

shall direct the Clerk of Court to transmit the application, a certified copy of the order, and any other pertinent papers to the court in which the conviction took place. In this event, the provisions of this Act, to the extent applicable, shall govern the proceeding. **IN THE EVENT THAT THE APPLICANT DOES NOT CONSENT TO THE PASSAGE OF SUCH ORDER, THE APPLICATION SHALL BE HEARD AS A HABEAS CORPUS APPLICATION IN THE COURT IN WHICH IT WAS FILED.**

645-C. Except in a proceeding brought under Section 645-B of this Act, the proceeding is commenced by filing a petition verified by the petitioner with the clerk of the court in which the conviction took place. Facts within the personal knowledge of the petitioner and the authenticity of all documents and exhibits included in or attached to the petition must be sworn to affirmatively as true and correct. The Court of Appeals of Maryland may by rule prescribe the form of verification. The clerk shall docket the petition upon its receipt and bring it promptly to the attention of the court and the State's Attorney.

645-D. The petition shall identify the proceedings in which the petitioner was convicted, give the date of the entry of the judgment and sentence complained of, specifically set forth the grounds upon which the petition is based, and clearly state the relief desired. All facts within the personal knowledge of the petitioner shall be set forth separately from other allegations of facts, and shall be verified as provided in Section 645-C of this Act. Affidavits, records, or other evidence supporting its allegations shall be attached to the petition or the petition shall state why they are not attached. The petition shall also identify any previous proceedings that the petitioner has taken to secure relief from his conviction. Argument, citations, and discussion of authorities shall be omitted from the petition.

645-E. The petition may allege that the petitioner is unable to pay the costs of the proceeding or to employ counsel. If the court is satisfied that the allegation is true, it shall order that the petitioner proceed as an indigent person, and appoint counsel for him. If after judgment, a review is sought by the petitioner within thirty (30) days and the Court of Appeals of Maryland grants leave to appeal, and that court finds that the petitioner is unable to pay the costs of the review, the court shall order that all necessary costs and expenses incident thereto, including all court costs, stenographic services, and printing, be paid by the political subdivision in which the judgment is rendered.

645-F. Within fifteen (15) days after the docketing of the petition, or within any further time the court may fix, the State shall respond by answer or motion. No further pleadings shall be filed except as the court may order. The Court may grant leave, at any time prior to entry of judgment, to withdraw the petition. The court may make appropriate orders as to amendment of the petition or any other pleading, or as to pleading over, or filing further pleadings, or extending the time of the filing of any pleading other than the original petition.

645-G. The petition shall be heard in the court in which the conviction took place and before any judge thereof EXCEPT THE JUDGE WHO SAT AT THE TRIAL AT WHICH THE PERSON