

MAY - 6 2011

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF TEXAS, CLERK, U.S. DISTRICT COURT

By

Whalley
Deputy

AMENDMENT TO MISCELLANEOUS ORDER NO. 45

Miscellaneous Order No. 45 is hereby amended to reflect the transition of accountability and administration of the Court Registry Investment System ("CRIS") from the United States District Court for the Southern District of Texas to the Administrative Office of the United States Courts ("AO"), as well as to ensure the continued uniformity in the deposit and investment of funds in the court's registry.

Money ordered to be paid into the court's registry or received by its officers in any case pending or adjudicated shall be deposited with the Treasurer of the United States in the name and to the credit of this court pursuant to 28 U.S.C. § 2041 through depositaries designated by the Treasury to accept such deposits on its behalf. The party making the deposit or transferring funds to the court's registry shall serve the order permitting the deposit or transfer on the Clerk of Court as required by local rule.

Unless the chief judge or a judge designated by the court otherwise directs, all monies deposited into the registry of the court that pertain to civil matters will be invested in the CRIS administered through the AO. Under CRIS, monies deposited will be "pooled" together with those on deposit with Treasury to the credit of other courts in CRIS and used to purchase Government Account Series securities through the Bureau of Public Debt, which will be held at Treasury in an account in the name and to the credit of the Director of the AO, hereby designated as custodian for CRIS.

An account for each case will be established in CRIS titled in the name of the case giving rise to the investment. Earnings received from fund investments will be distributed to each case based on the ratio each account's principal and earnings has to the aggregate principal and income total in the fund. Reports showing the interest earned and the principal amounts contributed in each case will be prepared and distributed to each court participating in CRIS and made available to litigants and/or their

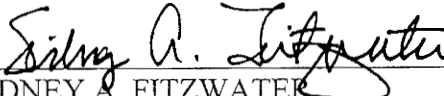
attorneys on request.

The custodian is authorized and directed by this order to deduct a registry fee for maintaining accounts in CRIS. The proper registry fee is to be determined on the basis of the rates published by the Director of the AO as approved by the Judicial Conference of the United States. If registry fees were assessed against a case under the old forty-five-day requirement prior to deposit in CRIS, no additional registry fee will be assessed.

The effective date of this order is May 19, 2011.

SO ORDERED.

May 6, 2011.



SIDNEY A. FITZWATER
CHIEF JUDGE