

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS**

GENERAL ORDER AMENDING LOCAL RULE CR-49(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 implementation.¹

LOCAL RULE CR-49 Service and Filing

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(b) **Filing of Sealed Documents in Criminal Cases.** Documents in criminal cases that are filed under seal pursuant to general order or rule of this court shall be filed under seal without need for a motion to seal or a certification by counsel. Other types of documents in criminal cases may not be filed under seal unless counsel certifies that: (1) a motion for leave to seal the document in question has been filed; or (2) the court has already granted authorization to seal. ~~The following sealed criminal case documents must be filed electronically by the~~ All sealed criminal case documents from the U.S. Attorney and the Federal Public Defender; sealed motions and responses, and objections to Presentence Investigation Reports. shall be filed electronically by those offices. ~~All other sealed documents in criminal cases, except for indictments, shall be filed with the clerk's office in CD-ROM format. See Local Rule CV-5(a)(7) (filing sealed documents in civil cases).~~ All sealed criminal case documents from appointed or retained defense counsel shall be e-mailed to the following addresses for filing by the relevant divisional clerk's office:

Beaumont	<u>bmtcrimdocs@txed.uscourts.gov</u>
Lufkin	<u>lufrimdocs@txed.uscourts.gov</u>
Marshall	<u>marcrimdocs@txed.uscourts.gov</u>
Sherman	<u>shrcrimdocs@txed.uscourts.gov</u>
Texarkana	<u>texcrimdocs@txed.uscourts.gov</u>
Tyler	<u>tylcrimdocs@txed.uscourts.gov</u>

¹ New language appears in underlined text, and deleted language appears in ~~strikeout~~ text.

All sealed criminal case documents from defendants proceeding *pro se* shall be submitted to the clerk's office for filing in paper format.

Comment: This amendment eliminates the former practice of submitting sealed criminal documents in CD-ROM format to the clerk's office for filing. The new, more streamlined procedure provides that (1) all sealed documents from the U.S. Attorney's Office and Federal Public Defender's Office will be filed electronically by those offices; (2) all sealed documents from CJA or retained criminal defense counsel will be e-mailed to the clerk's office for filing; and (3) all sealed document from pro se defendants will be submitted to the clerk's office in paper format.

Signed this 23 day of April, 2014.

FOR THE COURT:

A handwritten signature in black ink, appearing to read 'Leonard Davis', written over a horizontal line.

LEONARD DAVIS
Chief Judge