

United States Court of Appeals

for the District of Columbia Circuit

United States Court of Appeals

FILED NOV 30 1981

FOR THE DISTRICT OF COLUMBIA CIRCUIT

GEORGE A. FISHER  
CLERK

September Term, 19

BEFORE: Robinson, CJ; Wright, Tamm, MacKinnon, Robb, Wilkey,  
Wald, Mikva, Edwards, Ginsburg, Circuit Judges

O R D E R

It is ORDERED, by the Court, en banc, sua sponte, that Rule 8 of the General Rules of this Court be, and it is hereby, amended by deleting all of the present provisions of subparagraphs (h)(1), (h)(2) and (h)(3) thereof, and by substituting in lieu of these provisions new subparagraphs (h)(1) and (h)(2), which shall be and read as follows:

(h) *Requests for Leave to Exceed Page Limitations and for Extension of Time for Filing.*

(1) *Timeliness of Request.* All motions requesting permission to exceed the page limitations set forth in this Rule, or to extend the time for filing briefs, must be filed at least ten days before the main briefs are due to be filed, and at least five days before a reply brief is due to be filed. Before filing such a motion, counsel must contact other counsel and recite in the opening paragraph of the motion the position taken by other counsel with respect to the grant of the motion and whether or not such other counsel intend to file an opposition or other form of response. At the time of filing a motion to which other counsel have stated an intention to file an opposition or response, and in the absence of personal service upon such other counsel, movant's counsel shall also give telephonic notice to other counsel of such filing and shall serve such other counsel by using the most expeditious form of delivery by mail or overnight delivery service. Any opposition or response thereto must be filed within three business days after personal service or telephonic notice. If counsel is unable to contact opposing counsel or to give telephonic notice (should personal service not be feasible) as specified by the foregoing, counsel shall recite in the opening paragraph of the motion the efforts that have been made to do so.

(2) *Extra-Long Briefs.* The Court looks with disfavor upon motions to exceed the page limitation, and such motions will only be granted for extraordinary and compelling reasons.

Per Curiam

FILED: November 30, 1981

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