

**TABLE OF PENDING REVISIONS TO
ELEVENTH CIRCUIT RULES AND INTERNAL OPERATING PROCEDURES
Effective December 1, 2016**

Circuit Rule or IOP	Comments
11th Cir. R. 11-3	The rule on exhibits is revised to, among other things, provide that the district court clerk must: (1) include in the electronic record on appeal electronic versions of all documentary exhibits admitted into evidence at trial or any evidentiary hearing; (2) ensure that no such exhibits are returned to the parties before electronic versions have been entered into the electronic record on appeal; and (3) transmit sealed or confidential exhibits to this Court in their original form or in electronic form.
FRAP 11, IOP 3 <u>Oversized Exhibits</u>	Amended to address oversized exhibits.
11th Cir. R. 22-3(b)	The rule on the finality of a determination on an application to file a second or successive habeas petition or motion to vacate is revised to provide that a ruling also is not subject to a “motion for reconsideration.”
11th Cir. R. 26.1-1(a)(3)	Revised to require appellees, intervenors, respondents, and all other parties to file a CIP within 28 days after the date the case or appeal is docketed, regardless of whether appellants and petitioners have filed a CIP.
11th Cir. R. 26.1-3(c)	Changes “page” to “length.”
FRAP 27, IOP 7 <u>Withdrawing Motions</u>	A new IOP is added to address how a party should withdraw a filed motion.
11th Cir. R. 28-1(m)	Changes a citation in light of anticipated FRAP amendments.
11th Cir. R. 29-2	Changes a citation in light of anticipated FRAP amendments.
11th Cir. Rules 29-3 and 29-4	11th Cir. Rules 35-6 and 40-6 are renumbered as new 11th Cir. Rules 29-3 and 29-4, respectively, and include other revisions in light of anticipated changes to FRAP 29(b), which will set out default rules for amicus briefs in the context of petitions for rehearing.
11th Cir. R. 35-1	The rule on the number of copies and length of petitions for en banc consideration is revised in anticipation of changes to FRAP 35(b)(2), and incorporates the content of FRAP 35, IOP 2 <u>Length</u> .
11th Cir. R. 35-6	Renumbered as 11th Cir. R. 29-3 and includes other changes in light of anticipated changes to FRAP 29(b).
11th Cir. R. 35-9	Changes a citation in light of anticipated FRAP amendments.
FRAP 35, IOP 2 <u>Length</u>	IOP is deleted.

Circuit Rule or IOP	Comments
FRAP 35, IOP 10.b and 10.c	Changes “page” to “length.”
11th Cir. R. 40-1	Changes “page” to “length.”
11th Cir. R. 40-6	Renumbered as 11th Cir. R. 29-4 and includes other changes in light of anticipated changes to FRAP 29(b).
11th Cir. R. 46-2	The rule on bar membership renewal is revised to: (1) eliminate the existing renewal schedule; and (2) require attorneys to submit their renewal payments electronically through CM/ECF.