

Rule 67 – Deposit into Court

OKLAHOMA NORTHERN DISTRICT COURT REDLINE VERSION

LCvR67-1 Deposit and Withdrawal of Funds in Court.

~~In cases where a party depositing funds with the Court Clerk desires that the funds be invested with a named institution, the order shall so specify but, in the absence of specific directions to the contrary, all registry funds will be invested in a general interest-bearing account or instrument as required by Fed. R. Civ. P. 67.~~

In any case in which the deposit of funds is governed by Fed.R.Civ.P. 67, the depositor must, before presenting to the Clerk the funds for deposit, obtain from the Court an order directing the Clerk to invest the funds in an interest-bearing account or instrument. The Clerk will deposit all such funds into the Court Registry Investment System (CRIS) as administered by the Administrative Office of the United States Courts (AOUSC) pursuant to 28 U.S.C. § 2045.

All court orders for the deposit of registry funds shall contain the following provision:

IT IS ORDERED that counsel presenting this order serve a copy thereof on the Court Clerk or the Chief Deputy Clerk personally. Absent this service the Clerk is hereby relieved of any personal liability relative to compliance with this order.

CHANGING PARAGRAPH ONE OF LCvR67-1 TO REFLECT OUR CURRENT INVESTMENT POLICIES AS STATED IN GENERAL ORDER 16-20.

LCvR67-2 Disbursement of Registry Funds.

All checks drawn by the Court Clerk on deposits made in the registry of the Court shall be made payable to the order of the payee or payees as the name or names thereof shall appear in the orders of this Court providing for distribution.

Disbursements from the registry of the Court shall be made as soon as practicable upon receipt of order for disbursement except in cases where an order is appealable and must be held until the time for appeal has expired. Orders for disbursement shall be prepared for signature of the appropriate judge and presented to the Court Clerk for review and transmittal to the Court. The order for disbursement shall include the full name, any tax identification number other than social security number, and mailing address of the payee, with directions for the Court Clerk to disburse the principal amount, plus interest, less the applicable registry fee. Where more than one party is to receive proceeds, the order will designate the apportionment applicable to each party.