

# IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS

Special Order No. 2-87

- 1. By Special Order No. 2-86, the District Judges of this Court revised LR 5.4 and adopted new rules LR 7.5 and LCrR 47.4.
- 2. Following receipt of public comment, the Court has determined to amend local civil rule 5.4, adopt local civil rule LR 7.5, and adopt local criminal rule 47.4, as set forth in the attachment to this special order.
- 3. Amended local civil rule 5.4 and new local rules LR 7.5 and LCrR 47.4 take effect on September 1, 2016, and apply to all proceedings in civil and criminal actions thereafter commenced and, insofar as just and practicable, all proceedings in civil and criminal actions then pending.
- 4. The Clerk of Court is directed to make the necessary distribution.

SO ORDERED.

June 6, 2016.

FOR THE COURT:

BARBARA M.G. LY

CHIEF JUDGE

### Local Civil Rules

#### LR 5.4 Post-Conviction Relief.

A prisoner application, motion, or petition filed under 28 U.S.C. § 2241, § 2254, or § 2255 must be filed in accordance with the current miscellaneous order establishing procedures for such applications, motions, or petitions.

## LR 7.5 Page Limits in Death Penalty Habeas Cases.

In any post-conviction proceeding seeking to vacate or set aside a death sentence, the following page limits (excluding pages that contain a table of contents and table of authorities) apply:

- (a) the application, motion, or petition, and any supporting brief or memorandum (whether filed contemporaneously with—or after—the application, motion, or petition), must not exceed 100 pages in total;
- (b) the answer to the application, motion, or petition, and any supporting brief or memorandum (whether filed contemporaneously with, or after, the answer), must not exceed 100 pages in total; and
- (c) the reply, and any supporting brief or memorandum (whether filed contemporaneously with, or after, the reply), must not exceed 25 pages in total.

#### Local Criminal Rules

## LCrR 47.4 Motion Practice in Cases Seeking Post-Conviction Relief.

Motion practice in a prisoner application, motion, or petition filed under 28 U.S.C. § 2241, § 2254, or § 2255 is governed by the local civil rules.