

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS**

(Full name under which convicted)
PETITIONER)

Case Number: _____
(Supplied by Clerk of this Court)

(Prisoner Number)
vs.)

(Warden, superintendent, or authorized
person having custody of petitioner)
RESPONDENT, and)

**(Fill in the following blank only if
judgment attacked imposes a sentence
to commence in the future.)**)

ATTORNEY GENERAL OF THE)
STATE OF)

Case Number of State Court Conviction:

(State where judgment entered))

PETITION FOR WRIT OF HABEAS CORPUS – PERSON IN STATE CUSTODY

1. Name and location of court where conviction entered:

2. Date of judgment of conviction:

3. Offense(s) of which petitioner was convicted (list all counts with indictment numbers, if known)

4. Sentence(s) imposed:

[If you need additional space for ANY section, please attach an additional sheet and reference that section.]

5. What was your plea? (Check one) Not guilty Guilty Nolo contendere
If you pleaded guilty to one count or indictment and not guilty to another count or indictment, give details:

PART I – TRIAL AND DIRECT REVIEW

1. Kind of trial: (Check one): Jury Judge only
2. Did you testify at trial? Yes No
3. Did you appeal from the conviction or the sentence imposed? Yes No

(A) If you appealed, give the

(1) Name of court: _____

(2) Result: _____

(3) Date of ruling: _____

(4) Issues raised: _____

(B) If you did not appeal, explain briefly why not: _____

4. Did you appeal, or seek leave to appeal, to the highest state court? Yes No

(A) If yes, give the

(1) Result: _____

(2) Date of ruling: _____

(3) Issues raised: _____

(B) If you did not appeal, explain briefly why not: _____

[If you need additional space for ANY section, please attach an additional sheet and reference that section.]

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5. Did you petition the United States Supreme Court for a writ of *certiorari*?
 Yes No

If yes, give (A) date of petition: _____

(B) Date *certiorari* was denied: _____ **PART II – COLLATERAL**

PROCEEDINGS

1. With respect to this conviction or sentence, have you filed a post-conviction petition in state court?
 Yes No

With respect to *each* post-conviction petition give the following information (use additional sheets if necessary):

A. Name of court: _____

B. Date of filing: _____

C. Issues raised: _____

D. Did you receive an evidentiary hearing on your petition? Yes No

E. What was the court's ruling? _____

F. Date of court's ruling: _____

G. Did you appeal from the ruling on your petition? Yes No

H. (a) If yes, (1) what was the result? _____

(2) date of decision: _____

(b) If no, explain briefly why not: _____

[If you need additional space for ANY section, please attach an additional sheet and reference that section.]

[If you need additional space for ANY section, please attach an additional sheet and reference that section.]

I. Did you appeal, or seek leave to appeal this decision to the highest state court?

Yes No

(a) If yes, (1) what was the result? _____

(2) date of decision: _____

(b) If no, explain briefly why not: _____

2. With respect to this conviction or sentence, have you filed a petition in a **state court** using any other form of post-conviction procedure, such as *coram nobis* or habeas corpus?

Yes No

A. If yes, give the following information with respect to each proceeding (use additional sheets if necessary):

1. Nature of proceeding _____

2. Date petition filed _____

3. Ruling on the petition _____

4. Date of ruling _____

5. If you appealed, what was the ruling on the appeal? _____

6. Date of ruling on appeal _____

7. If there was a further appeal, what was the ruling? _____

8. Date of ruling on appeal _____

[If you need additional space for ANY section, please attach an additional sheet and reference that section.]

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3. With respect to this conviction or sentence, have you filed a previous petition for habeas corpus in **federal court**? Yes No

A. If yes, give name of court, case title and case number: _____

B. Did the court rule on your petition? If so, state

(1) Ruling: _____

(2) Date: _____

4. With respect to this conviction or sentence, are there legal proceedings pending in any court, other than this petition? Yes No

If yes, explain: _____

PART III – PETITIONER'S CLAIMS

1. State briefly every ground on which you claim that you are being held unlawfully. Summarize briefly the facts supporting each ground. You may attach additional pages stating additional grounds and supporting facts. If you fail to set forth all grounds in this petition, you may be barred from presenting additional grounds later.

BEFORE PROCEEDING IN THE FEDERAL COURT, YOU MUST ORDINARILY FIRST EXHAUST YOUR STATE COURT REMEDIES WITH RESPECT TO EACH GROUND FOR RELIEF ASSERTED.

(A) Ground one _____
Supporting facts (tell your story briefly without citing cases or law):

[If you need additional space for ANY section, please attach an additional sheet and reference that section.]

[If you need additional space for ANY section, please attach an additional sheet and reference that section.]

(B) Ground two _____
Supporting facts:

(C) Ground three _____
Supporting facts:

[If you need additional space for ANY section, please attach an additional sheet and reference that section.]

[If you need additional space for ANY section, please attach an additional sheet and reference that section.]

- (C) At trial _____
- (D) At sentencing _____
- (E) On appeal _____
- (F) In any post-conviction proceeding _____
- (G) Other (state): _____

PART V – FUTURE SENTENCE

Do you have any future sentence to serve following the sentence imposed by this conviction?

- Yes
- No

Name and location of the court which imposed the sentence: _____

Date and length of sentence to be served in the future _____

WHEREFORE, petitioner prays that the court grant petitioner all relief to which he may be entitled in this proceeding.

Signed on: _____
(Date)

Signature of attorney (if any)

I declare under penalty of perjury that the foregoing is true and correct.

(Signature of petitioner)

(I.D. Number)

(Address)

[If you need additional space for ANY section, please attach an additional sheet and reference that section.]