

Sourcebook of criminal justice statistics Online

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Table 1.84.2010

Duties performed by magistrate judges in U.S. District Courts

1990, 1999-2010

Activity	1990	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009	2010
Total	448,107	648,097	807,401	873,948	880,129	948,570	960,959	941,632	950,137	948,086	968,921	983,194	1,027,191
Trial jurisdiction cases	100,930	109,101	88,449	84,067	72,109	83,247	92,513	92,909	98,263	100,725	112,653	118,510	116,983
Class A misdemeanors	13,248	10,773	8,990	8,687	8,816	9,616	9,186	8,101	7,762	9,154	7,465	9,378	9,393
Petty offenses	87,682	98,328	79,459	75,380	63,293	73,631	83,327	84,808	90,591	91,571	105,188	109,132	107,590
Preliminary proceedings	157,987	259,153	264,997	286,299	293,002	315,455	321,642	321,164	325,475	322,852	338,113	349,714	368,157
Search warrants	20,672	32,607	29,824	31,571	29,929	32,539	33,457	34,246	32,467	33,632	37,634	40,093	43,140
Arrest warrants/summonses	18,972	28,749	26,880	29,891	30,541	31,291	29,824	32,882	38,325	39,822	44,160	45,679	50,736
Initial appearances	49,624	74,875	77,752	83,582	86,324	93,991	97,296	95,116	96,189	96,779	98,452	101,848	106,951
Preliminary examinations	7,145	16,059	16,589	18,067	19,279	20,062	19,880	19,935	20,711	20,357	19,539	21,522	23,374
Arraignments	34,311	48,132	49,740	54,687	54,339	57,977	59,920	56,827	57,537	57,498	60,934	64,572	66,114
Detention hearings	17,191	36,381	37,490	39,468	43,198	47,860	48,206	47,928	47,525	47,399	46,741	48,382	49,238
Bail reviews	7,858	10,833	10,741	11,557	11,052	11,397	10,879	11,031	11,545	10,768	10,500	10,660	9,705
Other <sup>a</sup>	2,214	11,517	15,981	17,476	18,340	20,338	22,180	23,199	21,176	16,597	20,153	16,958	18,899
Additional duties	171,127	235,803	405,661	450,639	461,848	490,617	487,871	470,840	468,319	463,661	456,753	450,655	475,205
Criminal	35,576	51,182	108,823	126,813	138,504	156,115	159,599	157,064	166,409	165,831	164,937	171,226	192,531
Motions <sup>b</sup>	26,509	24,623	67,099	78,450	85,693	98,299	100,325	96,334	99,612	100,502	94,317	96,948	102,087
Evidentiary hearings	2,256	2,302	1,990	1,985	1,899	2,041	1,836	2,042	2,230	1,909	2,287	2,046	2,222
Pretrial conferences <sup>c</sup>	3,488	5,793	10,965	12,024	13,532	14,620	14,760	15,870	20,127	19,956	23,542	27,197	38,921
Probation/supervised release	529	3,007	3,109	3,570	3,948	4,570	4,213	4,033	3,220	2,949	2,246	2,119	2,106
Guilty pleas	NA	NA	10,614	13,150	15,275	17,018	18,086	19,698	22,186	21,473	23,881	26,959	30,934
Other <sup>d</sup>	2,794	15,457	15,046	17,634	18,157	19,567	20,379	19,087	19,034	19,042	18,664	15,957	16,261
Civil	114,968	158,830	271,025	296,921	298,109	309,720	303,895	289,647	276,626	274,955	269,071	257,266	260,796
Settlement conferences	12,656	24,666	24,255	24,997	24,420	26,506	25,331	24,203	22,113	21,991	21,602	20,021	20,515
Other pretrial conferences <sup>c</sup>	32,545	39,265	49,724	50,776	55,371	55,632	55,845	53,937	50,917	52,485	49,915	49,150	52,322
Motions <sup>b</sup>	61,594	68,043	171,659	194,918	192,075	200,068	197,382	187,417	181,121	179,523	175,041	166,899	165,228
Evidentiary hearings	1,964	771	650	639	851	646	514	942	730	784	1,179	799	998
Social Security	5,112	6,132	5,516	5,514	6,654	6,472	6,160	5,486	5,588	4,730	4,779	4,296	4,225
Special masterhips	1,097	753	734	677	504	550	578	518	472	417	450	336	255
Other <sup>e</sup>	NA	19,200	18,487	19,400	18,234	19,846	18,085	17,144	15,685	15,025	16,105	15,765	17,253
Prisoner litigation	20,583	25,791	25,813	26,905	25,235	24,782	24,377	24,129	25,284	22,875	22,745	22,163	21,878
State habeas corpus	6,078	9,692	10,125	10,180	9,503	9,482	9,044	8,350	8,995	8,882	8,927	8,734	8,342
Federal habeas corpus	2,339	3,406	3,469	4,256	4,441	3,837	3,516	4,866	4,047	2,905	2,632	2,517	2,216
Civil rights	12,166	11,922	11,419	11,403	10,531	10,766	11,067	10,360	11,663	10,589	10,716	10,522	10,827
Evidentiary hearings	NA	771	800	1,066	760	697	750	553	579	499	470	390	493
Civil consent	4,958	11,320	11,481	12,024	12,710	13,811	13,092	12,282	11,521	10,575	10,814	11,402	12,470
Without trial	3,950	9,822	10,181	10,945	11,751	13,044	12,440	11,669	10,944	10,065	10,290	10,943	11,966
Jury trial	495	850	750	590	472	479	422	399	379	322	313	305	333
Non-jury trial	513	648	550	489	487	288	230	214	198	188	211	154	171
Miscellaneous matters <sup>f</sup>	13,105	32,720	36,813	40,919	40,460	45,440	45,841	44,437	46,559	50,273	50,588	52,913	54,376

