Version

6.1

Effective December 28, 2015

UNITED STATES DISTRICT COURT – DISTRICT OF COLORADO Electronic Case Files

# ELECTRONIC CASE FILING USER MANUAL

(CHANGES NOTED IN RED)

## SUMMARY OF MAJOR CHANGES

VERSION 5.1 (EFFECTIVE DATE- FEBRUARY 23, 2012)

## DECEMBER 1, 2013 CHANGES (VERSION 6.0):

THIS SUMMARY PAGE HIGHLIGHTS THE MAJOR ITEMS CHANGED IN CM/ECF VERSION 6.0. IF YOU HAVE QUESTIONS OR ENCOUNTER A PROBLEM, PLEASE CALL THE HELPDESK AT 303-335-2050 OR (COLORADO TOLL FREE AT 866-365-6381

**ENTIRE DOCUMENT** 

CONVERTED RED TEXT FROM PREVIOUS REVISIONS TO BLACK TEXT.

CHAPTER 5 - CIVIL CASE DOCKETING

RESTRICTED DOCUMENT SUBMISSION, RESTRICT CASE DOCUMENT FILING, AND RESTRICTED DOCUMENT FILING IN A PUBLIC CASE.

MODIFIED LANGUAGE TO REFLECT CURRENT PRACTICES AND PROCEDURES.

**COMBINING DOCUMENTS** 

MODIFIED TEXT TO REFERENCE CORRECT LOCAL RULE.

CHAPTER 9 - CRIMINAL CASE DOCKETING

RESTRICTED DOCUMENT SUBMISSION, RESTRICT CASE DOCUMENT FILING, AND RESTRICTED DOCUMENT FILING IN A PUBLIC CASE.

MODIFIED LANGUAGE TO REFLECT CURRENT PRACTICES AND PROCEDURES.

PRIVACY PRACTICE, MOTION PRACTICE

MODIFIED LANGUAGE TO REFLECT CURRENT PRACTICES, PROCEDURES, OR TEXT TO REFERENCE CORRECT LOCAL RULE.

APPENDIX 1 ECF QUICK REFERENCE SHEET (CONTINUED)

SUBMITTING AN INITIATING DOCUMENT.

MODIFIED LANGUAGE TO REFLECT CURRENT PRACTICES AND PROCEDURES.

APPENDIX 2 TEN MOST COMMON DOCKETING ERRORS

ATTACHMENT S AND EXHIBITS

MODIFIED LANGUAGE TO REFLECT CURRENT PRACTICES AND PROCEDURES.

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**APPENDICES FOLLOW** 

## Chapter 1 Introduction

This manual provides instructions on how to use the Electronic Case Files (ECF) system to file documents with the court, and to view and retrieve docket sheets and documents. Users should have a working knowledge of an ECF compatible web browser and Adobe Acrobat for creating and reading Portable Document Files (PDF).

## **ECF System Capabilities**

Registered users with a compatible web browser and access to the Internet can perform the following functions, almost twenty-four hours a day, seven days a week:

- Electronically transmit a document to the clerk's office in cases without incurring additional filing costs;
- View official docket sheets and other documents associated with these docket sheets, including immediate viewing of a document just submitted to the court;
- Compile and view various reports for cases on the court's docket;
- Query case information; and,
- Update and maintain user passwords and e-mail addresses.

## **Help Desk**

For assistance in using ECF, including technical difficulties, call the Court's Help Desk toll free at 866-365-6381 or 303-335-2050 between the hours of 8:00 a.m. and 5:00 p.m. Mountain Time, Monday through Friday, excluding federal holidays. The Help Desk may also be contacted by e-mail at **cod\_cmecf@cod.uscourts.gov**.

## **Computer and Equipment Requirements**

The following hardware and software are needed to electronically file, view, and retrieve case documents in ECF.

 A personal computer running a standard operating system such as Microsoft Windows or Macintosh using Mozilla Firefox or Internet Explorer (CM/ECF does not work with Safari browsers on a Mac) with internet access.

Note: A dial-up modem connection is usually not fast enough to transmit and receive documents electronically or to download large documents attached to e-mails or filed in ECF. Other alternatives include, cable, digital subscriber lines (DSL), satellite, and wireless internet connectivity. Although more expensive, these technologies provide definitive advantages over traditional dial-up methods.

- An Internet Service Provider and web browser. The Court has verified that its installed version of ECF is compatible Internet Explorer 7.0 and above, and Mozilla Firefox 3 and above.
- Adobe Acrobat or other portable document format (PDF) conversion software to convert documents from the format of their native application to PDF. Documents converted directly from word processing are known as "PDF text" or "native PDF" documents.
- A scanner if you cannot electronically prepare your documents and convert them directly to PDF. Use a scanner to convert paper documents to digital format for electronic transfer. PDF documents created by scanning paper documents are known as "PDF image" documents.

Note: When scanning documents for ECF, a higher dpi (dots per inch) resolution will result in a larger file size. Users may need to test the dpi setting to compare the image quality of the document to the file size. There is no right or wrong setting. The CM/ECF system is technically capable of accepting large documents, but they may take longer to upload and download. Please see the size limit at https://ecf.cod.uscourts.gov/cgi-bin/CourtInfo.pl

- ECF users must have a PACER account in order to use the Query and Report features of the ECF system, and to view electronically stored document images. You do not need multiple PACER accounts for a given firm. The same PACER login can be concurrently logged in multiple times. If you do not have a PACER login, contact the PACER Service Center at (800) 676-6856 for information. Or, you may register for PACER online at http://www.pacer.uscourts.gov/.
- An attorney must be admitted to practice in the District of Colorado and be in good standing.
- In addition to having a PACER account, a user must register with the court as an ECF user in order to electronically submit a document. Once properly registered as a court user, the clerk's office will issue a login and password to the attorney. This login and password, along with the "s/ signature" will serve as the user's signature for purposes of Fed. R. Civ. P. 11 for all documents electronically submitted to the court.

## Registering for Access to ECF

A user who needs to register for access to the Electronic Case Files (ECF) system should visit the court's website at <a href="https://www.cod.uscourts.gov/CMECF/Register/Login.aspx">https://www.cod.uscourts.gov/CMECF/Register/Login.aspx</a> to create or access their Attorney Services Portal (ASP) Account to submit an online registration form. After processing the properly completed registration form, the clerk's office will establish a user account for the applicant. The applicant will then be contacted by e-mail to indicate they should access their ASP account to see their ECF Login.

Users who have a Training Database login from class can routinely access our training version of the ECF system on the Internet at <a href="https://ecf-train.cod.uscourts.gov">https://ecf-train.cod.uscourts.gov</a> to practice ECF filing. The court strongly recommends that users with a Training Database login practice in the "training" ECF database before filing documents in the "live" ECF database.

Note: A training DB login is required for access to the Training DB. The live DB login WILL NOT allow access to the Training DB. If you want a Training DB login, please contact the ECF Help Desk.

# **Chapter 2 Preparation**

## **Adobe Acrobat Reader**

Users must install software capable of opening and displaying PDF documents. Software such as Adobe Reader or Adobe Acrobat must be installed to be able to open and view PDF documents. (NOTE: There are other vendors and software products that will also open and view PDF documents. Applications such as Foxit, PDF XChange Viewer, etc. will work. The court does not endorse or recommend any specific software.) For documentation purposes, this document will refer to Adobe Acrobat and Adobe Reader for consistency. All pleadings must be filed in PDF format. The software may be downloaded at <a href="http://www.adobe.com">http://www.adobe.com</a>. When installing this product, please review and follow Adobe's directions to utilize Acrobat Reader after installation.

## **Portable Document Format (PDF)**

## Viewing a PDF Document

- Open Adobe Acrobat or Acrobat Reader.
- Select "File" on the menu bar and choose "Open" from the drop-down window.
- Click on the location and file name of the PDF document you wish to view.
- Acrobat loads the file and displays it on your screen. Verify it is the document you wish to send. Verify the file size of the document.
- If the displayed document is larger than the screen or contains more than one page, use the scroll bars and buttons to move about within the document.
- Click on the "View" menu to select other options for viewing the document. Choose the option that best suits your viewing needs.

## **Creating PDF Documents**

You must create a PDF formatted document from the native application (i.e. WORD, WordPerfect) before submitting them to the court through the Electronic Case Files (ECF) system. Only documents in Portable Document Format (PDF) may be filed with the Court using the ECF system. Before sending the file to the court, a user should preview the PDF document to ensure it is the correct document, all pages included, is legible, and the document is properly formatted after being converted to PDF.

## **Software Available for Converting to Portable Document Format (PDF)**

Adobe Acrobat is a software product that may be used to convert your documents to PDF. WordPerfect Version(s) 9 and higher and MS WORD Version 10 and higher have built in PDF conversion capability. Other software products are also available to convert your documents to PDF. Users should explore the software options available.

Note: Although newer versions of WordPerfect can create PDF documents within the word processing application, they generally create larger file size (number of bytes) than using Adobe Acrobat.

## Converting Documents from Word Perfect Version 9 or higher

- Open a WordPerfect document (with file extension .wpd).
- From the menu bar, click on "File" and from the drop-down menu select "Publish to PDF."
- Save the file as a PDF file, giving it a .pdf extension.

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• Your document is now saved as a PDF file. The original file remains in WordPerfect format under its original file name and .wpd extension.

## Converting Documents from MS Word Version 10 (WORD 2010) or higher

- Open a Word document (with file extension .docx).
- From the menu bar, click on "File > Save As."
- Under the "Save As Type" box, "Click" on the drop down arrow and select "\*.pdf"
- Enter the name of your PDF Document in the "File Name" box and "Click" the "Save" button.
- Your document is now saved as a PDF file. The original file remains in Word format under its original file name and .docx extension.

Note: If you have Adobe Acrobat, you may also use "File" > "Print" and select Adobe Acrobat as the printer to create the PDF.

For All other versions (8 or earlier) of Word Perfect, versions of Microsoft Word and Excel (2007 or earlier), and any other PC/MAC based application that allows you to print:

- Install Adobe Acrobat (or other PDF conversion software) on your computer.
- Open the document you wish to convert.
- Select "**Print**" from the menu bar. Within the "**Current Printer**" field of the "**Printer**" window, select the option to change the selected printer. A drop down menu opens and a list of printer choices is displayed.
- Select "Adobe PDFWriter" (or the "printer" that allows you to create a PDF file)
- Click "OK" to "print" the file. Instead of the file printing to your printer, a window will appear.
- Name the document, verify the "saved file type" is .pdf, and click the "Save" button.
- Your document is now saved as a PDF file. The original file remains in its original format under its original file name and extension.

Note: There are several ways to create a PDF document; the instructions listed above are just one of the methods. Please refer to your software instructions to ensure you are properly selecting and creating your PDF document.

# Chapter 3 Basics

## **User Interactions**

Users normally interact with the Electronic Case Files (ECF) system in three ways.

- Entering information in data fields also referred to as Text Boxes
- Mouse-clicking on hyperlinks and/or radio buttons
- · Selecting command buttons to direct system activities

## **Conventions Used in This Manual**

- Data to be entered by the user is shown enclosed in angle brackets: <Data to be entered>.
- Command buttons are represented in this manual in bracketed boldfaced type: [Command Button].
- Hyperlinks are displayed in underlined boldfaced type: hyperlink.

## **Common Mistakes When Filing a Document**

Some common mistakes made when filing a document include:

- Selecting the wrong PDF file to attach to a docket entry;
- Selecting the wrong document type (the original document rather than the converted file with the .pdf extension);
- Selecting the wrong docketing event from the ECF menus; and,
- Entering the wrong case number and not discovering the error before completing the transaction.

The ECF system does not permit you to substitute or remove a misfiled document after it has been submitted electronically to the court. Only the presiding judge may order the correction of a document once it has been filed. So, please be careful to avoid these common mistakes.

The clerk's office can help you correct docketing errors, and can provide you with guidance on what to do if the wrong document has been filed, or the right document has been filed, but in the wrong case. If a mistake has been made, telephone the Help Desk to inform the clerk's office of the problem and to obtain guidance for fixing the problem.

You will need to provide the case number and document number(s) for the docket entry or entries requiring correction. If appropriate, the clerk's office will make an entry indicating that the document was filed in error. You will be advised if you need to re-file the document. Please review the Electronic Case Filing Procedures for more information on filing errors.

## **Viewing Transaction Log**

This feature, selected from the **Utilities** menu, allows you to review all transactions ECF has processed with your login. If you need to check what you have done in ECF, review your transaction log. If you believe or suspect that someone is using your login and password without your permission, you can use the transaction log to confirm this as well.

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If someone is using your login and password without your permission, immediately telephone the clerk's office Help Desk. The clerk's office will assist you in changing your password. If you believe that a document has been improperly filed with the court under your signature (your login and password is your electronic signature) you will need to inform the clerk's office Help Desk.

Please review the Electronic Case Filing Procedures for more information on login and password problems.

## **User Manual**

You can view or download the most recent version of this ECF User Manual (in PDF format) from the court's web page. Enter <a href="http://www.cod.uscourts.gov">http://www.cod.uscourts.gov</a> in your browser's address/location field, and when the Court's web page opens, click on the **E-Filing (ECF)** link in the Quick Links box.

Note: The ECF User Manual is a PDF document and will require software capable of opening a PDF document for viewing

# Chapter 4 ECF System

**Note:** The maximum file size is per

maximum. For example, your main document is 2MB, Exhibit A is 4.9

PDF document. Your total filing

may exceed the per document

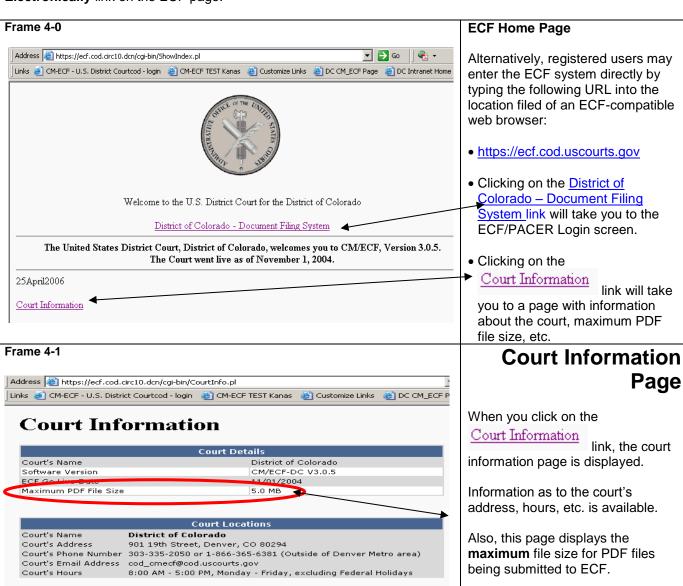
MB, and Exhibit B is 3 MB. All

three documents equal 9.9 MB.

## **Entering the ECF System**

This section of the User Manual provides information for entering the Electronic Case Files (ECF) System.

You may enter the system by going to the court's web page at <a href="http://www.cod.uscourts.gov">http://www.cod.uscourts.gov</a>, clicking on the E-Filing (ECF) link in the Quick Links box on the opening page, and then clicking on the File Documents Electronically link on the ECF page.



**Pacer Details** 

Pacer's Phone Number (800) 676-6856 or (210) 301-6440 if residing in the San Antonio area

Flag Definitions

Administrative Appeal

Pacer's Email Address pacer@psc.uscourts.gov

Code

2255

ADMAPP

ALLMTN

PACER Service Center, P.O. Box 780549, San Antonio, TX 78278-0549

Translation

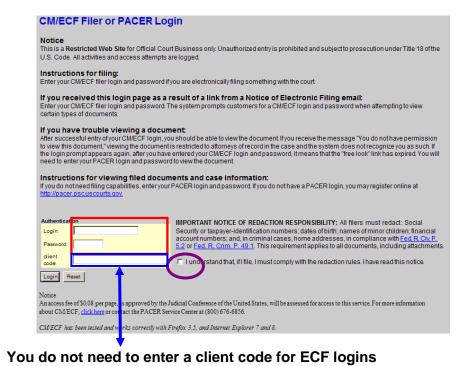
## Logging in to the ECF System

# CM/ECF Filer or PACER Login Notice This is a Restricted Web Site for Official Court Business only, Unauthorized entry is prohibited and subject to prosecution under Title 18 of the U.S. Code. All activities and access attempts are logged. Instructions for filing: Enter your CM/ECF filer login and password if you are electronically filing something with the court. If you received this login page as a result of a link from a Notice of Electronic Filing email: Enter your CM/ECF filer login and password. The system prompts customers for a CM/ECF login and password when attempting to view certain types of documents. If you have trouble viewing a document: After successful entry of your CM/ECF login, you should be able to view the document. If you receive the message "You do not have permission to view this document," viewing the document is restricted to attorneys of record in the case and the system does not recognize you as such. If the login prompt appears again, after you have entered your CM/ECF login and password it were the document. Instructions for viewing filled documents and case information: Instructions for viewing filled documents and case information: If you do not need filing capabilities, enter your PACER login and password. If you do not have a PACER login, you may register online at http://pacer.psc.uscourts.gov. Authentication Login: Password: Client Code: If you forget your CM/ECF password, you can request a password reset there Reset Notice An access fee of \$0.08 per page or \$2.40 per document with an audio attachment, as approved by the Judicial Conference of the United States, will be assessed for access to this service. For more information about CM/ECF, click here or contact the PACER Service Center at (800) 676-6856.

## **ECF/PACER Login Page**

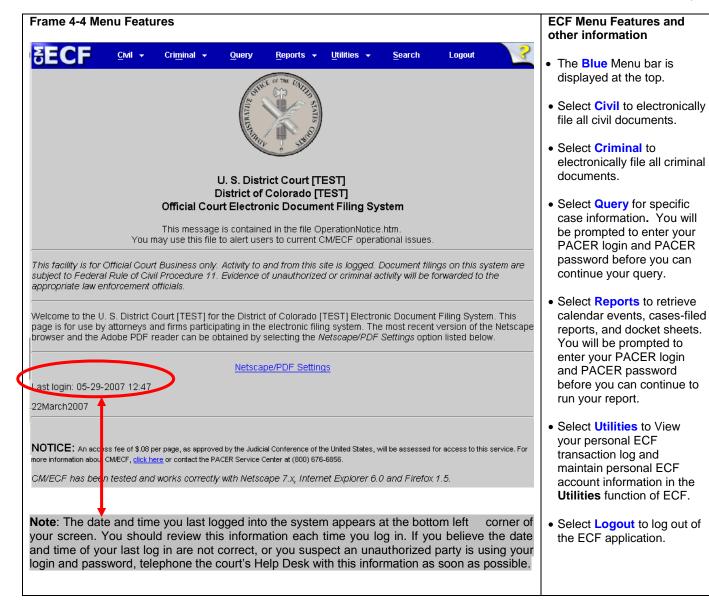
- The ECF/PACER Login page is used for logging in with your PACER login or your ECF login.
- To be able to file pleadings, you may enter your ECF login and password. On this system, you will file your electronic documents with the clerk's office.
- To review the docket, view a document, run a Query, or view reports, you may enter your PACER login and password and enter the PACER system.
- NOTE: YOU WILL BE BILLED PACER charges when running queries and many of the reports.

## Frame 4-3



## Logging in to ECF/PACER

- Enter your ECF login name and user password in the appropriate data entry fields. It is important to remember that all ECF login names and passwords are case sensitive.
- Verify that you have entered your ECF login and password correctly. If not, click on the [Reset] button to erase the login and password entries and reenter the correct information.
- After you enter the correct login and password and check the "redaction rules" checkbox, click on the [Login] button to transmit your user information to the ECF system.
- If the ECF system does not recognize your login and password, it will display the following error message on a new screen, "Login failed either your login name or key is incorrect."
- If you did not check the "Redaction rules" checkbox, you will get the following error message "You must check the redaction rules checkbox to log in to CM/ECF"
- Click on the web browser [Back] button and re-enter your correct login, password, or check the "redaction rules" checkbox.



## **Basic Manipulations**

When using the ECF system, there are three basic processes that allow you to move from screen to screen.

- First, text boxes where you enter data such as case numbers or text information.
- Second, use the [Next] button or the [Submit] button to accept entered data and display the next data entry screen. To retrieve the previous screen to correct data entry errors, use the [Back] button on the web browser toolbar.
- Third, there are [Browse] buttons to allow you to browse your folders/ locations to select PDF documents and attachments.

CAUTION: Users should avoid using the [Back] button in complicated transaction, as it is easier to just start over. Some of the CM/ECF screens are not cached so when the back button is used, the page of previous information cannot be re-displayed, thus causing an error. When using the [Back] button, a user may not use the [Forward] button on the web browser when the correction has been made. Progression must be made using the ECF navigation buttons such as "Next" or "Submit."

## Steps Related to Filing Documents in Civil and Criminal Cases

There are eight basic steps for filing a document in a civil or criminal case in ECF:

- 1. Select the **Type of Document** to File (i.e. motion, notice, Answer, etc.)
- 2. Identify the Case number for Which the Document is Being Filed
- 3. Designate the Party for Whom the Document is Being Filed
- 4. Specify the **PDF** Document to File
- 5. **Additional ECF** Information (i.e. various check boxes or text box entry based upon the type of document being filed)
- 6. As necessary, add **Modification** text in the text boxes to affect how the final Docket Text will display.
- 7. Submit the Document to ECF
- 8. **Receive** the Notice of Electronic Filing

The eight basic steps listed above are common to all civil and criminal documents to be filed.

# Chapter 5 Civil Case Docketing

Registered filers will use the **Civil** feature of ECF to electronically file pleadings in civil matters with the court. A comprehensive list of the ECF civil events available to registered users can be accessed through the **Reports** link on the CM/ECF Menu Bar. There is no charge to access this report and it is the most accurate and up to date version of the ECF civil events. You may also use the Windows find feature to easily search for the proper event. Alternatively, user can use the Search feature of CM/ECF to also find events.

## Opening a new case

As of February 23, 2012, the Court requires attorneys to open civil cases and utilize Pay.gov to pay the appropriate fees for new complaints, petitions, notices of removal, and notices of appeal. For **Miscellaneous** and **Judgment** cases, ECF Users should follow the practices listed in the <u>User Guide - Attorney Civil Case Opening</u>. Using the <u>Attorney Case</u>

<u>Opening</u> option allows the attorney to open a civil case and then also docket the initiating document. The detailed <u>User Guide - Attorney Civil Case Opening</u> can be found on our ECF page.

## Filing a Civil Case Initiating Document (New complaint. Petition, Notice of Removal)

After entering all of the case statistical information, parties, and creating the case, the ECF User may docket the lead event (initiating document - complaint, petition, or notice of removal.) Filing the initiating document will generally invoke the Pay.gov payment screen allowing the ECF User to pay the filing fee by check or credit card. Please refer to the procedures in the **New Cases** section of the <u>Electronic Case Filing Procedures (Civil Version 5.1)</u>

**Submitting Initiating Document(s): (**NOTE: Sealed matters and miscellaneous matters <u>cannot</u> be opened by attorney filers. Such matters will be opened by the Court and <u>must</u> be emailed to the court for opening)

- Create PDF versions of the Civil Complaint, Petition, Notice of Removal, Civil Cover Sheet (JS-44), and Summons forms (if appropriate).
- Enter all necessary information on CM/ECF Screens utilizing the Attorney Case Opening functionality.
- Once the statistical information is entered along with all of the parties and the case is created and a case number
  is assigned, you should file the initiating document. When filing the initiating document, the system will invoke
  pay.gov functionality to pay the filing fee. Once the filing fee has been paid, a prompt will display to complete the
  process of filing the initiating document.
- If the initiating party is requesting the issuance of a summons, the summons shall be attached as a separate PDF
  document to the initiating document. Once received by the Court, the summons will be processed, docketed and
  returned to the requesting party electronically.
- Once the transaction is complete, a NEF (Notice of Electronic Filing) will be generated and sent to parties/attorneys receiving electronic notice.

NOTE: If a request for summons is **not** attached to the initiating document, an event is available for docketing titled "Summons Request" which can be found under the "Other Documents category.

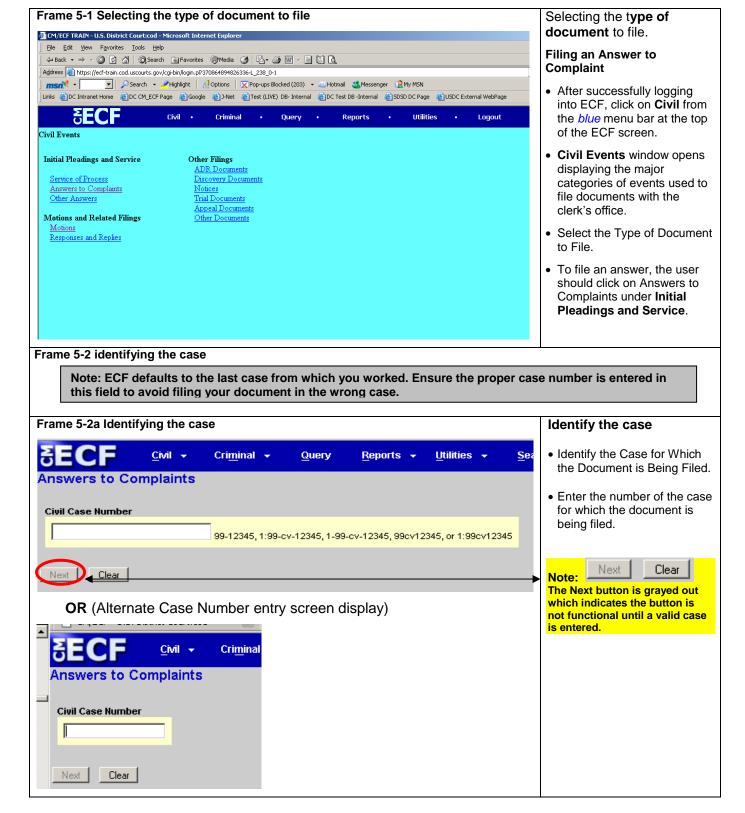
Once the case opening process is complete, the Court will review the case and judge assignment notification will be provided to the parties/attorneys electronically. The parties may proceed to file all subsequent filings upon receipt of the judge assignment.

