



United States District Court

# DISTRICT OF SOUTH DAKOTA

## **LR 83.9 PROCEDURES IN SOCIAL SECURITY CASES**

**A. Direct Assignment of Cases to Magistrate Judge.** Every case filed under 42 U.S.C. § 405(g) will be direct assigned to a magistrate judge by division.

**B. Consent and Reassignment.** On or before the date on which the answer must be filed, each party must submit a completed Social Security Case Assignment Form, through which the party either:

1. consents to disposition of the case by the magistrate judge under 28 U.S.C. § 636(c); or
2. asks to have a district judge assigned to the case.

The Social Security Case Assignment Form must be submitted to the clerk in paper and not filed on the CM/ECF system.

If any party asks to have a district judge assigned to the case, it will be assigned by division. The magistrate judge assigned to the case will remain assigned to the case to conduct such proceedings as the district judge directs.

**C. Filing and Answer and the Administrative Record.** Within 60 days after the United States is served with a pleading under 42 U.S.C. § 405(g), the Commissioner of Social Security must electronically file and serve an answer and certified copy of the administrative record.