

**U.S. COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT**

GENERAL ORDER 34

FILED
U.S. COURT OF APPEALS
ELEVENTH CIRCUIT

MAR 6 - 2007

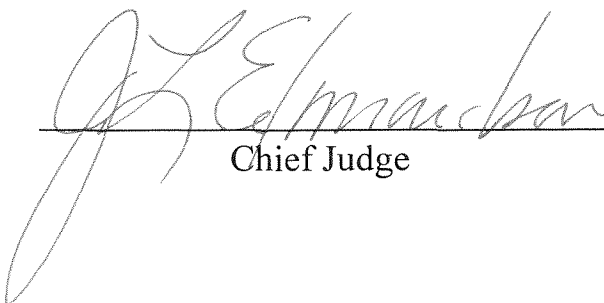
THOMAS K. KAHN
CLERK

Before: EDMONDSON, Chief Judge, TJOFLAT, ANDERSON, BIRCH,
DUBINA, BLACK, CARNES, BARKETT, HULL, MARCUS, WILSON, and
PRYOR, Circuit Judges.

The Judicial Conference of the United States has adopted a policy requiring the use of automated conflict screening software to assist judges in identifying financial conflicts of interest. As one component of an automated financial conflict screening program implemented by this Court, it is hereby ordered, pursuant to 28 U.S.C. § 2071(e), that Eleventh Circuit Rules 26.1-2 and 26.1-3 are amended as shown on the attached pages (with text to be added shown bold and double-underlined, and text to be deleted stricken).

The amended rules shall be in effect for all appeals that are either docketed in this Court on or after April 1, 2007, or in which the record is deemed filed, pursuant to 11th Cir. R. 12-1, on or after April 1, 2007. The amended rules will remain in effect until either rescinded or superseded by the adoption of amended rules following public notice and opportunity for comment.

FOR THE COURT:



Chief Judge

Dated: 6 March 2007

AMENDMENTS TO 11TH CIR. R. 26.1-2 AND 26.1-3

11th Cir. R. 26.1-2 Certificate of Interested Persons and Corporate Disclosure Statement: Time for Filing.

(a) The certificate described in 11th Cir. R. 26.1-1 must be filed by the appellant (and cross-appellant) with this court within 10 days after filing the notice of appeal, or along with the filing in this court by any party of any motion, petition, or pleading, whichever occurs first.

(b) Within 10 days after the filing of the initial certificate, the opposing party must file a notice either indicating that the certificate initially filed is correct and complete, or adding any interested persons or entities omitted from the initial certificate.

(c) In the alternative, the parties may file a joint certificate within 10 days after the filing of the notice of appeal or along with the filing in this court of any motion, petition, or pleading, whichever occurs first.

(d) On the same day a certificate is served, the party filing it must also complete the court's web-based certificate at www.ca11.uscourts.gov, providing the information required by that form. Pro se parties are not required or authorized to complete the web-based certificate.

(e) The certificate described in 11th Cir. R. 26.1-1 shall must be included within the principal brief filed by any party and shall also must be included within in any petition, answer, motion or response filed by any party. The clerk is not authorized to submit to the court any brief (except for the reply brief of an appellant or cross-appellant), petition, answer, motion or response which that does not contain the certificate, but may receive and retain the papers pending supplementation of the papers with the required certificate.

(f) After a party has filed its initial certificate, that party is required to notify the court immediately of any additions, deletions, corrections or other changes that should be made to its certificate. A party must do so by filing an amended certificate with the court or by including an amended certificate with a party's brief, petition, answer, motion or response. A party must:

(1) prominently indicate on the amended certificate the fact that it has been amended, and

(2) must clearly identify the person or entity that has been added, deleted, corrected or otherwise changed.

(g) On the same day an amended certificate is served, that party must also update the web-based certificate to reflect the amendments.

(h) If a party files an amendment that deletes a person or entity from a certificate, the opposing party must, within 10 days after the filing of the amended certificate, file a notice indicating whether or not it agrees that the deletion is proper.

11th Cir. R. 26.1-3 Certificate of Interested Persons and Corporate Disclosure Statement: Format.

(a) The certificate described in 11th Cir. R. 26.1-1 shall **must** immediately follow the cover page within a brief, and shall **must** precede the text in a petition, answer, motion or response.

(b) The certificate shall **must** list persons **(last name first)** and entities in alphabetical order, have only one column, and be double-spaced.

(c) **A corporate entity must be identified by its full corporate name as registered with a secretary of state's office and, if its stock is publicly listed, its stock ("ticker") symbol must be provided after the corporate name.**

(d) At the top of each page the court of appeals docket number and short style shall **must** be noted (name of first-listed plaintiff or petitioner v. name of first-listed defendant or respondent). Each page of the certificate shall **must** be separately sequentially numbered to indicate the total number of pages comprising the certificate (e.g., C-1 of 3, C-2 of 3, C-3 of 3). These pages do not count against any page limitations imposed on the papers filed.

– end –