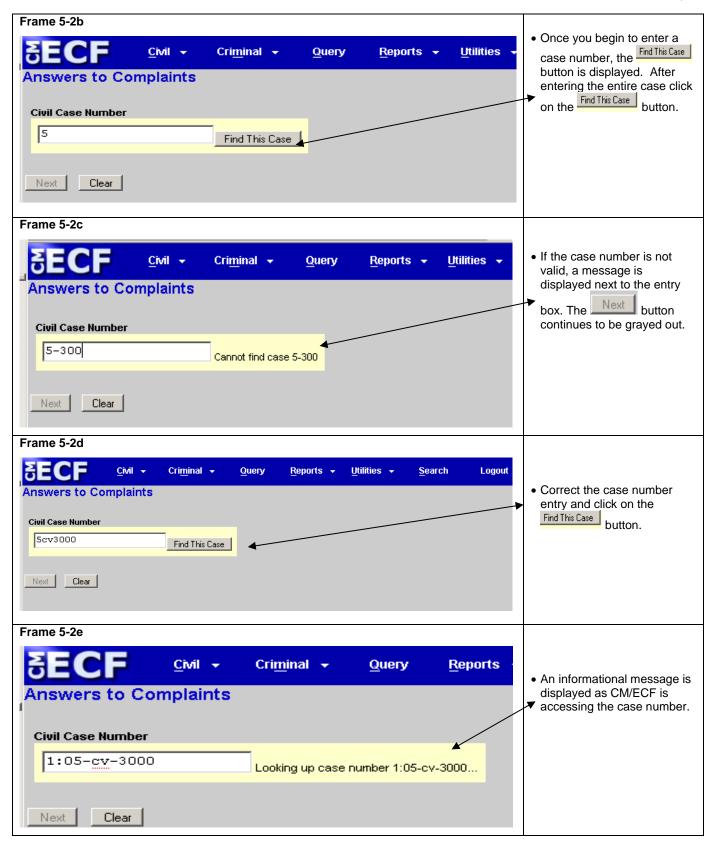
## Filing a Notice of Appeal

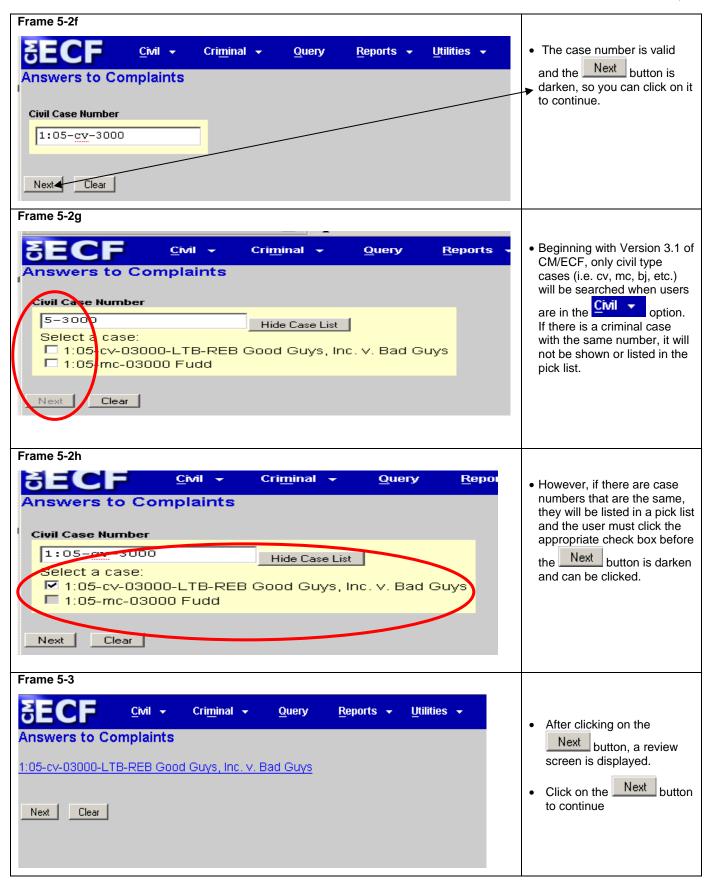
Filing a Notice of Appeal will generally invoke the Pay.gov payment screen allowing the ECF User to pay the appeal fee by check or credit card. Please refer the detailed <u>User Guide - Filing a Notice of Appeal and Pay.gov</u> found on our ECF page.

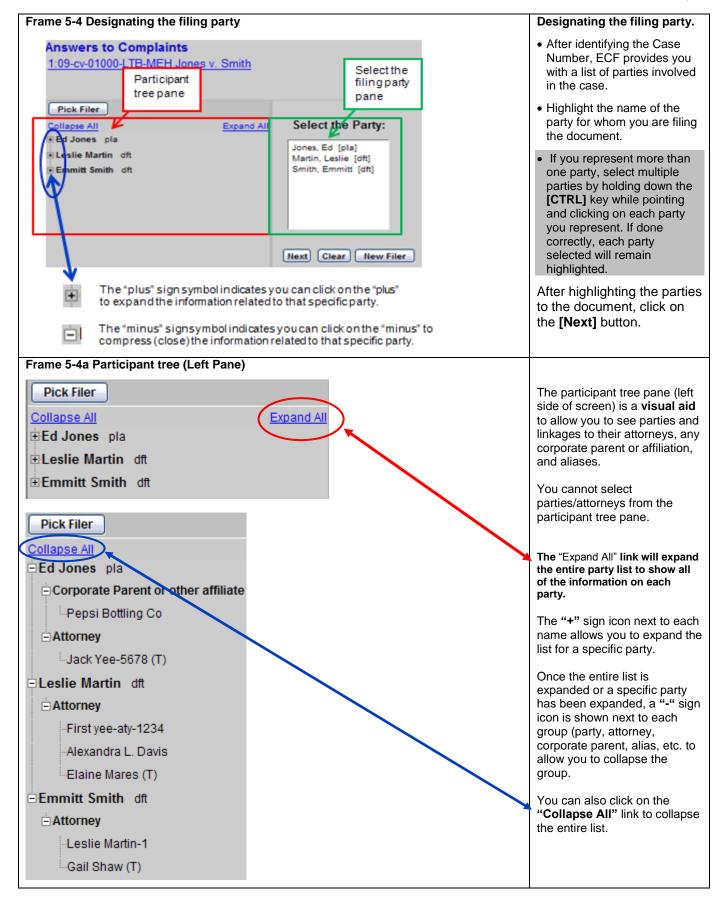
Note: Beginning with Version 3.1 of CM/ECF, the Blue Menu Bar provides options to continue to use the static menu selections or the cascading menu options to navigate from one function to another more easily. These examples continue to show the static approach. See Appendix 3 to learn more about cascading menus.

As an illustration, this section of the User Manual describes the basic steps you will need to take to file an answer with the court. The process for filing other types of documents using other civil events is similar.











From the **Select the party** pane, you click on the filer that is filing the pleading.

**NOTE**: You can select **multiple filers** by holding the **Ctrl** key down and clicking on each filing party.

Frame 5-6 Attorney/Party Association (Linkage)

OPTIONAL SCREEN – Will be displayed if the attorney filing is not linked to the party.

Next Clear New Filer

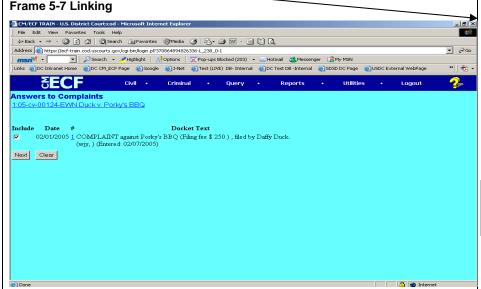


Attorney/Party Association Screen

- If this is the first time the attorney is filing in the case, the Attorney/Party Association window will appear. The purpose of the window is to create an association ("link") between the attorney and the party.
- A list of parties is displayed with a message indicating a party/attorney relationship has not been established. If the attorney does represent the filing party, the checkbox MUST be checked (linked) to establish the association.
- If the attorney <u>DOES NOT</u> represent the parti(es) listed, the attorney should NOT check the box(es) to create an association.
- Click the [Next] button.

Linking the Answer to the Complaint

- Check the **Include** box next to the document for which the answer is being filed.
- Click on the [Next] button.
- If a box is not checked, an error dialogue box will appear with the following message: "You did not select a docket entry to answer."
- Since this is an Answer to a Complaint, the event must link the answer you are filing to the Complaint being answered.



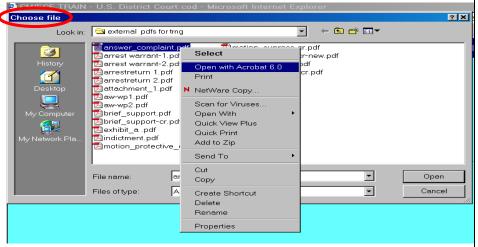
## Frame 5-8 Specifying the PDF document



## Specify the PDF document to file.

- ECF provides the filer an entry box to indicate the main document as well as an entry box for the first attachment.
- Click the [Browse] button next to the "Main Document" box.

## Frame 5-9 Viewing the PDF document

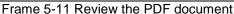


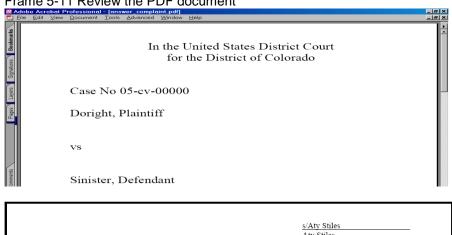
Viewing the PDF document.

- The Choose File dialog box will appear and you can navigate to the folder (or location) where you have the PDF document.
- The court highly recommends you right click and open the document up in Adobe Reader (or Adobe Acrobat) to view the PDF document to ensure it is the correct PDF document you wish to file.

Frame 5-10

Note: It is highly recommended you view the PDF document and any attachments to ensure you are filing the correct documents in the ECF application.





s/Aty Stiles Aty Stiles 901 19<sup>th</sup> St., Ste. 105 Denver. Co 80294 303-335-3433 (voice) 303-335-2714 (fax)

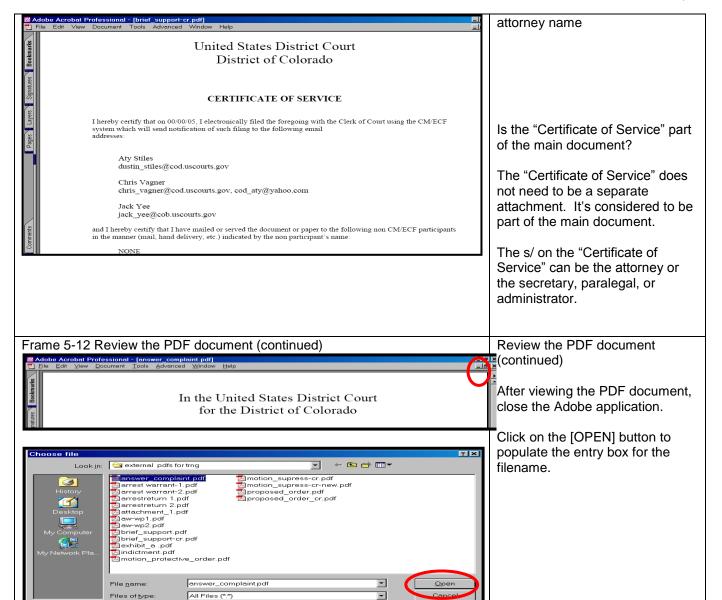
## Review the PDF document

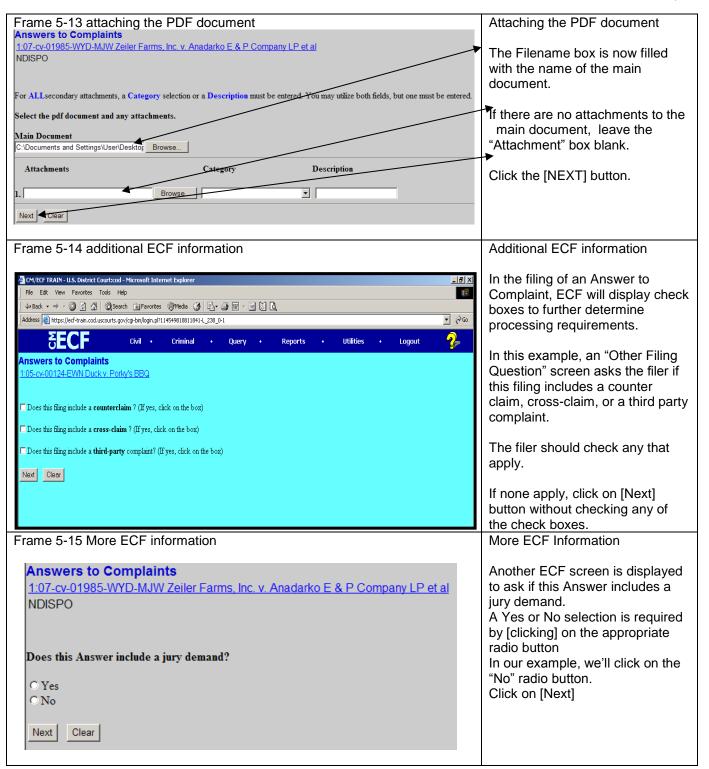
Each PDF attached is limited to the 5 MB court standard on document size, but a transaction with attachments may exceed the standard.

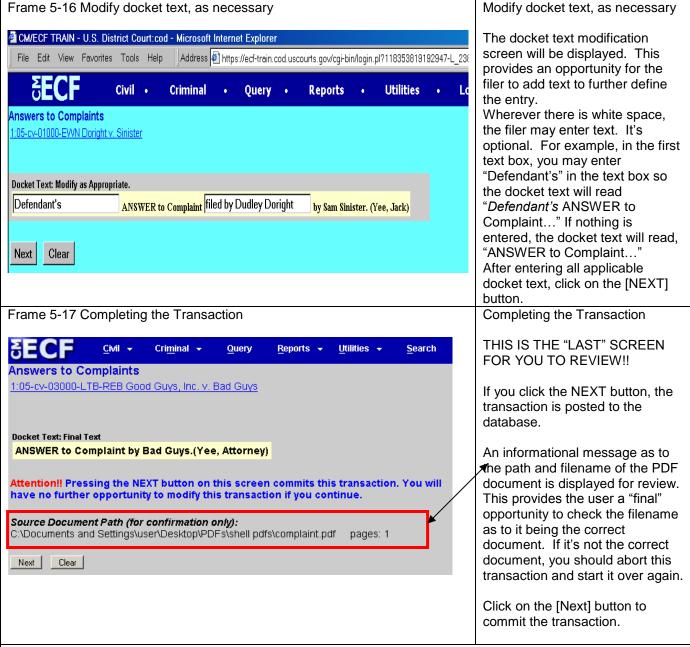
When viewing the PDF document, check the document for items such as:

court
case number and style
parties
correct
document

The signature (i.e. s/ and the



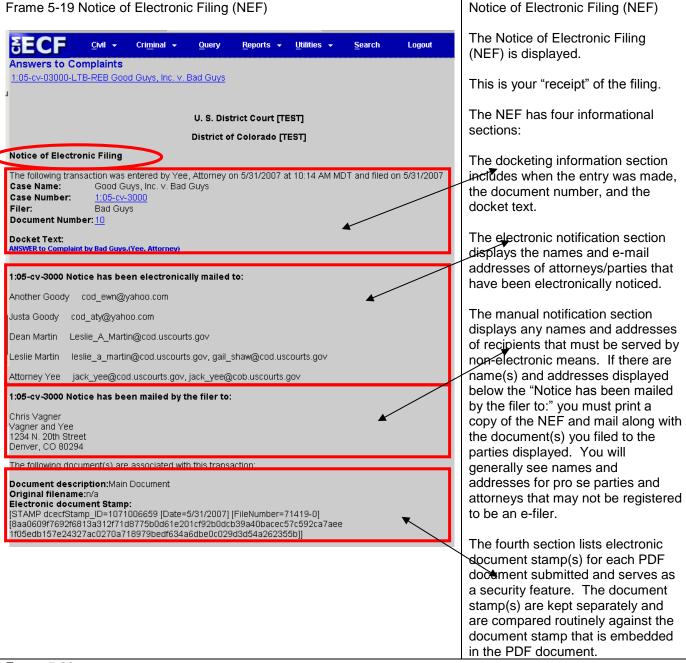




Frame 5-18

Note: ECF displays a "Final warning" indicating if the [Next] button is clicked, the transaction is completed and it is entered into the ECF database and the Notice of Electronic Filing (NEF) is created and displayed. The NEF is queued up to be sent as an e-mail to parties.

Note: At any time prior to this step, you can abort the ECF filing by simply clicking on a menu item on the blue menu bar, including logging out of the system. Users should avoid using the [Back] button as page information is NOT cached and the user will encounter problems. It's easier to just start over



## Frame 5-20

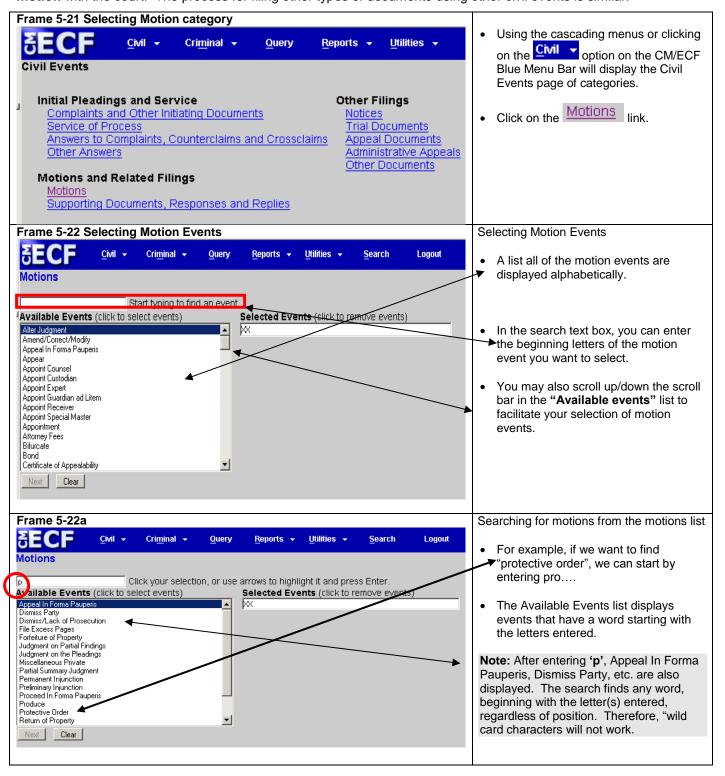
Note: The Notice of Electronic Filing is your proof of filing and indicates the completion of the filing event. You may print the Notice of Electronic Filing for your records. If you have PDF creation software, you can print this NEF to a PDF document as well. You can always get a copy from the docket sheet. However, you will incur PACER charges to get a copy.

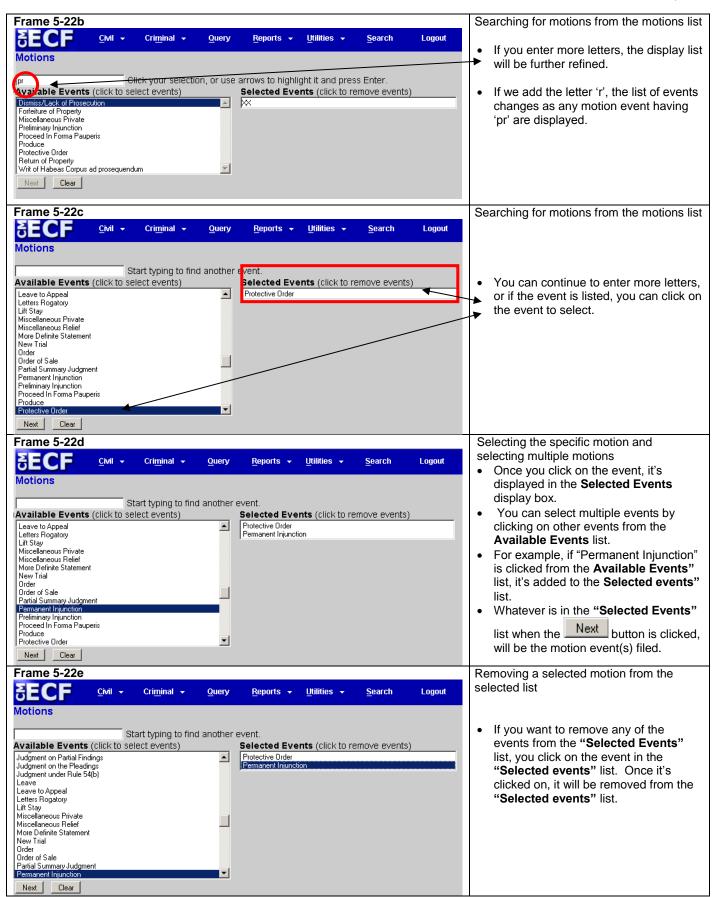
After a document is electronically filed, the ECF system sends a Notice of Electronic Filing to the designated attorneys and parties who have supplied their e-mail addresses to the court. Individuals who receive electronic notification of the filing are permitted "one free look" at the document by clicking on the associated hyperlinked document number embedded in the Notice of Electronic Filing. The filer is permitted "one free look" at the document and the docket sheet to verify that the document was properly docketed.

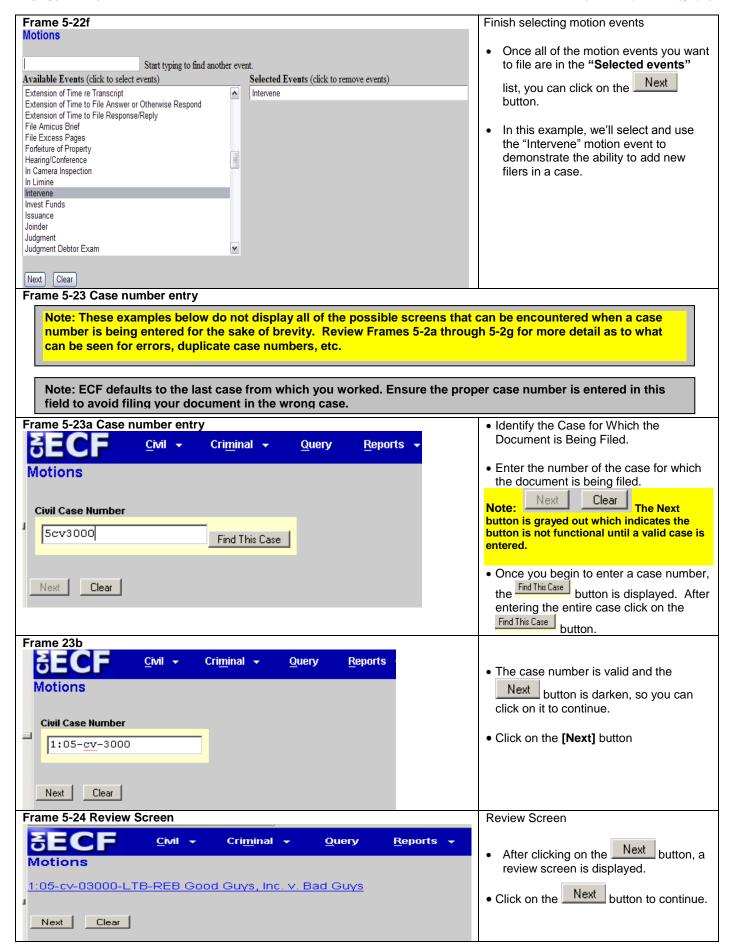
Note: Users may not use the court's electronic notice facilities for parties listed in the "Notice has been mailed by the filer to:" section. The user filing the document is required to serve these documents in paper format in accordance with the rules. Only users listed in the "Notice has been electronically mailed to:" section has consented to receive notice electronically.

## Filing a Motion

As an additional illustration, this section of the User Manual describes the basic steps you will need to take to file a **motion** with the court. The process for filing other types of documents using other civil events is similar.





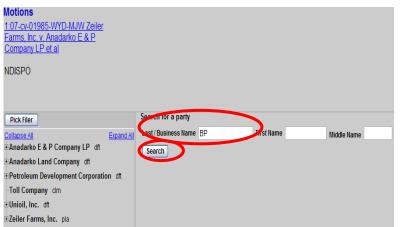




## Selecting the filer

- After selecting the motion event to file and identifying the case number, a screen is displayed to allow you to select the part(ies) filing the document.
- If the party is listed in the "Select the Party" box, you can click on the name to highlight the party. If you represent more than one party, select multiple parties by holding down the [CTRL] key while pointing and clicking on each party filing the document.
- If done correctly, each party selected will remain highlighted.
- If the name of the filing party is NOT in the "Select the Party" box, you can [Click] on the "New Filer" button to search for the party and add the new filer to the case.

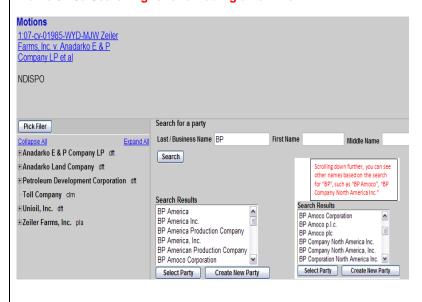
## Frame 5-25a Searching for and Adding a new filer



## Searching for the filing party

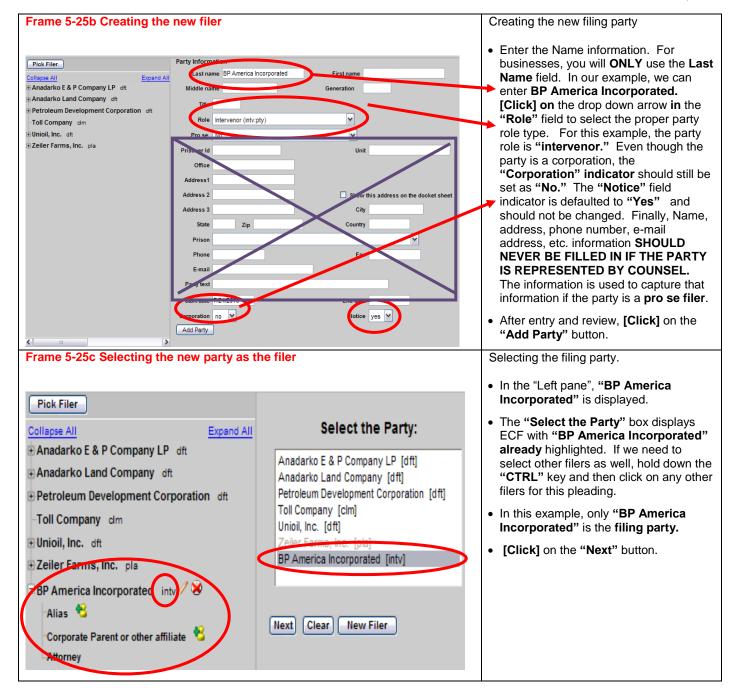
- ECF will always start with the "Search for a party" search screen. You can enter Last Name, First, Name, Middle Name. The more search criteria you enter, the more "specific" the search. The less you put in, the search will return more party possibilities.
- For our example, the party filing is"BP America." We'll just put in "BP" in the Last Name field and see what results are returned.
- [Click] on the "Search" button.

