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ADMINISTRATIVE OFFICE OF THE UNITED STATES COURTS

WASHINGTON, D.C. 20544

January 4, 2005

MEMORANDUM TO: JUDGES, UNITED STATES DISTRICT COURTS
DISTRICT COURT EXECUTIVES
CLERKS, UNITED STATES DISTRICT COURTS

SUBJECT: Increase to the Civil Filing Fee Effective February 7, 2005

On December 8, 2004, the President signed into law the Consolidated Appropriations Act of 2005, which included a provision increasing the civil filing fee by $100, to $250. This change in the civil filing fee will become effective February 7, 2005, 60 days from the date the bill was signed into law by the President. I would ask that your court provide appropriate notice of this change to the local bar within your jurisdiction.

The Act increased the filing fee for civil actions prescribed by 28 U.S.C. § 1914(a) from $150 to $250. The civil filing fee was last increased in 1996 when it was adjusted from $120 to $150. The filing fee for a writ of habeas corpus will continue to be $5. Based on other actions of the Judicial Conference, the fee for filing a motion to lift stay and the fee for filing an adversary proceeding under the Bankruptcy Court Miscellaneous Fee Schedule will not be impacted by the change to the civil filing fee.

The new District Court civil filing fee should be distributed as follows: the first $190 of the fee to Fund 510000, Filing Fees-the Judiciary, and the remaining $60 of the fee to Fund 086900, Filing Fees.

Should you have any questions on the change to the civil filing fee, please contact the District Court Administration Division on (202) 502-1570. Should you have questions concerning accounting for and disposition of the fee, please contact the Accounting and Financial Systems Division on (202) 502-2200.

Leonidas Ralph Mecham

cc: Chief Judges, United States Courts of Appeals
Chief Judges, United States Bankruptcy Courts
Circuit Executives
Clerks, United States Bankruptcy Courts