

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
GENERAL ORDER 17 - 0015**

The full Court met in executive session on Thursday, October 19, 2017 and approved an amendment to Local Rule 67.1 Investment of Funds Deposited with Clerk. The proposed amendment was published with comments due on July 5, 2017. No comments were received from the Public or the Rules Advisory Committee.

The Court's Rules Committee considered the rule at its meeting on October 12, 2017. It recommended that the full Court adopt the proposed amendment to Local Rule 67.1 with slight amendment.

The full Court considered the recommendation of the Rules Committee at its meeting on October 19, 2017 and agreed to modify Local Rule 67.1. Therefore,

By direction of the full Court, which met in executive session on Thursday, October 19, 2017,

IT IS HEREBY ORDERED that Local Rule 67.1 Investment of Funds Deposited with Clerk be amended as follows (additions shown thus, deletions shown ~~thus~~.

LR67.1. Investment of Funds Deposited with Clerk

~~All funds ordered deposited with the clerk pursuant to 28 U.S.C. §2041 for deposit in the registry fund of the court shall be deposited in the registry account, provided that the court in exceptional circumstances may for good cause shown direct the clerk to hold the funds deposited in some other form of interest bearing investment. Where the court so orders, the order shall specify—~~

- ~~(1) the reason or reasons for such alternative form of investment,~~
- ~~(2) the amount to be invested,~~
- ~~(3) the type of account or instrument in which the funds are to be invested, and~~
- ~~(4) the term of the investment.~~

A party may deposit money in the court registry under Fed. R. Civ. P. 67(a) only by court order.

(a) Motion to Deposit Money

A party seeking to deposit money in the court registry must complete the following:

- (1) file a motion for leave to make the deposit using the requested relief in CM/ECF;
- (2) attach a copy of a completed Registry Deposit Information Form as an exhibit to the motion for leave to make the deposit; and
- (3) submit a proposed order specifying the amount of money to be deposited to the judge's proposed order inbox.

The Clerk will administer money deposited into the court registry pursuant to 28 U.S.C. § 2041.

(b) Court Registry Investment System

- (1) The Clerk will deposit all registry money in the Court Registry Investment System (CRIS) of the Administrative Office of the U.S. Courts pursuant to General Order 16-0017.
- (2) The Clerk will deposit all interpleader money deposited pursuant to 28 U.S.C. § 1335 in the CRIS Disputed Ownership Fund pursuant to General Order 16-0017.

(c) Custodian of CRIS Funds

The Director of the Administrative Office of the U.S. Courts is the custodian of the CRIS funds and may:

- (1) assess fees based on the District Court Miscellaneous Fee Schedule;
- (2) withhold and pay federal taxes on Disputed Ownership Funds; and
- (3) distribute income from fund investments after assessing fees.

The Court's order for disbursement of invested registry funds must include the name and address of the payee(s) in addition to the total amount of principal and interest. If the amount of interest is not known, the order shall read "plus interest" which will be disbursed to each payee.

In order for the Clerk to comply with the IRS Code and the rules thereunder, payees receiving interest must provide a W-9 Taxpayer Identification and Certification form to the Clerk's Office prior to the disbursement from the invested account.

ENTER:

FOR THE COURT

A handwritten signature in black ink, appearing to be "A. J. ...", is written over a horizontal line.

Chief Judge

Dated at Chicago, Illinois this 22nd day of October, 2017