## Frame 5-25a Searching for and Adding a new filer



## Search results review

- Since we only entered "BP", ECF will return any results found for parties that start with "BP." There are several BP America parties. There's a "BP America Inc." and a "BP America, Inc." If that is the party name you want, which one should you select? You should select the one that matches what is entered on your pleading. What if your pleading has the name of "BP America Incorporated"? Since "BP America Incorporated" is not in the party list of found parties, you can [Click] on the "Create New Party"
- For our example, the party filing is"BP America." We'll just put in "BP" in the Last Name field and see what results are returned.
- [Click] on the "Search" button.



Next

Clear

## Frame 5-25d Link the new filing party to the attorney Motions 1:07-cv-01985-WYD-MJW Zeiler Farms, Inc. v. Anadarko E & P Company LP et al **NDISPO** The following attorney/party associations do not exist for the above case (s). Check the box(es) to the left of the parties listed that you represent. If you DO NOT check any box, you will not receive ANY notice.

BP America Incorporated (pty:intv) represented by First yee-aty-1234 (aty)

Linking the party to the attorney.

- Since the filer was added, a screen is displayed to allow the attorney to link themselves to the party.
- If there is an association between the filer and the attorney, the checkbox must be checked to create the association and allow the attorney to be noticed.
- . NOTE: if the box is not checked, the filing will be completed, but the attorney will NOT be noticed.
- [Click] on the "Next" button.

Frame 5-26 Attaching the main PDF document

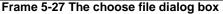


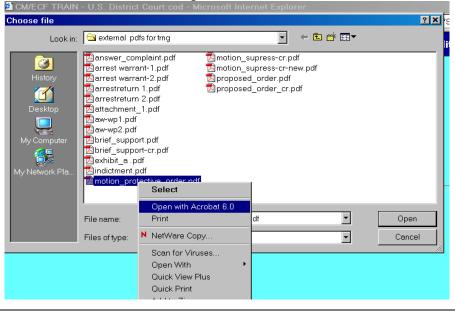
Attaching the main PDF document

Click the [Browse] button.

The Choose File dialog box will appear and you can navigate to the folder (or location) where you have the PDF document.

The court highly recommends you right click and open the document up in Adobe Reader (or Adobe Acrobat) to view the PDF document to ensure it is the correct PDF document you wish to file.





There are file size limits for each PDF document. The maximum file size limit Utilities 🔻

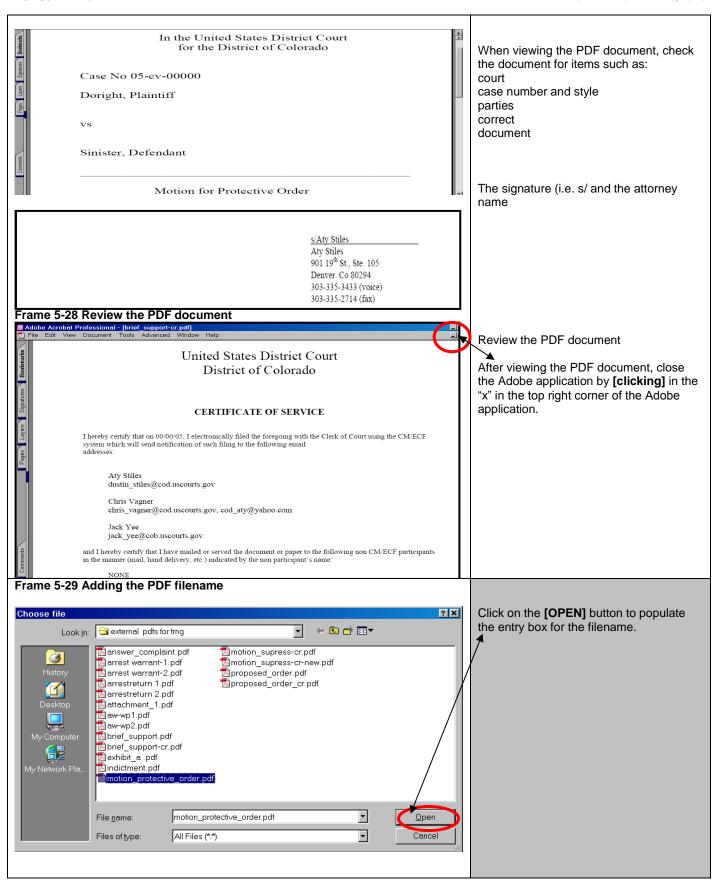
can be found by going to the section and clicking on the

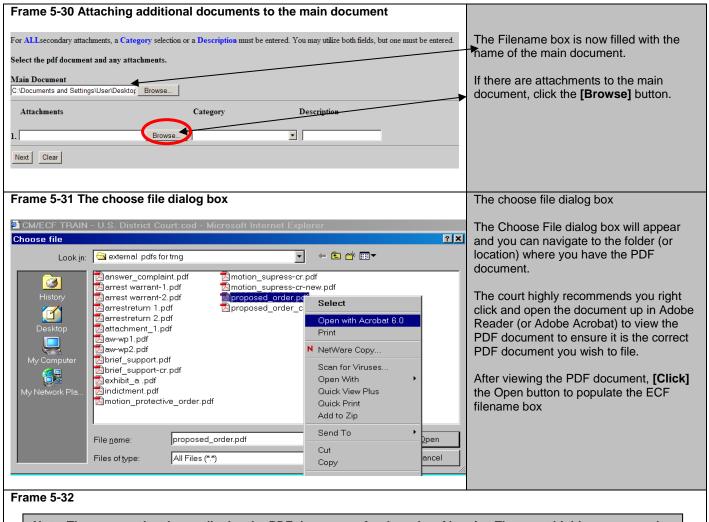
Court Information

link. The court information page is displayed.

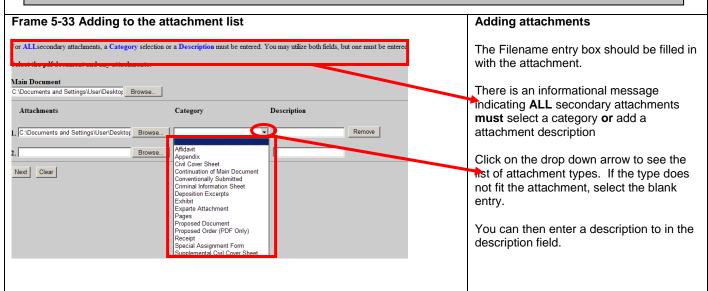
One of the items on the Court Information page is the maximum file size for PDF files being submitted to ECF.

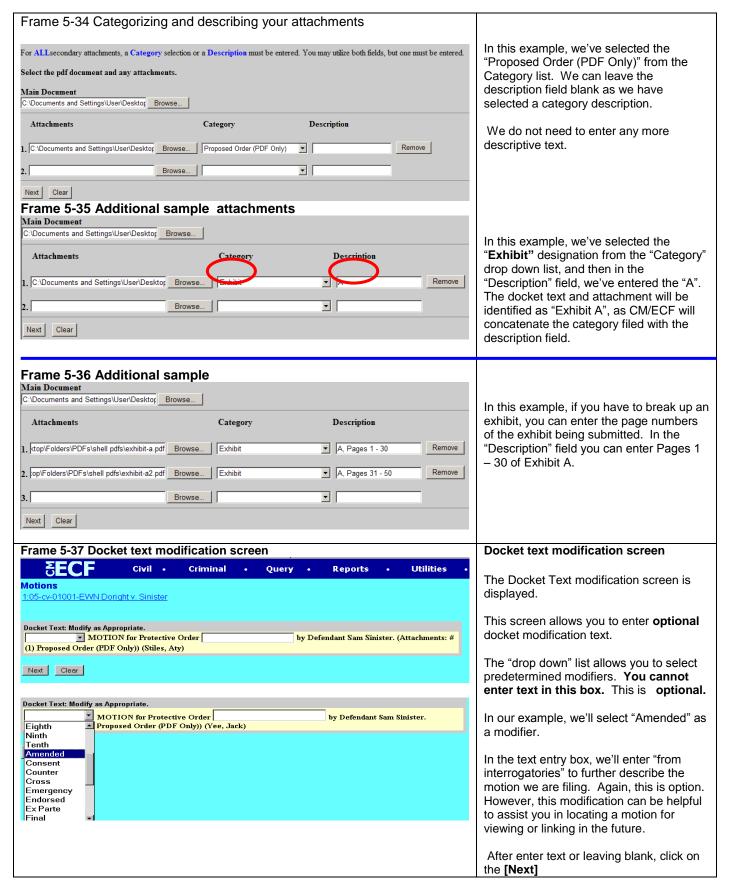
**Note:** The maximum file size is *per* **PDF document.** Your total filing may exceed the per document maximum. For example, your main document is 2MB, Exhibit A is 4.9 MB, and Exhibit B is 3 MB. All three documents equal 9.9 MB and are allowed.

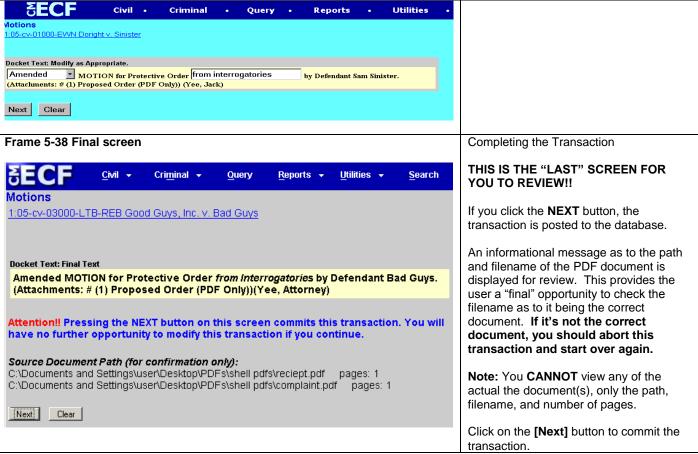




Note: These examples do not display the PDF documents for the sake of brevity. The court highly recommends you ALWAYS view the PDF document(s) and any attachments to ensure you are filing the correct documents in the ECF application.



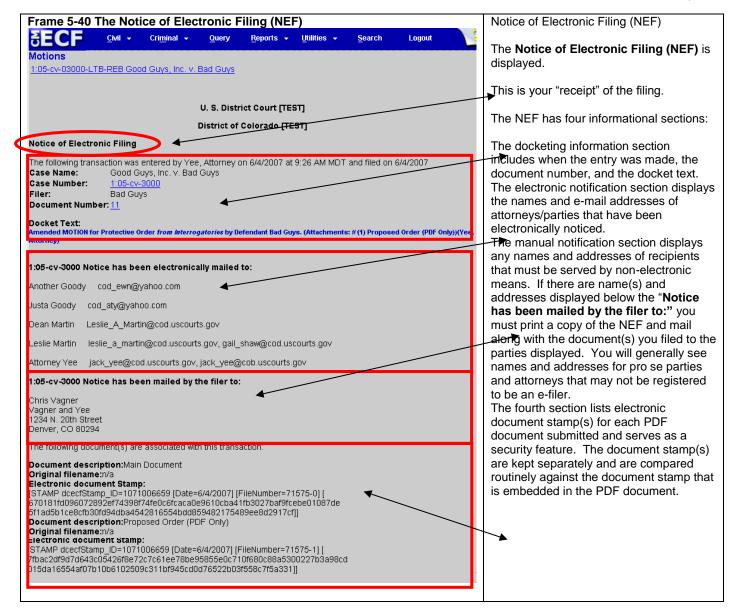




## Frame 5-39

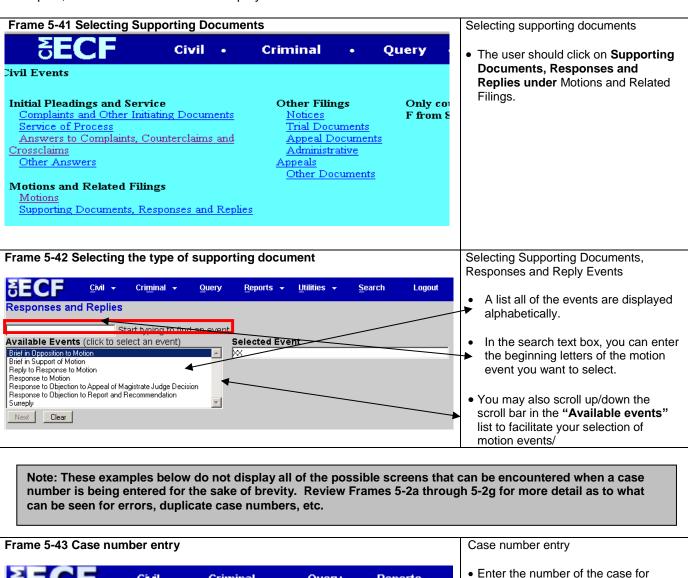
Note: ECF displays a "Final warning" indicating if the [Next] button is clicked, the transaction is completed and it is entered into the ECF database and the Notice of Electronic Filing (NEF) is created and displayed. The NEF is then queued up to be sent via e-mail to parties in the case.

Note: At any time prior to this step, you can abort the ECF filing by simply clicking on a menu item on the blue menu bar, including logging out of the system. Users should avoid using the [Back] button as page information is NOT cached and the user will encounter problems. It's easier to just start over



#### Filing a Brief in Support of a Motion

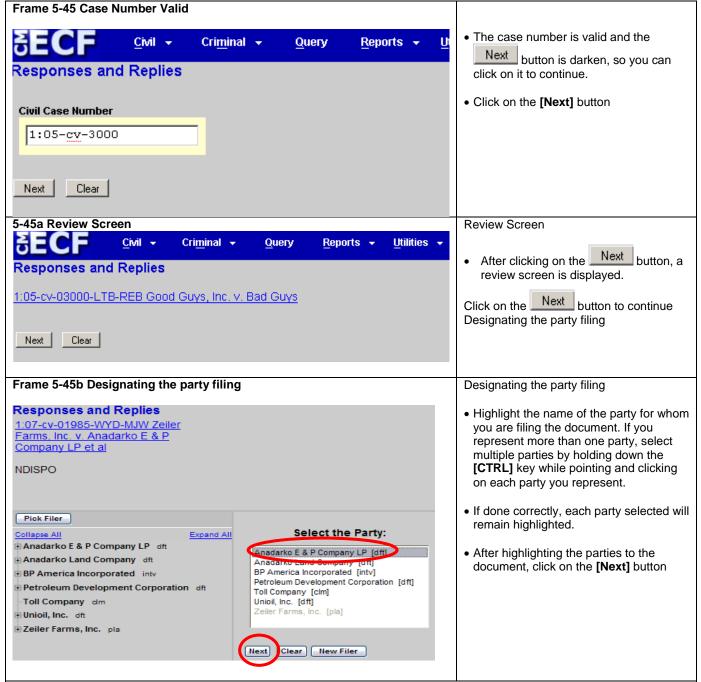
As a further illustration, we'll file a brief in support of a motion. Since this repeats screen samples from previous examples, these illustrations will not display all of PDF documents.



• Enter the number of the case for Civil + Criminal -Query Reports which the document is being filed Responses and Replies • If you submit a case number that is formatted incorrectly, ECF will prompt an error message advising you of the Civil Case Number correct format for entering the case number. |5cv3000 Find This Case • Click [OK] to acknowledge and close the error message. Click the [Clear] button on the Case Number screen Next Clear and re-enter the case number in the correct format. Click on the [Next] button.

#### Frame 5-44

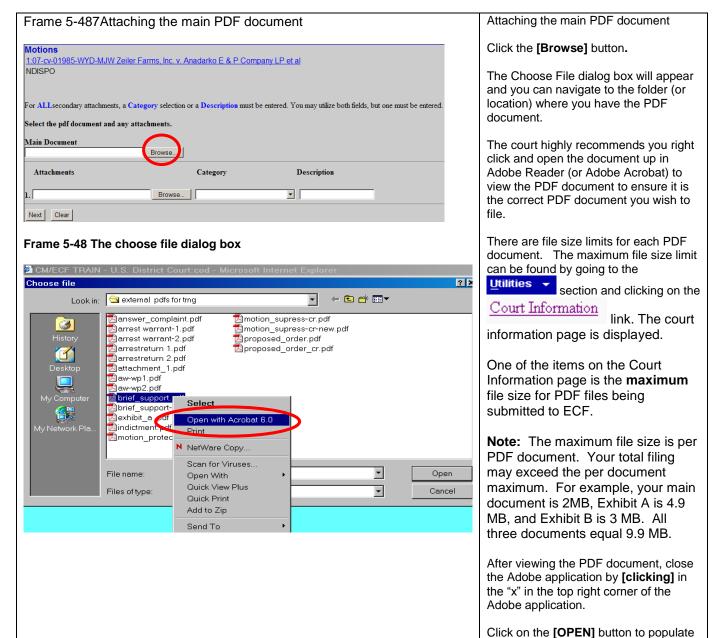
Note: ECF defaults to the last case from which you worked. Ensure the proper case number is entered in this field to avoid filing your document in the wrong case.

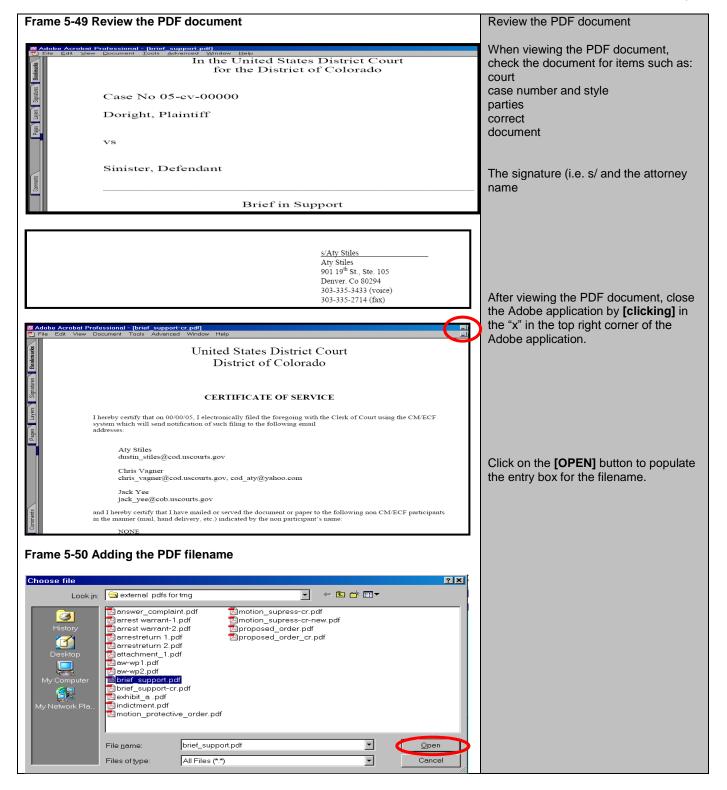


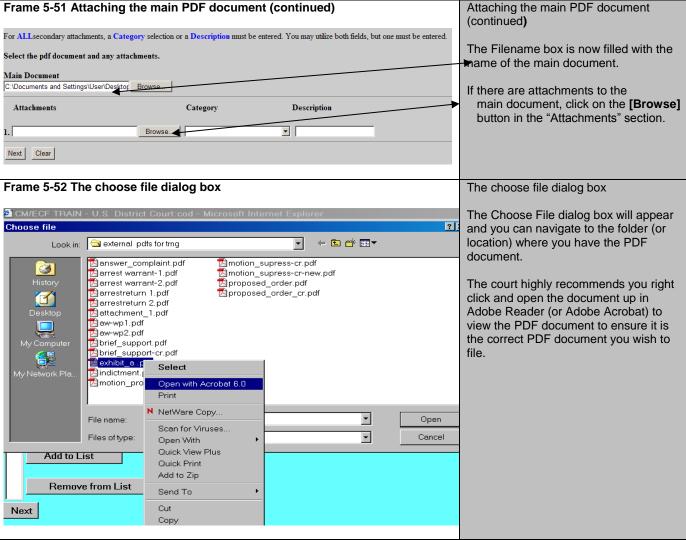
#### Frame 5-46

Note: If the list depicted does not display the party or parties a user represents, contact the Help Desk at 1-866-365-6381 or 303-335-2050 Monday thru Friday, from 8:00 a.m. to 5:00 p.m. (Mountain Time) with your party's information. Only court personnel can add or create new parties to a case. If you click on the Add/Create New Party hyperlink, ECF returns an error message advising you of this restriction.

the entry box for the filename.







Frame 5-53

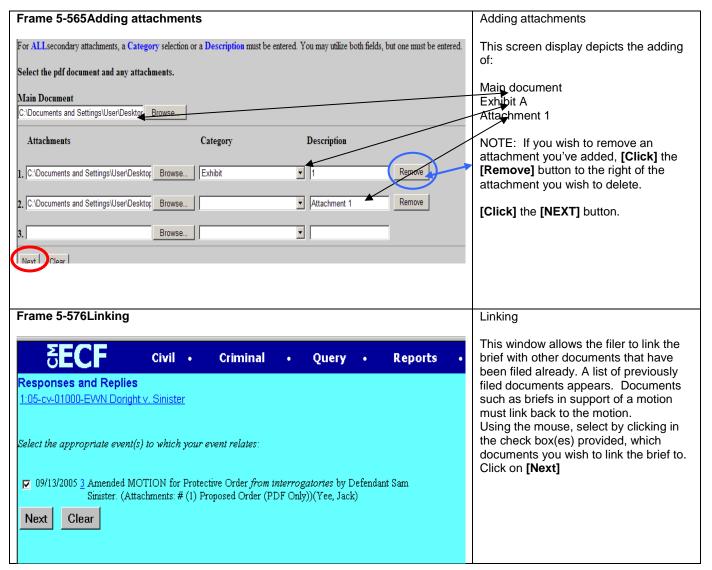
Note: These examples do not display the PDF documents for the sake of brevity. The court highly recommends you ALWAYS view the PDF document(s) and any attachments to ensure you are filing the correct documents in the ECF application.

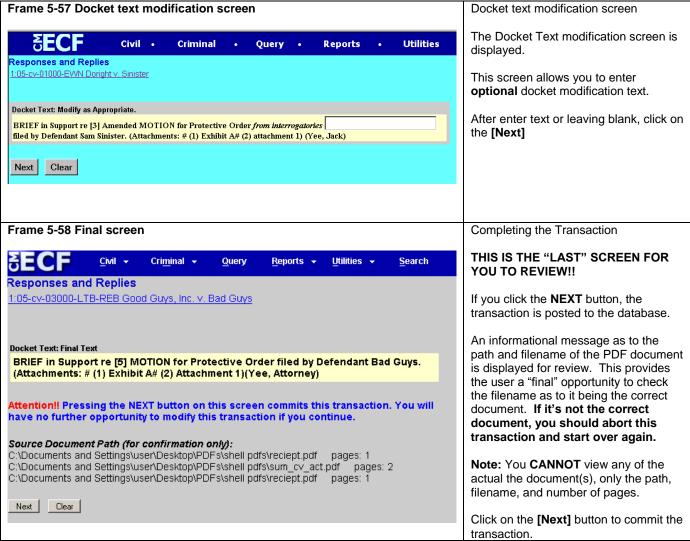
Note: Again, as a review,

- 1. View the PDF document.
- 2. Close out the Adobe application.
- 3. Populate the ECF filename box.
- 4. Select the predetermined category for the attachment (or select the "blank" category.)
- 5. Enter more descriptive information, as needed.
- 6. Repeat the attachment process for all of the attachments you wish to add.

#### Frame 5-54

Note: Repeat Frames 5-35 through Frame 5-37 for the second and succeeding attachments. Frame 5-57 reflects the position of having attached the main document and all attachments to be submitted. In this illustration, there are two attachments.

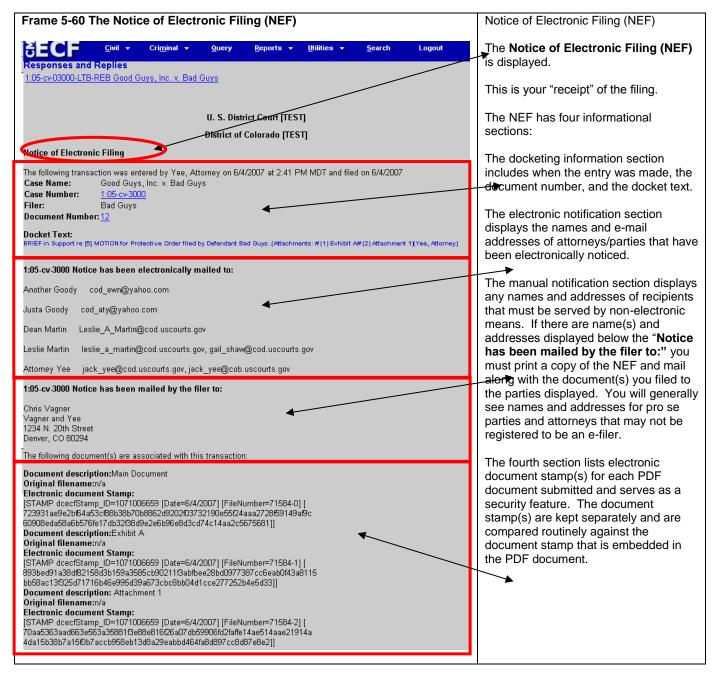




#### Frame 5-59

Note: ECF displays a "Final warning" indicating if the [Next] button is clicked, the transaction is completed and it is entered into the ECF database and the Notice of Electronic Filing (NEF) is created and displayed. The NEF is queued up to be sent as an e-mail to parties.

Note: At any time prior to this step, you can abort the ECF filing by simply clicking on a menu item on the blue menu bar, including logging out of the system. Users should avoid using the [Back] button as page information is NOT cached and the user will encounter problems. It 's easier to just start over



#### **Restricted Document Submission**

Section V of the ECF Procedures for the District of Colorado governs the filing of restricted documents. Restricted document submission falls into two categories, documents in restricted cases and restricted documents in public cases.

# **Restricted Case Document Filing**

A document filed in a restricted case must follow this procedure:

- The first document submitted in a restricted case by a party must be submitted in paper format.
- All subsequent documents should be filed electronically, unless the party has received different instructions from the court.
- Restricted documents may be viewed electronically by attorneys of record in the case by using the PACER system when the correct login process is used.
- All documents filed in a restricted will generate a redacted NEF.

# **Restricted Document Filing in Public Cases**

A restricted document filed in a public case must follow this procedure:

- A Motion to Restrict must be submitted electronically in accordance with the Local Rules of this court.
- At the same time, the party should electronically submit the document under restriction using the
   Restricted Document event. Any document submitted under a different event will not be restricted from
   public view.
- A Notice of Electronic Filing will be generated for the restricted document and considering the restriction level, the document may be available via the NEF.
- Attorneys of record in the case may view restricted documents electronically by using the PACER system depending on the restriction level applied.

