

**INFORMATION AND INSTRUCTIONS FOR FILING
A PETITION TO VACATE, SET ASIDE, OR CORRECT SENTENCE
UNDER 28 U.S.C. § 2255 (PERSONS IN FEDERAL CUSTODY)**

Included are the forms you will need to file a petition pursuant to 28 U.S.C. § 2255 to vacate, set aside, or correct sentence (petition to vacate).

1. The petition to vacate must be typewritten or legibly handwritten. All questions must be answered clearly and concisely in the appropriate space on the form. You must sign the petition to vacate and the declaration under penalty of perjury. You are cautioned that any deliberately false statement of a material fact may serve as a basis for prosecution and conviction for perjury. You should exercise care to assure that all answers are true, correct and complete.
2. The law governing petitions to vacate pursuant to 28 U.S.C. § 2255 has changed dramatically. You should consult these statutory changes in 28 U.S.C. §§ 2244, 2253, and 2254, *as amended by*, Title I of the Antiterrorism and Effective Death Penalty Act of 1996, Pub. L. No. 104-132, §§ 101-106, 110 Stat. 1214 (Apr. 24, 1996).
3. The following list of the most frequently raised claims for relief in proceedings pursuant to 28 U.S.C. § 2255 is furnished for your information only. This list includes:
 - (a) conviction obtained by plea of guilty which was unlawfully induced or not made voluntarily with the understanding of the nature of the charge or the consequences of the plea,
 - (b) conviction obtained by use of coerced confession,
 - (c) conviction obtained by use of evidence gained pursuant to an unconstitutional search and seizure,
 - (d) conviction obtained by use of evidence obtained pursuant to an unlawful arrest,
 - (e) conviction obtained by a violation of the privilege against self-incrimination,
 - (f) conviction obtained by the unconstitutional failure of the prosecution to disclose evidence favorable to the defendant,
 - (g) conviction obtained by a violation of the protection against double jeopardy,
 - (h) conviction obtained by the action of a grand or petit jury which was unconstitutionally selected and impaneled,
 - (i) denial of effective assistance of counsel,
 - (j) denial of right of appeal. This is not a complete list, and you may raise any other claims for relief you may have.
4. On a single petition to vacate, you may challenge the judgment of only one court. If you seek to challenge judgments entered by different judges or at different times, you must file separate petitions to vacate as to each judgment.
5. The United States District Court for the District of Connecticut (the Court) and the Connecticut Department of Corrections (DOC) participate in a Prisoner Electronic Filing Program that is available for all inmates currently incarcerated at a Connecticut

DOC facility. Prisoners are to bring all documents to the designated counselor at the facility to scan to the Court for filing. All original documents presented for scanning should be stamped with the designated file stamp and returned to the inmate after scanning, as proof of receipt. Originals and/or copies should not be mailed to the Court after they have been submitted for scanning.

Inmates who are incarcerated at a facility outside of the State of Connecticut or at Danbury FCI, should mail their filings to the office below in which you were sentenced.

Office of the Clerk
U.S. District Court
915 Lafayette Boulevard
Bridgeport, CT 06604

Office of the Clerk
U.S. District Court
450 Main Street
Hartford, CT 06103

Office of the Clerk
U.S. District Court
141 Church Street
New Haven, CT 06510

If you mail your filings to the Court and you would like a file-stamped copy to be returned to you, you must provide one copy of your filing(s) and a self-addressed stamped envelope.

6. You must furnish an original of all other motions as well as pleadings, correspondence or other documentation submitted to the court for filing and consideration. In addition, you must furnish the opposing party or its attorney with a copy of all such documents submitted to the court. If counsel receives electronic notices from the Court, they will obtain a copy of filing when filed. If not, you will need to mail a copy (except the original petition to vacate) to the attorney(s). Either way, all future filings shall include the following language at the end.

CERTIFICATE OF SERVICE

I hereby certify that on _____ a copy of foregoing was filed electronically and served by mail on anyone unable to accept electronic filing. Notice of this filing will be sent by e-mail to all parties by operation of the Court's electronic filing system or by mail to [Below list the names and addresses of anyone unable to accept electronic filing] as indicate on the Notice of Electronic Filing. Parties may access this filing through the Court's CM/ECF System.

List here:

Original Signature of Petitioner

7. The United States District Judges, the United States Magistrate Judges, the Clerk of the Court, Deputy Clerks and Staff Attorneys are officers of the court and are prohibited from giving legal advice. Legal questions should be directed to an attorney.