IN THE TRIBAL COURT OF THE BLUE LAKE RANCHERIA

GENERAL ORDER NO. 3.

REPEAL OF GENERAL ORDER NO. 1
RELATING TO THE FILING OF FAXED AND EMAILED DOCUMENTS
AND ITS REPLACEMENT BY GENERAL ORDER NO. 3.

WHEREAS, in order to facilitate the filing of pleadings with the Blue Lake Tribal Court, the Court finds that it is necessary to repeal General Order No. 1 and replace it with this General Order No. 3, in order to provide detailed guidance to parties appearing before the Court.

IT IS ORDERED, that existing Rule 12(j) is hereby repealed and is replaced by a new Rule 12(j), which is set forth below, which is adopted by the Chief Judge of the Blue Lake Tribal Court, and is made a part of the Rules of Pleading, Practice and Procedure of the Tribal Court of the Blue Lake Rancheria.

Filing of Documents

Rule 12(j). Filing of Faxed and Emailed Pleadings.

(1) The Clerk of the Court shall provide notice to the parties that, except in special circumstances, the parties shall file their pleadings and other documents by email.

(2) Filing by facsimile shall be allowed only upon the sworn declaration by a party that he or she does not possess email capability.

(3) Upon receipt of any email filing, the Clerk of the Court shall send a confirmation of receipt by email, or by fax, to the parties, with a copy to the judge to whom the hearing is assigned.

(4) Where pleadings or other filings do not conform to the Rules of Pleading, Practice, and Procedure for the Tribal Court of the Tribe ("R.P.P.P."), the Clerk may send the party whose filing is defective a notice of rejection by email, or by facsimile.

(5) Originals of any email or facsimile pleadings received by the Court shall also be filed with the Court, as the Judge's Chambers copy, by regular mail within five (5) business days of the filing of the emailed or faxed documents. If the originals of the documents are not received by the Court within five (5) business days, the documents shall be stricken from the Court record. Any party who fails to comply with this requirement is subject to the imposition of a monetary sanction not to exceed One Hundred Dollars ($100).

(6) Parties shall be responsible for notifying the Clerk of the Court of any change in

email address or facsimile number. The Clerk shall maintain the email address of record.

(7) All hours stated shall be Pacific time.

(8) All days are calculated according to R.P.P.P. Rule 14(e).

(9) Emailed documents must be in Portable Document Format ("PDF"). Information concerning publishing documents in PDF format may be obtained at the website www.acrobat.com.

(10) The record of filings and entries created by email or facsimile shall constitute the docket which shall be maintained by the Clerk pursuant to Rule 11 of the R.P.P.P. A party may request a copy of the docket by email.

DATED: January 9, 2012

LESTER J. MARSTON, Chief Judge