

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

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**NOTICE OF PROPOSED AMENDMENTS TO LOCAL RULES**

At its regular meeting on May 4, 2015, the Court approved for publication and comment proposed amendments to the following Local Rules:

- LR 7.1, Motion Practice
- LCrR 17.1, Issuance of Subpoenas on Application of Appointed Counsel

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, June 26, 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.

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

**LR 7.1      Motion Practice**

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(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.

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

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- (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).

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May 13, 2015