

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND**

IN RE:

SOCIAL SECURITY CASES

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MISC. NO. 00-308

STANDING ORDER 2022-04

On December 1, 2022, new Supplemental Rules for Social Security Actions under 42 U.S.C. § 405(g) will become effective. In order to maintain consistency with the new Federal Rules, the Court now finds it necessary to amend its procedures governing the administration of its Social Security case docket. Accordingly, it is hereby

ORDERED by the United States District Court for the District of Maryland that all cases in which a plaintiff seeks review pursuant to 42 U.S.C. § 405(g) of a decision by the Commissioner of Social Security shall be directly assigned to a Magistrate Judge of this Court for all proceedings and the entry of a final judgment, subject to the consent of the plaintiff. Pursuant to a Memorandum of Understanding between this Court and the United States Attorney's Office for the District of Maryland, the Chief of the Civil Division of the U.S. Attorney's Office has consented to the automatic entry of his appearance for these cases and to the entering of the Commissioner's consent to disposition by a United States Magistrate Judge; and it is further

ORDERED that in all such cases directly assigned to a Magistrate Judge, the Clerk shall issue a notice upon the filing of a new civil action requiring the plaintiff to file a response either consenting or declining to consent to disposition by a Magistrate Judge within thirty (30) days. In the event that the plaintiff does not consent, or if the Commissioner withdraws its consent, the case shall be reassigned to a District Judge; and it is further

ORDERED that in all such cases the Chief of the Civil Division of the U.S. Attorney's Office for the District of Maryland or his designee shall be designated as the counsel of record for the Commissioner, and the Clerk shall enter counsel's appearance on behalf of the Commissioner; and it is further

ORDERED that in all such cases the plaintiff must file and serve on the Commissioner a brief for the requested relief within 60 days after the answer is filed or 60 days after entry of an order disposing of the last remaining motion filed under Rule 4(c), whichever is later. The Commissioner must file a brief and serve it on the plaintiff within 60 days after service of the plaintiff's brief. The plaintiff may file a reply and serve it on the Commissioner within 21 days after service of the Commissioner's brief. This schedule shall control the progress of each case without further entry of a scheduling order, unless otherwise ordered by the presiding judge in a particular case; and it is further

ORDERED that Standing Order 2021-12 is RESCINDED.

Date:

Nov. 30, 2022



James K. Bredar, Chief Judge
United States District Court