

NOTICE OF COMMENT PERIOD

Proposed amendments to Neb. Ct. R. § 2-202(B)(1) were submitted to the Nebraska Supreme Court by the Nebraska Supreme Court Staff Attorney's Office. Before consideration, the Nebraska Supreme Court directed that the proposed amendments be published for a period of public comment.

The Nebraska Supreme Court invites interested persons to comment on the proposed amendments. Anyone desiring to comment on the proposed amendments should do so in writing to the office of the Clerk of the Supreme Court and Court of Appeals, P.O. Box 98910, Lincoln, Nebraska 68509-8910, or via email to wendy.wussow@nejudicial.gov, with the rule number listed in the subject line, no later than December 1, 2023.

The full text of the proposed amendments is available below, or a paper copy may be obtained by telephoning the office of the Clerk of the Supreme Court and Court of Appeals at (402) 471-3731.

CHAPTER 2: APPEALS

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Article 2: Electronic Filing, Service, and Notice System in Nebraska Trial and Appellate Courts.

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§ 2-202. Mandatory electronic filing, electronic service and electronic notice.

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(B) Exemptions.

~~(1) Prior to July 1, 2022, an attorney may request an exemption from the mandatory electronic filing and service requirements under these rules on a case by case basis for good cause, which shall not include lack of relevant technology. A court may grant the request for exemption from mandatory electronic filing and service on a case by case basis for good cause shown and such order granting the request shall be made part of the record in each case where the exemption is allowed. An attorney may not request exemption from mandatory registration~~

~~under § 2-203 nor request exemption from electronic notice.~~ Until the electronic filing and service system is modified to permit initial electronic filing of an entry of appearance by new counsel representing a party to an adoption case, such new counsel shall be permitted to file an entry of appearance in such adoption case in paper form, by fax filing, or alternative electronic means. No other filings shall be permitted in such form or by such means at the same time as the filing of the entry of appearance, and all filings thereafter shall be through the electronic filing and service system. At such time as the electronic filing and service system is modified to permit initial electronic filing of such entry of appearances, this exemption shall have no further force or effect.

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