

UNITED STATES OF AMERICA
UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN

ADMINISTRATIVE ORDER RE:)
PROPOSED AMENDMENT OF)
LOCAL CIVIL RULE 5.4 and LOCAL)
CRIMINAL RULE 49.1)
_____)

Administrative Order No. 08-147

A locked filing depository is currently provided for filing pleadings with the Clerk in each divisional office during business and certain after-business hours. However, the Court has found the filing depository to be minimally used, as most pleadings are now filed electronically. Therefore, by unanimous vote of the Judges, a proposed amendment to Local Civil Rule 5.4 and Local Criminal Rule 49.1 has been tentatively approved, eliminating reference to depositories. The subject rules would read after amendment as follows:

Pleadings and other papers may be filed with the Clerk at any divisional office during walk-in business hours. If a hearing is scheduled, it is incumbent upon the party to insure that the judge or magistrate judge receives a copy of such relevant pleadings or other papers sufficiently in advance of the hearing.

The public shall be entitled to comment on the proposed amendment. A copy of this order shall be posted in each divisional office and on the Court's website. In addition, the Clerk shall furnish a copy of this order to this Court's Rules Advisory Committee, the U.S. Courts Committee of the State Bar of Michigan, the Local Chapter of the Federal Bar Association.

All comments should be made in writing and must be received by the Court no later than **November 15, 2008**. Comments should be addressed to:

Ronald C. Weston, Sr., Clerk of Court
United States District Court
399 Federal Building
110 Michigan Street, N.W.
Grand Rapids, MI 49503

or submitted electronically to ecfhelp@miwd.uscourts.gov. If public comments are received, the Court will consider them before adopting a final rule.

FOR THE COURT:

DATED: October 22, 2008



PAUL L. MALONEY
CHIEF JUDGE
UNITED STATES DISTRICT COURT