

RULE 5 FEES AND COSTS

5.1 FILING FEE AND COST DEPOSIT

In all cases filed in this Circuit there shall be deposited with the appropriate clerk, unless waived by the Presiding Judge or the judge acting as presiding judge, a sum as set from time to time by the Circuit Judges in accord with the applicable statutes, Supreme Court Rules and Local Rules, and as posted in the Office of the Circuit Clerk.

5.2 COSTS

[No local rule]

5.3 WITNESS FEES

[No local rule]

5.4 WAIVER OF FEES

(1) Applicants to the Court for permission to sue as a poor person must, unless unavoidably prevented, be present in Court when the application is made. Every such application must be accompanied with the petition in the case, unless already filed, and with an affidavit which shall contain (1) a statement of the inability of the applicant to pay or provide security for costs of the suit, (2) whether prior application has been made to any Court or Judge thereof, (3) the period of time the applicant has resided in the circuit, and (4) that the applicant has truthfully stated to counsel all the facts bearing on the case and has been advised by counsel that the applicant has a meritorious cause of action. Leave to sue as a poor person, if granted, shall be granted as to the costs of this Court only.

(2) In any case in which an indigent person seeks to have costs or fees waived because of representation by a legal aid society or legal services or other nonprofit organization, and because of such representation does not need approval of the court for the waiver

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of the fees, the organization shall be required to file a written certification that the person has been found indigent signed by a licensed attorney-at-law of the organization.

5.5 MOTION FOR SECURITY

[No local rule]