

UNITED STATES COURT OF APPEALS FOR THE FIFTH CIRCUIT

Notice of Proposed Amendment to 5TH CIR. R. 46.1

Pursuant to 28 U.S.C. § 2071, we give notice the court is considering amending 5TH CIR. R. 46.1 as shown below. Proposed changes are shaded if viewed in paper copy, or “redline text,” if viewed electronically. Deleted language is stricken through.

We must receive written comments on the proposed change no later than July 30, 2008. You may write to:

Clerk of Court
U.S. Court of Appeals for the Fifth Circuit
ATTN: Rule Changes
600 South Maestri Place
New Orleans, LA 70130

or send comments electronically to Rules.Changes@ca5.uscourts.gov.

Rule 46.1 Admission and Fees. Attorneys must have and maintain a valid underlying license to practice law issued by a governmental licensing authority listed in FED. R. APP. P.46(a)(1) to be admitted and continue to practice before this court. Admission is governed by FED. R. APP. P. 46 and this rule. Effective January 1, 2002, newly admitted attorneys are admitted for a period of 5 years. At the conclusion of the 5 year period, and upon notice from the clerk, they will have to reapply for admission. Attorneys who were admitted prior to January 1, 2002, are required, following 5 years after their admission and upon notice from the clerk, to reapply for admission for a 5 year period. Each attorney must pay the clerk an admission and readmission fee fixed by court order. An attorney: appointed to represent an appellant in forma pauperis; ~~and an attorney who~~ appearing on behalf of the United States; or, newly graduated from law school, licensed to practice in Louisiana, Mississippi or Texas, and on orders for extended active duty in the Judge Advocate General’s Corps of the military services, must have all other qualifications for admission, but is admitted in this court without paying an admission fee.

Charles R. Fulbruge III
Clerk of Court