

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**IN RE: AMENDMENT TO LOCAL CIVIL RULE 40.1,
ASSIGNMENT OF COURT BUSINESS**

ORDER

AND NOW, this 8th day of October, 2024, pursuant to 28 U.S.C. § 2071(e), 28 U.S.C. § 2077, and Federal Rule of Civil Procedure 83, the judges of this Court, having determined that there is an immediate need to amend the Court’s local civil rule for the assignment of cases in order to better align the operation of that rule with guidance set forth by the Judicial Conference of the United States, and having approved a Resolution amending Section I of Local Rule of Civil Procedure 40.1, Assignment of Court Business, by adding a new civil case assignment category, Cases Seeking Systemic Relief, requiring random assignment on a district-wide basis, it is hereby

ORDERED that Subsection I.a. is amended to add new case category “Cases Seeking Systemic Relief” to the list of federal question case categories. “Cases Seeking Systemic Relief” will be numbered as subsection xv and “All other federal question cases” will be renumbered as subsection xvi.

As the amendment to Local Civil Rule 40.1 addresses a matter of internal court governance to implement guidance from the Judicial Conference, and does not change the conformance of the Local Rule with the Federal Rules of Civil Procedure, **IT IS FURTHER ORDERED** that Local Civil Rule 40.1, Subsection I.a., is amended as set forth above and is approved and adopted by the Court, effective September 9th, 2024, with a period to follow of forty-five (45) days afforded for purposes of Notice to the Bar and Public and Solicitation of Comment pursuant to 28 U.S.C. § 2071(e).

IT IS FURTHER ORDERED that the Clerk of Court transmit a copy of amended Local Civil Rule 40.1 to the Director of the Administrative Office of the United States Courts and the Judicial Council of the Third Circuit Court of Appeals, and make the amended Rule available to the bar and public.

FOR THE COURT:

s/Mitchell S. Goldberg
MITCHELL S. GOLDBERG,
Chief Judge

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NOTICE

Pursuant to 28 U.S.C. § 2071(e), on September 9th, 2024, the judges of the United States District Court for the Eastern District of Pennsylvania approved, for publication and solicitation of comment, amendments to Local Civil Rule 40.1 of the Local Rules of Civil Procedure, Assignment of Court Business.

As set forth below, the proposed amendment to Section 1 of Local Civil Rule 40.1 adds a new case category and renumbers the categories accordingly.

Rule 40.1 Assignment of Court Business

I. All civil litigation in this Court shall be divided into the following categories:

a. Federal Question Cases:

- i. Indemnity contract, marine contract and all other contracts.
- ii. FELA.
- iii. Jones Act -- Personal Injury.
- iv. Antitrust.
- v. Wage and Hour Class Action/Collective Action
- vi. Patent.
- vii. Copyright/Trademark
- viii. Employment
- ix. Labor-Management Relations.
- x. Civil Rights.
- xi. Habeas Corpus.
- xii. Securities Cases
- xiii. Social Security Review Cases
- xiv. Qui Tam cases
- xv. Cases Seeking Systemic Relief
- xvi. All other federal question cases.

Those wishing to comment on the proposed amendments may do so by submitting their comments in writing to George Wylesol, Clerk of Court, United States Courthouse, 601 Market Street, Room 2609, Philadelphia, PA 19106, no later than Friday, October 25, 2024.

Copies of the amendments are available on the District Court's website, which may be accessed at <http://www.paed.uscourts.gov>.

FOR THE COURT:

s/Mitchell S. Goldberg
MITCHELL S. GOLDBERG,
Chief Judge