

1.1 Introduction.

- (a) **Scope; Title; Citation.** The Court adopts the General Rules of the United States District Court for the District of Nebraska, cited as "NEGenR ____," under Federal Rule of Civil Procedure 83 and Federal Rule of Criminal Procedure 57. These rules apply to civil and criminal court proceedings in this district and regulate the conduct of court personnel, practicing attorneys, parties, and members of the public and the press.
- (b) **Other Local Rules.** The court has separate local rules of procedure for civil, criminal, and bankruptcy cases adopted under Federal Rule of Civil Procedure 83, Federal Rule of Criminal Procedure 57, and Federal Rule of Bankruptcy Procedure 9029. The local rules of the United States Bankruptcy Court for the District of Nebraska are available at the bankruptcy clerk's office and on that court's Web site at <http://www.neb.uscourts.gov/pdf/lorules08.pdf>.
- (c) **Deviations from Rules or Procedures.** Notwithstanding contrary authority, in the interest of justice a judge may deviate from this court's rules or procedures. A deviation supersedes every other rule or procedure.
- (d) **Definitions.** The following definitions apply.
 - (1) "Judge" means any district or magistrate judge serving this district.
 - (2) "Court" means "judge" or, collectively, the judges of this district.
 - (3) "Clerk" means the clerk or a deputy clerk of this district.
 - (4) "Marshal" means the United States Marshal or a deputy marshal of this district.
 - (5) "Electronic filing" or "electronically file" means uploading a document directly from a registered user's computer, using the court's Internet based System to file that document in the court's case file. Electronic filing also includes uploading to the System done by the clerk of a document given to the court in paper format or as a .pdf ("Portable Document Format") file. Sending a document to the court via electronic mail (e-mail) or facsimile transmission (fax) is not electronic filing.
 - (6) "Filing" or "file" means "electronic filing" or "electronically file" unless otherwise specified. A paper document is considered filed on the

date the clerk receives and file stamps it rather than the date the clerk uploads it to the System.

(7) "NEF" means "Notice of Electronic Filing."

- (e) **Effective Date.** The court's local rules take effect immediately upon approval by this Court's Judicial Council and, unless ordered otherwise, apply to cases pending when the rules take effect.
- (f) **Availability.** Paper copies of all district court local rules are available from the district court clerk for a fee. The court's rules can also be accessed and downloaded free of charge from the court's Web site, www.ned.uscourts.gov/localrules.