

NOTICE OF COMMENT PERIOD

In 2019, the Nebraska Supreme Court solicited public comments regarding a move to mandatory EFiled in Nebraska courts, and other modernization of the Supreme Court rules. The Supreme Court received and considered close to 80 comments on the following topics:

1. Modernization of Appellate Rules of Practice and related trial court rules, including, but not limited to, mandatory EFiled for all Nebraska attorneys, changes in terminology, and transition to electronic bills of exception;
2. Suggestions for self-represented litigant access to EFiled;
3. Suggestions for changes to formatting and appearance of briefs and other filings in the trial and appellate courts;
4. Suggestions for changes and improvements to court technology;
5. Whether the rules permitting fax filings, Neb. Ct. R. § 6-601 et seq., should be eliminated and, if so, whether a sunset date should be established.

With increased use and reliance on technology in Nebraska trial and appellate courts, the Nebraska Supreme Court is considering rule changes to support mandatory EFiled for all Nebraska attorneys. Other rule amendments provide technological changes to create a more paperless court system in Nebraska and increase electronic services for non-attorney users.

Substantive changes have been made to 12 articles from the Supreme Court's rules. This includes a new rule, chapter 2, article 2, *Electronic Filing, Service, and Notice System in Nebraska Trial and Appellate Courts*, which merges the current Neb. Ct. R. § 2-200 et seq., *Electronic Filing and Service System in Appellate Courts*, and Neb. Ct. R. § 6-401 et seq., *Electronic Filing and Service System in Trial Courts*. A link to each chapter and article is below, or a copy of the rule amendments can be viewed at a terminal in the office of the Clerk of the Supreme Court and Court of Appeals, 2nd Floor, State Capitol.

The Supreme Court welcomes comments from the public, attorneys, court staff, and judges on the proposed new and amended rules. Comments may be made in writing by sending them to the Clerk of the Supreme Court and Court of Appeals, P.O. Box 98910, Lincoln, Nebraska 68509, or wendy.wussow@nebraska.gov on or before February 16, 2021. Please include in the subject line "Supreme Court Rules Modernization Project" for all email comments.

- (1) [Chapter 1, Article 1—Neb. Ct. R. 1-101 et seq.](#);
- (2) [Chapter 1, Article 2—Neb. Ct. R. 1-201 et seq.](#);
- (3) [Chapter 1, Article 3—Neb. Ct. R. 1-301 et seq.](#);
- (4) [Chapter 2, Article 1—Neb. Ct. R. App. P. 2-101 et seq.](#);
- (5) [Chapter 2, Article 2—Neb. Ct. R. App. P. 2-200 et seq.](#);
- (6) [Chapter 6, Article 3—Neb. Ct. R. Disc. 6-301 et seq.](#);
- (7) [Chapter 6, Article 4—Neb. Ct. R. 6-401 et seq.](#);
- (8) [Chapter 6, Article 6—Neb. Ct. R. 6-601 et seq.](#);
- (9) [Chapter 6, Article 11—Neb. Ct. R. Pldg. 6-1101 et seq.](#);
- (10) [Chapter 6, Article 14—Neb. Ct. R. 6-1401 et seq.](#);
- (11) [Chapter 6, Article 15—Neb. Ct. R. 6-1501 et seq.](#); and
- (12) [Chapter 6, Article 17—Neb. Ct. R. 6-1701 et seq.](#)