Note: The Federal Magistrates Act (28 U.S.C. 636(b)) provides the authority under which magistrate judges assist courts in the performance of "additional duties." This authority was both broadened and clarified by Public Law 94-577, Oct. 21, 1976, and by new procedural rules governing most habeas corpus proceedings in the district courts, effective Feb. 1, 1977. The changes make clear the ability of the parties of a civil case to consent to have the case referred to a magistrate for trial as a special matter; the changes also empower magistrates to conduct evidentiary hearings in prisoner petition cases. Additionally, the role of magistrates in providing pretrial assistance to district judges in both dispositive and non-dispositive matters has been clarified. Data for 1990 are reported for the 12-month period ending June 30. Beginning in 1998, data are reported for the Federal fiscal year, which is the 12-month period ending September 30. Some data have been revised by the Source and will differ from previous editions of SOURCEBOOK.

<sup>a</sup>Data for 1990 include material witness hearings only; data for 1999-2010 include material witness hearings and attorney appointment hearings.

<sup>b</sup>Prior to 2000, data include contested motions only; beginning in 2000, data include both contested and uncontested motions.

<sup>c</sup>Prior to 2000, data do not include status conferences; beginning in 2000, data include status conferences.

<sup>d</sup>Data for 1990 include writs only; beyond 1990 data include writs, mental competency hearings, and motion hearings.

<sup>e</sup>Beginning in 1998, data include fee applications, summary jury trials, and motion hearings. Beginning in 2006, data include early neutral evaluations.

<sup>f</sup>Prior to 2000, this category included seizure/inspection warrants and orders of entry, judgment debtor exams, extradition hearings, contempt proceedings, Criminal Justice Act fee applications, naturalization proceedings, grand jury returns, civil and criminal IRS enforcement proceedings, calendar calls, and voir dire. Beginning in 2000, civil and criminal other jury matters, and international prisoner transfer proceedings were added.

Source: Administrative Office of the United States Courts, *Judicial Business of the United States Courts: 2000 Annual Report of the Director*, pp. 66, 67; *2001 Annual Report of the Director*, pp. 62, 63; *2002 Annual Report of the Director*, pp. 61, 62; *2007 Annual Report of the Director*, pp. 69, 70; *2008 Annual Report of the Director*, pp. 65, 66; *2009 Annual Report of the Director*, pp. 63, 64; *2010 Annual Report of the Director*, pp. 67, 68 (Washington, DC: USGPO). Table adapted by SOURCEBOOK staff.