ARE YOU READY FOR NEXTGEN CM/ECF?

SUPPORTING MATERIALS



August 1, 2019

Are You Ready for NextGen CM/ECF?

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United States Court of Federal Claims

717 MADISON PLACE, NW WASHINGTON. DC 20439

OFFICE OF THE CLERK OF COURT
(202) 357-6406

July 30, 2019

Third Notice of the United States Court of Federal Claims' Implementation of NextGen CM/ECF

With less than one month until the United States Court of Federal Claims' implementation of NextGen CM/ECF, electronic filers should be completing their preparations for transitioning to the new system.

Prepare for NextGen CM/ECF

As of August 26, 2019, electronic filing in the United States Court of Federal Claims will be available through individual and upgraded PACER accounts only. Instructions for upgrading or creating accounts are available at www.uscfc.uscourts.gov/cmecf nextgen. Please note that new CM/ECF account registrations will be suspended from Wednesday, August 21, 2019, through Sunday, August 25, 2019.

Attorney Admissions

As of August 26, 2019, an individual and upgraded PACER account is required to request admission to practice or file in the United States Court of Federal Claims. For more information on attorney admissions, please visit www.uscfc.uscourts.gov/cmecf_nextgen.

Plan for NextGen CM/ECF

To ensure a successful installation of NextGen CM/ECF, electronic filing will be suspended from 12:00 p.m. (EDT) on Friday, August 23, 2019, through 6:00 a.m. (EDT) on Monday, August 26, 2019. Although the Clerk's Office will be open on August 23, 2019, it will be deemed inaccessible under Rule 6 of the Rules of the United States Court of Federal Claims for purposes of calculating deadlines.

About NextGen CM/ECF

With the upgrade to NextGen CM/ECF, court filers will use a single sign-on for electronic filing, PACER access, and access to all federal courts on NextGen CM/ECF (i.e., no more multiple accounts). Visit www.uscfc.uscourts.gov/cmecf_nextgen for more information.

In the United States Court of Federal Claims

July 30, 2019

GENERAL ORDER

On August 26, 2019, the clerk's office will implement an upgraded version of the federal judiciary's electronic case filing system.

To facilitate the installation, under Rule 6 of the Rules of the United States Court of Federal Claims (RCFC), the clerk's office and the court's current electronic filing system will be inaccessible as of 12:00 p.m. (EDT) on Friday, August 23, 2019, through 6:00 a.m. (EDT) on Monday, August 26, 2019. See RCFC 6(a)(3).

This order shall be circulated within the court, transmitted to the United States Court of Federal Claims Bar Association, posted in the Office of the Clerk of Court, and posted on the court's website.

IT IS SO ORDERED.

MARGARET M. SWEENEY

Chief Judge





UPGRADING A LEGACY PACER ACCOUNT

NextGen CM/ECF requires an upgraded PACER account.

STEP 1 Go to the PACER Service Center (PSC) site at https://www.pacer.gov and Click on the Manage My Account link.



STEP 2 Enter your PACER Username and Password and Click Login.

MANAGE MY ACCOUNT

Enter your PACER credentials to update personal information, register to e-file, make an online payment, or to perform other account maintenance functions.





Ugrading a Legacy PACER Account

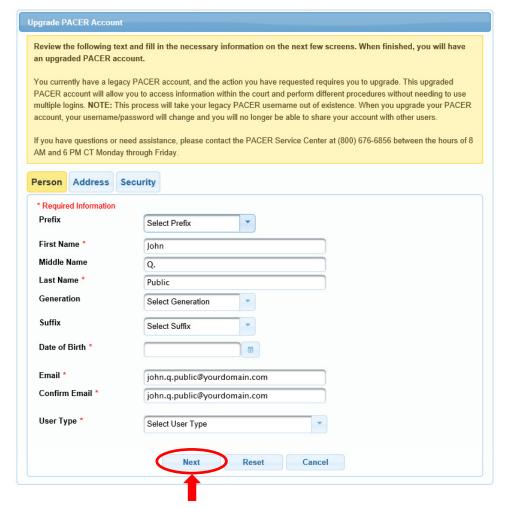
STEP 3 On the Manage My Account page, look under Account Type. If your Account Type is Legacy PACER Account, click the Upgrade link.

MANAGE MY ACCOUNT



NOTE: If your Account Type shows Upgraded PACER Account, you have an upgraded PACER account and do not need to continue.

