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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

IN RE: PETITIONS FOR
RETROACTIVE APPLICATION OF
JOHNSON V. UNITED STATES,
135 S. Ct. 2551 (2015)

GENERAL ORDER 08-15
RE: *JOHNSON v. UNITED STATES*

To promote the efficient processing of post-conviction petitions for relief based on the decision in *Johnson v. United States*, 135 S. Ct. 2551 (2015), the United States District Court for the Western District of Washington adopts the following order:

Pursuant to the provisions of the Criminal Justice Act, 18 U.S.C. §§ 3006A(a)(2)(B) and (c), the administrators for the Criminal Justice Act in the Western District of Washington (“CJA”) are authorized to appoint counsel for any defendant previously determined to have been entitled to appointment of counsel or found indigent by the Court (i) whose name appears on the lists of defendants who potentially qualify for relief pursuant to *Johnson v. United States*, 135 S.Ct. 2551 (2015) supplied by the United States Sentencing Commission, Administrative Office of the United States Courts, and United States Probation Office (“Probation Office”); or (ii) who filed a *pro se* post-conviction petition for relief under *Johnson*. The appointment is limited to those cases affected or potentially affected by *Johnson v. United States*, and will

1 terminate upon the District Court's ruling or the conclusion of the appellate process,
2 unless otherwise ordered by the Court.

3 The Probation Office is authorized to disclose the defendants' Presentence
4 Investigation Reports or Modified Presentence Investigation Reports, Judgments, and
5 Statements of Reasons to the Federal Public Defender's Office, CJA panel or retained
6 counsel, and the U.S. Attorney's Office. CJA will presumptively appoint the Federal
7 Public Defender's Office unless there is a prohibitive conflict in which the prospective
8 client's interests are materially adverse to those of a current or former client. In such
9 cases, new counsel from the CJA panel will be appointed. In cases where former CJA
10 counsel requests reappointment in the case, the CJA administrator will re-appoint
11 former CJA counsel to represent the defendant.

12 Dated this 7th day of August, 2015.

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14 MARSHA J. PECHMAN
15 CHIEF UNITED STATES DISTRICT JUDGE
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