

Modifications to Local Civil and Criminal Rules

Thursday, December 1, 2022

Modifications to Local Civil Rule 3.13 and Appendix I and Local Criminal Rule 17.1.1

The following rules and appendices were modified to reflect the amendments to the Federal Rules of Civil and Criminal Procedure, effective December 1, 2022:

Local Civil Rule 3.13 Commencement of Action and Appendix I (Federal Civil Rule 7.1. Disclosure Statement). The amendment requires a disclosure statement to be filed by a nongovernmental corporation who seeks to intervene. In a diversity action, a party or intervenor must file the disclosure statement and identify the citizenship of every individual or entity whose citizenship is attributed to that party or intervenor. A party, intervenor, or proposed intervenor must file the disclosure statement with its first appearance, pleading, petition, motion, response, or other request. The amendment also removes the requirement to file two copies of the disclosure statement.

Local Criminal Rule 17.1.1 Standard Pretrial Order (Federal Criminal Rule 16. Discovery and Inspection). The amendment requires the Court to set a time for the government and defendant to disclose expert witnesses to the opposing party. The deadline set must be “sufficiently before trial to provide a fair opportunity” for each party to meet the other side’s expert evidence.

Deletion of Local Criminal Rule 16.2 and Appendix E

Local Criminal Rule 16.2 was deleted, as it is duplicative of Federal Criminal Rule 12.4. In light of the fact that there is no longer a local criminal rule regarding corporate disclosure statements, Appendix E of the Local Criminal Rules was also deleted.

Link to Local Rules: <https://www.ohnd.uscourts.gov/court-info/local-rules-and-orders>

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