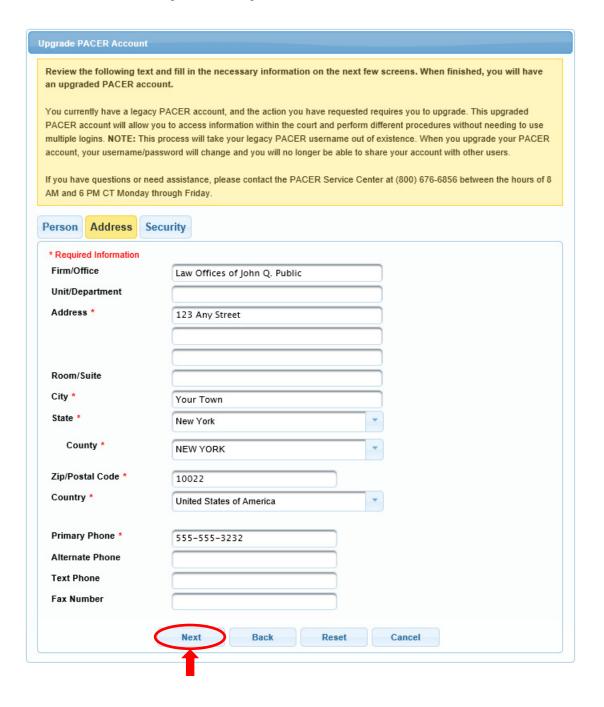
STEP 4 On the Person tab, complete all the required information. Click Next.





Ugrading a Legacy PACER Account

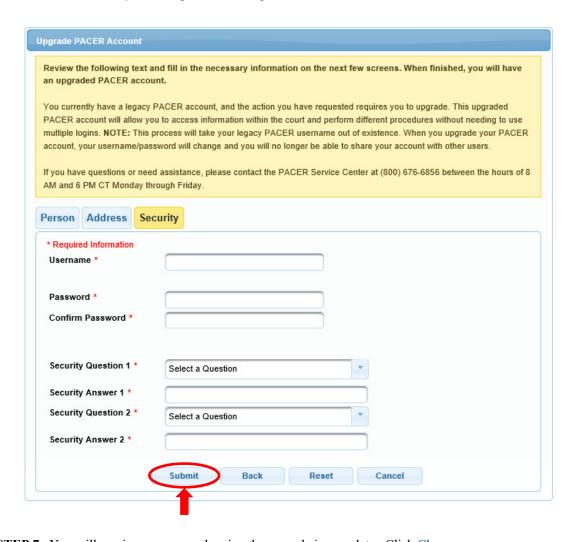
STEP 5 On the Address tab, complete all the required information. Click Next.





Ugrading a Legacy
PACER Account

STEP 6 On the Security tab, complete all the required information. Click Submit.



STEP 7 You will receive a message showing the upgrade is complete. Click Close.







Register for an Individual PACER Account

As of August 26, 2019, attorneys will no longer be able to use shared office PACER accounts to access United States Court of Federal Claims documents online. Attorneys who are members of the Court of Federal Claims' bar and who already have electronic filing access will need to create and use individual PACER accounts to continue accessing court filings.

- 1. Go www.pacer.gov
- 2. Select Register from the main menu bar, then click Start.
- 3. Click View as the registration type to begin the registration process.



4. Complete the personal information and account information pages. For account creation assistance please contact the PACER Service Center at 800-676-6856.

PACER Administrative Account (PAA) Policies and Procedures

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PACER Administrative Account

The PAA includes the following features:

- The PAA administrator chooses which accounts to link to the PAA and sends an invitation to the individual user.
- The user may link his/her account to the PAA by accepting the request to join the PAA.
- Each user is an account owner and will take that same account to a new firm, where it can be linked to that organization's PAA.
- Individual users make updates to their own account.
- Either the PAA owner or the individual account owner will be able to unlink the account from a PAA when an attorney leaves.

PAA Administrator

The PAA can only be used for administrative purposes and does not provide access to case information. A PAA administrator is assigned to the PAA on behalf of the organization. This individual is responsible for the firm billing process.

