

**UNITED STATES DISTRICT COURT**  
FOR THE EASTERN DISTRICT OF MICHIGAN  
505 THEODORE LEVIN UNITED STATES COURTHOUSE  
231 W. LAFAYETTE BOULEVARD  
DETROIT, MICHIGAN 48226

**DAVID J. WEAVER**  
COURT ADMINISTRATOR  
313-234-5051  
Fax 313-234-5399

DIVISIONAL OFFICES  
ANN ARBOR  
BAY CITY  
FLINT  
PORT HURON

**NOTICE OF AMENDMENT TO LOCAL RULES, PROPOSED NEW RULE AND  
PROPOSED AMENDMENTS TO LOCAL RULES**

At its regular meeting on September 8, 2015, the Judges of the United States District Court for the Eastern District of Michigan approved amendments to LR 7.1, Motion Practice, effective October 1, 2015. Pursuant to Fed. R. Civ. P. 83, the proposed amendments to LR 7.1 were previously published for comment.

On September 8, 2015, the Court approved for publication and comment proposed new LR 3.2, Method of Payment.

Also on September 8, 2015, the Court approved for publication and comment proposed amendments to the following Local Rules:

- LR 7.1, Availability of the Local Rules
- LCrR 17.1, Issuance of Subpoenas on Application of Appointed Counsel (\*proposing to eliminate this local rule\*)

In order to be assured consideration, comments in writing, which may include recommended changes to the proposed amendments, should be received by the Court not later than Friday, October 23, 2015. Comments may be sent to [Local\\_Rules@mied.uscourts.gov](mailto:Local_Rules@mied.uscourts.gov) or to Local Rules, 505 Theodore Levin United States Courthouse, 231 W. Lafayette Boulevard, Detroit, Michigan 48226.

---

[Additions are indicated by underline, and deletions by strikethrough.]

**LR 7.1      Motion Practice**

\*\*\*

(2) If concurrence is not obtained, the motion or request must state:

(A) there was a conference between attorneys or unrepresented parties and other persons entitled to be heard on the motion in which the movant explained the nature of the motion or request and its legal basis and requested but did not obtain concurrence in the relief sought; or

(B) despite reasonable efforts specified in the motion or request, the movant was unable to conduct a conference; or

(C) concurrence in this motion has not been sought because the movant or nonmovant is an incarcerated prisoner proceeding pro se.

\*\*\*

---

---

### **LR 3.2 Method of Payment**

The United States District Court for the Eastern District of Michigan does not accept cash for payment of court fees, services, fines payments, bond payments or restitution. The Court accepts credit cards, checks and money orders as forms of payment. Checks should be made payable to Clerk, U.S. District Court. Court staff will not make change; exact amount whether in check or money order must be presented.

---

---

### **LR 1.3 Availability of the Local Rules**

Copies of these Rules as amended are available online at [www.mied.uscourts.gov](http://www.mied.uscourts.gov). ~~Order forms may be obtained from the Clerk's Office in Ann Arbor, Bay City, Detroit and Flint.~~

---

---

### **LCrR 17.1 Issuance of Subpoenas on Application of Appointed Counsel**

~~(a) Defense counsel appointed under the Criminal Justice Act and federal defenders may obtain witness subpoenas from the clerk's office. The clerk must issue those subpoenas signed, sealed, and designated in forma pauperis, but otherwise in blank. By completing such a subpoena, defense counsel certifies that in counsel's opinion the witness's presence is necessary to an adequate defense. Witness subpoenas issued under this subrule may not be served more than 100 miles from the place of holding court.~~

~~(b) An application for the issuance of a subpoena in forma pauperis shall be made to the Court if the witness will be subpoenaed at a place more than 100 miles from the place of holding court. The application may be made ex parte.~~

~~(c) The United States Marshal is authorized to serve witness subpoenas pursuant to Fed. R. Crim. P. 17(d).~~

**COMMENT:** ~~LCrR 17.1 should be read with Fed. R. Crim. P. 17 (which is substantially similar to Fed R. Civ. P. 45).~~

September 17, 2015