUTHERN
DISTRICT OF NEW YORK AT WHITE PLAINS, NY

The United States District Court for the Southern District of New York is accepting applications for the position of one full-time Magistrate Judge at White Plains, NY. The duties of the position are demanding and wide ranging and will include: (1) conduct of preliminary proceedings in criminal cases; (2) trial and disposition of misdemeanor cases; (3) conduct of various pretrial matters and evidentiary proceedings on delegation from the judges of the district court; (4) trial and disposition of civil cases upon consent of the litigants; and (5) inquests and reports and recommendations on dispositive motions on reference from the judges of the district court; and (6) assignment of additional duties not inconsistent with the Constitution and laws of the United States.

The basic jurisdiction of the United States Magistrate Judge is specified in 28 U.S.C., Section 636. To be qualified for appointment, an applicant must: (a) be a member in good standing of the bar of the highest court of a State, the District of Columbia, the Commonwealth of Puerto Rico, or the U.S. Virgin Islands for at least five years; (b) have been engaged in the active practice of law for a period of at least five years (with some substitutions authorized); (c) be competent to perform all the duties of the office, of good moral character, emotionally stable and mature, committed to equal justice under the law, in good health, patient and courteous, and capable of deliberation and decisiveness; (d) be less than 70 years old; and (e) not be related to a judge of the district court.

A Merit Selection Panel composed of attorneys and other members of the community will review all applications and recommend in confidence to the judges of the district court the five persons whom it considers best qualified. The Court will make the appointment following an FBI and IRS investigation of the appointee. The individual selected must comply with the financial disclosure requirements of the Ethics in Government Act of 1978 and the Courthouse Ethics Act (CETA) of 2021. The Court is interested in a diverse applicant pool and encourages all qualified candidates to submit their applications, including women and members of minority groups. All new hires are subject to the Court's policy on COVID-19 vaccination and testing. The current salary of the position is \$205,528 per annum (**effective 1/1/2022).

Candidates should submit hard copies of the application to the physical address below and email a copy to: Magistrateapplications@nysd.uscourts.gov.

Edward A. Friedland
District Court Executive
United States Courthouse
500 Pearl Street, Room 820
New York, NY 10007-1312
Tel: 212-805-0500

An original plus fifteen (15) copies of a cover letter, resume and application must be received by December 7, 2022. Application forms are available on the Court's website: www.nysd.uscourts.gov. (One vacancy may be filled from this posting.)

**Application For
United States Magistrate Judge
Southern District of New York**

Please answer all questions. If a question is not applicable, indicate this by marking N/A.
Return completed form to the District Executive's Office.

GENERAL

1. Full Name: _____
2. All other names by which you have been known: _____
3. Office Address:

City _____ State: _____ Zip: _____
4. Telephone:

5. Residential Address:

City _____ State: _____ Zip: _____
6. Length of residence in state:

7. If you are a naturalized citizen, state the date and place of naturalization: _____
8. Military Service: Yes No
Branch: _____ Dates: _____
Rank/Rate of Discharge: _____ Type of Discharge: _____
If still a Reserve of National Guard member, give service, branch, unit and present rank:

9. Are you related by blood or marriage to any judges of this court? Yes No
If yes, give name(s) and relationship: _____

HEALTH

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10. What is the present state of your health?

11. Do you have any mental or physical impairments that would affect your ability to perform the duties of a magistrate judge with or without reasonable accommodation?

EDUCATION

12. Colleges and universities attended, dates, and degrees:

College/University	Dates	Degrees

13. Continuing legal education courses completed within the last 10 years:

Courses	Dates

HONORS

14. Were you a member of law review or any other law school publication? Yes No
If yes, then describe role:

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15. If you have published any legal books or articles, list them, giving citations and dates:

Published Work	Citations	Dates

16. List any honors, prizes, or awards that you have received:

Honors/Prizes/Awards	Dates

PROFESSIONAL ADMISSIONS

17. List all of the courts (including state bar admissions) and administrative bodies having special admission requirements in which you are presently admitted to practice, giving the dates of admission in each case:

Court or Administrative Body	Date of Admission

LAW PRACTICE

18. State the names, addresses, and dates of employment for all law firms with which you have been associated in practice, all government agencies, and all private business organizations in which you have been employed. Also provide all dates during which you have practiced as a sole practitioner:

Organization	Address	Position	Dates

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19. Describe the general nature of your current practice including any legal specialties and character of your typical clients; also, if your practice is substantially different now than previously, give details of prior practice:

20. a) Do you appear regularly in court? Yes No

b) What percentage of your appearances in the last five years were in:

Federal Courts	
State or local courts of record	
Administrative bodies	
Other	

21. During the past five years, what percentage of your practice has been trial practice? _____%

22. How frequently have you appeared in court? _____times per month.

23. How frequently have you appeared at administrative hearings? _____times per month

24. What percentage of your practice involving litigation has been:

Civil	
Criminal	
Other	

25. State the number of cases you have tried to conclusion in courts of record during the past five years, indicating whether you were sole, associate, or chief counsel. Give citations of any reported cases:

26. Summarize your courtroom experience for the past five years. (civil or criminal, title and judge assigned; subject matter; particular matter litigated; your role)

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27. State the names, phone numbers, and addresses of adversary counsel against whom you have litigated your primary cases over the past five years:

Names of Adversary Counsel	Phone Numbers	Addresses

PUBLIC OFFICE

28. Have you ever run for, or held, public office? Yes No If yes, give details:

PRIOR JUDICIAL EXPERIENCE

29. a) Have you ever held judicial office or been a candidate for judicial office? If so, state the courts involved and the dates of service, or dates of candidacy:

Courts Involved	Dates of Service	Dates of Candidacy

b) If you have held judicial office, state the names, emails, phone numbers and addresses of counsel who have appeared before you who would be knowledgeable of your work, temperament and abilities:

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Name	Email	Phone Number	Address

c) Prior quasi-judicial service:

Agency	Position	Types of Issues in Hearings	# of Cases Adjudicated	Dates of Service

BUSINESS EXPERIENCE

30. a) If you are now an officer, director, or otherwise engaged in the management of any business enterprise, state the name of such enterprise, the nature of the business, the nature of your duties, and whether you intend to resign such position immediately upon your appointment to judicial office:

b) Since being admitted to the Bar, have you ever engaged in any occupation, business, or profession other than the practice of law? Yes No If yes, give details, including dates:

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c) During the last five years have you received any fees or compensation of any kind, other than for legal services rendered, from any business enterprise, institution, organization, or association of any kind? Yes No

If yes, identify the source of such compensation the nature of the business enterprise, institution, organization, or association involved, and the dates such compensation was paid.

31. a) Have you ever been arrested, charged, or convicted for violation of any federal law, state law, county or municipal law, regulation, or ordinance? Yes No

If yes, give details. (Do not include traffic violations for which a fine of \$200 or less was imposed unless it also included a jail sentence)

b) Have you, to your knowledge, ever been under federal, state or local investigation for possible violation of a criminal statute? Yes No If yes, give particulars:

32. a) Have you ever been sued? Yes No If yes, give particulars:

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b) Have you or your professional liability insurance carrier ever settled a claim against you for professional malpractice? Yes No

If yes, give particulars, including the amounts involved:

33. Have you ever been charged in any civil or criminal proceedings with conduct alleged to involve moral turpitude, dishonesty, or unethical conduct? Yes No If yes, give particulars:

34. Have you ever been investigated, disciplined, or cited for a breach of ethics or unprofessional conduct by any court, administrative agency, bar association, or other professional group? Yes No If yes, give particulars:

35. Have you ever been subject of a contempt proceeding? Yes No If yes, explain:

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36. Have you ever failed to file federal, state, or local tax returns?

Yes No If yes, explain:

37. Are you now or have you been delinquent in the payment of taxes?

Yes No If yes, explain:

38. Have you filed appropriate tax returns as required by federal, state, local, and other government authorities?

Yes No If yes, explain:

39. Have any liens or claims ever been instituted against you by the federal, state, or local authorities?

Yes No If yes, explain:

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PROFESSIONAL AND OTHER ACTIVITIES

40. a) List all bar associations and legal professional societies of which you are a member and give the titles and dates of any office you have held in such groups, and committees to which you belonged:

- b) List all organizations and clubs, other than bar associations and professional societies identified in response to Question No. 39 a), of which you have been a member during the past 10 years, including the titles and dates of any offices you have held in each such organization:

- c) Have you ever served on a merit selection panel to consider the appointment or reappointment of a United States Magistrate Judge in this district? If yes, please provide date(s) or appointment(s):

SUPPLEMENTAL INFORMATION

41. State any achievements or actions you have accomplished, demonstrating your commitment to equal justice under the law:

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42. State any additional education or other experiences you believe would assist you in holding judicial office:

43. State any other pertinent information reflecting positively or adversely on you, which you believe should be disclosed to the district court and the selection panel in connection with your possible selection as United States Magistrate Judge.

44. List three individuals as references who are familiar with your abilities:

Name	Relationship to Applicant	Address	Phone Number	Email