Firm Billing Policies

- All charges associated with each individual PACER account are accrued to the PAA.
- Total charges for all associated PACER logins must be less than \$15 per quarter in order for the PAA to qualify for the \$15 waiver.
- The organization or firm is financially responsible for all associated PACER accounts.
- If the balance due on the PAA is not paid in full each quarter, access to the PACER service is suspended for all associated PACER accounts.
- The PAA is subject to the collection procedures described in the PACER Policies and Procedures document (https://www.pacer.gov/documents/pacer_policy.pdf).
- If the PAA has a past-due balance, new PACER accounts cannot be linked.
- PACER billing occurs in January, April, July, and October.
- One invoice is generated for the PAA. Itemization of charges for each PACER account is included in the invoice.
- A notification email is sent to the PAA administrator when the PAA invoice is available on the PACER website.
- Invoices are not generated and sent to PACER users associated with a PAA; however, PACER users have access to view their detailed transaction history.

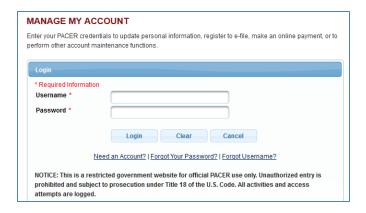
Add Existing PACER Account to the PAA

The PAA administrator may request to link an individual PACER account to the PAA through the PACER website.

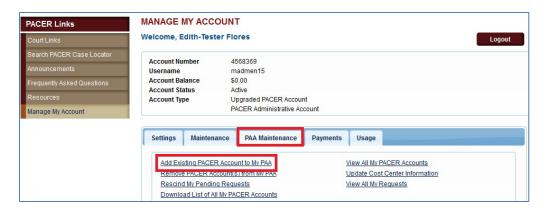
NOTE: The user must accept the request before an account is added to the PAA. The firm or organization is then responsible for all charges incurred by that account.

To add an existing PACER account:

1. Log in to Manage My Account.

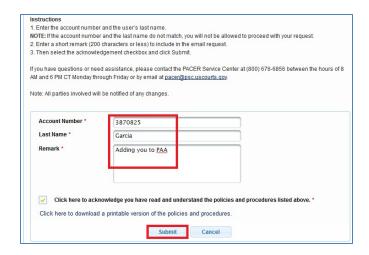


2. Click the PAA Maintenance tab and select Add Existing PACER Account to My PAA.



3. Enter the last name and PACER account number in the **Account Number** field. Enter a brief message that explains the nature of the request in the **Remark** field. Select the acknowledgement checkbox, and then click **Submit**.

NOTE: Your remark should be between 10 and 200 characters. This is included in the request email sent to the user.



NOTE: An email is sent to the PACER user that contains a hyperlink to accept the request to join the PAA. The request expires after 15 days.

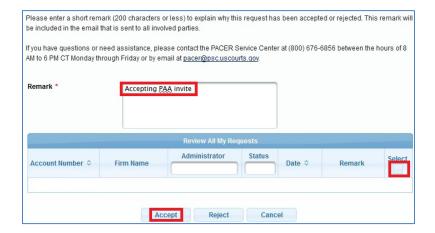
The PACER user must:

- 4. Log in to Manage My Account.
- 5. Under Settings, click View Pending Requests to Join a PAA.
- 6. Enter a brief message in the **Remark** field (e.g., accept PAA invite).



NOTE: The remark should be between 10 and 200 characters. This is included in the request email sent to the user.

7. Click the **Select** checkbox to select the desired request. Click **Accept**.



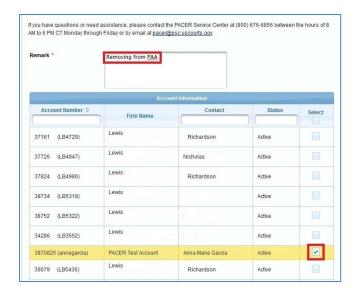
Unlink a PACER Account

The PAA administrator must:

- 1. Log in to Manage My Account.
- 2. In the PAA Maintenance tab, click Remove PACER Account(s) from My PAA.



- 3. Enter a brief message in the **Remark** field (e.g., Removing PAA).
- 4. In the Account Information section, click the **Select** checkbox next to the user you want to unlink from your PAA.



5. Click Submit.



View Billing Information and/or View Quarterly Invoice

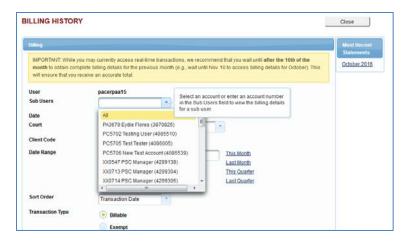
The PAA administrator may view detailed transactions for all PACER users associated with the PAA and download the quarterly invoice.

1. Log in to Manage My Account.

2. Click the **Usage** tab, and select **View Detailed Transactions** to view or download usage for all PACER accounts in one report or for each account, including sorting by client code.



