

**OCT - 9 2008**Thomas M. Gould, Clerk  
U. S. District Court  
W. D. OF TN, Memphis**IN THE UNITED STATES DISTRICT COURT  
FOR THE  
WESTERN DISTRICT OF TENNESSEE**

Re: Order Amending Local Rule 67.1 ) Administrative Order  
Investment of Registry Funds ) No. 2008-30  
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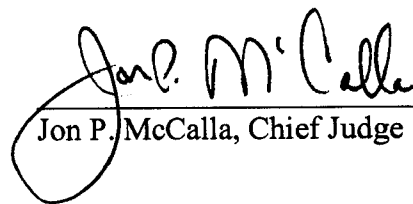
Pursuant to the rule-making authority granted the Court by 28 U.S.C. § 2071, and in conformance with the decision of the Court reached August 21, 2008, Local Rule 67.1 is hereby amended to (1) require investment of registry funds in money market accounts instead of passbook savings accounts, or certificates of deposit, (2) remove the requirement that a proposed order for investment of registry funds be presented to the Clerk of Court prior to its being presented to a Judge for approval and (3) remove the requirement that an order for investment of registry funds should state the name of the institution where the investment is to be made or specify the duration of the investment. The amended rule will read:

- (a) Investment of Funds. Registry funds in this court invested in a commercial financial institution shall be placed in either a money market account or a certificate of deposit. Any other order notwithstanding, registry funds shall not be invested in any commercial financial institution until the clerk has determined that the receiving institution has collateralized the deposit according to the Treasury Department regulations current at that time. Until such determination, the clerk shall deposit the funds in the Treasury of the United States.
- (b) Investment of Funds. Any order for investment of registry funds of the court shall be presented to the Clerk of Court.
- (1) The order shall specify the amount to be invested and whether the investment is to be a money market account or a certificate of deposit. The order may also leave this determination to the Clerk so that he can maximize the yield on this registry deposit.

- (2) The order should not name the institution where the investment shall be made nor should it specify the duration of the investment. The clerk shall select a depository institution or institutions and shall invest at such institution(s) at the highest rate paid by the institution selected for the type of investment. The clerk shall exercise his best judgment in locating the institution paying the highest rate of interest.

The Clerk of Court shall cause notice of these amendments to be published on the Court's Web site for a period of thirty (30) days, and thereafter furnish a copy of amended Local Rule 67.1 to the Judicial Council of the Sixth Circuit.

Dated: Oct. 9, 2008

  
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Jon P. McCalla, Chief Judge