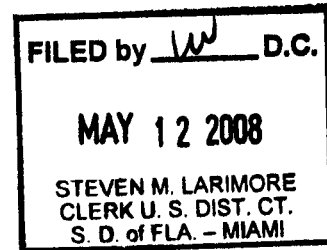


UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

ADMINISTRATIVE ORDER 2008-11

IN RE: REASSIGNMENT OF SENIOR JUDGE  
SHELBY HIGHSMITH'S DEATH PENALTY/  
HABEAS CORPUS CASES

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As recently noted in Administrative Order 2008-10, this Court maintains a separate wheel for assignment of death penalty/habeas corpus cases due to the unique nature and special demands of such cases. Each active District Judge is given one ballot each time the death penalty/habeas corpus wheel is refilled, and assignments are then made from that wheel until all ballots are exhausted and the wheel is refilled. The Court's practice in the past has been to assign death penalty cases to active District Judges as opposed to Senior District Judges, as referenced in Administrative Order 86-54 and Internal Operating Procedure 2.12.00.

Senior District Judges perform a valuable service to both this Court and the public and, in recognition of the importance of their role, have great latitude as to the types of cases they choose to hear. Senior United States District Judge Shelby Highsmith has two pending death penalty/habeas corpus cases – Thomas Dewey Pope v. Secretary for the Department of Corrections, 91 CV 6717 SH and Lloyd Chase Allen v. Secretary, Florida Department of Corrections, 03 CV 10077 SH. In accordance with the Court's practice of assigning such matters to active District Judges, as well as his own preferences as to the types of matters he wishes to continue to hear, Judge Highsmith has requested that these two death penalty/habeas corpus cases currently assigned to him be reassigned. In consideration thereof, it is

**ORDERED AND ADJUDGED** that:

The Clerk shall randomly reassign , Thomas Dewey Pope v. Secretary for the Department of Corrections, 91 CV 6717 SH and Lloyd Chase Allen v. Secretary, Florida Department of Corrections, 03 CV 10077 SH from the Court's death penalty/habeas corpus wheel to active District Judges.

**DONE AND ORDERED** in Chambers at Miami, Florida this 12<sup>th</sup> day of May, 2008.

  
FEDERICO A. MORENO  
CHIEF UNITED STATES DISTRICT JUDGE

Copies provided to:

All Southern District Judges  
All Southern District Magistrate Judges  
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