All questions on restricted documents should be forwarded immediately to the ECF Help Desk.

## **Privacy Policy**

Documents with personal identifiers and other sensitive information should be filed electronically in accordance with the court's Privacy Policy. The Privacy Policy may be found in Section XI of the ECF Procedures for the District of Colorado.

#### **Motion Practice**

Basic federal civil motion practice follows the listed filing progression: motion – response – reply. Users should make a point of following this practice when filing documents. A document filed by a party responding to the motion must be filed as a response. It should not be filed as a reply. A document filed by a party responding to a response is a reply. It is critical for users to choose the correct event for a document and to make sure the document name and event name match.

## **Combining Documents**

Combining documents is prohibited by local rule and should be avoided. D.C.COLO.LCivR 7.1(d). states, "A motion shall not be included in a response or reply to the original motion."

#### **Objections to Magistrate Judge Findings and Rulings**

Objections to magistrate judge findings and objections to magistrate judge rulings under Rule 72 may be found in multiple areas of the event lists. User should search carefully for events in multiple categories prior to choosing one for docketing.

#### Filing a Return of Service

When filing a return of service, the user will enter the date of service and the system will automatically calculate the answer date. The user should verify that the date is correct according to the deadlines set in the Federal Rules of Civil Procedures. Particular attention should be paid to the deadline when the party served was the United States or an agency or actor on behalf of the United States.

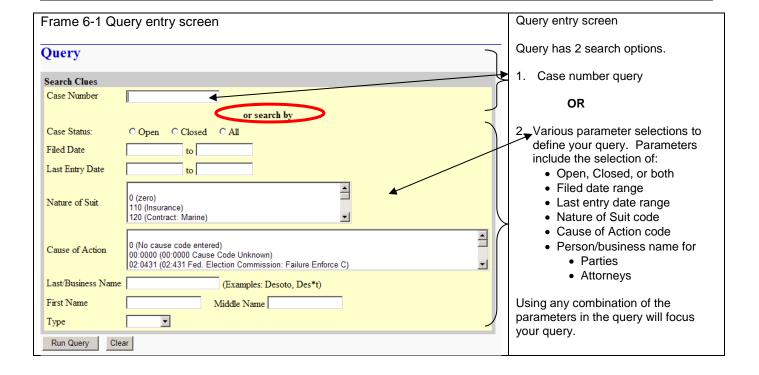
Chapter 6
Query

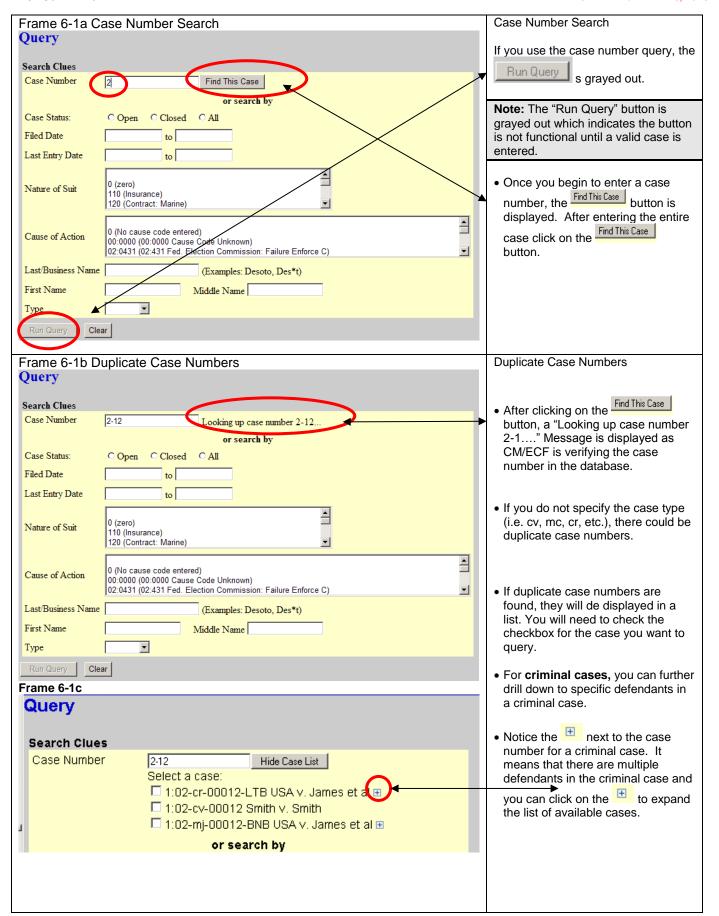
Note: Beginning with Version 3.1 of CM/ECF, the Blue Menu Bar provides options to continue to use the static menu selections or the cascading menu options to navigate from one function to another more easily. These examples continue to show the static approach. See Appendix 3 to learn more about cascading menus.

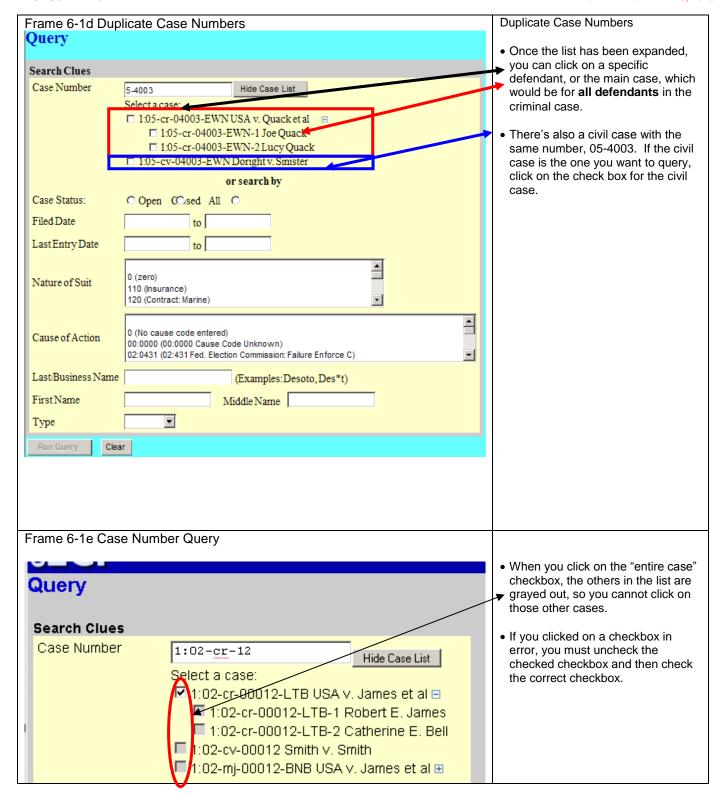
Registered users should use this feature to query the Electronic Case Files (ECF) system for specific case information. To enter the Query mode, click on **Query** from the *Blue* menu bar of ECF.

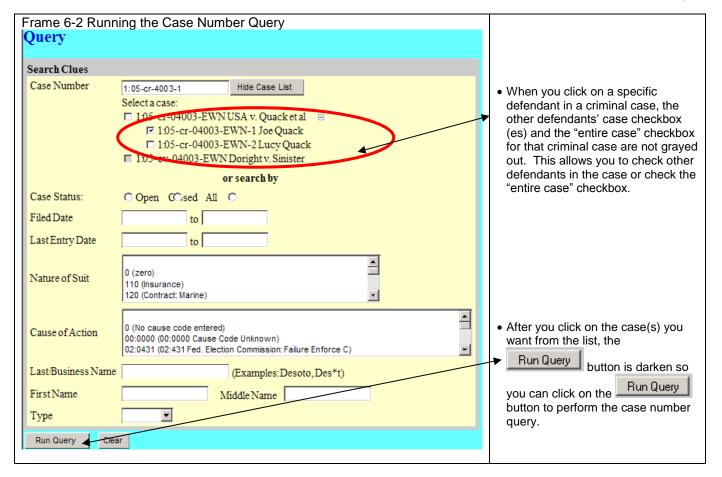
ECF opens the **PACER Login** screen. You must enter your **PACER** login and password before ECF permits you to query the database.

Note: Your PACER login and password is different from your ECF login and password. You must have a PACER account in order to retrieve, view, and print certain documents. You will be charged a fee of \$.08 per page to access documents, docket sheets, etc. from ECF.



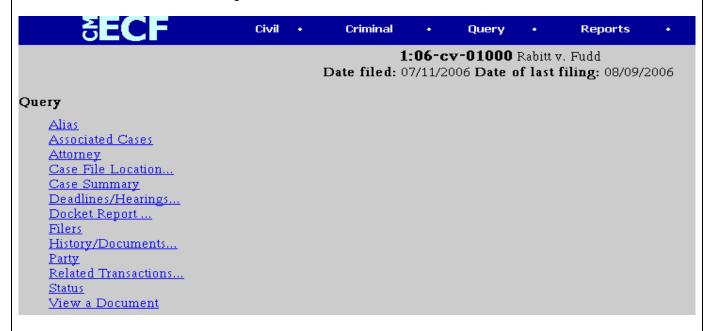






## Frame 6-3 Case Number Query Options

At the top of the window, ECF displays the case number, short-style, presiding judge, date that the initial pleading was filed and the date of the last filing for the case.



Alias - The alias option displays information, when applicable, containing other names by which a person is known.

<u>Associate Cases</u> - The associated case option contains information on consolidated cases and other associated court information.

Attorney - The attorney option displays attorney information for each of the parties in the case.

Case File location - The case file location option provides information as to where a case file is located.

Case Summary - The case summary option provides an overview of current case-specific information.

<u>Deadlines/Hearings</u> - The deadline/hearings option produces a screen that allows you to query the database by various means to obtain hearing and other scheduled deadlines.

<u>Docket Report -</u> The docket report option produces a screen that allows you to compile information on a specific case. You may select a date range for your docket report as well as a range of document numbers. If you leave range fields blank, the system will default to displaying the entire docket report. Place a checkmark in the box to "Include links to Notice of Electronic Filing" if you wish to view them from the docket sheet. After you have selected the parameters for your report, click on the [Run Report] button. ECF will run your customized docket report and display it in a window.

<u>Filers</u> - The filers option displays a list of parties, their role, and when they were added to the case. To view documents filed by a particular filer, click on the appropriate hyperlinked party name.

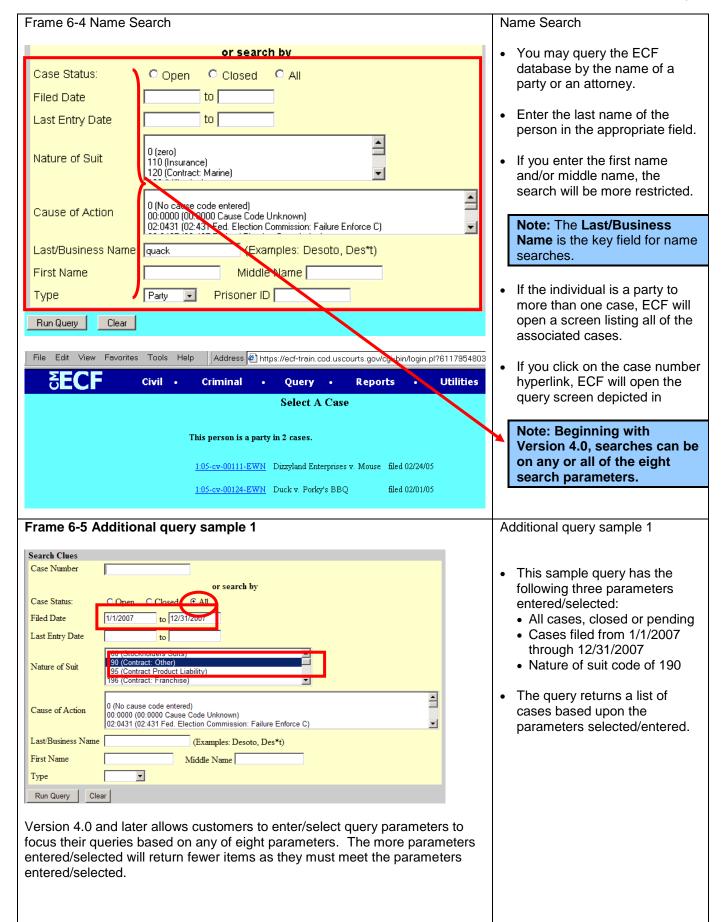
<u>History/Documents</u> - The history/documents option queries the database for case event history and documents associated with the case. After you click on the <u>History/Documents</u> hyperlink, ECF opens a run query screen. You may select the sort order for the query report and choose to exhibit all events or only those with documents attached. ECF also offers you the option to display the docket text in the report.

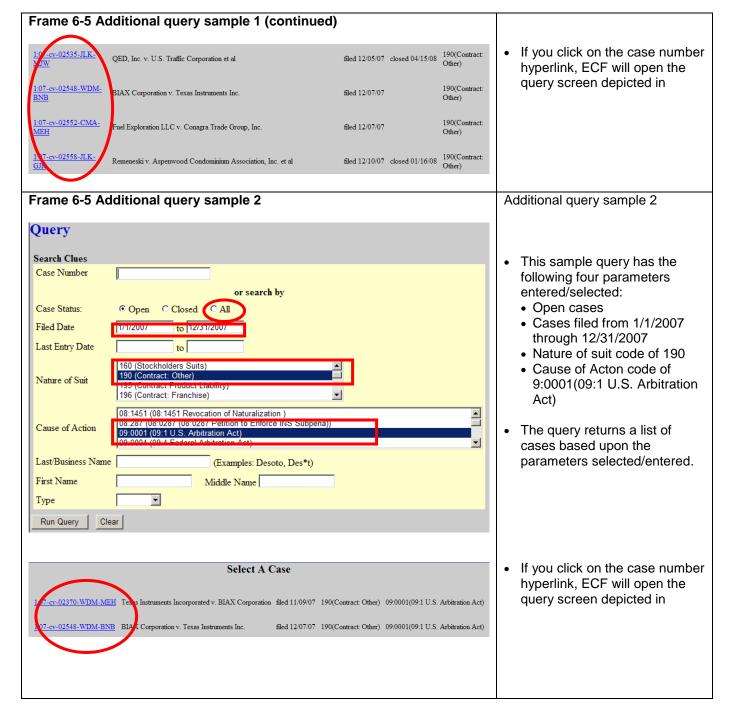
Party -The party option displays a list of the case participants and the attorneys associated with them.

Related Transactions - The related transactions option shows documents related to each other.

Status - The court does not use this option.

<u>View a Document</u> – Allows the user to view a specific document without needing to view a docket sheet. The user must know the document number to use this option
Thus know the document number to use this option





# Chapter 7 Reports

Note: Beginning with Version 3.1 of CM/ECF, the Blue Menu Bar provides options to continue to use the static menu selections or the cascading menu options to navigate from one function to another more easily. These examples continue to show the static approach. See Appendix 3 to learn more about cascading menus.



## The Report options

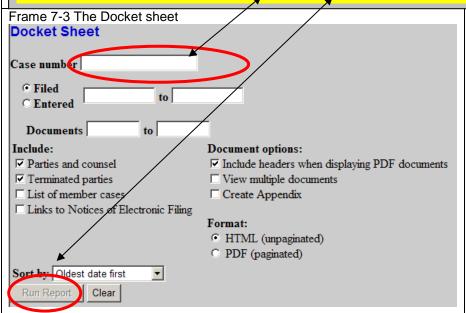
- The Reports feature of ECF provides the user with several report options.
- After selecting the Reports feature from the Blue menu bar, ECF opens the Reports screen.

#### Frame 7-2

Note: If you select Docket Sheet, Civil Cases, Judgment Index, Criminal Cases, or Docket Activity from the main menu, ECF will prompt you to enter your PACER login and password. You will be charged the applicable PACER charges. You may view Calendar Events, Written Opinions, Civil Events (atty), and Criminal Events (atty) without charge and without logging into PACER.

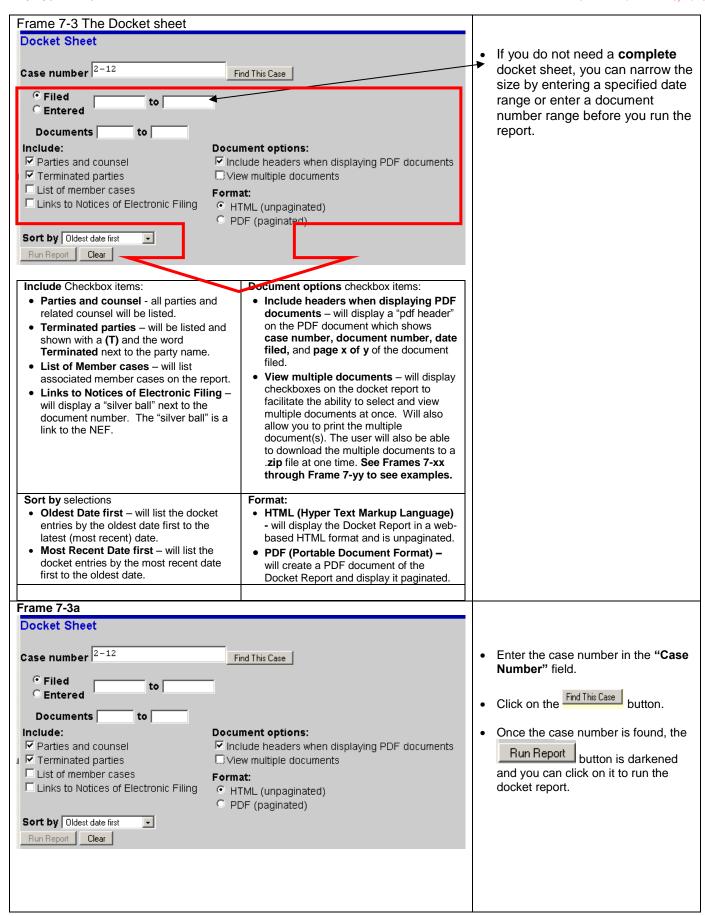
#### Frame 7-2a

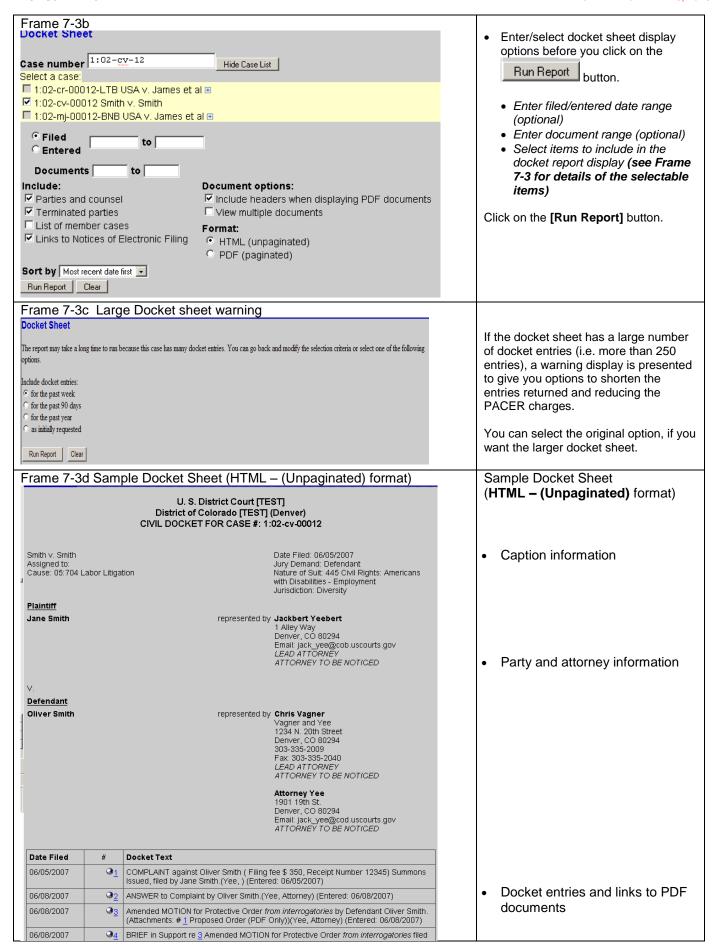
Note: These examples below do not display all of the possible screens that can be encountered when a *case number* is being entered for the sake of brevity. Review Frames 6-1 through 6-2 for more detail as to what can be seen for errors, duplicate case numbers, etc. Also remember that the "action" button (i.e. Run Report, Run Query, etc.) button is grayed out until a valid case number is entered.

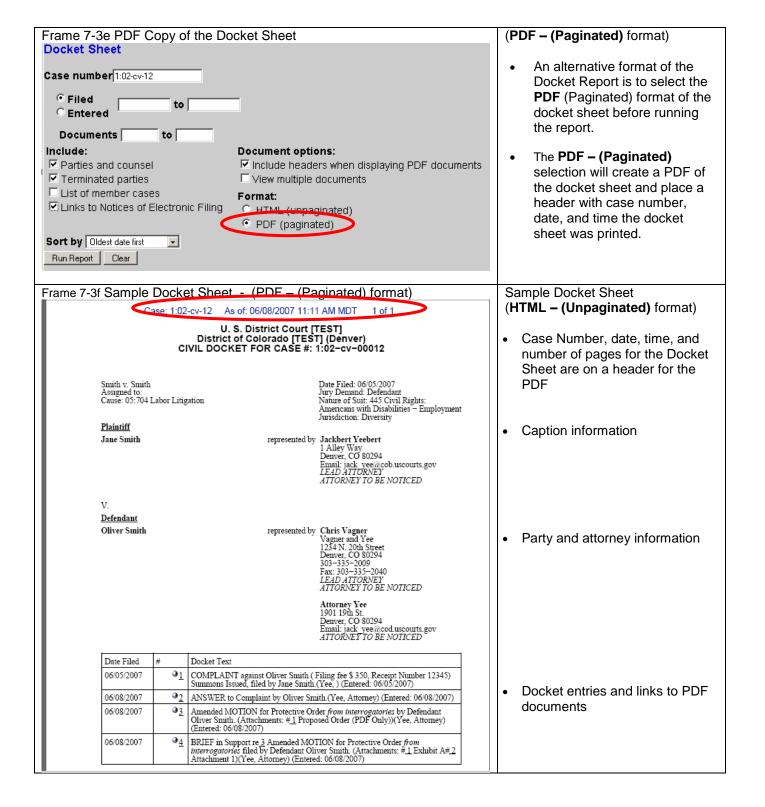


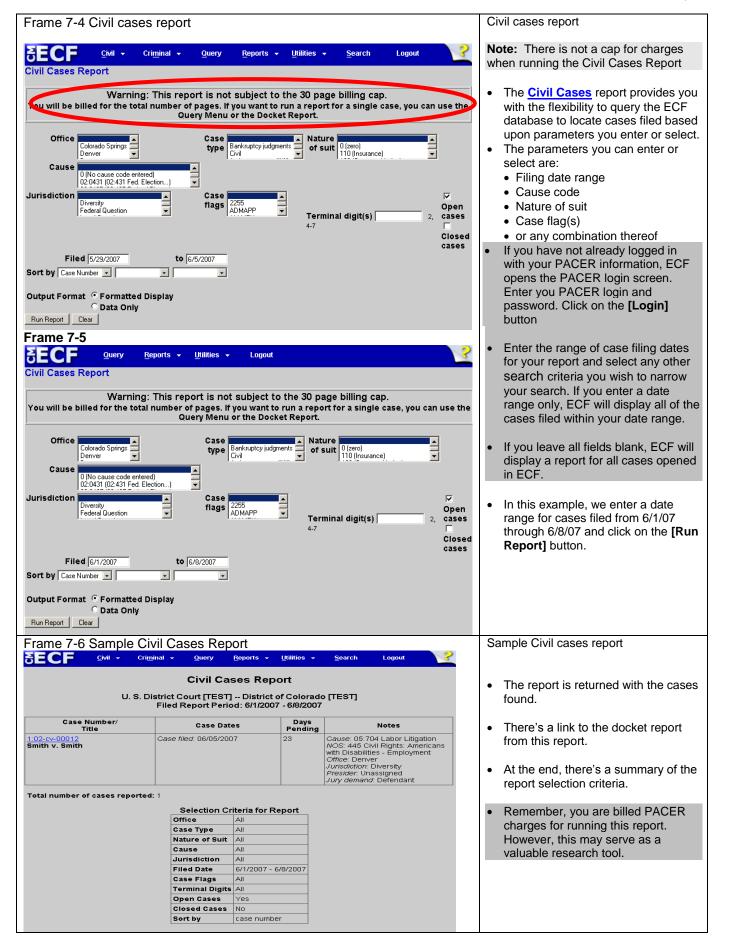
#### The Docket sheet

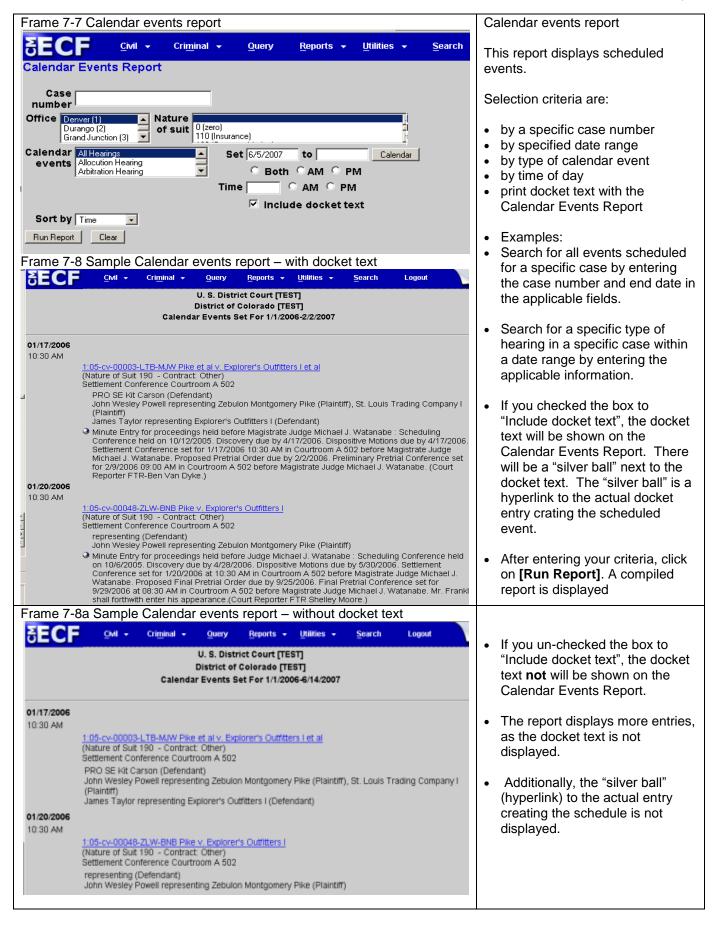
- If you have not already logged in with your PACER information, ECF opens the PACER login screen. Enter you PACER login and password. Click on the [Login] button
- The Docket Sheet report is the same as a <u>Docket Report</u> from the **Query** menu option discussed in Chapter 6 (Query.)









