

**UNITED STATES DISTRICT COURT
DISTRICT OF KANSAS**

ORDER

IN RE: MOTIONS FOR)
POST-CONVICTION RELIEF) STANDING ORDER 2021-11
)

Pursuant to the provisions of the Criminal Justice Act, [18 U.S.C. § 3006\(a\)\(1\) and \(c\)](#), the Office of the Federal Public Defender for the District of Kansas is hereby appointed to represent any indigent defendant who was previously convicted and sentenced in the District of Kansas to determine whether that defendant may qualify for post-conviction relief pursuant to [United States v. Hisey, 12 F.4th 1231 \(10th Cir. 2021\)](#) and [United States v. Hilleland, 2021 WL 5561019 \(10th Cir. 2021\)](#), and if so, to assist the defendant in obtaining such relief. Should the Federal Public Defender have a conflict that precludes representation for these limited purposes, attorneys serving on the Criminal Justice Act panel may be appointed. This appointment is limited to cases affected or potentially affected by the Tenth Circuit's decisions in [Hisey](#) and [Hilleland](#), and will terminate upon a determination by appointed counsel that the defendant is not eligible for relief or, if eligible for relief, upon exhaustion of the defendant's postconviction remedies.

The U.S. Probation Office for the District of Kansas is authorized to disclose all necessary documents, including Presentence Investigation Reports and Statements of Reasons to the Federal Public Defender's Office and the Criminal Justice Act panel for the purpose of determining eligibility for relief. Upon request by the Office of the U.S. Attorney for the District of Kansas, the U.S. Probation Office also shall provide copies of the Presentence Investigation Reports and Statements of Reasons in these cases to the Office of the U.S. Attorney for the District of Kansas.

In accordance with Federal Bureau of Prisons policy, no Presentence Investigation Reports will be provided to inmates.

SO ORDERED this 20th day of December 2021.

s/ Eric F. Melgren
ERIC F. MELGREN, CHIEF JUDGE
UNITED STATES DISTRICT COURT