

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

STANDING ORDER FOR OBJECTIONS
FILED UNDER FED. R. CIV. P. 72

WHEREAS, Standing Orders regarding objections to a Magistrate Judge's decision on dispositive and non-dispositive motions in both non-pro se and pro se matters under Federal Rule of Civil Procedure 72 have previously been entered;

WHEREAS, in order to more efficiently manage objections to Report and Recommendations ("R&R"), rulings or orders issued by a Magistrate Judge, it is appropriate to amend the prior Order;

NOW, THEREFORE, this 7th day of **March, 2022**, it is ordered, that in addition to the provisions of 28 U.S.C. § 636(b)(1)(A) and (B), FED. R. CIV. P. 72 and D. DEL. LR 7.1.5(b) and 72.1, the following procedures shall apply to all objections to a Magistrate Judge's decision on dispositive and non-dispositive matters:

1. Unless otherwise ordered by the District Judge, in **non-pro se** matters, the **objecting party** must provide the District Judge to whom the case is assigned, a courtesy copy of **all** filings (e.g., motions, briefs, appendices) associated with the matter to which the R&R, ruling or order relates. Such courtesy copies shall be provided to the District Judge no later than five (5) days after the objections are filed.

2. Unless otherwise ordered by the District Judge, in **pro se** matters, the **party represented by counsel** must provide the District Judge to whom the case is assigned, a courtesy copy of **all** filings (e.g., motions, briefs, appendices) associated with the matter to which the R&R, ruling or order relates. Such courtesy copies shall be

provided to the District Judge no later than five (5) days after the objections are filed.

3. Nondispositive Matters. All orders or rulings of a Magistrate Judge authorized by 28 U.S.C. § 636(b)(1)(A) shall be final unless a party timely files written objections. The objections shall specify the matters to which the party objects and the manner in which it is claimed that the order or ruling is clearly erroneous or contrary to law.

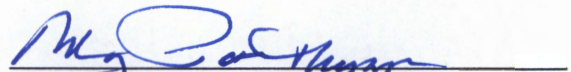
4. Dispositive Motions. Written objections to findings of fact and recommendations for disposition by a Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) shall specify the portions of the findings and recommendations to which objection is made and the basis for each objection, and shall be supported by legal authority.

5. Certification. Any party filing objections with a District Judge to a Magistrate Judge's order, ruling or recommended disposition **must** include, along with the objections, a written statement either certifying that the objections do not raise new legal/factual arguments, or identifies the new arguments and describes the good cause for failing to previously raise the new legal/factual arguments before the Magistrate Judge.


6. Timing of Objections. Unless otherwise ordered, applications for extension of time to file or respond to objections shall be reviewed by the Magistrate Judge.

7. Briefing. Briefing on objections consists solely of the objections and an answer thereto. No reply in support of objections may be filed without leave of the Court. Unless otherwise ordered, objections and answers are limited to ten (10) double-spaced pages, and any applications for modification of these limits shall be reviewed by the Magistrate Judge.


8. Effect of Magistrate Judge Orders and Recommendations. Until a District Judge has completed his or her review of an objection to a Magistrate Judge's order or ruling on a nondispositive matter, such order or ruling shall govern further proceedings. Until a District Judge has completed his or her review of an objection to a Magistrate Judge recommended disposition of a dispositive matter, that Magistrate Judge may, in his or her discretion, conduct further proceedings in any manner the Magistrate Judge deems appropriate.




Honorable Mary Pat Thyng
Chief U.S. Magistrate Judge



Honorable Christopher J. Burke
U.S. Magistrate Judge



Honorable Sherry R. Fallon
U.S. Magistrate Judge



Honorable Jennifer L. Hall
U.S. Magistrate Judge