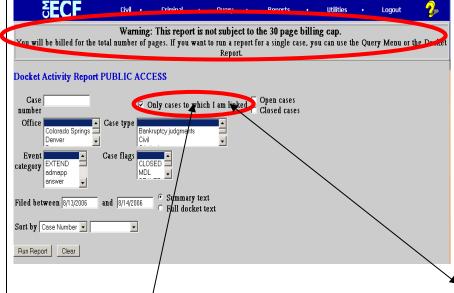


#### Frame 7-9

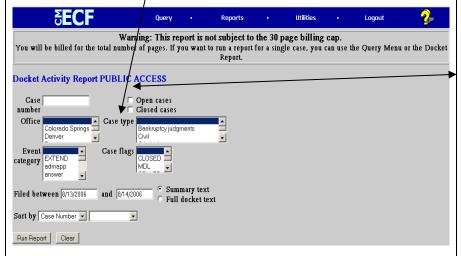
Note: The calendar events report is not the official calendar of the court. Users should consult the court's Internet website for official calendars.

Frame 7-10 Docket Activity Report (TWO VERSIONS)

Version 1 - Docket activity with an attorney logged onto ECF and selecting the Docket Activity Report



Version 2 - Docket activity with an attorney/user just logging on with a PACER account and selecting the Docket Activity Report



If you have not already logged in with your PACER information, ECF opens the PACER login screen. Enter you PACER login and password. Click on the **[Login]** button

Enter the range of case filing dates for your report and select any other search criteria you wish to narrow your search. If you enter a date range only, ECF will display all of the cases filed within your date range.

If you leave all fields blank, ECF will display a report for all cases opened in ECF.

In this example, we enter a date range for cases filed from 8/1/05 through 8/5/05 and click on the **[Run Report]** button

The Docket Activity Report

- The <u>Docket Activity</u> report provides you with the flexibility to query the ECF database to view docket entry activity by **specific case** meeting selectable criteria, or by selectable criteria that may display numerous cases meeting the selection criteria. The selectable criteria for the <u>Docket Activity report</u> include:
  - · Open and/or Closed cases
  - Office
  - · Case type
  - Event Category (i.e. motion, answer, complaint, etc.)
  - Case flag(s)
  - · Date range of activity filed
  - Summary or full Docket text

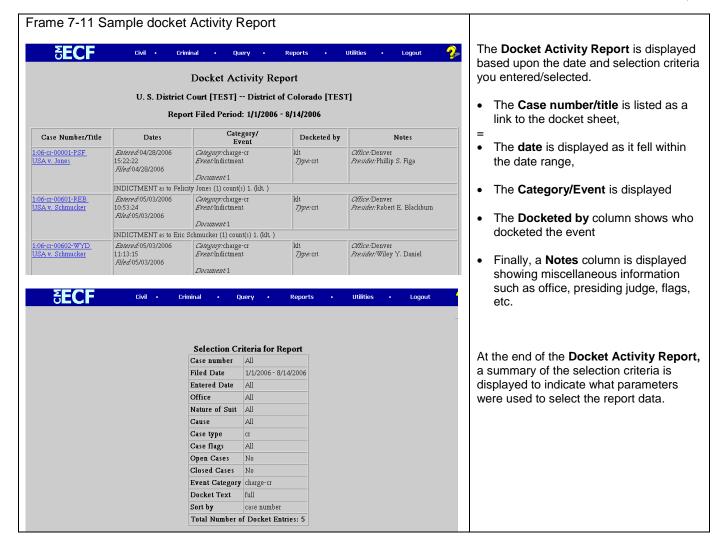
**Note 1:** There is not a cap for charges when running the Criminal Cases Report

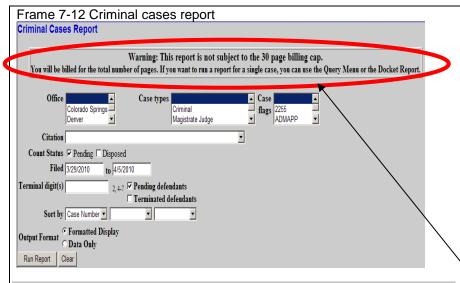
Note 2: If you logged onto to ECF and then to PACER to run the Docket Activity Report, you will see a Check Box

box pre-checked to indicate that you want to see only cases that meet the selection criteria and where the attorney is linked to. You may un-check the box if you want to see all cases meeting the selection criteria.

Note 3: If you logged on just with your PACER account, and run the Docket Activity Report, you notice the

only cases to which I am linked Is not present. Since you logged on just with PACER, ECF knows the PACER account is not tied to a specific attorney so it will not display the check box.

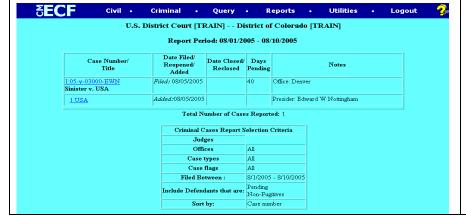




- If you have not already logged in with your PACER information, ECF opens the PACER login screen. Enter you PACER login and password. Click on the [Login] button
- Enter the range of case filing dates for your report and select any other search
  criteria you wish to narrow your search. If you enter a date range only, ECF will
  display all of the cases filed within your date range.
- If you leave all fields blank, ECF will display a report for all cases opened in ECF.

In this example, we enter a date range for cases filed from 8/1/05 through 8/5/05 and click on the **[Run Report]** button.

Frame 7-13 Sample Criminal cases report



Criminal cases report

- The <u>Criminal Cases</u> report provides you with the flexibility to query the ECF database to locate cases filed based upon parameters you enter or select.
- The parameters you can enter or select are:
  - Office
  - Case type
  - Case flag(s)
  - · Citation code
  - Count status (pending or terminated)
  - · Filing date range
  - · Terminal digits
  - Defendant status
  - · or any combination thereof

**Note:** There is not a cap for charges when running the Criminal Cases Report

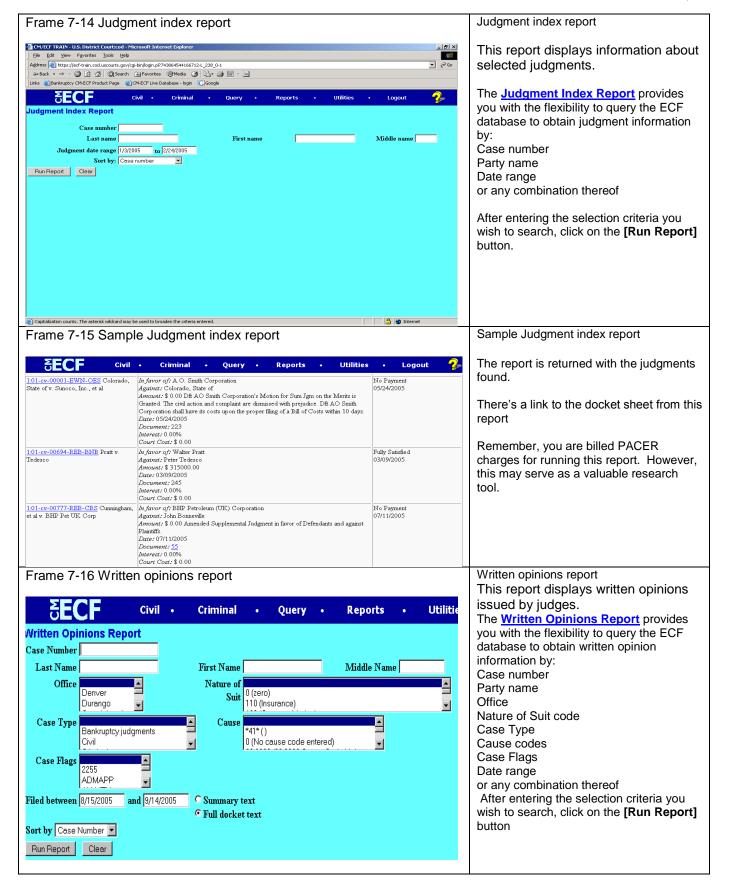
Sample Criminal cases report

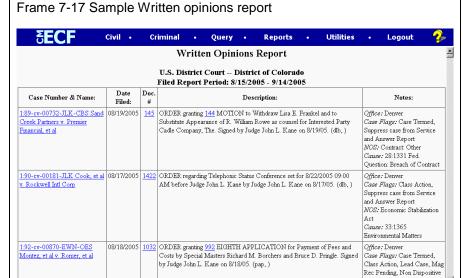
The report is returned with the cases found.

There's a link to the docket sheet from this report.

At the end, there's a summary of the report selection criteria.

Remember, you are billed PACER charges for running this report. However, this may serve as a valuable research tool.





Sample Written opinions report

The report is returned with the written opinions found.

There's a link to the docket sheet and the document from this report

This report is provided at no charge to the customer.

Frame 7-18 Sample Civil and/or Criminal events report

#### Sample Civil events report for attorneys



Sample Civil and/or Criminal events report

# Sample Civil events report for attorneys

The report is returned with the events available to attorneys filing in **civil cases**.

This report feature will provide the most current and accurate list of events for attorneys.

You can use the **[CrtI-F] or Find** option to search for word(s) to locate the event you wish to use.

This report is provided at no charge to the customer.

# Sample Criminal events report for attorneys

The report is returned with the events available to attorneys filing in **criminal** cases.

This report feature will provide the most current and accurate list of events for attorneys.

You can use the [CrtI-F] or Find option to search for word(s) to locate the event you wish to use.

This report is provided at no charge to the customer.

## Sample Criminal events report for attorneys

Criminal •

Civil •

**ECF** 

#### CM/ECF CRIMINAL EVENT LIST FOR ATTORNEYS MOTIONS AND RELATED FILINGS 404(b) Evidence Disqualify Juror Proceed In Forma Pauperis 5K1.1 Departure Early Termination of Probation Produce Protective Order Exclude Acquittal Alter Judgment Psychiatric Exam Excuse Amend/Correct Expedite Psychiatric Treatment Appeal In Forma Pauperis Expert Extension of Time to File Document Quash Indictment/Information Appear Appoint CJA Counsel Extension of Time to File Response/Reply Reassign Case Appoint Counsel Extension of Time to Indict Reconsideration Appoint Expert File Amicus Brief Recusal Appoint FPD File Excess Pages Reduce Sentence Release Bond Obligation Attorney Fees Forfeiture of Property Franks Hearing Release from Custody Bifurcate Bill of Particulars Handwriting Exemplars Release of Funds Hearing Remand Bond Forfeiture In Limine Remand to State Court Brady Materials Inspect Remission Return of Pr

Query •

Reports

Utilities

Logout

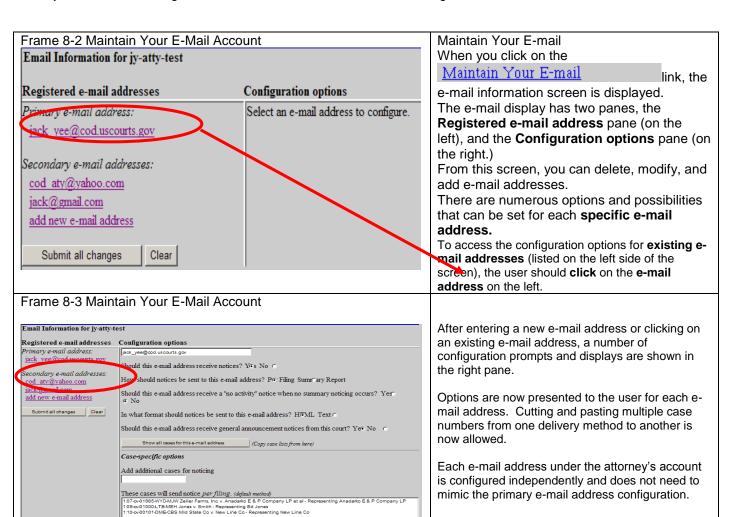
# Chapter 8 Utilities

The **Utilities** option provides a number of ECF and PACER related features. **The PACER related items are available but will not be described or illustrated in this manual.** The focus of this chapter is to illustrate the following ECF related features:

Maintain Your E-Mail (Add/Delete/Modify email addresses) View your Transaction Log

These cases will send notice as a summary report. (alternate method)

Maintain Your Login/Password Mailings



# Frame 8-4 Maintain Your E-Mail Account - Configuration **Options** address. jack yee@cod.uscourts.gov properly. Should this e-mail address receive notices? • Yes • No How should notices be sent to this e-mail address? • Per Filing • Summary Report. Should this e-mail address receive a "no activity" notice when no summary noticing occurs? O Yes O No (midnight). In what format should notices be sent to this e-mail address? • HTML • Text based. Should this e-mail address receive general announcement notices from this court? • Yes • No Frame 8-5 Maintain Your E-Mail Account - Configuration **Options - continued**

E-mail configuration options

1. Text entry box for the e-mail address. The e-mail address box can be typed over with a different e-mail address or cleared to actually remove the e-mail

NOTE: If the e-mail address is the "primary", you MUST have an valid e-mail address in order for noticing to work

- 2. Prompt is asking if the e-mail address should receive notices. DO NOT SELECT 'NO' FOR THE PRIMARY E-MAIL ADDRESS AS IT WILL TURN OFF NOTICING FOR ALL CASES AND ALL SECONDARY E-MAIL ADDRESSES!!!!
- 3. The third prompt is to ask if the e-mail address should be receiving individual NEFs (Per Filing) or a Summary Report (one e-mail at the end of the day
- 4. The fourth prompt is for the format of the NEF e-mail. It should always be HTML, unless your e-mail is text
- The fifth prompt is to ask if the e-mail address should receive general e-mail announcements sent by the
- a. Based upon the Case Specific options, this prompt may be displayed in the prompt list.

After all of the radio button prompts, there is a rectangular button with the display of, "Show all cases for this e-mail address".

Clicking on the button will bring a pop-up display box of all of the cases for which the user is linked to and will receive NEFs. The pop-up display will list all the cases configured.

The list can be used to verify cases and you can copy the information from the pop-up for other purposes.

Show all cases for this e-mail address

(Copy case lists from here)

🎉 https://ecf-test.cod.uscourts.gov/ - Case list for jy-atty-test email address jack\_yee@cod.u... 📘 🗖 🗙

1:07-cv-01985-WYD-MJW Zeiler Farms, Inc. v. Anadarko E & P Company LP et al -Representing Anadarko E & P Company LP

1:09-cv-01000-LTB-MEH Jones v. Smith - Representing Ed Jones

1:10-cv-00101-DME-CBS Mid State Co v. New Line Co - Representing New Line Co

# Fame 8-6 Maintain Your E-Mail Account - Configuration Options - Case-specific options Add additional cases for noticing Add additional cases for noticing 1:07-cv-902 (closed 10/19/2007) Add case(s) Add additional cases for noticing 7-904,7-905 Find This Case Add additional cases for noticing 1:07-cv-904 (closed 04/25/2008) 1:07-cv-905 (closed 01/08/2008) Add case(s) These cases will send notice per filing. (default method) 1:07-cv-01985-WYD-MJW Zeiler Farms, Inc. v. Anadarko E & P Company LP et al - Representing Anadarko E & P Company LP 1:09-cv-01000-LTB-MEH Jones v. Smith - Representing Ed Jones 1:10-cv-00101-DMF-CBS Mid State Co v. New Line Co - Representing New Line Co 1:07-cv-00905-JLK-MEH O'Flaherty et al v. Ra nirez (closed 01/08/2003) (interest) 1:07-cv-00904-JLK EchoStar Satellite, L.L.C. V JVC Entertainment, Inc. et al (closed 04/25/2008) (interest)

The **Case specific options** are on the bottom half of the right pane. These are option settings which allow you configure the following:

Add additional cases for noticing that the attorney is not a party to,

Move cases from the default notification method to the alternate method.

Move cases back from the alternate noticing method back to the default method.

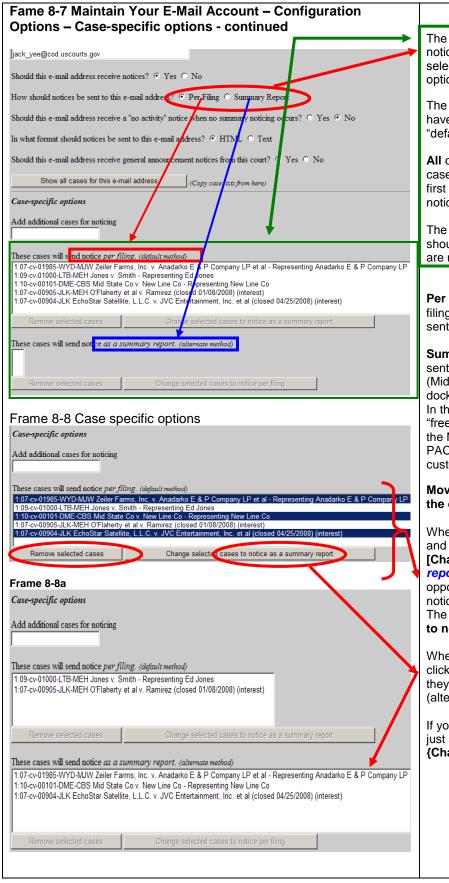
Add cases the attorney is not a party of record to for noticing.

**REMINDER!!!** Any "additional cases" set up for NEF notification will <u>not</u> have a "Free look." ALL of the documents from these additional NEFs will be charged the current PACER fees when viewed. When the case is added to the list, there's a notation "(interest)" displayed next to the case so PACER charges can be billed.

In the "Add additional cases for noticing" text box, enter the case number(s) you want to be noticed on. You can add multiple case numbers by separating them by commas.

When the case number is entered, the "Find this Case" button is displayed. Clicking on Find this Case" button will verify the case(s) are valid. If the case number(s) entered is valid, another button "Add case(s)" is displayed.

After clicking the "Add cases(s) button, the case is added to the "default method" case list box with the "(interest)" notation at the end. The "(interest)" notation is added to inform PACER these are chargeable items and to let you know you are not actually a party in the case.



The two boxes below the "Add additional cases for noticing" will be populated based upon the selection made for noticing in the top "configuration options" section.

The "initial" state of the top section display is to have **all** cases linked to the attorney using the "default" notification method.

**All** cases where the attorney is a party to or any cases added for noticing will **always** populate the first box as it contains cases for the **default** noticing method; per filing or summary.

The "initial" state of the "alternate" delivery method should not have any cases displayed. If any cases are moved to the alternate noticing meth

**Per Filing** CM/ECF will send an NEF each time a filing is docketed in the case. It is real time and is sent as soon as the filing is completed -

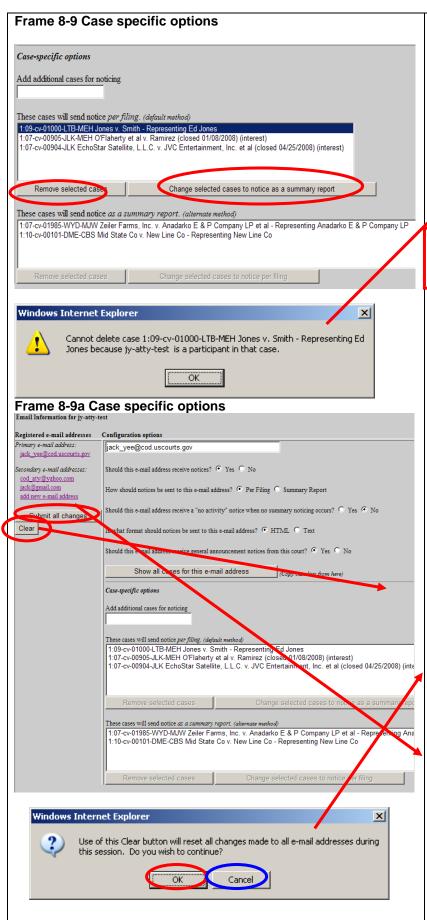
Summary Report CM/ECF will tag the NEF to be sent as a daily summary. At the end of the day, (Midnight), a single e-mail is sent for each docketed entry in cases the attorney is a party to. In the Summary e-mail, the recipient will have a "free look" for entries the attorney is a party to. If the NEF is for a case added to receive NEFs, PACER charges will apply and will require the customer to login with their PACER account.

Moving cases from one method of delivery to the other.

When case(s) are selected, they are highlighted and the [Remove selected cases] and the [Change selected cases to notice as a summary report] (Note: the button will change to reflect the opposite of which is selected in the "How should notices be sent to this e-mail address?" prompt. The opposite would say [Change selected cases to notice per filing].

When case(s) are selected and the change button clicked, those cases will be removed from the box they were (default method box) into the box below (alternate method box.)

If you changed a case notification by mistake, you just select it from the box it's in and click on the **{Change ......]** button.



Cases for the **primary e-mail address CANNOT** be removed from noticing. If you select a case or several cases, both the "Remove" and "Change selected cases to notice as a summary report" are active.

If you click on the "Remove selected cases" button, an error dialog box is displayed, indicating you cannot remove this case as this is the attorney's e-mail address and he/she is a participant in the case. Click the [OK] button. The case will not be removed from noticing.

**NOTE:** IF the attorney does not want to receive notice, they must follow the ECF procedures on noticing

Back on the **Registered e-mail address** pane (on the left), there are two buttons, "Clear" and "Submit all changes."

If you click on the Clear button, a warning dialog box is displayed indicating the use of the Clear button will reset ALL changes made to ALL e-mail addresses during this session. A question is displayed to ask if you wish to continue with the Clear process. Clicking the [OK] button proceeds with the clear. Clicking on the [Cancel] button will not clear changes made.

To **effect** any changes made to the e-mail address and noticing selections, they must be submitted.

To submit **ALL** changes made to the primary and secondary e-mail addresses, **[click]** on the **"Submit all changes."** Button.

#### Frame 8-10 E-mail update confirmation

Updating person record.. Update Person Prid: 868662

The update was successful.... prid 868662 - jy-atty-test

The update was successful....

#### E-mail configuration:

## Primary e-mail address: jack\_yee@cod.uscourts.gov

This e-mail address will receive notices

Notice will be sent to this address on a per filing basis.

Notice sent to this address will be formatted as HTML.

This e-mail address will receive general announcement notices from this court.

This e-mail address will receive notices for all cases in which jy-atty-test is a participant. View/Hide case list

#### Secondary e-mail address: cod\_aty@yahoo.com

This e-mail address will receive notices.

Notice will be sent to this address on a per filing basis.

Notice sent to this address will be formatted as HTML.

This e-mail address will not receive general announcement notices from this court.

This e-mail address will receive notices for all cases in which jy-atty-test is a participant.

View/Hide case list

## Secondary e-mail address: jack@gmail.com

This e-mail address will receive notices.

Notice will be sent to this address on a per filing basis.

Notice sent to this address will be formatted as HTML

This e-mail address will receive general announcement notices from this court.

This e-mail address will receive notices for all cases in which jy-atty-test is a participant.

View/Hide case list

# Frame 8-10 E-mail update confirmation with view expanded

Updating person record... Update Person Prid: 868662

The update was successful .... prid 868662 - jy-atty-test

The update was successful...

#### E-mail configuration:

#### Primary e-mail address: jack\_yee@cod.uscourts.gov

This e-mail address will receive notices.

Notice will be sent to this address on a per filing basis.

Notice sent to this address will be formatted as HTML

This e-mail address will receive general announcement notices from this court

#### View/Hide case list

These cases will send notice to this address on a per filing basis.

1:07-cv-00904-JLK EchoStar Satellite, L.L.C. v. JVC Entertainment, Inc. et al (Closed on 04/25/2001):07-cv-00905-JLK-MEH O'Flaherty et al v. Ramirez (Closed on 01/08/2008)

1:09-cv-01000-LTB-MEH Jones v. Smith

These cases will send notice to this address as a summary report.

1:07-cv-01985-WYD-MJW Zeiler Farms, Inc. v. Anadarko E

1:10-cv-00101-DME-CBS Mid State Co v. New Line Co

# ndary e-mail address: cod\_aty@yahoo.com

This e-mail address will receive notices.

Notice will be sent to this address on a per filing basis.

Notice sent to this address will be formatted as HTML This e-mail address will not receive general announcement notices from this court

This e-mail address will receive notices for all cases in which jy-atty-test is a participant.

#### Secondary e-mail address: jack@gmail.com

This e-mail address will receive notices.

Notice will be sent to this address on a per filing basis.

Notice sent to this address will be formatted as HTML

This e-mail address will receive general announcement notices from this court. This e-mail address will receive notices for all cases in which jy-atty-test is a participant.

View/Hide case list

CM/ECF performs the update and displays a confirmation screen. When making several e-mail changes, it would be beneficial to review the summary provided.

For each e-mail address, CM/ECF displays the final results of the changes you applied.

It displays:

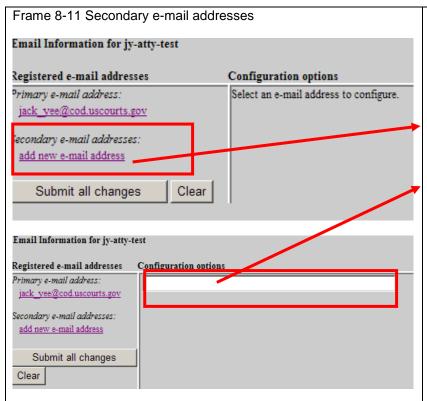
- 1. Whether the e-mail will/will not receive NEFs.
- 2. Whether the e-mail will receive individual NEFs or a summary NEF.
- 3. What the format of the NEF e-mail will be.
- 4. Whether the e-mail will accept general announcement e-mails from the court.
- 5. If the e-mail will receive notices for all of the cases the attorney is set to receive NEFs.
- A link to view/hide the case list of how NEFs are set up for delivery.

Same confirmation screen with the view/hide case list in view mode

Each of the cases is shown for the default delivery method and the alternate method.

The cases are hyperlinks to the query for that case.

NOTE: PACER login will be required and PACER charges will apply if you click on a link.



The **initial** state of the e-mail information screen is a minimum of one e-mail address, the primary, for each attorney account.

You may add several secondary e-mail addresses to the attorney account by clicking on the "add new e-mail address" link.

In the right pane, a new text entry box is displayed to enter a new e-mail address.

Each secondary e-mail address can be configured for different notification options.

