

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
GENERAL ORDER 15 - 0031**

The full Court met in executive session on Thursday, December 17, 2015 and approved a technical amendment to Local Rule 81.3 Habeas Corpus Proceedings by Persons in Custody. This is a technical amendment and does not require publication for comment.

The Court's Rules Committee considered the rule on December 15, 2015. It recommended that the full Court adopt the proposed amendment to Local Rule 81.3.

The full Court considered the recommendation of the Rules Committee at its meeting on December 17, 2015 and agreed to modify Local Rule 81.3. Therefore,

By direction of the full Court, which met in executive session on Thursday, December 17, 2015,

IT IS HEREBY ORDERED that Local Rule 81.3 Habeas Corpus Proceedings by Persons in Custody be amended as follows (additions shown thus, deletions shown ~~thus~~).

LR81.3. Habeas Corpus Proceedings by Persons in Custody

(a) Approved Form. Petitions for writs of habeas corpus filed pursuant to 28 U.S.C. §2241 and §2254 and motions filed pursuant to 28 U.S.C. §2255 shall, when filed by persons in custody, be submitted on forms approved by the Executive Committee. The clerk will supply copies of the approved forms to any person requesting them.

(b) Capital Punishment Cases. Post conviction petitions filed pursuant to 28 U.S.C. §2254 and §2255 by or on behalf of a petitioner under sentence of capital punishment shall proceed in accordance with the *District Court Rules for the Disposition of Post Conviction Petitions Brought Pursuant to 28 U.S.C. § 2254 and § 2255 in Cases Involving Petitioners Under a Sentence of Capital Punishment* adopted by the Judicial Council of the Seventh Circuit.

(c) Filing Outside of Business Hours. Counsel for the petitioner and counsel for any other person or group seeking leave to file *amicus* briefs or motions should communicate with either the chief deputy clerk or the senior staff attorney promptly after counsel's appointment to establish procedures to be used in the event of an emergency. Should an emergency arise before such procedures have been established and at a time that the clerk's office is not open, counsel should use the phone number listed in the *Chicago Daily Law Bulletin* for after-hours emergencies. [That number is-

~~(312) 514-9622.]~~ posted on the Court's website for the Emergency Judge.

(d) §2255 Motions. The clerk shall cause a civil case number to be assigned to any motion filed pursuant to 28 U.S.C. § 2255. Except where otherwise ordered, a separate file and docket of the pleadings filed in connection with such motions shall be maintained under the civil case number. The clerk shall cause a docket entry to be made on the criminal docket indicating the filing of any §2255 motion and the civil case number assigned to the motion. The docket entry will also indicate that a file and docket with that civil case number is maintained for filing and docketing the motion and pleadings associated with the §2255 motion.

ENTER:
FOR THE COURT

A handwritten signature in black ink, appearing to read "A. J. [unclear]", written over a horizontal line.

Chief Judge

Dated at Chicago, Illinois this 22nd day of December, 2015