

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

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IN RE: LOCAL CIVIL RULE 7.1(b)
and
LOCAL CIVIL RULE 7.1(c)

**ADMINISTRATIVE ORDER
2008-06**

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The Judges of the Eastern and Southern Districts of New York having approved new Local Civil Rules 7.1(b) and 7.1(c), therefore it is

ORDERED and ADJUDGED that Local Civil Rule 7.1(b) and Local Civil Rule 7.1(c) are as indicated below,

Local Civil Rule 7.1(b)

Unless otherwise ordered by the district judge to whom the appeal is assigned, appellate briefs on bankruptcy appeals shall not exceed 25 pages and reply briefs shall not exceed 10 pages.

Local Civil Rule 7.1(c)

In cases involving a pro se litigant, counsel shall, when serving a memorandum of law (or other submissions to the Court), provide the pro se litigant (but not other counsel or the Court) with printed copies of decisions cited therein that are unreported or reported exclusively on computerized databases.

Further, Local Civil Rule 7.1 is renumbered as Local Civil Rule 7.1(a).

It is further ORDERED and ADJUDGED that the new Local Civil Rule 7.1(b) and Local Civil Rule 7.1(c) are effective subject to public comment and Judicial Council review.

s/Raymond J. Dearie

Raymond J. Dearie
Chief Judge

Dated: Brooklyn, New York
March 20, 2008

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

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In re: Scheduling in Social Security Cases

**ADMINISTRATIVE ORDER
2008-05**

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Effective April ____, 2008 pursuant to a revised policy of the Board of Judges for docketing and calendaring Social Security cases and expediting their disposition, an order containing the following language shall be issued upon the commencement of each social security appeal filed in the Eastern District of New York.

“Plaintiff initiated this action by filing a complaint on_____.

Pursuant to a revised policy of the Board of Judges for docketing and calendaring Social Security appeals and expediting their disposition, the parties are directed to adhere to the following:

Defendant will obtain and serve upon plaintiff the administrative record of the proceedings below, along with its answer, within 90 days, by _____. Unless otherwise directed by the Court, defendant will move for judgment on the pleadings within the next sixty (60) days, or by _____, by service of motion papers upon plaintiff. Plaintiff’s response papers shall be served upon defendant within thirty days thereafter, by _____. Upon receipt of plaintiff’s papers, defendant shall file the entire set of motion papers and the administrative record with the Court.”

SO ORDERED.

Dated: Brooklyn, New York
March 17, 2008

Raymond J. Dearie
Chief Judge

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

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In re: Assignment of Criminal Cases

**ADMINISTRATIVE ORDER
2008-04**

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Effective March 3, 2008 and pending further order of the Court or action by the Board of Judges, and notwithstanding any provision of Rule 50.3 of the Rules for the Division of Business Among District Judges, the Clerk of the Court is directed to assign all criminal cases randomly, unless the United States Attorney certifies in writing at the time of filing that a case to be assigned satisfies one of the three conditions in rule 50.3 ©, or involves the same specific conduct that is a subject of a pending case.

The foregoing is without prejudice to an application by any party seeking to relate a criminal case to a previously filed indictment or information on the grounds that a substantial saving of judicial resources will result or that the ends of justice and fair administration so required. Any such application shall be made on ten days notice to the judge to whom the case was randomly assigned, and granted only upon a clear showing of the grounds for relief.

SO ORDERED.

Dated: Brooklyn, New York
February 27, 2008

Raymond J. Dearie
Chief Judge

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

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In re: Criminal Case
Assignments

**ADMINISTRATIVE
ORDER
2008-03**

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Effective February 1, 2008, and until further notice, all criminal informations and indictments filed in the Eastern District of New York will be assigned at random.

The Clerk's Office is directed to provide notice of filing of a potential related case to a judge identified by name and prior docket number on the information sheet submitted by the United States Attorney's Office. Notice also must be given to the judge assigned by random selection if there is a claim that the case is related.

SO ORDERED.

Raymond J. Dearie
Chief Judge

Dated: Brooklyn, New York
February 1, 2008

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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In Re:
Application for Exemption from
Electronic Public Access Fees

ADMINISTRATIVE
ORDER
2008-02

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PACER FEE EXEMPTION ORDER

The Court received an application request by Joseph L. Legnard for exemption from the fees imposed by the Electronic Public Access fee schedule adopted by the Judicial Conference of the United States Courts.

Joseph L. Legnard, as a Chief Investigator, Committee on Professional Standards, which is an agency of the New York State Court System, Appellate Division, Third Judicial Department, falls within the class of users listed in the fee schedule as being eligible for a fee exemption. Additionally, the Committee on Professional Standards has demonstrated that an exemption is necessary in order to avoid unreasonable burdens and to promote public access to information. Accordingly, the Committee on Professional Standards shall be exempt from the payment of fees for access via PACER to the electronic case files maintained in this court, to the extent such use is incurred in the course of research in support of the Committee on Professional Standards. The Committee on Professional Standards shall not be exempt from the payment of fees incurred in connection with other uses of the PACER system in this court. Additionally, the following limitations apply:

1. this fee exemption applies only to the Committee on Professional Standards and is valid only for the purposes stated above;
2. this fee exemption applies only to the electronic case files of this court that are available through the PACER system;
3. by accepting this exemption, the Committee on Professional Standards agrees not to sell for profit any data obtained as a result of receiving this exemption;
4. this exemption is valid until the Committee on Professional Standards.

This exemption may be revoked at the discretion of the Court at any time. A copy of this Order shall be sent to the PACER Service Center together with a copy of the application.

Dated : January , 2008
Brooklyn, New York

Raymond J Dearie
Chief Judge

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

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In The Matter of

TRANSCRIPT FEE RATES
FOR COURT REPORTERS

**ADMINISTRATIVE
ORDER
2008-01**

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The Board of Judges of the Eastern District of New York approved the submission of a request to the Director of the Administrative Office of the U.S. Courts to increase the copy rates of first, additional and realtime transcripts by ten percent above the rates authorized by Judicial Conference policy set at its September, 2007 session. The Administrative Office having approved the rate increase on January 3, 2008; it is

ORDERED that the following new rates may be charged by the Eastern District of New York court reporters for transcripts on orders effective immediately:

	<u>Original</u>	<u>First Copy to Each Party</u>	<u>Each Additional Copy to the Same Party</u>
Ordinary Transcript	\$ 4.02	\$.90	\$.60
14-day Transcript	4.68	.90	.60
7-day Expedited Transcript	5.34	.90	.60
Daily Transcript	6.66	1.20	.90
Hourly Transcript	7.98	1.20	.90
Realtime Transcript	3.36	1.20	

SO ORDERED.

Raymond J. Dearie
Chief Judge

Dated: Brooklyn, New York
January , 2008