NOTICE TO THE BAR

Mandatory Electronic Filing in the Appellate Division

EFFECTIVE JULY 1, 2016

As set forth in the attached April 12, 2016 Order, the Supreme Court has approved a two-phase approach for implementation of mandatory electronic filing of all Appellate Division appeals and other documents in appellate matters through the New Jersey Judiciary eDATA system (also referred to as eCourts-Appellate). In order to file documents electronically and view electronic case jackets, attorneys must first register with NJ eDATA and also have a collateral account with the Judiciary Acccount Charge System (JACS). Instructions on this registration process and for obtaining a JACS account and information on future CLE courses may be found at: http://www.judiciary.state.nj.us/appdiv/eDATA/index.html.

Mandatory e-Filing – Phase I

1. All attorneys are required to file electronically in the following case types:

   a. Criminal appeals;
   b. Children in Court (FG and FN) appeals
   c. Sexually Violent Predator (SVP) appeals
   d. Civil Commitment Appeals

2. Attorneys for respondents are required to register for NJ eDATA within seven (7) business days of the email notification of the filing of the notice of appeal.

3. Rule 1:5-6(c) is supplemented and relaxed such that attorneys in the case types identified in paragraph 1 above who file paper pleadings and documents that are required to be filed electronically will have those documents returned stamped "Received But Not Filed-Must be filed electronically." Those documents must be filed electronically within 15 days in order to preserve the original received date. Instructions on the filing requirements to preserve the time will be returned with the date stamped documents.

4. Attorneys may continue to voluntarily file electronic appeals in any case type where the responding party is represented by an attorney.

5. Exemptions to these requirements may be granted by leave of court if extraordinary circumstances prevent an attorney or law firm from utilizing NJ eDATA.

6. Except as otherwise specified in the attached Supreme Court Order, the provisions of the Rules of Court applicable to matters filed in the Appellate Division, and the January 21, 2015 rule relaxation Order (available on njcourts.com), shall remain in full force and effect.

Mandatory e-Filing – Phase II

1. Phase II will be implemented at a later date and will require all attorneys to electronically file appeals under all other case types.

/s/ Joseph H. Orlando

Clerk of the Appellate Division

Dated: April 28, 2016

SUPREME COURT OF NEW JERSEY

In continuation of the New Jersey Judiciary's implementation of an electronic filing system for the Appellate Division of the Superior Court of New Jersey, which electronic filing system is presently known as eDATA ("Electronic Docketing of Appeals and Tracking Application") (also referred to as eCourts-Appellate), permitting attorneys to file appeals and all other documents electronically and to view electronic documents through eDATA;

And the Supreme Court now having approved a proposal to implement mandatory electronic filing of certain appeals in the Appellate Division by attorneys as set forth in paragraph 1 below;

It is ORDERED that, pursuant to N.J. Const. (1947), Art. VI, sec. 2 par. 3, effective July 1, 2016 and until further order, the Rules Governing the Courts of the State of New Jersey are supplemented and relaxed in support of mandatory electronic filing in the Appellate Division as follows:

1. All attorneys are required to file electronically in the following case types:

   a. Criminal appeals;
   b. Children in Court (FG and FN) appeals
   c. Sexually Violent Predator (SVP) appeals
   d. Civil commitment appeals

2. For attorneys who are not exempt from filing fees, a Judiciary Account Charge System (JACS) is required for payment of those fees. **http://www.judiciary.state.nj.us/appdiv/eDATA/index.html.**

3. Attorneys for respondents are required to register for NJ eDATA within seven (7) business days of the email notification of the filing of the notice of appeal.

4. Rule 1:5-6(c) is supplemented and relaxed such that attorneys in the case types identified in paragraph 1 above who file paper pleadings and documents that are required to be filed electronically will have those documents returned stamped "Received But Not Filed-Must be filed electronically." Those documents must be filed electronically within 15 days in order to preserve the original received date. Instructions on the filing requirements to preserve the time will be returned with the date stamped documents.

5. Attorneys may continue to voluntarily file electronic appeals in any case type where the responding party is represented by an attorney.

6. Exemptions to these requirements may be granted by leave of court if extraordinary circumstances prevent an attorney or law firm from utilizing NJ eDATA. A motion for this relief is required to be filed with the notice of appeal.

7. Except as otherwise specified in this order, the provisions of the Rules of Court applicable to matters filed in the Appellate Division, as well as the prior relaxation of the rules as provided in the Court's January 21, 2015 Order (available on njcourts.com), shall remain in full force and effect.

For the Court,

Chief Justice

Dated: April 12, 2016