

To: Peter Chambers, President, Wayne County Bar Association
Etc.

From: Administrative Judge and County Clerk

Date: November 5, 2018

Re: Preliminary Notification of Intent to Request Implementation of mandatory e-filing program in Wayne County Supreme Court

Based on the experience gathered from the implementation of e-filing programs within the 7th Judicial District, and specifically the very successful consensual e-filing program in Wayne County, please be advised that we are requesting implementation of **mandatory e-filing in all civil actions** in **Wayne County Supreme Court**, with the **exception** of the following:

- CPLR Article 70 proceedings
- CPLR Article 78 proceedings
- Election Law proceedings
- matrimonial matters
- Mental Hygiene Law matters
- consumer credit transactions as defined in CPLR 105(f)*
- residential foreclosure actions as defined in RPAPL §1304*
(*except **initial filing of commencement papers** by a represented party, which is mandatory)

We are also requesting authorization to modify the existing consensual e-filing program to include the seven case types listed above that are not subject to mandatory e-filing, including the consensual e-filing of **documents filed subsequent to commencement papers** in consumer credit transactions as defined in CPLR 105(f) and residential foreclosure actions as defined in RPAPL 1304.

The implementation of mandatory e-filing in Wayne County Supreme Court is tentatively scheduled for January 2019.

Please be advised that we plan to provide several demonstrations and training sessions to practitioners and court staff both prior to and after the “start-up” date. We also understand that the NYSCEF Resource Center training staff will offer free CLE training to attorneys, as well as training to their staff and all other interested filers. In addition, this notice is to advise you that we will be submitting our request to implement the program to the Chief Administrative Judge, who is commissioned by statute to post this proposal on the UCS website inviting comments from attorneys and all affected parties (<http://www.nycourts.gov/rules/efiling>).

This request and any public comment received will be presented for consultation purposes to an advisory committee. After the committee has reported its review of the implementation proposal

to the Chief Administrative Judge, the Chief Administrative Judge will consider our request and may issue an implementation Order thereon.

Please also note that by legislation and statute all unrepresented parties are exempt from participating in e-filing in any case. However, unrepresented parties may choose to e-file.

Please distribute this preliminary notice to your members in a manner you deem appropriate.

We look forward to your continued cooperation and thank you for your support.

cc: Hon. Michael V. Coccoma
Hon. Matthew A. Rosenbaum
John W. McConnell, Executive Director
Jeffrey Carucci
Ronald Pawelczak
Adriane Kidder
Jessica M. Cherry, Esq.
Mindy Jeng, Esq.