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

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|---|---|---|
| In the Matter of | ) | |
| | ) | Civil Action No. |
| Yaodi Hu | ) | 08 C 5194 |
| Plaintiff, *pro se* | ) | |

## EXECUTIVE COMMITTEE ORDER

Yaodi Hu has filed the following cases in this Court:

| Case | Title | Date filed | Judge |
|---|---|---|---|
| 06 C 5809 | Bell et al v. Martinez | 10/25/06 | Leinenweber |
| 06 C 6589 | Hu et al v. Cantwell et al | 11/29/06 | Hart |
| 07 C 0844 | Hu v. Park National Bank et al | 02/13/07 | Guzman |
| 07 C 3748 | Hu v. Village of Midlothian | 07/03/07 | Bucklo |
| 07 C 3822 | Hu v. Huey et al | 07/09/07 | Kendall |
| 07 C 5494 | Hu et al v. Mann et al | 09/28/07 | Conlon |
| 07 C 7203 | Hu v. Village of Maywood et al | 12/21/07 | Dow |
| 08 C 0839 | Hu v. City of Chicago | 02/08/08 | Andersen |
| 08 C 1032 | Hu v. Pearl River Piano USA et al | 02/20/08 | Holderman |
| 08 C 1033 | Hu v. American Bar Association | 02/20/08 | Castillo |
| 08 C 2007 | Hu v. Evans et al | 04/09/08 | St. Eve |
| 08 C 3825 | Hu v. Ramirez et al | 07/03/08 | Castillo |
| 08 C 4108 | Hu v. City of Chicago | 07/21/08 | Kennelly |

It is the judgment of the Executive Committee that reasonable and necessary restraints must be imposed upon Mr. Hu's ability to file new civil cases in this District *pro se*. Cases in existence prior to the entry of this order are not affected by this order and shall proceed as usual.

**IT IS HEREBY ORDERED BY THE EXECUTIVE COMMITTEE** in its capacity as the supervisor of the assignment of cases, that ------

1) Mr. Yaodi Hu, or anyone acting on his behalf, is enjoined from filing any new civil action or proceeding in the United States District Court for the Northern District of Illinois without first obtaining leave by way of the following procedures:

   a) Any materials Mr. Hu, or anyone acting on his behalf, wishes to submit for filing shall be delivered to Room 2050, Office of the Clerk

at the Courthouse in Chicago. Only the Clerk or deputies specifically designated by the Clerk may accept such documents.

b) Where the document submitted is a complaint, it shall be accompanied by a motion captioned "Motion Seeking Leave to File Pursuant to Order of Executive Committee." That motion shall, in addition to requesting leave to file the complaint, include a sworn statement certifying that the claims raised by or on behalf of Mr. Hu in the complaint are new claims never before raised in any federal court.

c) Whenever Mr. Hu submits a document for filing, the clerk or designated deputy shall accept the papers, stamp them received, docket them, and forward them to the Executive Committee.

2) The Executive Committee will examine any complaints submitted by or on behalf of Mr. Hu to determine whether they should be filed.

3) If Mr. Hu seeks leave to proceed *in forma pauperis*, the Committee will also determine if such leave should be granted. The Committee will deny leave to file any complaints if they are legally frivolous or are merely duplicative of matters already litigated. The Committee may deny leave to file any complaints not filed in conformity with this order.

4) If the Executive Committee enters an order denying leave to file the materials, the clerk shall retain the order in a miscellaneous file with the title "In the matter of Yaodi Hu" and cause a copy of the order to be mailed to Mr. Hu. The documents submitted shall be destroyed.

5) If the Executive Committee enters an order granting leave to file the materials, the clerk will cause the materials to be stamped filed as of the date of the order and shall cause the case to be assigned to a judge in accordance with the rules. The clerk shall also cause a copy of the order to be mailed to Mr. Hu.

6) Mr. Hu's failure to comply with this order may, within the discretion of the Executive Committee, result in his being held in contempt of court and punished accordingly.

7) Nothing in this order shall be construed -----

a) to affect Mr. Hu's ability to defend himself in any criminal action,

b) to deny Mr. Hu access to the federal courts through the filing of a petition for a writ of habeas corpus or other extraordinary writ, or

c) to deny Mr. Hu access to the United States Court of Appeals or the United States Supreme Court.

**IT IS FURTHER ORDERED** That Yaodi Hu is authorized to submit to this court, no earlier than twelve months from the date of this order, a motion to modify or rescind this order, and

**IT IS FURTHER ORDERED** That the Clerk shall cause to be created and maintained a miscellaneous file with the title "In the matter of Yaodi Hu " and case number 08 C 5194. The miscellaneous file shall serve as the repository of this order and any order or minute order entered pursuant to this order. The Clerk will also maintain a miscellaneous docket associated with the file. All orders retained in the file will be entered on that docket following standard docketing procedures. A brief entry will be made on the docket indicating the receipt of any materials from Mr. Hu.

**IT IS FURTHER ORDERED** That the Clerk shall cause a copy of this order to be mailed to Mr. Hu at 219 W. Cermak, Chicago, Illinois 60616, the address given by Mr. Hu in documents received on July 21, 2008. Such mailing shall be by certified or registered mail, return receipt requested.

**ENTER:**
**FOR THE EXECUTIVE COMMITTEE**

James F. Holderman
Chief Judge

Dated at Chicago, Illinois this 10th day of September, 2008