

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

**GENERAL ORDER REGARDING FILING OF
STATEMENT OF REASONS FOR IMPOSING SENTENCE
IN THE RECORD UNDER SEAL**

On July 12, 2017, the en banc court approved a recommendation to rescind the attached general order, dated September 13, 2001, prohibiting the filing into the record of the Statement of Reasons for imposing sentence and to file the Statement of Reasons into the court record under seal through the CM/ECF electronic filing system. A procedure for filing the Statement of Reasons for imposing sentence and distributing it electronically through the court's CM/ECF electronic filing system has been developed and tested, and the procedure is now ready for implementation.

Accordingly,

IT IS ORDERED that, effective May 1, 2018, the Statement of Reasons for imposing sentence issued by judicial officers shall be filed in the court record under seal. The Clerk of Court shall be responsible for maintenance and distribution of the Statement of Reasons for sentencing via the Court's electronic CM/ECF system or any successor database and filing system. Unless otherwise ordered by the sentencing court, distribution of the Statement of Reasons through the CM/ECF system shall be limited to defense attorney(s) who represent the defendant who was sentenced, government attorney(s,) Financial Litigation Units of the United States Attorneys' offices, U.S. Probation Offices, the United States Sentencing Commission and, if a term of imprisonment is imposed, the Federal Bureau of Prisons.

The General Order dated September 13, 2001, in which the Chief Judge ordered that the Statement of Reasons not be filed or placed in the court record, is hereby **RESCINDED AND SUPERSEDED** by this general order.

New Orleans, Louisiana, this 30th day of April 2018.



KURT D. ENGELHARDT
CHIEF UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

ORDER

RESCINDED BY ORDER OF THE COURT 4/30/2018

Considering the new Judicial Conference Policy restricting public disclosure of the statement of reasons for sentencing in criminal cases, accordingly,

IT IS ORDERED that effective immediately the statement of reasons for sentencing issued by all judicial officers shall be made on a separate document. The practice of ordering a transcript of the sentencing proceeding as the statement of reasons shall be discontinued.

IT IS FURTHER ORDERED that the said statement of reasons shall not be filed or placed in the court record. The clerk of court shall be responsible for maintenance and distribution of the statement of reasons for sentencing. Unless otherwise ordered by the court, distribution of the judgment with the statement of reasons is limited to the defense counsel, government attorneys, financial litigation units of the United States attorneys' offices, probation and pretrial services offices, the United States Sentencing Commission and, if a term of imprisonment is imposed, the Federal Bureau of Prisons.

New Orleans, Louisiana, this 13 day of September 2001.



Edith Brown Clement, Chief Judge
United States District Court