



UNITED STATES DISTRICT COURT
District of Rhode Island

**NOTICE OF ELECTRONIC TRANSMISSION AND AVAILABILITY OF
STATE COURT RECORDS IN REMOVAL ACTIONS**

On November 5, 2014, the Superior Court of the Rhode Island Judiciary implemented a new case management system (CMS) and an electronic filing system (EFS) for civil cases. As a result, the clerk of the state court will electronically transmit to this Court a certified copy of the state court record in removal actions.

As outlined in the attached General Order, within 14 days after filing a notice of removal, the party filing the notice shall do whatever is necessary to enable the clerk of the state court to assemble and electronically transmit a certified copy of the docket sheet and all documents filed in the case being removed.

The clerk of the state court will not electronically transmit the record until the defendant(s) give written notice to all adverse parties and file a copy of such notice with the clerk of the state court in accordance with 28 § U.S.C. 1446(d).

For further information about electronic filing in the Rhode Island Judiciary, please visit their website at: <https://www.courts.ri.gov/>

January 29, 2015

DAVID A. DIMARZIO
Clerk of Court

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF RHODE ISLAND**

IN RE: LOCAL RULES

Misc. 71-7163

GENERAL ORDER
FILING OF THE STATE COURT RECORD IN REMOVAL ACTIONS

Pursuant to LR Gen 113(d), Fed. R. Civ. P. 83(a)(1), and 28 U.S.C. §2071(e), the Court hereby suspends LR Gen 303(d)(1)(D) and amends LR Cv 81(b) as follows:

(b) Transmission of the State Court Record.

- (1) It is the responsibility of the party filing the notice of removal to ensure that the state court record is filed with the Court. Within 14 days after filing a notice of removal, the party filing the notice shall do whatever is necessary to enable the clerk of the state court to assemble and electronically transmit a certified copy of the docket sheet and all documents filed in the case being removed.
- (2) The Court may direct the party filing the notice to furnish and to file certified copies of the docket sheet and all documents filed in the case being removed if the clerk of the state court is unable to electronically transmit the record or if the record is unusually voluminous.

The Court will take steps to formally modify LR Gen 303 and LR Cv 81 during the next local rules review cycle.

By the Court:

Date: January 29, 2015

/s/ William E. Smith, Chief Judge