

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

Filed On: May 1, 2015

BEFORE: Garland, Chief Judge; Henderson, Rogers, Tatel, Brown, Griffith, Kavanaugh, Srinivasan, Millett, Pillard, and Wilkins, Circuit Judges

ORDER

Upon consideration of the notice of proposed amendments to Circuit Rules 25, 26, and 32 governing the court's Case Management/Electronic Case Files (CM/ECF) system, published on June 2, 2014, with an opportunity for comment; and the written comment that was submitted to the Advisory Committee on Procedures on June 3, 2014, it is, by the en banc court,

ORDERED that Circuit Rule 25(b)(2) be amended to read as follows:

(2) At the discretion of the court, a party to a pending civil case who is not represented by an attorney may be permitted to register as an ECF filer. A pro se party who desires to register as an ECF filer must file a motion in this court, describing the party's access to the internet and confirming the capacity to file and receive documents electronically on a regular basis. If a pro se party retains an attorney, the attorney must enter an appearance.

It is

FURTHER ORDERED that Circuit Rule 25(c)(1) be amended to read as follows:

(1) A party proceeding pro se must file documents in paper form with the clerk and must be served with documents in paper form, unless the pro se party has been permitted to register as an ECF filer.

It is

FURTHER ORDERED that the remaining provisions of Circuit Rule 25 be amended as proposed. It is

FURTHER ORDERED that Circuit Rule 26 be amended as proposed. It is

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FURTHER ORDERED that Circuit Rule 28(a)(8) be amended to read as follows:

(8) Reference to Oral Argument and Submission Without Oral Argument. If a case has been scheduled for oral argument, has already been argued, or is being submitted without oral argument, a brief must so state in capital letters at the top of the front cover and, where applicable, include the date of the argument.

It is

FURTHER ORDERED that Circuit Rule 28(c) and (d)(1) be amended to substitute “(e)” in place of references to Circuit Rule 32 “(a).” It is

FURTHER ORDERED that Circuit Rule 31(b) be amended to read as follows:

(b) Number of Copies. Except for unrepresented persons proceeding in forma pauperis, the original and 8 copies of every brief must be filed. When the deferred appendix method is used, one copy of the initial briefs must be filed, followed by the original and 8 copies in final form. For ECF filers, the initial briefs are to be filed in electronic format only, unless the court requests paper copies. An unrepresented person proceeding in forma pauperis must file with the clerk one original brief, and the clerk will duplicate the necessary copies.

It is

FURTHER ORDERED that Circuit Rule 32(d)(3) be amended to read as follows:

(3) Other Documents. Except as provided in Circuit Rule 25(c)(5), electronic filing is required for any portion of an appendix that is available in electronic format and fully text searchable. In addition to filing electronically, paper copies of the following documents must be filed with the court: briefs (except initial briefs when the deferred appendix method is used), appendices, memoranda of law and fact, responsive pleadings to petitions and replies thereto, letters pursuant to FRAP 28(j), proposed judgments in a National Labor Relations Board proceeding, petitions for panel rehearing and hearing or rehearing en banc, and responses to orders to show cause. The number of paper copies is governed by the rules pertaining to that document or by order in a particular case; the “original” is the electronic filing.

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It is

FURTHER ORDERED that the remaining provisions of Circuit Rule 32 be amended as proposed. It is

FURTHER ORDERED that Circuit Rule 47.1(d)(1) be amended to reduce from 14 to 8 the number of copies of the public brief that must be filed, and to substitute “(e)” in place of the reference to Circuit Rule 32 “(a).” It is

FURTHER ORDERED that Circuit 47.2(b)(1) be amended to read as follows:

(1) In an appeal from a sentence the court will, where appropriate upon motion, establish an expedited briefing and argument schedule. Memoranda and replies as provided below must be filed and served in accordance therewith. An original and 8 copies must be filed in each case.

These amendments are effective June 1, 2015.

Per Curiam

FOR THE COURT:
Mark J. Langer, Clerk

/s/

Mark J. Langer