

UNITED STATES COURT OF APPEALS
SIXTH CIRCUIT

INFORMATION SHEET FOR FILING
PETITIONS FOR WRIT OF CERTIORARI

Discretionary Review. Review on writ of certiorari is not a matter of right, but of judicial discretion and will be granted only when there are special and important reasons. (See Sup. Ct. R. 17) Counsel appointed under the Criminal Justice Act is required to file a petition for writ of certiorari, if his client so requests.

Time for Filing. The petition must be filed within ninety (90) days of the entry of judgment in the court of appeals. If a petition for rehearing is timely filed, the time runs from the date of the denial of that petition. Time for filing does not run from the issuance of the mandate.

Admission Requirements. The petition must be filed by either a member of the Bar of the Supreme Court, counsel appointed by a lower court or the petitioner pro se. Qualified attorneys should write to the Clerk of the Supreme Court for admission to practice.

Filing Fee. A docket fee of \$300, or a motion for leave to proceed in forma pauperis, with appropriate affidavit, must accompany the petition.

Form of Petition, Number of Copies. Forty (40) copies of the petition are required. The petition must not exceed thirty (30) pages, excluding index, table of authorities, quotations and appendix. Pages must be 6-1/8" x 9-1/4" in size with type matter approximately 4-1/8" x 7-1/8." Type size must be eleven (11) point or pica. If the petitioner is proceeding in forma pauperis, one typewritten petition on 8-1/2" x 13" paper may be submitted. The lower court opinion(s) and any order on rehearing must be included as the appendix to the petition. Proof of service must accompany the petition.

Transmission of the Record. Request to certify and transmit the record to the Supreme Court prior to action on the petition should not be made as a matter of course. The Clerk of the Supreme Court will request the record from this court when review of the record is desired.

Supreme Court Rules and Other Information. The rules of the United States Supreme Court are contained in Title 28 of the United States Code. Specific information may be obtained from the Clerk of the Supreme Court of the United States, 1 First Street, N.W., Washington, D.C. 20543; Telephone (202) 479-3000. Office hours: 9:00 a.m. - 5:00 p.m., Monday through Friday.

(Reprinted from the Internal Operating Procedures for the Sixth Circuit Court of Appeals.)

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