

**Proposed Amendments to the Civil Local Rules of Practice-Summary of Changes  
December 1, 2009**

NOTE: The Civil Local Rules of Practice were revised to require electronic notice and filing and to conform with changes in how time is counted under the federal rules. Other changes were adopted to make the rules consistent with the Criminal Local Rules of Practice. Several new rules were also adopted and some rules were renumbered based on the numbering of corresponding federal rules.

1. **Mandatory Electronic Notice and Filing**

Rule 5.1 was substantially revised to require all attorneys to register with the court's electronic filing system. The revised rule clarifies that registration constitutes written consent to electronic service of documents. Notwithstanding the requirement, attorneys may petition the court for a registration exemption for good cause shown. Rule 5.1 requires most attorneys to file documents electronically with the exception of certain documents which still must be filed by delivering the original to the clerk.

2. **Time computation changes** were made as indicated below in the cited rules. The word "business" was also replaced with "calendar" per the time computation project.

- 5.1 10 days changed to 14 days  
3 days changed to 7 days (formerly Rule 5.4)
- 7.1 responsive briefs—20 days changed to 21 days  
reply briefs—10 days changed to 14 days  
time to request oral argument changed from 10 days to 14 days
- 15.1 5 days changed to 7 days
- 26.2 30 days changed to 28 days
- 37.1 3 days changed to 7 days
- 43.1 30 days changed to 28 days
- 54.1 bills of costs—30 days changed to 28 days  
exceptions—10 days changed to 14 days  
motion for attorney's fees—30 days changed to 28 days  
objections—20 days changed to 21 days
- 83.3 20 days changed to 21 days

3. **Changes consistent with the Criminal Local Rules of Practice**

5.1 Criminal Local Rules 49.3, 49.4 and 49.5

7.1 Criminal Local Rule 47.1B

37.1 Criminal Local Rule 16.1

43.1 Criminal Local Rule 57.3

83.3 Criminal Local Rule 44.1

4. **New Rules**

43.2 allows for testimony to be taken in open court by contemporaneous transmission from a different location under certain circumstances

83.2 addresses cell phone usage in courthouse

83.9 allows the court to prescribe forms for use in prisoner petitions

5. **Renumbered Rules**

The following rules were renumbered for consistency with the corresponding federal rules: 5.1, 5.4, 7.1, 7.2, 8.1, 15.1, 26.2, 37.1, 43.1, 54.1, 68.1, 83.2, 83.3, 83.4, 83.5, 83.6, 83.7 and 83.8

6. **Other Changes**

4.1 deleted and much of content moved elsewhere

5.2 deleted and much of content moved to 5.1

5.3 deleted and much of content moved to 5.1

5.4 deleted and much of content moved to 5.1

5.5 (motions to seal) merged with revised 7.1 (motions)

7.2 merged with revised 7.1  
briefs not to exceed 25 pages or 12,000 words

7.3 merged with revised 7.1

- 8.1 revised consistent with Fed. R. Civ. P. 5.2 and Criminal Local Rule 7.1 and renumbered (revised 5.2)
- 16.1 exemptions revised consistent with Fed. R. Civ. P. 26(a)(1)(B)
- 40.1 changed “residence” to “city of residence” consistent with 5.2
- 58.1 revised consistent with The Guide regarding docketing appellate judgments, orders and mandates