

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
GENERAL ORDER 12 - 0006**

The full Court met in executive session on Wednesday, January 25, 2012 and approved an amendment to Local Rule 83.36 regarding Appointment Procedures. The proposed amendment was published with comments due on December 30, 2011. No comments were received from the Public.

The Court's Rules Advisory Committee reviewed the rule at its meeting on January 10, 2012 and approved the amendment as published.

The Court's Rules Committee discussed the rule at its meeting on January 19, 2012. It recommended that the full Court adopt the proposal as published.

The full Court considered the recommendation of the Rules Committee at its meeting on January 25, 2012 and agreed to modify Local Rule 83.36. Therefore,

By direction of the full Court, which met in executive session on Wednesday, January 25, 2012,

IT IS HEREBY ORDERED that Local Rule 83.36 Appointment Procedures be amended as follows (additions shown thus, deletions shown ~~thus~~):

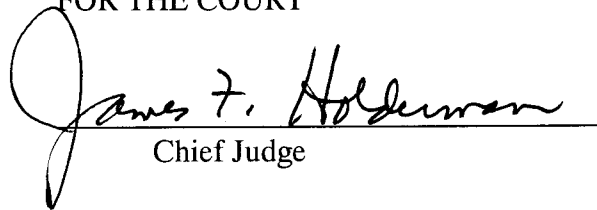
LR83.36. Appointment Procedures

(a) Application. Any application for the appointment of counsel by a party appearing *pro se* shall be on a form approved by the Executive Committee. The application shall include a form of affidavit stating the party's efforts, if any, to obtain counsel by means other than appointment and indicating any prior *pro bono* appointments of counsel to represent the party in cases brought in this Court including both pending and previously terminated actions. A completed copy of the affidavit of financial status in the form required by LR3.3(a)(2) shall be attached to the application. A *pro se* party who was ineligible for appointed counsel at the outset of the litigation who later becomes eligible by reason of changed circumstances may apply for appointment of counsel within a reasonable time after the change in circumstances has occurred.

(b) Notice of Appointment. After counsel has been selected, the clerk shall forthwith send to counsel written notice of the appointment. ~~A copy of the order of appointment and copies of the pleadings filed to date, relevant correspondence, and any other relevant documents shall accompany the notice.~~ In addition to notifying counsel, the clerk shall also notify all of the parties to the action of the appointment and include with such notification the name, address, and telephone number of the appointee.

(c) Making Private Counsel Court-Appointed. Where a party is represented by counsel and because of the party's financial condition both the party and counsel wish to change the nature of the representation to court-appointed representation in order that counsel may be eligible for reimbursement of expenses from the District Court Fund pursuant to LR83.40, counsel may petition the court to be court-appointed counsel. Any such petition shall indicate that if the court grants the petition, any existing fee agreements between the party and counsel shall no longer be enforceable and any subsequent fee agreements between the party and counsel may only be made in accordance with the provisions of LR83.41. In ruling on the petition, the judge shall grant it only if the judge would have granted an application filed under this rule had the party not been represented by counsel. Where the party is represented by more than one counsel, any order of appointment under this section shall preclude prospective operation of fee agreements with all such counsel but shall appoint only those counsel wishing to be appointed.

ENTER:
FOR THE COURT


Chief Judge

Dated at Chicago, Illinois this 31st day of January, 2012