

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
GENERAL ORDER 19-0010**

The full Court met in executive session on Wednesday, March 20, 2019 and approved an amendment to Local Rule 67.1 Investment of Funds Deposited with Clerk. The proposed amendment was published with comments due on March 1, 2019. No comments were received from the Public or the Rules Advisory Committee.

The Court's Rules Committee considered the rule at its meeting on March 14, 2019. It recommended that the full Court adopt the amendment to Local Rule 67.1 as proposed.

The full Court considered the recommendation of the Rules Committee at its meeting on Wednesday, March 20, 2019 and agreed to modify Local Rule 67.1. Therefore,

By direction of the full Court, which met in executive session on Wednesday, March 20, 2019,

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

ENTER:
FOR THE COURT



Acting Chief Judge

Dated at Chicago, Illinois this 22nd day of March, 2019.

LR67.1. Investment of Funds Deposited with Clerk

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](#).

(3) Funds will not begin to accrue interest until they have cleared with the Treasury.

(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, without further order of the court :

- (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 "principal 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 via email to fiscal_ilnd@ilnd.uscourts.gov prior to the disbursement from the invested account.

In criminal cases, where funds are deposited pre-judgment, the Clerk shall withdraw and apply any interest earned towards the criminal financial obligations imposed against the defendant absent a court order directing otherwise. Should the principal amount deposited with the Clerk fully satisfy the criminal financial obligations imposed, the Clerk shall distribute any earned interest to the United States Crime Victims Fund absent a court order entered at the time of sentencing directing otherwise.

Amended March 22, 2019