EXCERPT FROM THE REPORT OF THE JUDICIAL CONFERENCE

COMMITTEE ON RULES OF PRACTICE AND PROCEDURE

TO THE CHIEF JUSTICE OF THE UNITED STATES AND MEMBERS OF THE JUDICIAL CONFERENCE OF THE UNITED STATES:

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FEDERAL RULES OF CIVIL PROCEDURE

Rule Approved for Approval and Transmission

The Advisory Committee on Civil Rules submitted a proposed technical amendment to Supplemental Rule C(6)(a) with a recommendation that it be approved without publication and transmitted directly to the Judicial Conference. The amendment addresses an inadvertent drafting omission made when the rule was amended in December 2006. The amended rule did not capitalize the first word of a new subparagraph. The proposed technical amendment to Rule C(6)(a) corrects this minor drafting problem, avoiding potential confusion and making the subparagraph more parallel with other provisions. Under the governing Judicial Conference rulemaking procedures, notice and public comment on a proposed rule amendment are not required if it is determined that they are not appropriate or necessary. The advisory committee concluded that public comment was unnecessary.

The Committee concurred with the advisory committee's recommendation.

Recommendation: That the Judicial Conference approve the proposed amendment to Supplemental Rule C(6)(a) and transmit this change to the Supreme Court for its consideration with the recommendation that it be adopted by the Court and transmitted to Congress in accordance with the law.

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