

IN THE UNITED STATES DISTRICT COURT  
FOR THE  
EASTERN AND WESTERN DISTRICTS OF KENTUCKY

**ORDER**

**JOINT GENERAL ORDER NUMBER: 04-03**

\* \* \* \* \*

Pursuant to LR 83.14 of the Joint Local Rules of the Eastern and Western Districts of Kentucky, and pursuant to the authority granted by Rule 83, Federal Rules of Civil Procedure, and upon recommendation of the Joint Local Rules Commission, the Judges of the Eastern and Western Districts hereby ORDER that the following amendments be made to the Joint Local Rules:

1. That the current language in LR 5.7 will be stricken in its entirety and replaced with the following local rules:

**LR 5.7 FILING OF DOCUMENTS BY ELECTRONIC MEANS**

Documents may be filed, signed, and verified by electronic means to the extent and in the manner authorized by further general order of the Court. A document filed by electronic means in compliance with this Local Rule constitutes a written document for the purposes of applying these Local Rules and the Federal Rules of Civil Procedure. The General Orders of the Court referenced herein may be obtained from the Clerk's office on the following websites:

WDKY - "<http://www.kywd.uscourts.gov/>";  
EDKY - "<http://www.kyed.uscourts.gov/>".

**LR 5.8 SERVICE OF DOCUMENTS BY ELECTRONIC MEANS**

Documents may be served through the Court's transmission facilities by electronic means to the extent and in the manner authorized by further general order of the Court. Transmission of the Notice of Electronic Filing (NEF) with a hyperlink to the electronically filed document constitutes service of the filed document upon each party in the case who is registered as a Filing User. Any other party or

parties shall be served documents according to these Local Rules and the Federal Rules of Civil Procedure.

**LR 5.9 TIME OF FILING AND SERVICE**

Documents filed under LR 5.7 and served by a party through the Court's transmission facilities under LR 5.9 shall be deemed filed on the date transmission is received by the Clerk, and be deemed served, as if by mail, such that three (3) days shall be added to any prescribed response period to the document.

**LR 5.10 PRIVACY REQUIREMENTS FOR COURT FILED DOCUMENTS**

Documents filed with the Court, by traditional paper or electronic means, will be accessible to the public via Public Access to Court Electronic Records (PACER). Parties and counsel are directed to review Joint General Order Number 04-01 and Notice of Electronic Availability of Case File Information, or any later amendment thereto, for the Court's current requirements regarding maintenance of privacy for documents and exhibits filed with the Court. The Joint General Order of Court is available on the Court's websites at <http://www.kywd.uscourts.gov/>, <http://www.kyed.uscourts.gov/>, or copies of the Order may be obtained from the Clerk.

2. The current language in LCrR 49.3 will be stricken in its entirety and replaced with the following local rules:

**LCrR 49.3 FILING OF DOCUMENTS BY ELECTRONIC MEANS**

Documents may be filed, signed and verified by electronic means to the extent and in the manner authorized by further general order of the court. A document filed by electronic means in compliance with this Local Rule constitutes a written document for the purposes of applying these Local Rules and the Federal Rules of Criminal Procedure. The General Orders of the Court referenced herein may be obtained from the Clerk's office on the following websites:

WDKY - "<http://www.kywd.uscourts.gov/>";  
EDKY - "<http://www.kyed.uscourts.gov/>".

**LCrR 49.4 SERVICE OF DOCUMENTS BY ELECTRONIC MEANS**

Documents may be served through the court's transmission facilities by electronic means to the extent and in the manner authorized by further general order of the court. Transmission of the Notice of

Electronic Filing (NEF) with a hyperlink to the electronically filed document constitutes service of the filed document upon each party in the case who is registered as a Filing User. Any other party or parties shall be served documents according to these Local Rules and the Federal Rules of Criminal Procedure.

**LCrR 49.5 TIME OF FILING AND SERVICE**

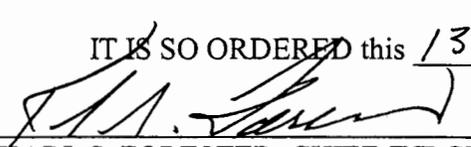
Documents filed under LR 5.7 and served by a party through the Court's transmission facilities under LR 5.9 shall be deemed filed on the date transmission is received by the Clerk, and be deemed served, as if by mail, such that three (3) days shall be added to any prescribed response period to the document.

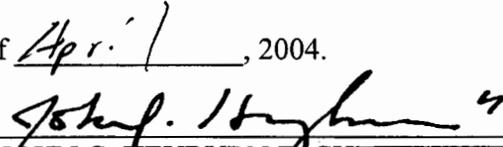
**LCrR 49.6 PRIVACY REQUIREMENTS FOR COURT FILED DOCUMENTS**

Documents filed with the Court, by traditional paper or electronic means, will be accessible to the public via Public Access to Court Electronic Records (PACER). Parties and counsel are directed to review Joint General Order Number 04-01 and Notice of Electronic Availability of Case File Information, or any later amendment thereto, for the Court's current requirements regarding maintenance of privacy for documents and exhibits filed with the Court. The Joint General Order of Court is available on the Court's websites at <http://www.kywd.uscourts.gov/>, <http://www.kyed.uscourts.gov/>, or copies of the Order may be obtained from the Clerk.

Copies of this Order shall be affixed to every copy of the Courts' Official Rules Book distributed by the Clerks' Office. Upon the next printing of the Rules Book, all changes in Joint Local Rules as set out in this Order shall be included in the new Rules Book. Copies of this Order shall be made available to the various publishing companies that publish the Joint Local Rules of the Eastern and Western Districts of Kentucky and to the public upon request. The changes noted in this Order shall take effect upon entry of this Order.

IT IS SO ORDERED this 13<sup>th</sup> day of April, 2004.

  
KARL S. FORESTER, CHIEF JUDGE  
UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF KENTUCKY

  
JOHN G. HEYBURN, CHIEF JUDGE  
UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF KENTUCKY

**ENTERED**  
APR 14 2004  
JEFFREY A. APPENSON, CLERK  
BY  DEPUTY CLERK