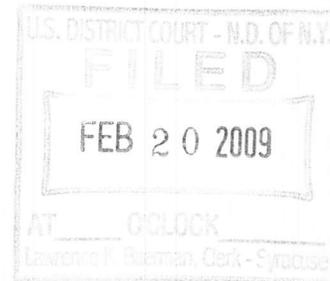


UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN DISTRICT OF NEW YORK



GENERAL ORDER #36

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In the Matter of: Amendment of Local Rules of Procedure  
for Admiralty and Maritime Cases - Section XII Rule E  
Actions in Rem and Quasi In Rem - General Provisions  
(e) 10 - Security Deposit for Seizure of Vessels  
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Rule (e)10 of the Local Rules of Procedure for Admiralty and Maritime Cases is hereby amended to read as follows: "The first party who seeks arrest or attachment of a vessel or property aboard a vessel shall make a minimum advance deposit with the United States Marshal's Service of **\$5,000.00**, or other such amount as determined appropriate by the United States Marshal. The deposit will be held by the Marshal to cover the Marshal's expenses, including, but not limited to, dockage, keepers, maintenance and insurance. The Marshal is not required to execute process until the deposit is made. The Marshal may also require the party to arrange, in advance of the seizure, for a private security company to maintain security over the vessel or property after attachment. Parties requesting the attachment of a vessel or property are advised to contact the local Marshal's office for further information regarding this requirement. The party shall advance additional sums from time to time as requested to cover the Marshal's estimated expenses until the property is released or disposed of as provided in Supplemental Rule E. Any party who fails to advance such additional costs that the Marshal requires may not participate further in the proceedings, except by order of the Court. The Marshal may, upon notice to all parties, petition the Court for an order to be issued forthwith releasing the vessel if additional sums are not advanced within three (3) business days of the initial request for additional sums".

The Clerk is further directed to forward this General Order to the Local Rules Committee for review and inclusion into the 2010 supplement to the Local Rules of the Northern District of New York.

So Ordered this 20<sup>th</sup> day of February, 2009.

  
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Honorable Norman A. Mordue, Chief Judge