

## Proposed Amendments to Rule 5

Rule 5 is amended as follows:

### Rule 5. Serving and Filing Pleadings and Other Papers

\* \* \* \* \*

(h) Electronic Filing. Papers include both tangible documents as well as any electronically generated medium according to technical specifications that may be adopted by the court. ~~Papers~~ **Unless elsewhere exempted from electronic filing, all papers, including papers** that contain confidential or business proprietary information, **must** ~~may not~~ be electronically filed **in accordance with** ~~unless~~ the specifications adopted by the court ~~specifically authorize and provide for filing such information electronically.~~

\* \* \* \* \*

**PRACTICE COMMENT: The Court's Administrative Order No. 02-01, *In re Electronic Filing Procedures*, provides additional specifications for filings.**

(As amended, eff. Jan. 1, 1982; Oct. 3, 1984, eff. Jan. 1, 1985; July 28, 1988, eff. Nov. 1, 1988; Oct. 3, 1990, eff. Jan. 1, 1991; Nov. 29, 1995, eff. Mar. 31, 1996; Nov. 14, 1997, eff. Jan. 1, 1998; May 27, 1998, eff. Sept. 1, 1998; Dec. 18, 2001, eff. Apr. 1, 2002; Sept. 30, 2003, eff. Jan. 1, 2004; Sept. 28, 2004, eff. Jan. 1, 2005; Nov. 29, 2005, eff. Jan. 1, 2006; Nov. 25, 2008, eff. Jan. 1, 2009; Nov. 25, 2009, eff. Jan. 1, 2010; Dec. 6, 2011, eff. Jan. 1, 2012; \_\_\_\_\_, **2012, eff. \_\_\_\_\_, 2013.**)

### Advisory Committee Note

The language of Rule 5(h) has been amended to require the electronic filing of both documents containing confidential or business proprietary information and documents containing public information, absent an exemption from the Court. Also, a Practice Comment has been added to alert attorneys that additional filing specifications are set forth in Administrative Order No. 02-01.