## Frame 8-11 Secondary e-mail addresses Email Information for jy-atty-test Registered e-mail addresses Configuration options Primary e-mail address: cod aty@yahoo.com jack yee@cod.uscourts.gov econdary e-mail addresses: Should this e-mail address receive notices? © Yes © No cod\_aty@yahoo.com add new e-mail address How should notices be sent to this e-mail address? © Per Filing C Summary Report Submit all changes In what format should notices be sent to this e-mail address? • HTML C Text Clear Should this e-mail address receive general announcement notices from this court? • Should this e-mail address receive notice for all cases in which this individual is a participal © Yes C N Show all cases for this e-mail address (Copy case lists from he Case-specific options Add additional cases for noticing These cases will send notice per filing. (default method) 1:07-cv-01985-WYD-MJW Zeiler Farms, Inc. v. Anadarko E & P Company LP et al presenting Ana 1:09-cv-01000-LTB-MEH Jones v. Smith - Representing Ed Jones 1:10-cv-00101-DME-CBS Mid State Co v. New Line Co - Representing New Line Co Remove selected cases Change selected cases to notice as a sur These cases will send notice as a summary report. (alternate method)

How should notices be sent to this e-mail address? O Per Filing \(\bigcirc\) Summary Report

Should this e-mail address receive a "no activity" notice when no summary noticing o curs? O Yes O No

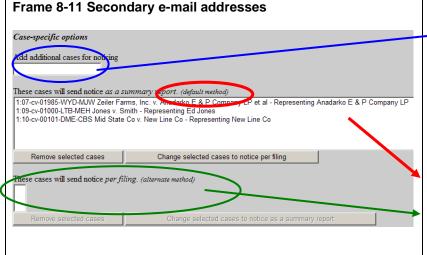
Similar to the primary e-mail address and options, the first four prompts function the same way as they do for the primary e-mail address.

However, <u>for all secondary e-mail addresses</u>, there is a prompt asking "Should this e-mail address receive notice for all cases in which this individual is a participant?"

The default is "Yes" and will set the secondary email address to get NEFs for all cases the attorney is linked to.

If the prompt is set to "No", it allows the removal of cases from the case list(s) in the "Case Specific Options" section so the e-mail address will NOT get NEFs for the removed cases.

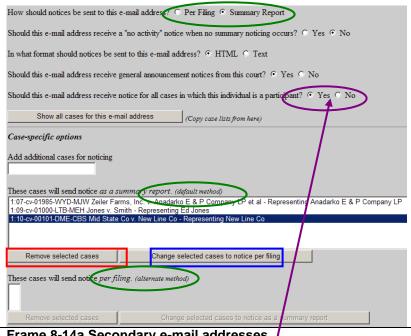
A prompt asking "Should this e-mail receive a "no activity" notice when no summary noticing occurs?" will be displayed if the e-mail is configured to have any summary notification.



NOTE: For each secondary e-mail account, additional cases may be added. Any cases added are for the specific e-mail address ONLY. If the case should be added for other e-mail recipients, they must be added individually to each e-mail on the account. Please refer to frame xxx for detailed instructions.

**Initially**, all cases the attorney is set to get notices will be displayed in the "default method" box for the secondary e-mail address. In the initial state, the "alternate method" box will not have any cases displayed. After any updates, the display boxes will retain the last updated configuration.

# Frame 8-14 Secondary e-mail addresses



When any cases are selected in the display box. both buttons [Remove selected cases] and [Change selected cases to notice as a summary report are darkened to become functional.

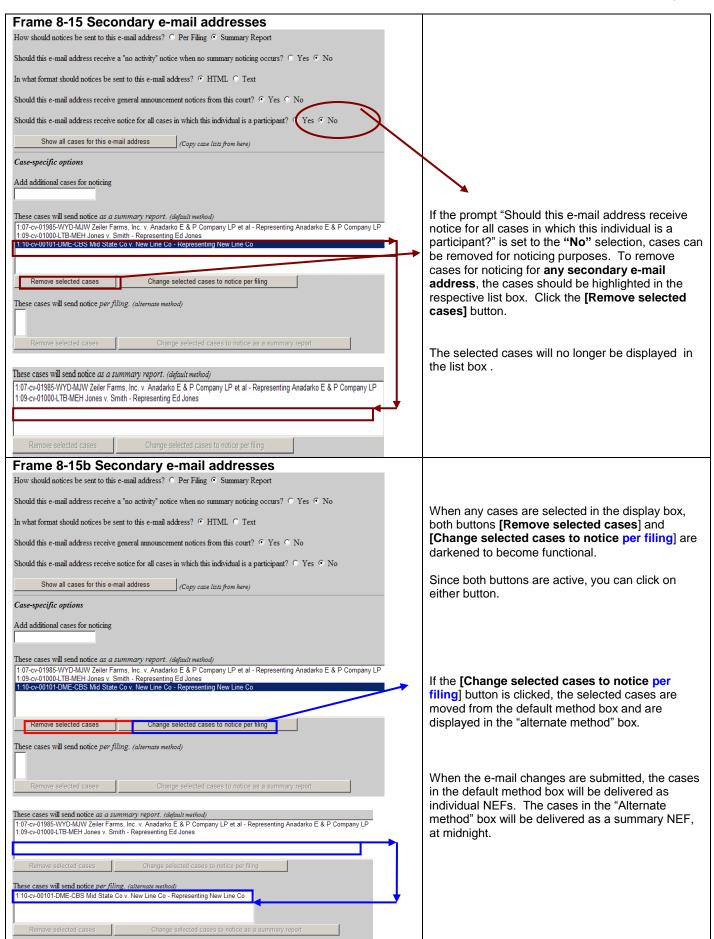
Since both buttons are active, you can click on either button.

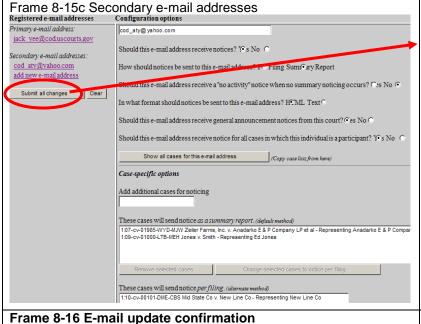
# Frame 8-14a Secondary e-mail addresses

Should this e-mail address receive a "no activity" notice when no summary noticing occurs? O Yes O No In what format should notices be sent to this e-mail address? • HTML • Text Should this e-mail address receive general announcement notices from this court? F Yes C No Should this e-mail address receive notice for all cases in which this individual is a participant? © Yes © No Show all cases for this e-r Windows Internet Explorer Cannot delete case 1:10-cv-00101-DME-CBS Mid State Co v. New Line Co Representing New Line Co by cause in atty-test is a participant in that case Case-specific options Add additional cases for noticing These cases will send notice as a summary report. (default method)

1:07-cv:01985-WYD-MJW Zeller Farms, Inc. v. Anadarko E & P Company LP et al - Representing Anadarko E & P Co
1:09-cv:01000-LTB-MEH Jones v. Smith - Representing Ed Jones
1:10-cv:00101-DME-CBS Mid State Co v. New Line Co - Representing New Line Co Remove selected cases Change selected cases to notice per filing These cases will send notice per filing. (alternate method)

If the prompt "Should this e-mail address receive notice for all cases in which this individual is a participant?" is left to the defaulted "Yes" selection, when the [Remove selected cases] button is clicked, a message dialog box is displayed indicating the cases cannot be deleted from the notice list as the attorney is a participant. Click on the [OK] button.





When all of the e-mail changes have been made, you must click the [Submit all changes] button in the left pane to apply all of the changes you have made.

Updating person record. Update Person Prid: 868662

The update was successful\_prid 868662 - jy-atty-test

The update was successful...

### E-mail configuration:

### Primary e-mail address: jack\_yee@cod.uscourts.gov

This e-mail address will receive notices.

Notice will be sent to this address on a per filing basis.

Notice sent to this address will be formatted as HTML

This e-mail address will receive general announcement notices from this court.

This e-mail address will receive notices for all cases in which jy-atty-test is a participant. View/Hide case list

### Secondary e-mail address: cod aty@yahoo.com

This e-mail address will receive notices.

Notice will be sent to this address as a summary report

Notice sent to this address will be formatted as HTML

This e-mail address will receive general announcement notices from this court.

This e-mail address will receive notices for all cases in which jy-atty-test is a participant.

CM/ECF performs the update and displays a confirmation screen. When making several e-mail changes, it would be beneficial to review the

For each e-mail address, CM/ECF displays the final results of the changes you applied.

### It displays:

summary provided.

- 1. Whether the e-mail will/will not receive NEFs.
- 2. Whether the e-mail will receive individual NEFs or a summary NEF
- 3. What the format of the NEF e-mail.
- 4. Whether the e-mail will accept general announcement e-mails from the court.
- 5. If the e-mail will receive notices for all of the cases the attorney is set to receive NEFs.
- 6. A link to view/hide the case list of how NEFs are set up for delivery.

### Frame 8-16a E-mail update confirmation with expanded view

Updating person record...

Update Person Prid: 868662

The update was successful\_prid 868662 - jy-atty-test

The update was successful...

### E-mail configuration:

### Primary e-mail address: jack\_yee@cod.uscourts.gov

This e-mail address will receive notices.

Notice will be sent to this address on a per filing basis.

Notice sent to this address will be formatted as HTML.

This e-mail address will receive general announcement notices from this court.

This e-mail address will receive notices for all cases in which jy-atty-test is a participant.

### Secondary e-mail address: cod\_aty@yahoo.com

This e-mail address will receive notices.

Notice will be sent to this address as a summary report.

Notice sent to this address will be formatted as HTML

This e-mail address will receive general announcement notices from this court.

This e-mail address will receive notices for all cases in which jy-atty-test is a participant.

View/Hide case list

These cases will send notice to this address as a summary report.

1:07-cv-01985-WYD-MJW Zeiler Farms, Inc. v. Anadarko E & P Company LP et al

1:09-cv-01000-LTB-MEH Jones v. Smith These cases will send notice to this address on a per filing basis

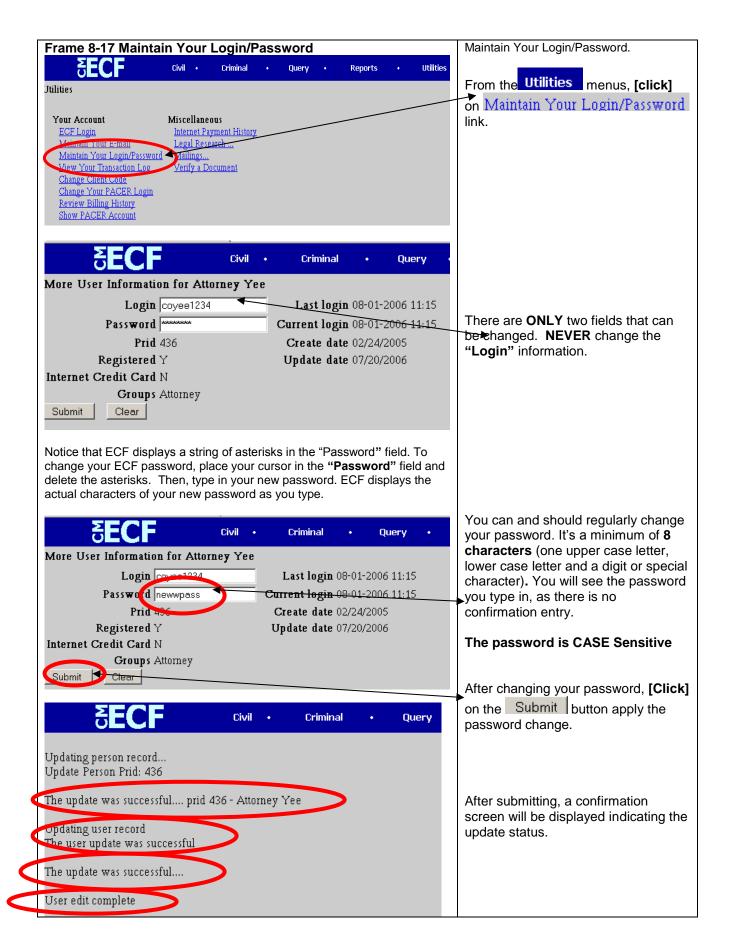
1:10-cv-00101-DME-CBS Mid State Co v. New Line Co

The confirmation screen shown with the view/hide case list in view mode.

Each of the cases is shown for the default delivery method and the alternate method.

The cases are hyperlinks to the query for that case.

NOTE: PACER login will be required and PACER charges will apply if you click on a link.





If you have forgotten your password, click on the link provided, enter your login id and request a new password. (NOTE: the new password will be emailed to the primary email account listed).



| Capitalization counts. The attential validated may be used to broaden the criteria entered.

View Your Transaction Log

When you click on the <u>View Your</u> <u>Transaction Log</u> link, the View Your Transaction date screen is displayed.

Whatever beginning and ending date range you enter, ECF will display a report of **ALL** the transactions performed between the dates you entered.

After entering the date range for beginning and ending dates, click on the **[Submit]** button.

### Frame 8-19 Sample Transaction Log



Sample Transaction Log

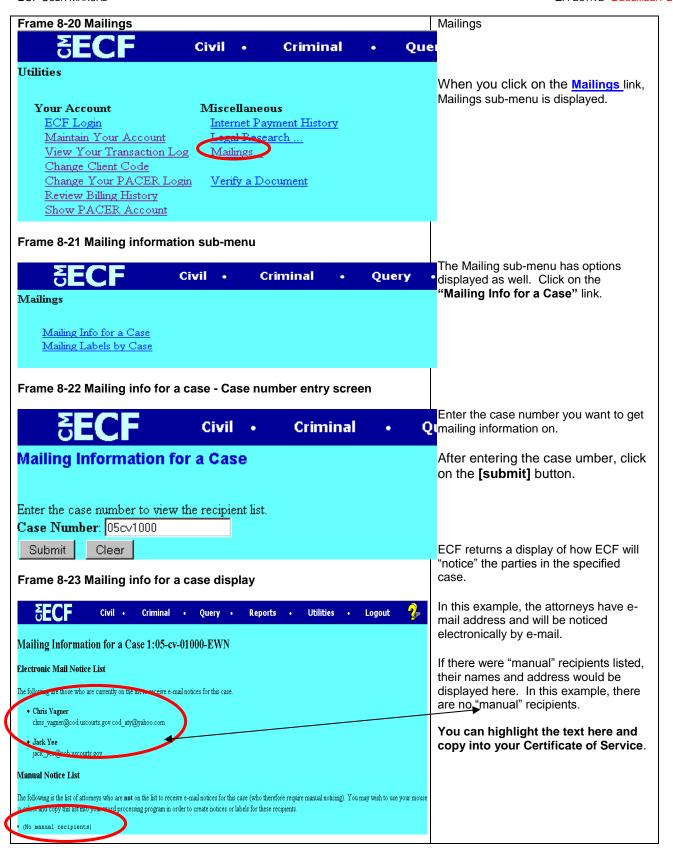
The Transaction Log is returned with a list of activity.

This is helpful in reviewing the following:

Work you have done. Determining if you docketed in the wrong case. Review for unauthorized activity.

This Transaction Log is provided at

no charge to the customer.



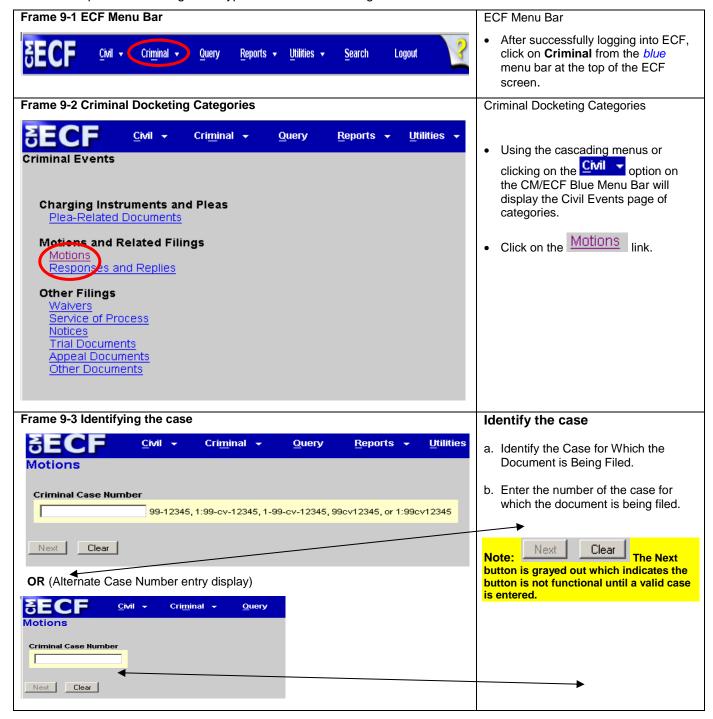
### **ECF Logout** Frame 8-24 ECF Logout After you have completed all of your transactions for a particular session Civil • Logout Query • Reports • Utilities • in ECF, you should log out of the system. Click on the Logout function from the ECF Blue menu ECF/PACER Login Notice This is a **Restricted Web Site** for Official Court Business only. Unauthorized entry is prohibited and subject to prosecution under Title 18 of the U.S. Code. All activities and access attempts are logged. ECF will log you out of the system Instructions and return you to the ECF login Enter your ECF login and password for electronic filing capabilities. If you do not need filing capabilities, enter your PACER login and password. If you do not have a PACER screen. login, contact the PACER Service Center to establish an account. You may register uscourts.gov or call the PACER Service Center at (800) 676-6856 or (210) 301-6440. It's important to use the Logout option as it terminates the cookie that was An access fee of \$.08 per page (rate increase effective January 1st,2005), as created for your ECF session. approved by the Judicial Conference of the United States, will be assessed for access to this service. All inquiries will be charged to your PACER account. If you do not need filing capabilities, enter your PACER login and password. The Client code is provided to the PACER user as a means of tracking transactions by client. This code can be up to thirty two alphanumeric characters long. Authentication Login: Password: client code: Clear Login If you don't Logout properly, the next Frame 8-25 ECF Login warning screen time you try to log on, you will get a Warning" display as shown. Warning: the account you entered is already logged in. The "warning" message is to warn you This is probably the result of one of these two circumstances: that ECF thinks you are still logged on or someone else is logged on as you. You did not click "LogOut" on the top bar when you last used CM/ECF. Click the "Continue login" button below to complete the login process. If you click on the [Continue Login] button, ECF will continue to log you on. · You share this account and someone else is using it. However, if someone else is actually Click the "Cancel" button below to return to the login screen. logged on with this login, you will [if you click the "Continue login" button, someone else using this account will have their CM/ECF session terminated.] terminate their session and any activity they were doing will be aborted. Cancel Continue Iogin To avoid getting the "warning" display, use the Logout option to actually log out of ECF.

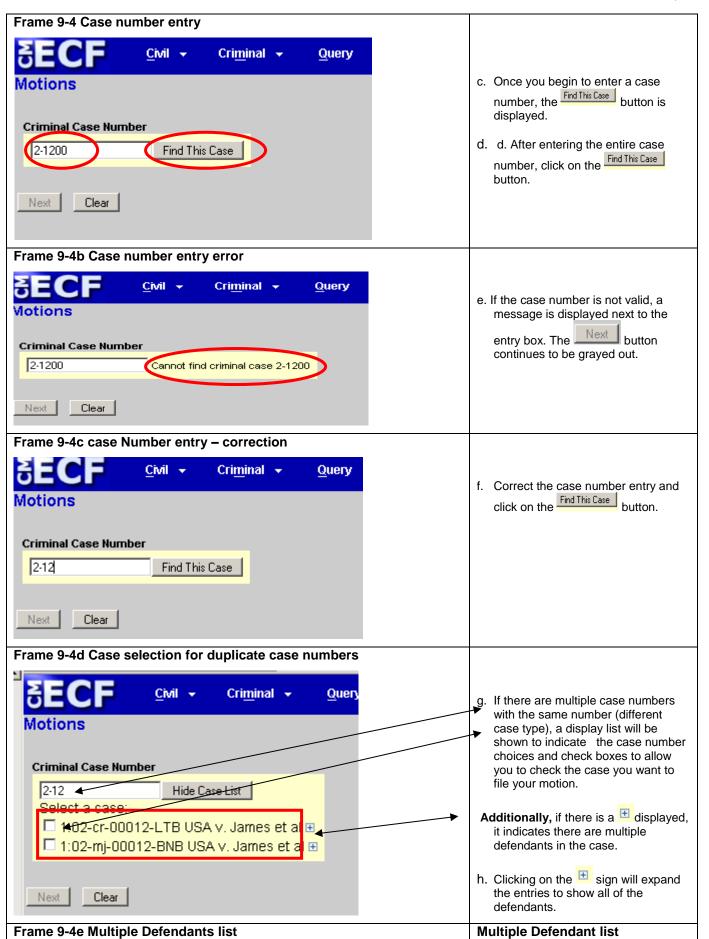
# Chapter 9 Criminal Case Docketing

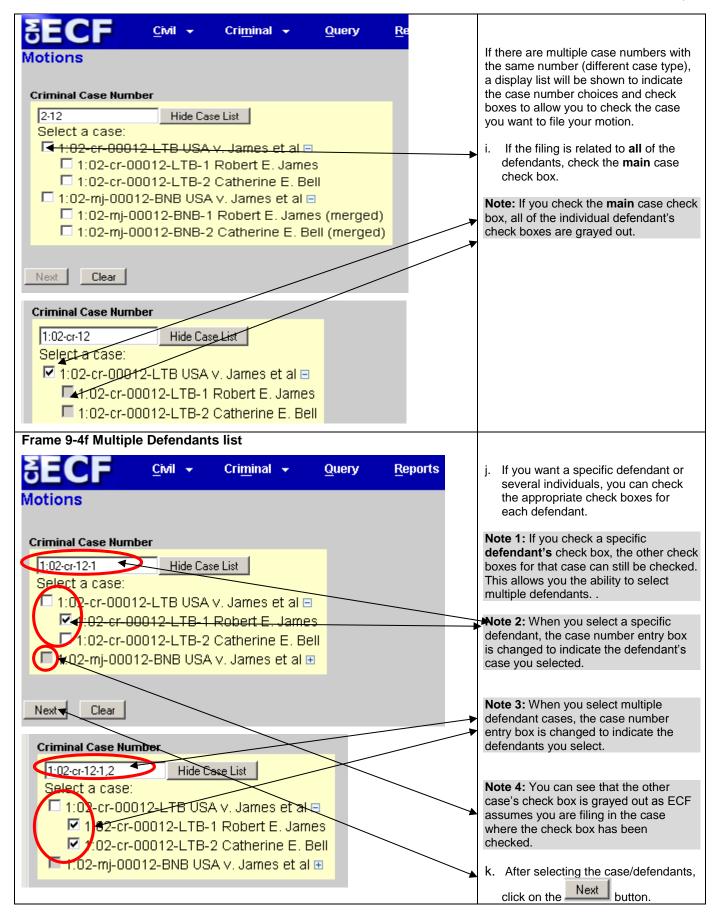
Note: Beginning with Version 3.1 of CM/ECF, the Blue Menu Bar provides options to continue to use the static menu selections or the cascading menu options to navigate from one function to another more easily. These examples continue to show the static approach. See Appendix 3 to learn more about cascading menus.

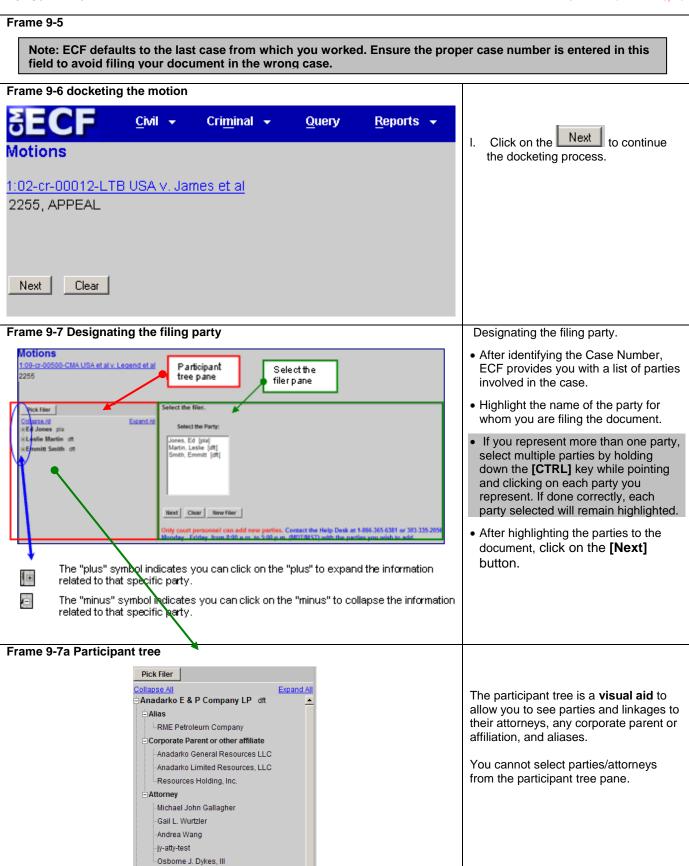
### Filing a Motion

As an illustration, this section of the User Manual describes the basic steps you will need to take to file a motion with the court. The process for filing other types of documents using other criminal events is similar.









Anadarko Land Company dft



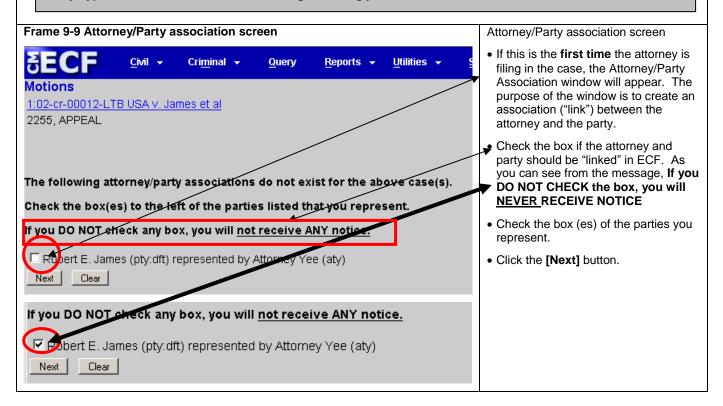
From the **Select the filer** pane, you click on the filer that is filing the pleading.

