



United States District Court
DISTRICT OF MINNESOTA

LR 67.2 WITHDRAWAL OF MONEY FROM THE COURT REGISTRY

(a) Court order required. A party may withdraw money from the court registry only by court order.

(b) Payee Information Form, Motion, and Proposed Order; Memoranda.

(1) A party seeking to withdraw money from the court registry must:

(A) file in paper form a Withdrawal Payee Information form;

(B) file and serve a motion requesting an order permitting the withdrawal and specifying whether the moving party is seeking withdrawal before the expiration of the 14-day automatic stay imposed under Fed. R. Civ. P. 62(a);

(C) provide to chambers and serve a proposed order that specifies:

(i) the name of each payee;

(ii) the amount of money to be disbursed to each payee;
and

(iii) the percentage of accrued interest to be disbursed to each payee, if applicable.

(2) Parties must not file proposed orders on the court's ECF system. Instead, proposed orders must be e-mailed to chambers in accordance with procedures set forth in the court's most recent civil ECF guides.

(3) A party opposing a motion to withdraw money from the court registry must, no later than 7 days after the motion is served, file and serve a memorandum that must not exceed 1,500 words if set in a proportional font, or 140 lines if set in a monospaced font.

(4) No later than 7 days after a memorandum opposing a motion to deposit money into the court registry is served, a party seeking to withdraw money from the court registry may file and serve a reply memorandum that must not exceed 1,500 words if set in a proportional font, or 140 lines if set in a monospaced font.

(c) Fees. A charge for the handling of registry funds deposited with the court will be assessed from the interest earnings in accordance with the fee schedule issued by the Director of the Administrative Office of the United States. Funds that are invested through the Court Registry Investment System will also be assessed an investment services fee from the interest earnings in accordance with the District Court Miscellaneous Fee Schedule.

(d) Timing of Disbursements. Unless the court orders otherwise, the clerk will not disburse any money from the court registry until 14 days after entry of an order granting a motion to withdraw money from the court registry.

[Adopted effective February 1, 1991; amended January 31, 2011; amended January 28, 2013].

2013 Advisory Committee's Note to LR 67.2

The language of LR 67.2 relating to proposed orders has been revised to be consistent with similar language in LR 7.1. Subsection (c) has been amended to reflect the fees that must be assessed when funds are deposited in an interest-bearing account with the court's registry.

2011 Advisory Committee's Note to LR 67.2

The filing requirements of LR 7.1(a)-(b), Civil Motion Practice, do not apply to motions to withdraw money from the court registry. Parties who desire to withdraw money from the court registry need only: (1) conventionally file the Withdrawal Payee Information form; (2) file a motion on the court's ECF system requesting the court to enter an order to withdraw money from the court registry; and (3) e-mail the presiding judge a proposed order. Refer to the ECF Guides for information on providing the court with proposed orders.

The Withdrawal Payee Information form is available from the clerk and electronically on the court's website at www.mnd.uscourts.gov. The social security number information collected by the clerk on the form is provided to the depository institution pursuant to I.R.S. Ruling 76-50. This information is used for administrative purposes only and will be kept confidential. The Withdrawal Payee Information form will not be filed on the court's ECF system.

Please note that even if the court orders money to be withdrawn before the expiration of the 14-day stay period, administrative delays may occur in the disbursing of funds. Questions about money deposited into the court registry should be directed to the finance department at 612-664-5000.