

OFFICE OF THE CLERK
UNITED STATES COURT OF APPEALS
FOR THE FIRST CIRCUIT

MARGARET CARTER
CLERK

JOHN JOSEPH MOAKLEY
UNITED STATES COURTHOUSE
1 COURTHOUSE WAY, SUITE 2500
BOSTON, MA 02210
(617) 748-9057

NOTICE OF ADOPTION OF AMENDMENT TO LOCAL RULE 33.0(a) and (f)

The United States Court of Appeals for the First Circuit previously provided notice of proposed amendments to Local Rule 33.0(a) and (f). The court solicited comments on the proposed amendments. In response to a comment, the court modified the language in subsection (a) to clarify when the 14-day period begins to run for filing a docketing statement, consistent with Local Rule 3.0. Also, the language about ordering transcripts was deleted from this subsection since it is fully addressed elsewhere in the rules.

The court hereby provides notice of the final adoption of the amendments. A copy of Local Rule 33.0(a) and (f), with the amendments incorporated, is attached.

March 25, 2013

/s/ Margaret Carter, Clerk

Local Rule 33.0. Civil Appeals Management Plan

Pursuant to Rule 47 of the Federal Rules of Appellate Procedure, the United States Court of Appeals for the First Circuit adopts the following plan to establish a Civil Appeals Management Program, said Program to have the force and effect of a local rule.

(a) Pre-Argument Filing. Upon receipt of the Notice of Appeal in the Court of Appeals, the Clerk of the Court of Appeals shall notify Settlement Counsel of the appeal. Within 14 days after the case is docketed in the Court of Appeals, appellant shall file with the Clerk of the Court of Appeals, and serve on all other parties a statement, in the form of the Docketing Statement required by Local Rule 3.0(a), detailing information needed for the prompt disposition of an appeal. The Parties shall provide Settlement Counsel with such additional information about the appeal as Settlement Counsel may reasonably request.

...

(f) Scope of Program. The Program will include all civil appeals and review of administrative orders, except the following: It will not include original proceedings (such as petitions for mandamus), prisoner petitions, habeas corpus petitions, summary enforcement actions of the National Labor Relations Board, social security appeals, petitions for review from orders of the Board of Immigration Appeals, or any pro se cases. Nothing herein shall prevent any judge or panel, upon motion or sua sponte, from referring any matter to the Settlement Counsel at any time.