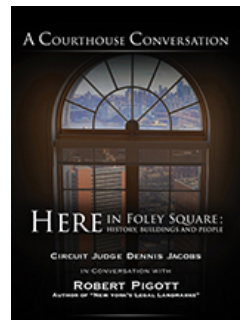




UNITED STATES COURT OF APPEALS for the Second Circuit

Chief Judge Debra Ann Livingston

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Announcements

December 20, 2022 – Corrected Fee Schedule - December 1, 2023 is the effective date of the fee changes announced on November 28, 2022, not December 1, 2022. [The December, 2020 miscellaneous fee schedule](#) has been re-posted. A refund will issued to those who paid a fee in excess of the December, 2020 fee schedule.

December 1, 2022 – ACMS to Expand Operations on January 1, 2023 - On January 1, 2023, ACMS (Appellate Case Management System), the court's case management program that processes Agency appeals and Second or Successive Habeas Applications, will expand operations to process criminal appeals. Filings in all criminal appeals opened in the Court of Appeals on or after January 1, 2023 must be filed in ACMS. Attorneys who wish to learn how the system operates should email Eniola Ajayi at eniola_ajayi@ca2.uscourts.gov. Training will be held by Zoom on December 19 and 27, 2022 at 10:00 AM and on December 21, 2022 at 3:00 PM. The Clerk's Office will host an additional session in early January. Those interested should include in the subject line of their email "ACMS Training" and indicate in the body of the email the session you would like to attend.

November 28, 2022 – Amendments to the Federal Rules of Appellate Procedure Rules 25 and 42 - Effective December 1, 2022, FRAP 25 and FRAP 42 are amended. FRAP 25 extends the privacy provisions of Federal Rule of Civil Procedure 5.2(c)(1) and (2) to the review of a benefits decision of the Railroad Retirement Board under the Railroad Retirement Act. FRAP 42 restores the requirement that the circuit clerk dismiss an appeal if all parties agree. It clarifies that the fees that must be paid are court fees, not attorney's fees. The amendment does not alter the requirements that govern court approval of a settlement, payment or other consideration. The amendment also permits a local rule that requires an appellant in a criminal appeal to consent to the dismissal of the appeal. A complete set of amendments with redlines can be found [here](#).

November 22, 2022 – In-Person Court Proceedings and Other Court Operations at the United States Court of Appeals for the Second Circuit - Effective Monday, November 28, 2022, masks will be optional in the Court of Appeals' courtrooms and overflow spaces. In light of the continuing risk COVID-19 poses, the Court notes that some people may choose to continue to wear a mask. The Court may reinstate the mask requirement on short notice should conditions change.

Public Counter - The Court's public counter in Room 150 of the Clerk's Office continues to be open between 10:00 a.m. and 4:00 p.m. Only two people seeking staff assistance may be in the room at one time. In addition, only one