

Friday

25th

June, 2004.

It is ordered that the Rules heretofore adopted and promulgated by this Court and now in effect be and they hereby are amended to become effective September 1, 2004.

Add Rule 3A:25 to read as follows:

**Rule 3A:25. Special Rule Applicable to Post-Conviction
Proceedings: Inmate Filings in the Trial Courts
Under Code § 8.01-654.**

In actions brought under Code § 8.01-654, filed by an inmate confined to an institution, a paper is timely filed if deposited in the institution's internal mail system, with first-class postage prepaid on or before the last day for filing. Timely filing of a paper by an inmate confined to an institution may be established by (1) an official stamp of the institution showing that the paper was deposited in the internal mail system on or before the last day for filing, (2) an official postmark dated on or before the last day for filing, or (3) a notarized statement signed by an official of the institution showing that the paper was deposited in the internal mail system on or before the last day for filing.

A Copy,

Teste:

Clerk