

SUMMARY OF PROPOSED AMENDMENTS
 UNITED STATES DISTRICT COURT
 FOR THE EASTERN DISTRICT OF NORTH CAROLINA
 LOCAL CIVIL RULES
 OF
 PRACTICE AND PROCEDURE¹

June 2017

Affected Local Civil Rule	Proposed Change in Rule
5.1	Amend to allow parties in civil cases who are not represented by an attorney and are not incarcerated to receive documents in their cases electronically instead of by mail and to update the reference to the revised CM/ECF Policy Manual.
5.2	Amend subsection (b) to except <i>pro se</i> parties who are incarcerated from filing a Notice of Self Representation.
5.3	Amend subsection (d) to increase the amount of time parties have to file financial disclosure statements following the filing of a notice of removal from 7 days to 14 days.
10.1	Add subsection (k) to provide that absent an order of the court, all materials filed with the court shall be in the English language unless translations are furnished.
16.1	Amend subsection (a) to require the clerk to give 45 days' notice of the pretrial conference in most cases. Amend subsection (b) to remove the requirements for the use of courtroom technology (which are moved to new Local Civil Rule 83.10). Amend subsection (c) to establish guidelines as to whether exhibits may be referred to in opening statements at trial.
26.1	Amend subsection (d) to reference the length limits in Local Civil Rule 7.2(f). Amend subsection (e) to include electronically stored information and privilege as topics that parties must discuss when preparing a Rule 26(f) report.

¹ This summary was prepared by the Clerk's Office as a guide to the proposed changes to the Local Civil Rules and should not substitute for reading the full text of the proposed amendments. This summary is not intended to serve as legal advice or commentary on the proposed changes to the Local Civil Rules. The summary does not include minor stylistic changes or proposed technical amendments.

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56.1	<p>Add new subsection (a)(3), which provides:</p> <p style="padding-left: 40px;">When a party opposing summary judgment submits a statement of additional material facts as to which it contends there is a genuine dispute, the moving party may submit a reply statement of additional facts limited to the additional facts referenced in the statement submitted by the party opposing summary judgment.</p>
67.1	<p>Amend to reflect that 17-SO-1, <u>In re: Deposit and Investment of Registry Funds</u>, abrogated this rule.</p>
72.4	<p>Amend to specify the circumstances when reply memoranda may be filed when there is an appeal from an order issued by a magistrate judge or an objection to a memorandum and recommendation issued by a magistrate judge.</p>
79.2	<p>Amend to update the references to the revised CM/ECF Policy Manual.</p>
83.1	<p>Amend to (1) require an attorney to take the required oath or affirmation of admission prior to being allowed to file as a member of this court; (2) update the language in the oath of admission; (3) require a special appearance attorney to certify in writing that he or she will submit any documents to local counsel for review prior to filing; and (4) change the references to “Local 83.1 Counsel” to “Local 83.1(d) Counsel.” Additionally, amend this rule to update references to the revised CM/ECF Policy Manual.</p>
83.10	<p>Add new Rule 83.10 to contain the requirements for the use of courtroom technology, including use of video teleconferencing equipment.</p>