

**Judicial Emergencies**  
 (See attachment for revised definition.)  
 April 1, 2004

*Prepared by the AOUSC Office of Legislative Affairs*

<b>Court</b>	<b>Vacancy Created By</b>	<b>Reason</b>	<b>Vacancy Date</b>	<b>Days Pending</b>	<b>Weighted filings/ Adjusted filings*</b>
<b>02</b>	<b>CCA</b> Parker, Fred I.	Deceased	8/12/2003	<b>239</b>	<b>879</b>
<b>02</b>	<b>NY-E</b> Johnson, Sterling Jr.	Senior	6/1/2003	<b>311</b>	<b>667</b>
	Raggi, Reena	Elevated	9/20/2002	<b>565</b>	<b>667</b>
<b>03</b>	<b>PA-E</b> Buckwalter, Ronald L.	Senior	12/11/2003	<b>118</b>	<b>620</b>
	Hutton, Herbert J.	Senior	9/6/2003	<b>214</b>	<b>620</b>
	Waldman, Jay C.	Deceased	5/30/2003	<b>313</b>	<b>620</b>
	Yohn, William H. Jr.	Senior	11/20/2003	<b>139</b>	<b>620</b>
<b>04</b>	<b>CCA</b> Murnaghan, Francis	Deceased	8/31/2000	<b>1315</b>	<b>599</b>
	Phillips, J. Dickson Jr.	Senior	7/31/1994	<b>3538</b>	<b>599</b>
<b>04</b>	<b>NC-E</b> Britt, W. Earl	Senior	12/7/1997	<b>2313</b>	<b>537</b>
<b>04</b>	<b>VA-E</b> Morgan, Henry C. Jr.	Senior	2/8/2004	<b>59</b>	<b>632</b>
<b>05</b>	<b>CCA</b> Garwood, William L.	Senior	1/23/1997	<b>2631</b>	<b>1009</b>
<b>05</b>	<b>MS-S</b> Pickering, Charles W. Sr.	Elevated	1/16/2004	<b>82</b>	<b>1223</b>

Court	Vacancy Created By	Reason	Vacancy Date	Days Pending	Weighted filings/ Adjusted filings*
06	<b>CCA</b>				
	Keith, Damon	Senior	5/1/1995	3264	588
	Kennedy, Cornelia	Senior	3/1/1999	1864	588
	Ryan, James L.	Senior	1/1/2000	1558	588
	Suhrheinrich, Richard F.	Senior	8/15/2001	966	588
09	<b>CA-S</b>				
	PL 107-273	New Position	7/15/2003	267	610
09	<b>CCA</b>				
	Browning, James R.	Senior	9/1/2000	1314	956
09	<b>HI</b>				
	Kay, Alan C.	Senior	1/1/2000	1558	431
09	<b>WA-W</b>				
	28 USC 133 (per Barbara	FJC Director	9/8/2003	212	682
	Zilly, Thomas S.	Senior	1/1/2004	97	682
10	<b>NM</b>				
	Parker, James A.	Senior	9/1/2003	219	681
11	<b>FL-S</b>				
	Ferguson, Wilkie D. Jr.	Deceased	6/9/2003	303	615

**Total Judicial Emergencies:**

24

\* A judicial emergency is defined as the following: 1) any vacancy in a district court where weighted filings are in excess of 600 per judgeship, OR any vacancy in existence more than 18 months where weighted filings are between 430 and 600 per judgeship, OR any court with more than one authorized judgeship and only one active judge; and 2) any vacancy in a court of appeals where adjusted filings per panel are in excess of 700; OR any vacancy in existence more than 18 months where adjusted filings are between 500 to 700 per panel.