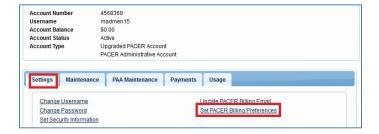
3. Click the Sub Users dropdown. Then select the **All** option or an individual account, or enter an account number to view billing details for a sub-user.



Change the Client Code Field to Mandatory

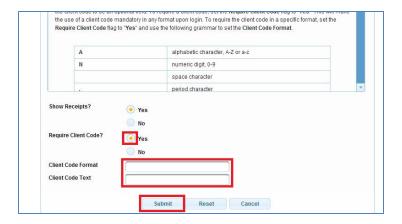
The Client Code option allows you to track charges for future billings. The PAA administrator may require that each PACER user associated with the PAA enter a client code at login by completing the following:

- 1. Log in to **Manage My Account**.
- 2. In the Settings tab, click **Set PACER Billing Preferences**.



3. Select **Yes** next to Require Client Code? When you do this, two additional fields will appear.

- 4. Use the instructions at the top of the page to decide on the client code format. Enter the client code format in the Client Code Format field.
- 5. Enter the **client code** in the Client Code Text field.
- 6. Click **Submit**.





United States Court of Federal Claims



LINKING YOUR CURRENT USCFC CM/ECF ACCOUNT TO YOUR INDIVIDUAL UPGRADED PACER ACCOUNT

Beginning August 26, 2019, existing Court of Federal Claims CM/ECF users will need to link their existing CM/ECF accounts to their individual upgraded PACER accounts to access the filing system. Linking is a one-time process that can be completed on or after August 26, 2019. Below are the steps to link your upgraded PACER account and current CM/ECF account.

Linking Your Current USCFC CM/ECF Account

STEP 1 Go to the USCFC CM/ECF site at https://ecf.cofc.uscourts.gov. Click on the United States Court of Federal Claims - Document Filing System link.



STEP 2 Input your PACER Username and Password and click Login. Do not log on using a shared PACER account.

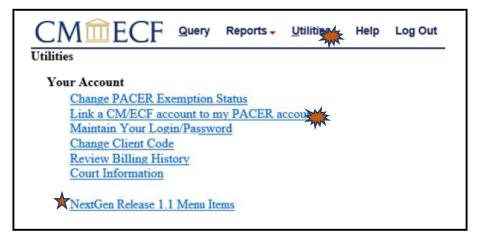




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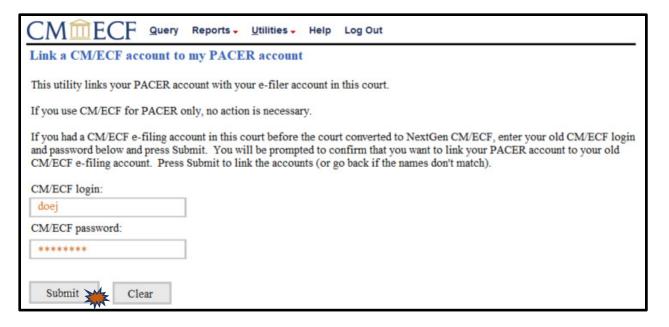


STEP 3 Click Utilities, and then click the Link a CM/ECF account to my PACER account link.



NOTE: If you do not see the Link a CM/ECF account to my PACER account link on the Utilities page, please click on the NextGen Release 1.1 Menu Items link.

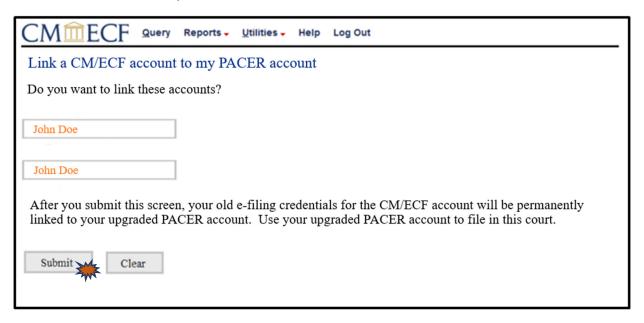
STEP 4 Enter your current USCFC CM/ECF credentials in the CM/ECF login and CM/ECF password fields. Click Submit.







STEP 5 Verify that the USCFC CM/ECF account and upgraded PACER account information listed are accurate. If so, click Submit.



