

UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT

212.857.8585

DENNIS JACOBS
CHIEF JUDGE

CATHERINE O'HAGAN WOLFE
CLERK OF COURT

Notice to the Bar - Reduced Time to File Briefs

Effective December 15, 2010, appellant's main brief will be due no later than 91 days after the "ready date" as that term is defined in [FRAP 15](#) and [LR 31.2 \(a\)\(1\)\(A\)](#). Appellee's brief will be due no later than 91 days after the filing of the last appellant's brief. The new filing deadline applies to new cases and cases pending as of December 15, 2010. The deadline does not apply to cases placed on the Court's Expedited Appeals Calendar under revised [LR 31.2\(b\)](#). This notice addresses the application of the rule to cases currently pending before the Court.

Appeals commenced before December 15, 2010 in which no scheduling notification has been filed. An appellant who files a scheduling notification prior to December 15, 2010 may request a brief filing date pursuant to the prior 120-day rule. An appellant who files a scheduling notification on December 15, 2010 or thereafter must request a brief filing date pursuant to the new 91-day rule, unless the record is voluminous or the deadline poses an extreme hardship pursuant to [LR 31.2\(a\)\(1\)\(D\)](#).

Appeals commenced before December 15, 2010 in which Appellant filed its main brief pursuant to the prior 120-day rule. An appellee who files a scheduling notification prior to December 15, 2010 may request a brief filing date pursuant to the 120-day rule. An appellee who files a scheduling notification on December 15, 2010 or thereafter must request a brief filing date pursuant to the new 91-day rule, unless the record is voluminous or the deadline poses an extreme hardship pursuant to [LR 31.2\(a\)\(1\)\(D\)](#).