

§ 0.14. Quorum

- (a)** Two judges shall constitute a quorum. If, at any time, a quorum does not attend on any day appointed for holding a session of the court, any judge who does attend or, in the absence of any judge, the clerk may adjourn the court for such time as may be appropriate. Any judge attending when less than a quorum is present or at any time when the court is in recess may make any necessary procedural order touching any suit or proceeding preparatory to hearing or decision of the merits. (See Part 2, Local Rule 27(f)).

- (b)** (Interim) Unless directed otherwise, a panel of the court shall consist of three judges. If a judge of a panel of the court shall cease to continue with the consideration of any matter by reason of recusal, death, illness, resignation, incapacity, or other reason, the two remaining judges will determine the matter if they reach agreement and neither requests the designation of a third judge. If they do not reach agreement or either requests such a designation, another circuit judge will be designated by the Clerk to sit in place of the judge who has been relieved. The parties shall be advised of such designation, but no additional argument will be had or briefs received unless otherwise ordered.