

SUPREME COURT OF THE UNITED STATES

MONDAY, APRIL 26, 1976

ORDERED:

1. That the rules and forms governing proceedings in the United States District Courts under Section 2254 and Section 2255 of Title 28, United States Code, as approved by the Judicial Conference of the United States be, and they hereby are, prescribed pursuant to Section 2072 of Title 28, United States Code and Sections 3771 and 3772 of Title 18, United States Code.^[*]

2. That the aforementioned rules and forms shall take effect August 1, 1976, and shall be applicable to all proceedings then pending except to the extent that in the opinion of the court their application in a particular proceeding would not be feasible or would work injustice.

3. That THE CHIEF JUSTICE be, and he hereby is, authorized to transmit the aforementioned rules and forms governing Section 2254 and Section 2255 proceedings to the Congress in accordance with the provisions of Section 2072 of Title 28 and Sections 3771 and 3772 of Title 18, United States Code.

*[REPORTER'S NOTE: Although, as previously noted, see Caveat, *supra*, p. 1167, Congress modified several of these Rules, the Rules are published in the form proposed by the Court. See Reporter's Note, *supra*, p. 1159. However, since the forms accompanying the Rules proposed by the Court were prepared as models only, and as such have been revised and will continue to be subject to revision, they are not published herein.]

SUPREME COURT FOR THE UNITED STATES

MONDAY, JANUARY 24, 1972

Opinion

1. That the rules and laws governing procedure in the United States District Courts under Sections 2281 and Section 2282 of Title 28, United States Code, as amended by the Judicial Conference of the United States be and they hereby are permitted to be amended in accordance with the provisions of Sections 2281 and Section 2282 of Title 28, United States Code.

2. That the amendments, rules and laws shall take effect August 1, 1972, and shall be applicable to all proceedings then pending except to the extent that the opinion of the court upon their application as a particular proceeding would not be feasible or would work injustice.

3. That the Court, Justice, do, and he hereby is authorized to transmit the amendments, rules and laws governing Sections 2281 and Section 2282 provided here in the Congress in accordance with the provisions of Sections 2281 of Title 28 and Section 2282 of Title 28, United States Code.

*Attorneys' Note: Although no provision is made in Sections 2281 and 2282 of Title 28, United States Code, for the publication of the rules proposed by the Court, the Rules of the Court are published in the United States Reports, and in such cases as the Court may deem it proper to publish, they are also published in the United States Reports.