

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE**

IN RE:)
)
FIFTH REVISION TO ELECTRONIC CASE) SO-08-03
FILING RULES AND PROCEDURES)

STANDING ORDER

The Court's Standing Order *In re: Electronic Case Filing Rules and Procedures*, is hereby amended as follows:

The following new paragraph 4.11 is ADDED:

4.11 Transcripts. Effective May 5, 2008, official court transcripts will be available electronically as follows:

- A transcript provided to the court by a court reporter will be available at the Clerk's Office, for inspection only, for a period of 90 days after it is filed.
- During the 90-day period, a copy of the transcript may be obtained from the court reporter at the rate established by the Judicial Conference. The transcript will be remotely electronically available to any attorneys of record who have purchased a copy from the court reporter.
- After the 90-day period has ended, the transcript will be available for copying in the Clerk's Office and for download through PACER.

The parties are responsible to ensure that the transcript is redacted in conformity with *Federal Rule of Civil Procedure 5.2* and *Federal Rule of Criminal Procedure 49.1* even if the transcript is requested by a judge, another party or a member of the public/media.

Unless otherwise ordered by the court, the parties must review the following portions of the transcript:

- opening and closing statements made on the party's behalf;
- statements of the party;
- the testimony of any witnesses called by the party;
- any transcript of a sentencing proceeding; and
- any other portion of the transcript as ordered by the court.

The Clerk of Court will notify the parties upon the filing of a transcript. Within seven (7) calendar days of the filing of the transcript, a party who has determined the transcript should be redacted pursuant to the federal rules must file a Notice of Intent to Redact and serve a copy of the Notice on the court reporter. If redaction is requested, within 21 days of the filing of the transcript, the party must file a Redaction Request (and serve of copy of the Redaction Request upon the court reporter), indicating where the personal identifiers appear in the transcript by page and line and how they are to be redacted.

If an attorney fails to timely file a Notice of Intent to Redact or files a Notice of Intent to Redact but fails to timely file a Redaction Request or motion to extend time, no redactions will be made and the original transcript will be remotely publicly available after 90 days.

In order to request redactions other than those set forth in the federal rules, a party must file a separate motion to redact.

If a redacted transcript is filed with the Court, the redacted transcript will be made remotely electronically available through PACER after 90 calendar days from the date of filing of the original transcript and the original transcript will be sealed. If there is no redaction of the transcript, the original transcript will be made remotely electronically available through PACER after 90 calendar days from the date of the initial filing of the transcript.

The adoption of this order is not intended to create any private right of action.

Approved by the Court April 25, 2008

ENTER:

/s/
CURTIS L COLLIER
CHIEF UNITED STATES DISTRICT JUDGE