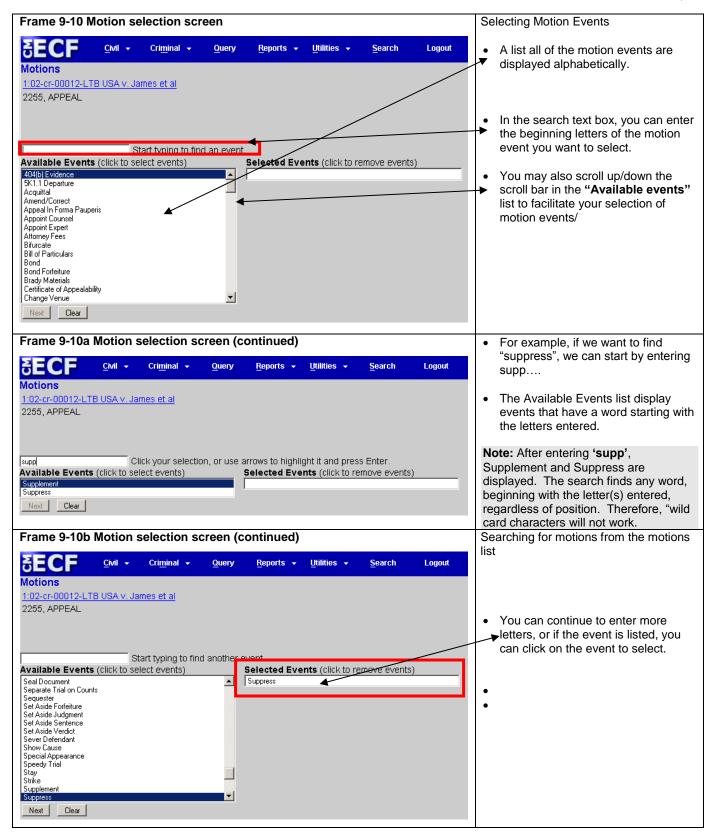
You can select multiple filers by holding the **Ctrl** key down and clicking on each filing party.

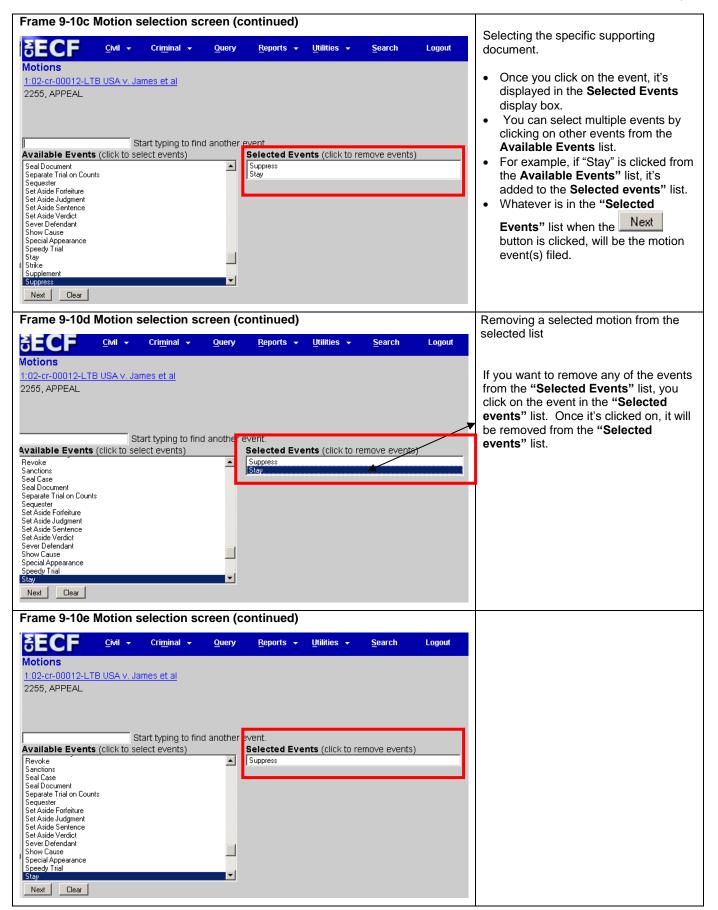
Generally, you will not need to add any new parties in a criminal case. However, If there is a need to add a new party, you must contact the court to add the new party.

### Frame 9-8

Note: If the list depicted does not display the party or parties a user represents, contact the Help Desk at 1-866-365-6381 or 303-335-2050 Monday thru Friday, from 8:00 a.m. to 5:00 p.m. (Mountain Time) with your party's information. Only court personnel can add or create new parties to a case. If you click on the Add/Create New Party hyperlink, ECF returns an error message advising you of this restriction.





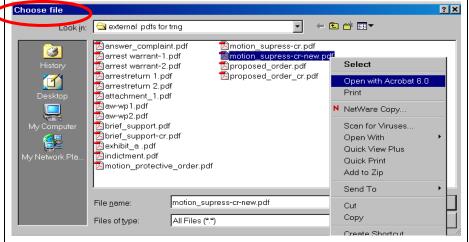


# Frame 9-11 Specify the PDF Document to File. Motions 1:09-cr-00500-CMA USA et ally Legend et al 2255 For ALL secondary attachments, a Category selection or a Description must be entered. You may utilize both fields, but one must be entered. Select the pdf document and any attachments. Main Document Browse... Attachments Category Description 1. Browse... Next Clear

### Specify the PDF document to file.

- ECF provides the filer an entry box to indicate the main document as well as an entry box for the first attachment.
- Click the [Browse] button next to the "Main Document" box.



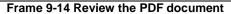


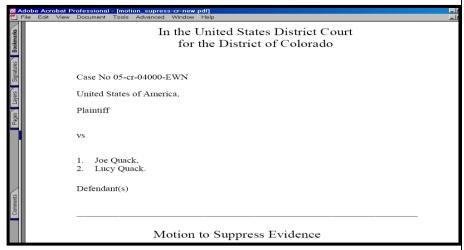
Viewing the PDF document

- The Choose File dialog box will appear and you can navigate to the folder (or location) where you have the PDF document.
- The court highly recommends you right click and open the document up in Adobe Reader (or Adobe Acrobat) to view the PDF document to ensure it is the correct PDF document you wish to file.

Frame 9-13

Note: It is highly recommended you view the PDF document and any attachments to ensure you are filing the correct documents in the ECF application.





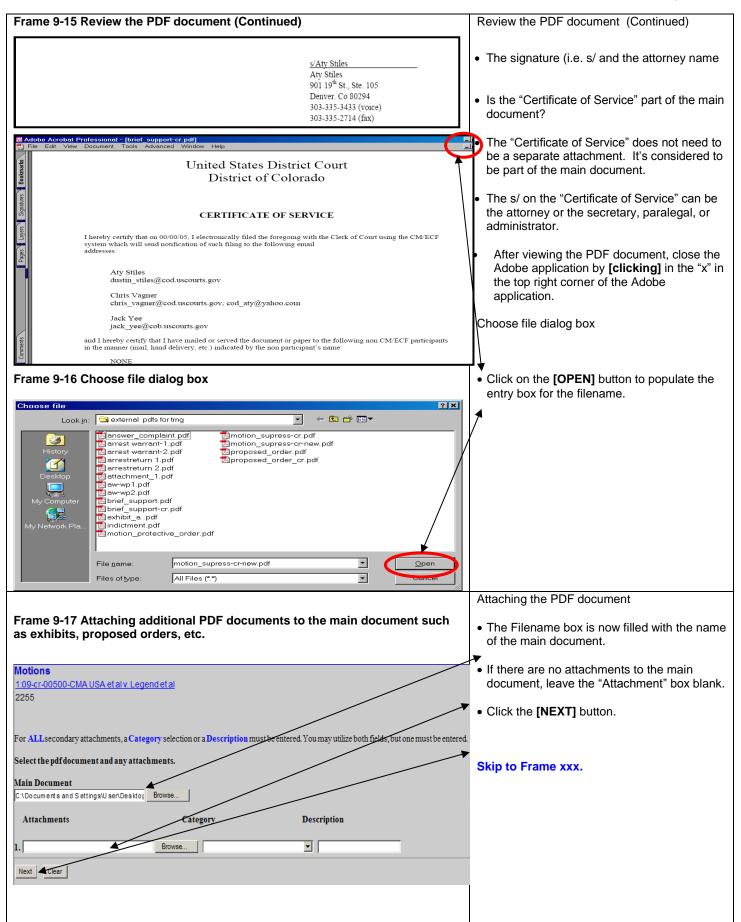
Review the PDF document

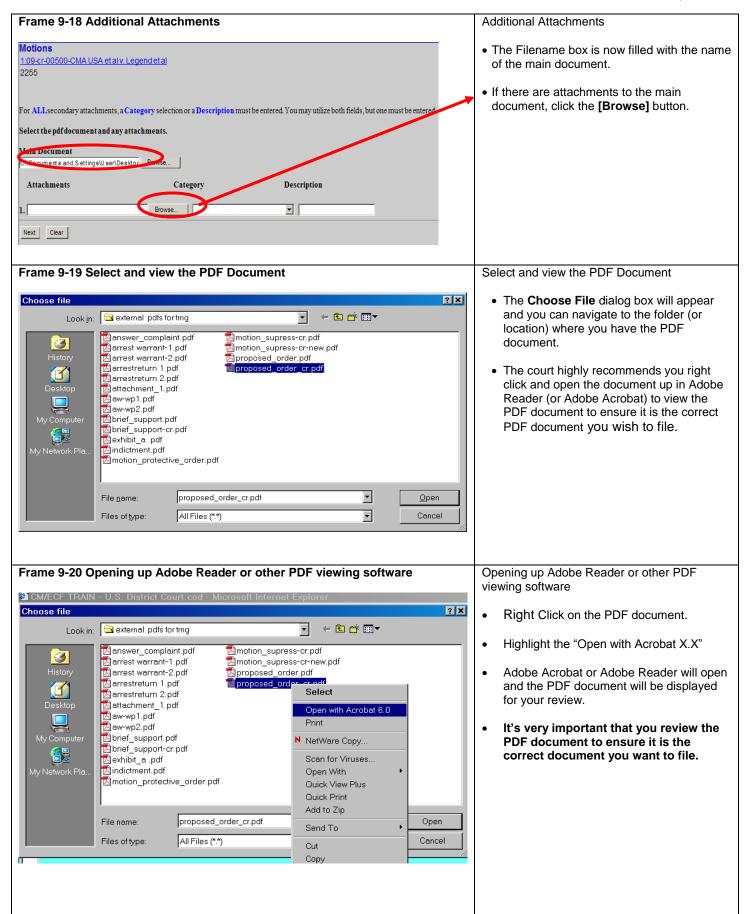
There are file size limits for each PDF document. The maximum file size limit can be found by going to the

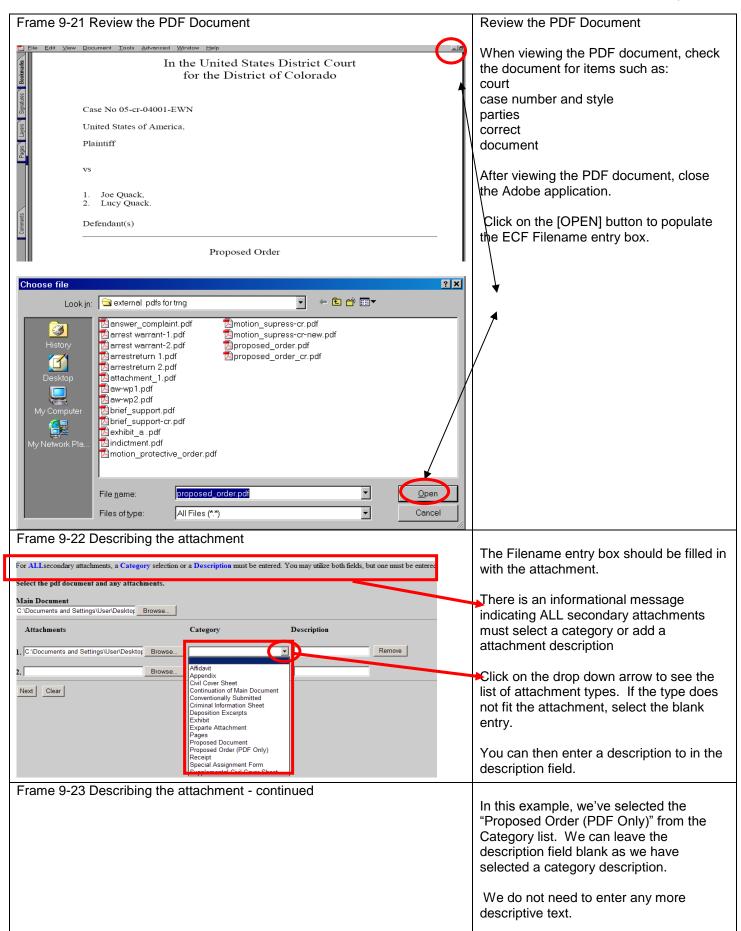
section and clicking on the

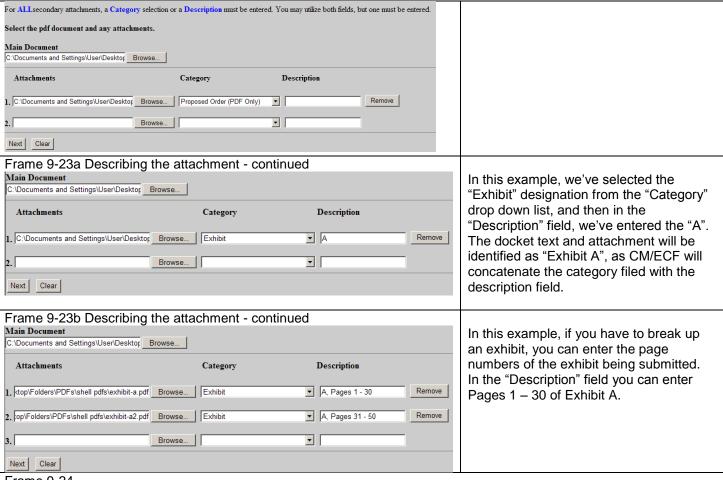
Court Information link. The court information page is displayed.

- When viewing the PDF document, check the document for items such as:
  - court
  - · case number and style
  - parties
  - correct document



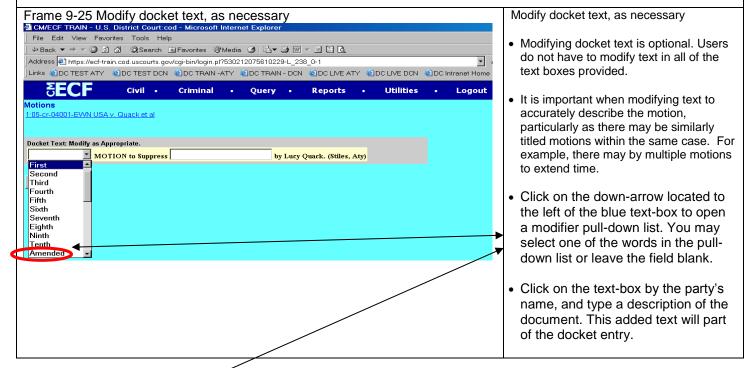


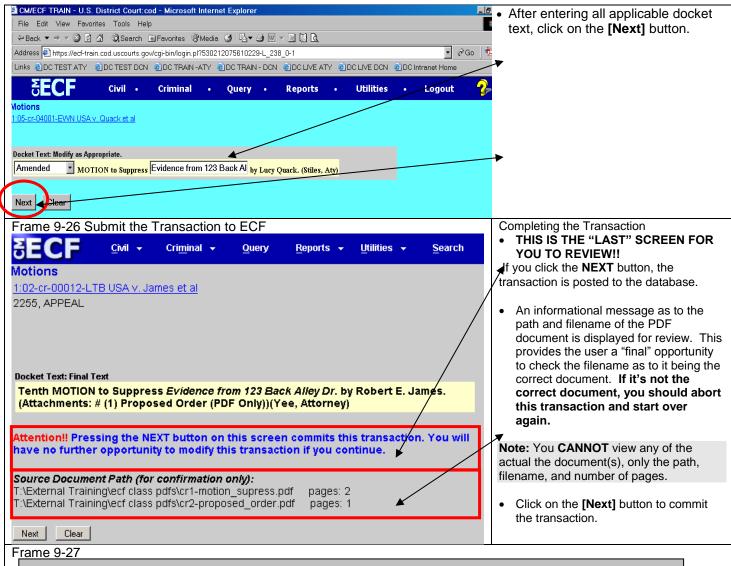




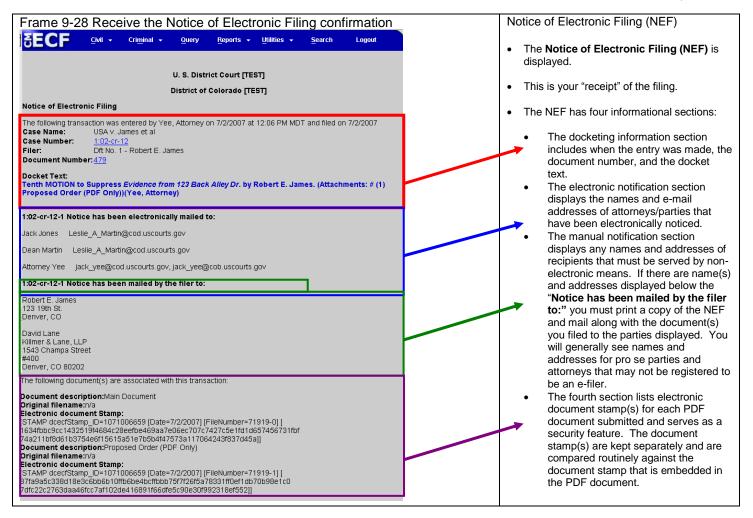
Frame 9-24

Note: If the judicial officer's procedure calls for the submission of a proposed order, users are required to submit a proposed order as a PDF attachment to the document.



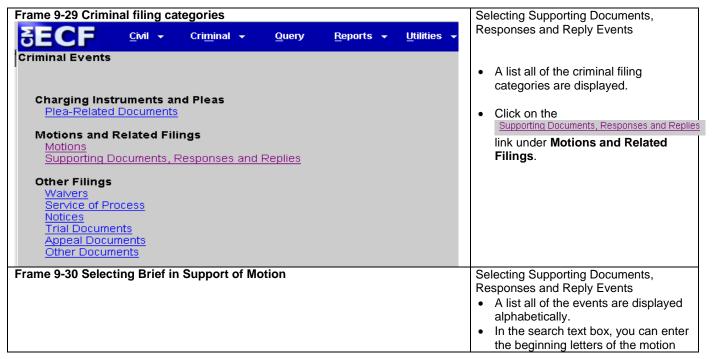


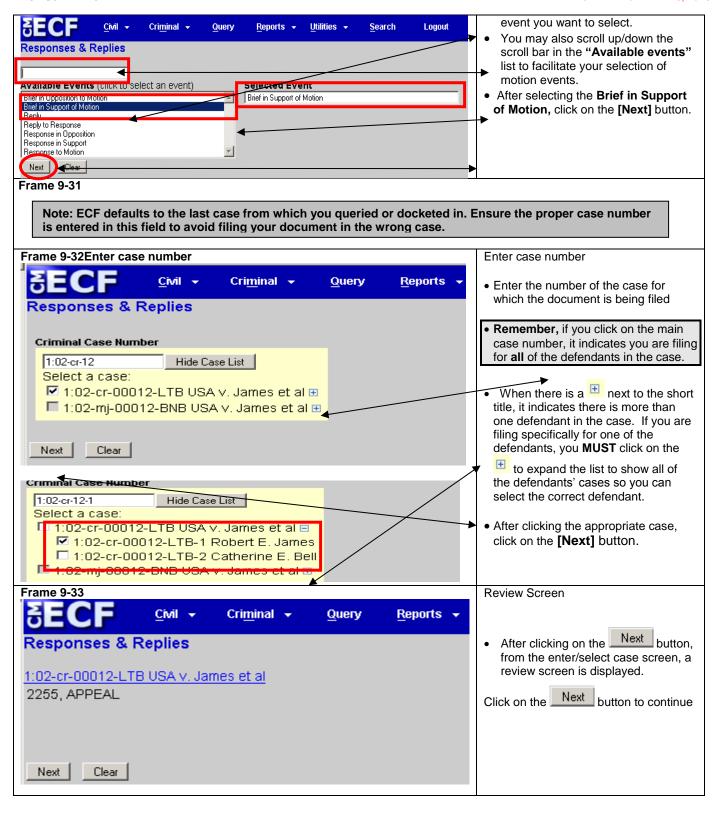
Note: At any time prior to this step, you can abort the ECF filing by simply clicking on a menu item on the blue menu bar, including logging out of the system. Users should avoid using the [Back] button in complicated transaction, as it is easier to just start over. When using the [Back] button, a user may not use the [Forward] button on the web browser when the correction has been made. Progression must be made using the ECF



### Filing a Brief in Support of a Motion

As a further illustration, we'll file a brief in support of a motion. Since this repeats screen samples from the previous example, the format for this example is presented in a more concise presentation.





# Responses & Replies 1.09-cr-00500-CMA USA et al.y. Legend et al. 2255 Select the filer. Collapse All USA pla Chilly Willy ip FJohn Legend dft ie Tamara Banks dft Next Dear Only court personnel can add new parties. Contact the Help Desk at 1-866-365-6381 or 303-335-2050 Monday - Friday, from 8:00 a.m. to 5:00 p.m. (MDT/MST) with the parties you wish to add.

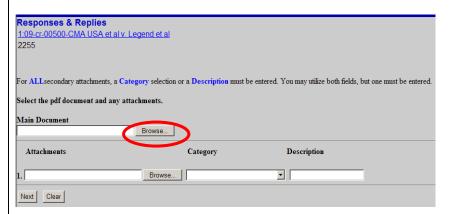
Designating the filing party

- Highlight the name of the party for whom you are filing the document. If you represent more than one party, select multiple parties by holding down the [CTRL] key while pointing and clicking on each party you represent.
- If done correctly, each party selected will remain highlighted.
- After highlighting the parties to the document, click on the [Next] button

Frame 9-35

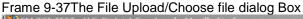
Note: If the list depicted does not display the party or parties a user represents, contact the Help Desk at 1-866-365-6381 or 303-335-2050 Monday thru Friday, from 8:00 a.m. to 5:00 p.m. (Mountain Time) with your party's information. Only court personnel can add or create new parties to a case. If you click on the Add/Create New Party hyperlink, ECF returns an error message advising you of this restriction.

Frame 9-36Attaching the main PDF document



Specify the PDF document to file. ECF provides the filer an entry box to indicate the main document as well as an entry box for the first attachment.

Click the [Browse] button next to the "Main Document" box.

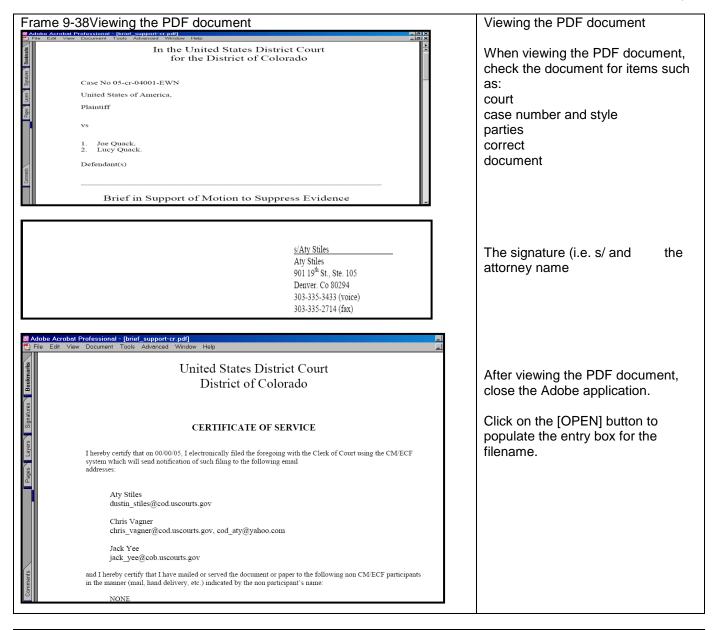


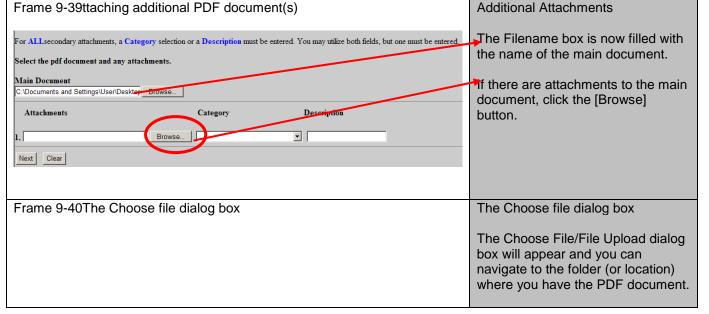


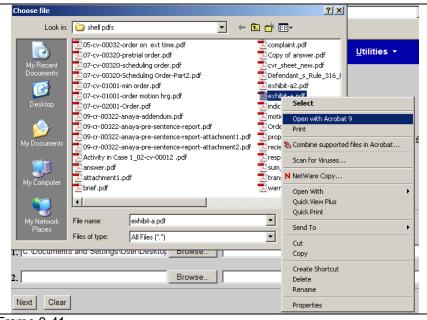
File Upload/Choose File dialog

The Choose File/File Upload dialog box will appear and you can navigate to the folder (or location) where you have the PDF document. The court highly recommends you right click and open the document up in Adobe Reader (or Adobe Acrobat) to view the PDF document to ensure it is the correct PDF document you wish to file. Each PDF attached is limited to a maximum file size (see note.) However, there is not a max on the entire filing.

NOTE: Please refer to the Court Information link from the CM/ECF start page or from the utilities menu for the file size limits of a PDF document.



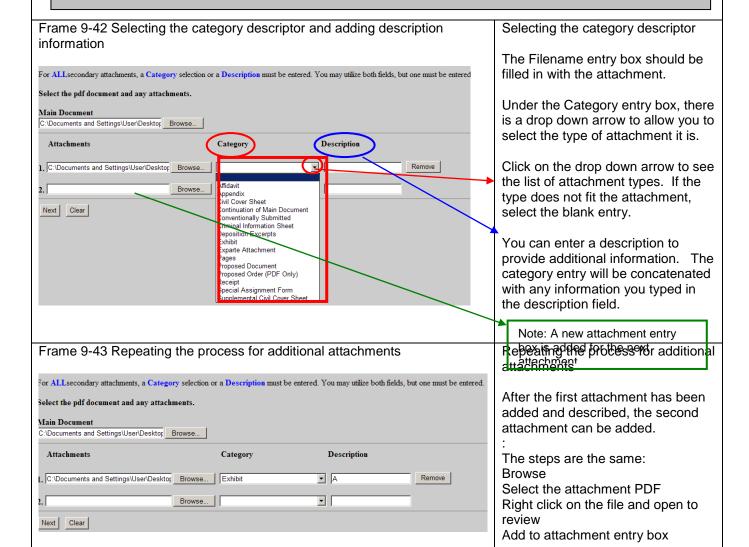




The court highly recommends you right click and open the document up in Adobe Reader (or Adobe Acrobat) to view the PDF document to ensure it is the correct PDF document you wish to file.

