

# 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 28 and 32.1 to limit the length of an addendum that is bound together with the body of a brief. Corresponding changes to the Circuit's Handbook of Practice and Internal Procedures will be made.

Circuit Rule 28(a)(5) requires that pertinent statutes and regulations be set forth either in the body of the brief or in an addendum introduced by a table of contents. If an addendum is used, the rule gives the option of binding it separately or combining it with the brief (separated by a distinctly colored page). Currently, there is no requirement that a lengthy addendum be bound separately.

The court proposes to adopt a 40-page limit for an addendum that is bound with the brief. The goal is to ensure that the brief is a document of workable size, both the paper form as well as the electronic version. The amendment is in keeping with the requirement of Federal Rule of Appellate Procedure 32(a)(3) that a brief must be bound in a manner that permits it "to lie reasonably flat when open."

The same limitation would be added to Circuit Rule 28(a)(7), which provides that evidence supporting a claim of standing may be presented in a separate addendum to the appellant's or petitioner's brief, and to Circuit Rule 32.1(b)(3), which requires an addendum to the brief to provide a copy of each unpublished disposition that is cited and not available in a publicly accessible electronic database.

### 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*. The Committee will consider any comments received from interested persons and organizations and formulate recommendations to the court. 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., Room 5509  
Washington, D.C. 20001

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

Date: May 30, 2013

Mark J. Langer, Clerk

**NOTE: The text of the proposed Circuit Rule amendments is available on the court's web site at [www.cadc.uscourts.gov](http://www.cadc.uscourts.gov) under "Events and Announcements" and "Rules & Procedures."**