STEP 6 You have successfully linked your accounts. You will now use your upgraded PACER account to access both PACER and NextGen CM/ECF for the United States Court of Federal Claims. Click on any link (except Log Out) to refresh the screen and view the Civil menu items for filing.



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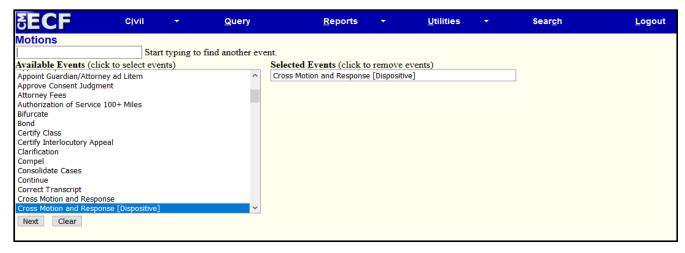
LINKING FILINGS IN CM/ECF

When filing a document in CM/ECF, it is important to link it to previous filings related to the document. Proper linking will ensure that other parties will be able to properly link to the document and will facilitate the court's review of the document.

When Linking Is Required

When required by CM/ECF to link a document to a prior filing, take care to link to the proper entry. The following example demonstrates proper linking when filing a combined response to a Motion Dismiss and a Cross Motion for Summary Judgment.

STEP 1: Ensure that the proper event is used: "Cross Motion and Response (Dispositive)" and not "Response to Motion to Dismiss/Summary Judgment"



STEP 2: When prompted to select the related document, select the previously docketed Motion to Dismiss.



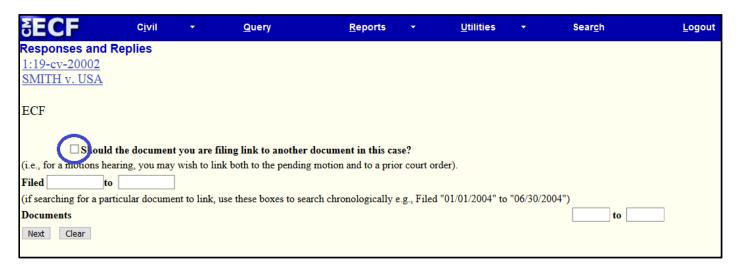


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When Linking Is Presented as an Option

When filing certain documents in CM/ECF, a screen will appear that asks whether the document should be linked to a previously filed document. If the document being filed is related to a previously filed document, check the box next to the question before clicking on the "Next" button.



If you have any questions about properly linking documents, please contact the CM/ECF Help Desk at (202) 357-6402 or CFC_CMECFHelpDesk@cfc.uscourts.gov.



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CITATION FORMATS

To facilitate the court's review of party submissions, such as motions and briefs, the following citation formats are recommended unless otherwise directed by the presiding judicial officer.

External Citations: Case Law, Statutes, Regulations, and Other Sources

For case law, statutes, regulations, and other external sources, use standard Bluebook formats or other formats typically used by, or unique to, the court. Examples of unique citations include:

- RCFC 12(b)(l); R. Ct. Fed. Cl. 12(b)(l); Vaccine Rule 8
- Doe v. United States, 123 F.2d 456 (Ct. Cl. 1941)
- Smith v. Sec'y of HHS, No. 12-345V, 2019 WL 6789 (Fed. Cl. Spec. Mstr. Jan. 2, 2019)
- Jones v. Sec'y of HHS, No. 13-456V, 2019 U.S. Claims LEXIS 7892 (Fed. Cl. Spec. Mstr. Jan. 2, 2019)

Internal Citations: Documents Filed in CM/ECF

For documents filed in a case, include the document number and the page number in the citation. For documents filed in a different case before the U.S. Court of Federal Claims, include the case number, document number, and page number in the citation. Citations should follow this format:

<Keyword> <Case Number> <Document Number> <Page Number>

- The keyword can be: Doc., Dkt., ECF, or ECF No.
- The case number, if used, should be in the following format: 1:12-cv-1234
- The document number can be the number of the main document (ex.: 123) or an attachment (ex.: 123-1)
- The page number refers to the number appended to the document by ECF, and can be a numeral (ex: 12) or a "p." followed by the numeral (ex.: p. 12)

Examples include:

Doc.123	document 123 in the same case (main document)
ECF No. 12-1	document 12 in the same case, first attachment
Dkt. 1:12-cv-1234 14 p. 2	case 1:12-cv-1234, document 14, page 2
ECF 1:12-cv-1234 14 2	case 1:12-cv-1234, document 14, page 2