Frame 9-41

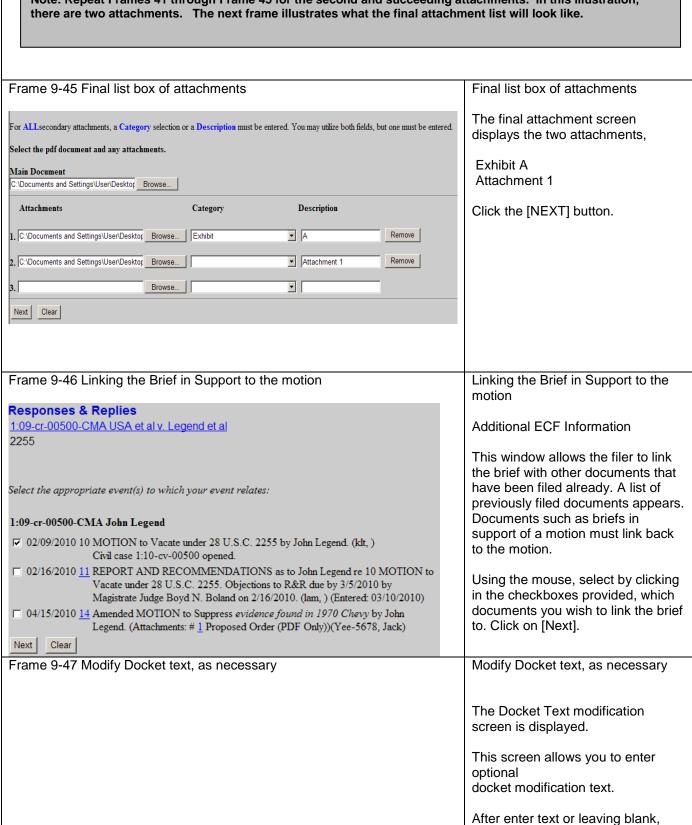
Note: These examples do not display the PDF documents for the sake of brevity. The court highly recommends you ALWAYS view the PDF document(s) and any attachments to ensure you are filing the correct documents in the ECF application.



Select category, add description, or both

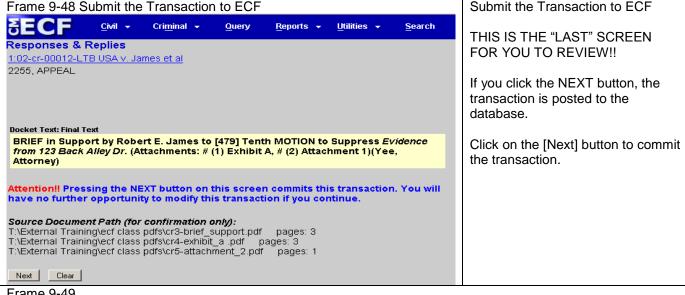
### Frame 9-44

Note: Repeat Frames 41 through Frame 45 for the second and succeeding attachments. In this illustration,



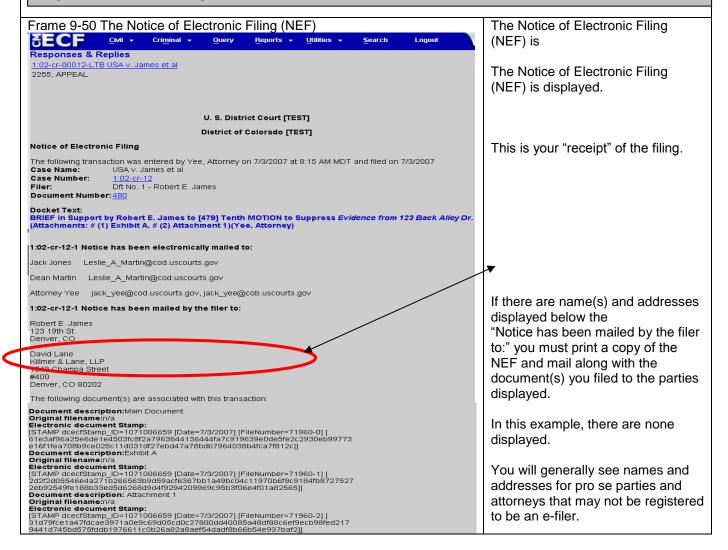
click on the [Next]





Frame 9-49

Note: At any time prior to this step, you can abort the ECF filing by simply clicking on a menu item on the blue menu bar, including logging out of the system. Users should avoid using the [Back] button in complicated transaction, as it is easier to just start over. When using the [Back] button, a user may not use the [Forward] button on the web browser when the corrections have been made. Progression must be made using the ECF buttons.



### **Submitting a Proposed Order**

Pursuant to **D.C.COLO.LCivR 7.1(g)**, a proposed order may be submitted electronically in ECF as an attachment to the motion requesting the relief to be ordered.

### **Restricted Document Submission**

The filing of restricted documents is governed by Section V of the ECF Procedures for the District of Colorado. Restricted document submission falls into two categories, documents in restricted cases and restricted documents in public cases.

## **Restricted Case Document Filing**

A document filed in a restricted case must follow this procedure:

- The first document submitted in a restricted case by a party must be submitted in paper format.
- All subsequent documents should be filed electronically, unless the party has received different instructions from the court.
- Restricted documents may be viewed electronically by attorneys of record in the case by using the PACER system when the correct login process is used.
- All documents filed in a restricted will generate a redacted NEF.

## **Restricted Document Filing in Public Cases**

A restricted document filed in a public case must follow this procedure:

- A Motion to Restrict must be submitted electronically in accordance with the Local Rules of this court.
- At the same time, the party should electronically submit the document under restriction using the **Restricted Document** event. Any document submitted under a different event will not be restricted from public view.
- A Notice of Electronic Filing will be generated for the restricted document and considering the restriction level, the document may be available via the NEF.
- Attorneys of record in the case may view restricted documents electronically by using the PACER system
  depending upon the restriction level applied.

All questions on restricted documents should be forwarded immediately to the ECF Help Desk.

### **Privacy Policy**

Documents with personal identifiers and other sensitive information should be filed electronically in accordance with the court's Privacy Policy. The Privacy Policy may be found in Section X of the ECF Procedures for the District of Colorado.

### **Motion Practice**

Basic federal civil motion practice follows the listed filing progression: motion – response – reply. Users should make a point of following this practice when filing documents. It is critical for users to choose the correct event for a document and to make sure the document name and event name match.

# Appendix 1 ECF Quick Reference Sheet

### **Help Desk**

The ECF Help Desk for the District of Colorado is available Monday thru Friday, from 8:00 a.m. to 5:00 p.m. (Mountain Time)

Toll Free Number: 1-866-365-6381

Phone Number: 303-335-2050

E-Mail Address: cod\_cmecf@cod.uscourts.gov

### Eight Basic Steps for Filing a Civil/Criminal Document in ECF

1. Select the Type of Document to File

2. Identify the Case for Which the Document is Being Filed

- 3. Designate the Party for Whom the Document is Being Filed
- 4. Specify the PDF Document to File
- 5. Additional ECF Information
- 6. Modify the Docket Text as Necessary
- 7. Submit the Document to ECF
- 8. Receive the Notice of Electronic Filing

DISTRICT OF COLORADO VERSION 6.1

# Appendix 1

# **ECF Quick Reference Sheet (Continued)**

### **Submitting an Initiating Document**

• To file a new complaint (or Notice of Removal), users must use ECF to electronically open a new case before filing the initiating document. (Note: pro se filers CANNOT open their cases electronically.)

- After creating the case, the user shall e-file the initiating document and any attachments (i.e. civil cover sheet, summonses, exhibits, etc.
- The appropriate filing fee shall be paid via Pay.gov when the initiating document(s) are e-filed.
- For sealed cases and a number of miscellaneous cases, users shall review the ECF Procedures and the User Guide Attorney Case Opening documents.

### **User Data Quality Checklist**

- Review Docket Entry
  - Was the correct event used?
  - Does the title of the document match the docket entry?
  - Were the correct filer and attorney chosen?
  - Is the case number and case style on the document correct?
  - Was the document linked correctly?
- 2. Open and Review Document
  - Is the document legible?
  - · Were the attachments added correctly and named properly?
  - Was the document filed in the correct case?
  - Is the case number and case style on the document correct?
  - Does the signature line contain the s/signature?

### **Submitting a Proposed Order**

Pursuant to **D.C.COLO.LCivR 7.1(g)**, a proposed order may be submitted electronically in ECF as an attachment to the motion requesting the relief to be ordered.

# Appendix 2 Ten Most Common Docketing Errors

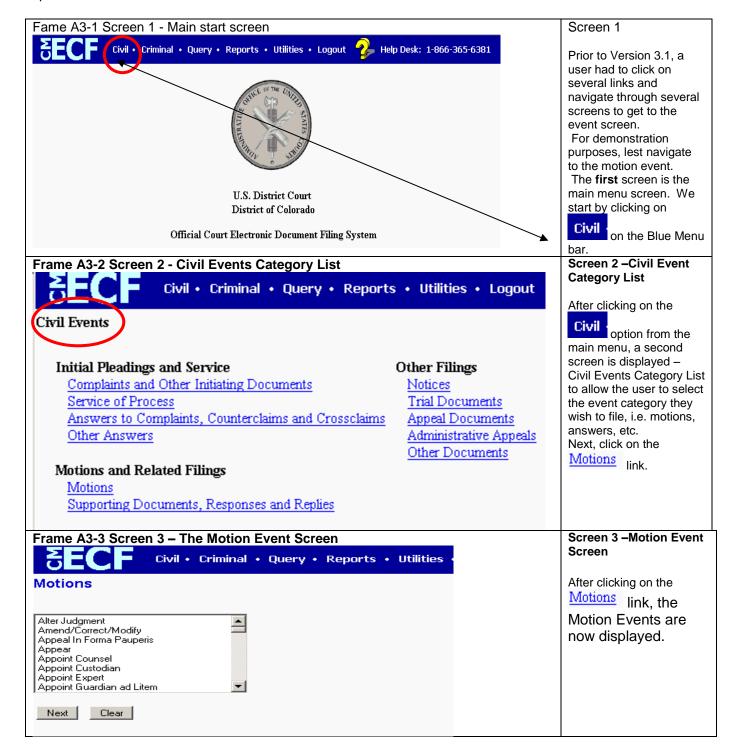
Listed below are the ten most common docketing errors made by users in ECF courts.

- 1. Attachments and Exhibits
  - These documents should be filed in accordance with the practices set in the ECF Procedures.
- 2. Select the Proper Event
  - An event list is attached to this document and a report showing current events is available within ECF.
  - Please carefully review your choices before filing. It is important to choose the correct event.
- 3. Know when to use your ECF login/password vs. the PACER login/password.
  - The ECF login/password is used to file documents.
  - The PACER login/password is used to view docket sheets, use the query function, and use the reports.
- 4. Include a Certificate of Service on All Documents
  - A certificate of service, even when serving electronically, is required under the ECF Procedures.
- 5. Proposed Orders
  - Proposed orders must be submitted as PDF attachments to the docket entry in ECF.
- 6. Open All PDF Documents before Attaching
  - Before attaching a document to an ECF entry, review it to make sure the correct document is being attached.
- 7. The Login and s/signature on a Document Must Match
  - Make sure the s/signature on a submitted document matches the login and password of the attorney filing it.
- 8. Place an s/signature on all Documents
  - The s/signature must be placed on all documents.
- 9. Each Document should be Filed Separately in ECF
  - All documents should be filed separately. For example a brief in support of a motion would not be docketed as an attachment to the motion, but as a separate document.
- 10. Choose the Correct Party When Docketing a Document
  - Be sure to choose the correct party you are filing a document on behalf of.

# Appendix 3 CM/ECF Version 3.1 – Cascading Menus

The implementation of Version 3.1 of CM/ECF provides another method to navigate and select menu functions. Prior to Version 3.1, a user clicked on the main category from the blue Menu Bar, then clicked on a filing category, such as "Motions", then the list of motions would be displayed.

Starting with Version 3.1, the Blue Menu bar has been changed to provide a "drop-down" list to facilitate navigation to specific even screens.



### Frame A3-4 Summary

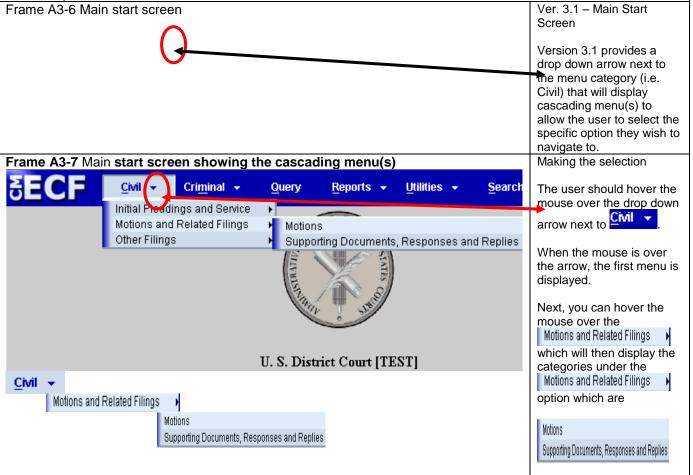
Prior to Version 3.1, the user's only option was to click on the various links to navigate through several screens to get to the screen they wanted to use.

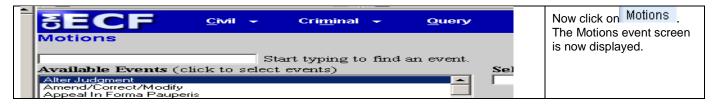


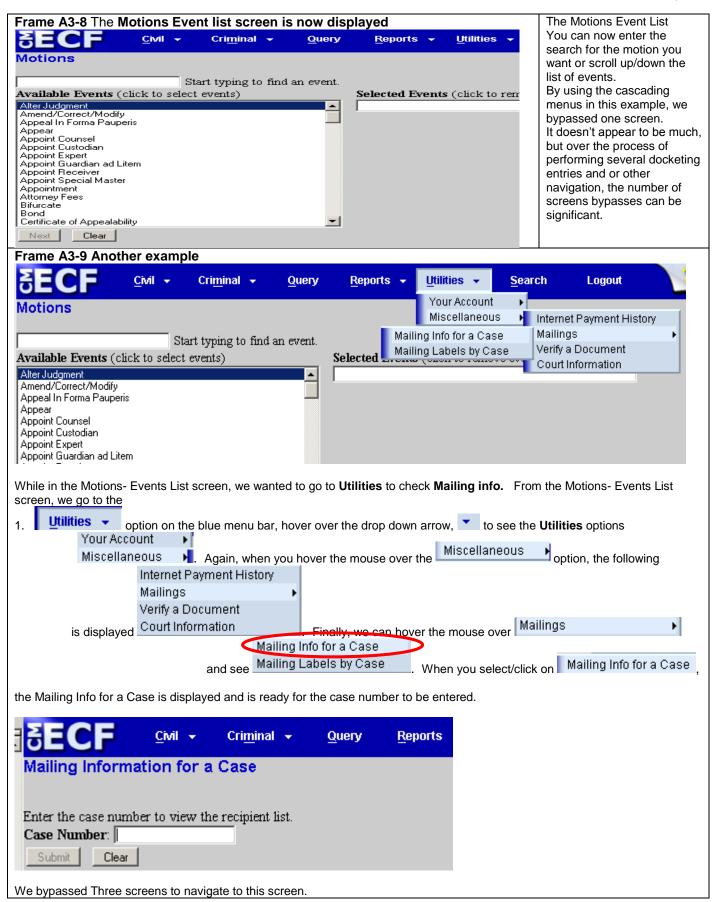
### Frame A3-5 Version 3.1 Navigation

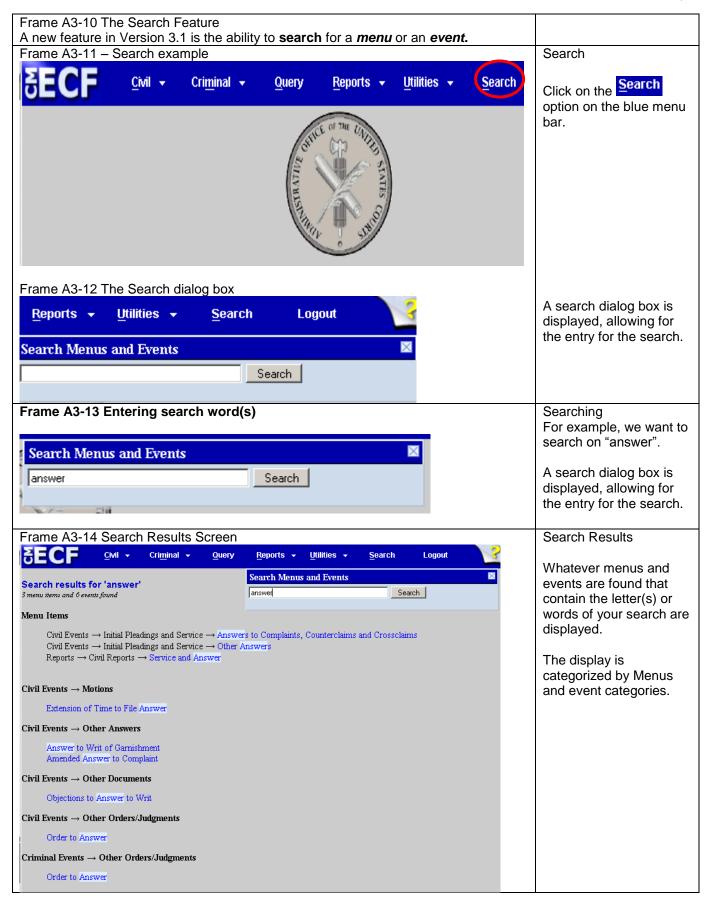
With the release of Version 3.1, context sensitive cascading menus have been provided to allow the user to quickly navigate to a specific screen without having to go through several screens. Depending on where the user is trying to navigate to, the use of these cascading menu lists will reduce the number of screens a user must navigate through.











# Appendix 4 Adding John/Jane Doe Parties

### Introduction

There are occasions where the actual party name is not known and a John Doe or Jane Doe party is added to the case. The case situation may also have multiple John Does or multiple Jane Does added. There have been variations as to how John Does and Jane Does have been entered into cases. For example, John Does 1 - 99, Jane Does 1 - 5, John Doe 1, John Doe 6, John Doe, etc.

Going forward, when there are <u>multiple</u> John and/or Jane Does, each John and/or Jane Doe **shall be individually added**. As an example, if you have John Does 1 - 5 designated as parties to the case, you will need to add <u>five</u> John Doe parties. You will <u>not</u> add just one record designated as John Does 1 - 5. Each John Doe will be unique so there will be a John Doe 1, John Doe 2, John Doe 3, John Doe 4, and John Doe 5 record. The same process would apply to any Jane Doe parties.

Let's walk through the process of adding multiple John Does to a case during case opening.

When opening a new case, plaintiffs are usually added first, followed by defendants. ECF requires you to "search" the ECF database to see if the party already exists.

For brevity purposes, the plaintiff has been added and this appendix will focus on the John/Jane Doe search and addition process. Please refer to the **Party Search Screen** section of this main document for more detailed party information.

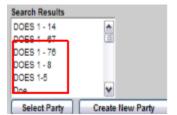
For this example, we want to add three John Does as defendants in this case. We begin the process by doing a search.

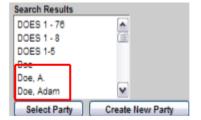
You will always enter a "Last Name," in this example, "Doe." If you put in a first name, you "tighten" the search.

**Figure A** - Just the Last Name used for the search:



Using just the Last Name, the search returns a broader list of records found with the Last Name matching "Doe." Records for just parties named "Doe," Adam Doe, John Doe, Jane Doe, etc.





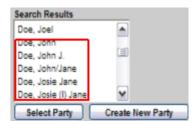


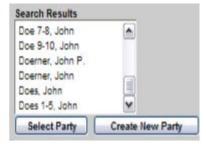
Figure B - Use of the Last Name and First Name for the search:



Using the Last Name and First Name "tightens" the search and returns a list of records found with the Last Name matching "Doe" and First Name matching "John."







**NOTE 1:** Even though you might see a party such as **Does 1-5, John**. DO NOT SELECT THAT PERSON as each John Doe shall be set up individually. In our example of setting up three John Does, Doe 1, John should be selected as the first John Doe. Repeat the search for John Does 2 and 3 and add each of them.

**NOTE 2:** You <u>CANNOT</u> select multiple entries for the party selection. For example, even though you see John Doe 2 in the list, you <u>CANNOT</u> select both John Doe 1 and John Doe 2.

Continuing our example, we'll "Click" on "John Doe 1" in the Search Results window as it's already on our database. Then we'll "Click" on the "Select Party" button.



After clicking on the "Select Party" button, the right pane displays the information for **John Doe 1**. Make sure the "role" type is correctly designated (i.e., plaintiff, defendant, Interested Party, Petitioner etc.)



Address, e-mail, phone, information **SHOULD NOT BE ENTERED** if they are represented by counsel. The **Corporation** field should be left at "No" and the "Notice" field should be left as "yes."

After your review, "Click" the "Add Party" Button. As you can see, "John Doe 1" now appears on the left pane as a defendant (dft) and the right pane is ready for the next name search.

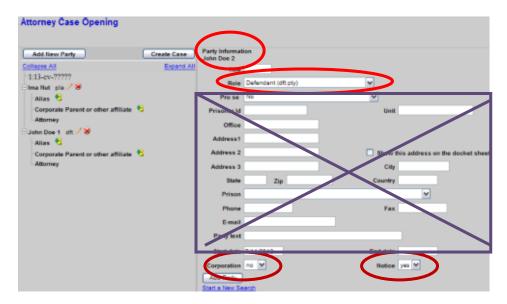


Now we can search for "John Doe 2." When we enter "Doe 2" and "Click" on the "Search" button, the system will return any existing records with the Last Name of "Doe 2." The "Search Results" box shows only two records found. Since "John Doe 2" is the party we want, we can "Click" on that entry in the "Search Results" box. After selecting the party, "Click" on the "Select Party" button.

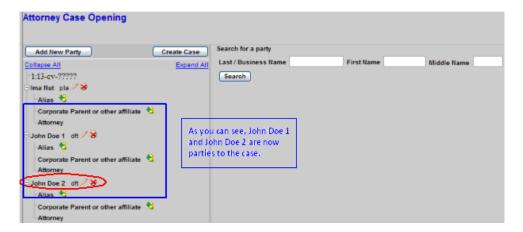


Again, after clicking the "Select Party" button, the right pane displays the information for **John Doe 2**. Make sure the "role" type is correctly designated (i.e., plaintiff, defendant, Interested Party, Petitioner, etc.)

Address, e-mail, phone, information **SHOULD NOT BE ENTERED** if they are represented by counsel. The "Corporation" field should be left at "No" and the "Notice" field should be left as "yes."



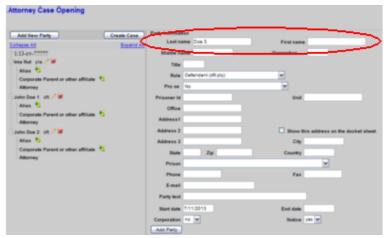
After your review, "Click" the "Add Party" Button. As you can see, "John Doe 2" now appears on the left pane as a defendant (dft) and the right pane is ready for the next name search.



When we enter "Doe 3" in the "Last name" field and "Click" on "Search", any matching results are displayed in the "Search Results" box. From the figure below, the only matching record(s) shows a "Doe 3, Jane." In this case, we'll have to create a new party. "Click" on the "Create New Party" button.



On the right pane, only the Last Name is shown as that was what we entered for the search. We need to add the First Name. Address, e-mail, phone, information **SHOULD NOT BE ENTERED** if they are represented by counsel. The "Corporation" field should be left at "No" and the "Notice" field should be left as "yes." "**Click**" on the "Add Party" button.



As you can see, "John Doe 3" now appears on the left pane as a defendant (dft) and the right pane is ready for the next name search.



### **Different John Doe Designations**

Even though adding John Doe 1, John Doe 2, and John Doe 3 uniquely identifies each John Doe in a case, there may be other identifying information to identify a John Doe. There may be situations a "John Doe" should or need to be identified differently as there may be other unique information that can be provided to further define the "John Doe." For example, the "John Doe" named in the case is linked to a specific IP (Internet Protocol) address. By adding the IP address to the "John Doe" provides more information as to the party in question and uniquely separates this "John Doe" from other "John Does" that may be in the case.

As usual, you need to start by doing a party search. I enter in the "Last Name" field what I plan to enter for the John Doe designation: "John Doe Subscriber assigned IP Address 999.88.77.66"

**NOTE:** The entire search entry is typed in the "Last Name" field, as if it was a business name. The "First Name" and "Middle Name" fields are not used.

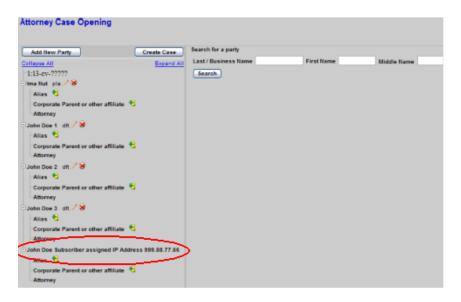
The search returned no results. Since I'm being very specific by using an IP address as part of the search, it's highly likely that no match will be found. I can add this party by "Clicking" on the "Create New Party:" button.



On the right pane, only the "Last Name" is shown as that was what we entered for the search. The entire "Last Name" field is not shown. I've shifted the information to the right so you can see the IP address. We do not need to add a "First Name" or a "Middle Name." Address, e-mail, phone, information **SHOULD NOT BE ENTERED** if they are represented by counsel. The "Corporation" field should be left at "No" and the "Notice" field should be left as "yes." After your review, "Click" the "Add Party" Button. As you can see, "John Doe Subscriber assigned IP Address 999.88.77.66" now appears on the Left Pane as a defendant (dft) and the right pane is ready for the next name search.



The Left pane now shows the "John Doe Subscriber assigned IP Address 999.88.77.66" record, as well as the three "John Doe" records each uniquely identified with 1, 2, and 3, respectively.



### **John Doe Designation Summary**

The purpose of uniquely identifying John Doe parties provides for better tracking of "John Does" through the case. Tracking in terms of activity by a particular "John Doe" as well as when a particular "John Doe" being terminated from a case. When there are multiple "John Does" in a case and various "John Does" are dismissed for one reason or another, having the unique "John Does" identified provides better clarity in the case.

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