

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS**

GENERAL ORDER AMENDING LOCAL RULE CV-4(b)

It is hereby ORDERED that the following amendment to the Local Rules, having been approved by the judges of this court, is adopted for immediate implementation subject to 28 U.S.C. § 2071(b):¹

LOCAL RULE CV-4 Complaint, Summons, and Return

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(b) Electronic Filing of Complaints. Attorneys must electronically file a civil complaint upon opening a civil case in CM/ECF. *See Fed.R.Civ.P. 3.* ~~A civil case that is opened by an attorney without a complaint being filed within 24 hours is subject to being terminated by the clerk's office.~~

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Comment: Under the former rule language, a case could be opened in CM/ECF without a complaint for at least 24 hours. A case cannot commence under Fed.R.Civ.P. 3 without the filing of the complaint, however. The amendment fixes this problem.

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SIGNED this 1 day of August , 2011.

FOR THE COURT:



DAVID FOLSOM
Chief Judge

¹New language appears in **redlined text**, deleted language appears in **strikeout** text..