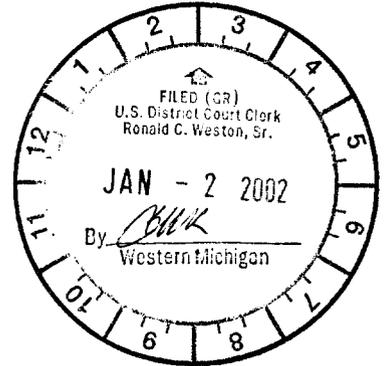


UNITED STATES OF AMERICA
UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN



In Re: AMENDMENT TO LOCAL)
CIVIL RULE 5.7 (Filing and Service) Administrative Order
By Electronic Means) No. 02- 001
_____)

The adoption of amendments to Rule 6(e) of the Federal Rules of Civil Procedure, effective December 1, 2001, requires a modification of W.D. Mich. LCivR 5.7(h) to conform to the amended Federal Rule. In addition, the Bar has brought to the court's attention an ambiguity in W.D. Mich. LCivR 5.7(d). In order to correct these matters, IT IS ORDERED as follows:

A. Local Rule 5.7(h)(v) is hereby amended to read in its entirety as follows:

(h) Service of Electronically Filed Documents

(v) Effect on Time Computation. Electronic service under this rule is complete upon transmission. The additional three (3) days to do an act or take a proceeding after service of a document applies when service is made electronically, by virtue of Fed. R. Civ. P. 6(e).

B. Local Civil Rule 5.7(d)(iii) is hereby amended to read in its entirety as follows:

(d) Electronic Filing

(iii) Documents That May Be Filed Electronically if Accompanied by a Signed Original. The following documents may be filed electronically only if a signed original document is also filed and a copy served on all other parties:

- a. Affidavits in support of or in opposition to a motion (affidavits of service may be filed electronically without filing a signed original);
- b. Declarations under penalty of perjury;
- c. Certified copies of judgments or orders of other courts.

The electronically filed version of such documents must contain an "s/_____" block indicating that the paper document bears an original signature.

Because these amendments are designed to conform to the amended Federal Rules of Civil Procedure or to clarify an intended ambiguity, they shall take effect upon the date of this Administrative Order. The Clerk shall post a copy of this Administrative Order at each of the court's divisional offices, and the public shall be entitled to comment upon these amendments for thirty days after the effective date. *See* 28 U.S.C. § 2071(a). If public comments are received, the court will consider them and may make further amendments in response thereto.

The Clerk shall forthwith furnish a copy of this order to the Judicial Council of the Sixth Circuit, the Administrative Office of the United States Courts, and this Court's Advisory Committee on Local Rules.

Dated: January 2, 2002

FOR THE COURT


Robert Holmes Bell
Chief Judge