

Summary of Substantive Changes — 2011 Amendments to the Local Rules

Civil Rules

- 7.0.1(d) Changed to reflect that a request for oral argument or evidentiary hearing must be made by motion.
- 10.1(a) Changed to reflect that all documents must be filed electronically as text-searchable .pdf files.
- 30.1(a) Deleted provision because court reporters' certificates are no longer filed in CM/ECF.
- 73.1(a) Changed to reflect that parties may indicate on the Form 35 or other consent form provided by the court whether they consent to trial before a magistrate judge.
- 79.1(b)(1) Deleted reference to coin-operated copier in Lincoln clerk's office.

Criminal Rules

- 6.2 Changed heading. Also, changed to reflect current practice of allowing clerk to decide a grand jury pool member's request to be excused from participating in grand jury selection.
- 6.5 Removed section because clerk's issuance of arrest warrant requirements are adequately covered by Federal Rule of Criminal Procedure 9(a).
- 33.1 Simplified language of rule.
- 41.2(b)(1) Under list of clerk's designees, deleted reference to deputy in charge and added reference to court services supervisor.
- 55.1(b)(1) Deleted reference to coin-operated copier in Lincoln clerk's office.

General Rules

- 1.1(f) Changed to reflect that the clerk's office no longer charges for paper copies of the local rules.
- 1.3(a)(1)(B)(iii) New. Provides that public may not access the court's internal administrative documents and records filed on CM/ECF.

- 1.3(b)(4) Changed to clarify that registered CM/ECF users may withdraw from CM/ECF on paper or electronically.
- 1.6(h) New. Suspends the ban on recording and broadcasting of district court proceedings for the limited purpose of participating in the digital video recording pilot.
- 1.7(d) and (f) Changed to incorporate the clerk's office's procedure of requiring that a declaration or certificate be signed within the 60 days immediately preceding submission.
- 1.8 Changed to provide a flexible procedure for handling attorney discipline cases, including those referred to the court by the Nebraska Counsel for Discipline, and also implemented Chief Judge Bataillon's appointment of a magistrate judge to serve as the referral judge. In addition, the court's Policy on Uncivil and Unprofessional Conduct changed to provide that the policy is aspirational only, and the grievance procedure, which was seldom if ever used, was stricken.