

United States Court of Appeals
District of Columbia Circuit
Washington, D.C. 20001-2866

Mark J. Langer
Clerk

General Information
(202) 216-7000

**NOTICE OF PROPOSED CIRCUIT RULE CHANGES
AND OPPORTUNITY FOR COMMENT**

Notice is hereby given that the Court, pursuant to D.C. Circuit Rule 47, proposes amendments to Circuit Rules 26.1 and 28. These amendments would expand the information that must be included in the disclosure statement required by Circuit Rule 26.1 and in the "Certificate as to Parties, Rulings, and Related Cases" required by Circuit Rule 28(a)(1). Under the new provisions, parties and amici curiae must identify all law firms that participated in any capacity in the agency or district court proceedings under review. Corresponding changes to the Circuit's Handbook of Practice and Internal Procedures are also proposed.

The Court proposes these disclosure requirements in order to gather the information that is necessary to determine if a judge must recuse himself or herself from consideration of a particular case. To screen for such recusals, the Court would require parties and amici to list all law firms that have been involved in prior agency or district court proceedings. Under the proposed amendments, this information will be collected as part of the Circuit Rule 26.1 disclosure statement and the Circuit Rule 28(a)(1) certificate identifying parties, amici curiae – and now law firms. The provisional certificate of parties, which is filed with the docketing statement, must also contain the law firm information specified in Rule 28(a)(1). See D.C. Cir. Rules 12(c), 15(c)(3); see also D.C. Cir. Rule 5(a) (certificate for appeal by permission); D.C. Cir. Rule 21(d) (certificate for petition for extraordinary writ). The provisional certificate affords the Clerk's Office the opportunity to determine in advance of briefing those judges who would be recused. See D.C. Circuit Handbook of Practice and Internal Procedures 46-47 (2007).

OPPORTUNITY FOR COMMENT

Comments on the proposed amendments may be submitted to the Court's Advisory Committee on Procedures within 45 days from the date of the publication of this Notice in *The Daily Washington Law Reporter*. Written comments should be sent to:

Advisory Committee on Procedures
c/o Clerk of Court
United States Court of Appeals for the D.C. Circuit
333 Constitution Avenue, N.W.
Washington, D.C. 20001

The Committee will consider any comments received from interested persons and organizations and formulate recommendations to the Court.

Copies of this Notice have been published this day by the means specified in D.C. Circuit Rule 47(c).

Date: October 1, 2007

/s/Mark J. Langer
Mark J. Langer, Clerk

NOTE: The text of the proposed changes is available on the Court's web site at www.cadc.uscourts.gov under "News, Announcements, and Events."