

UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF MICHIGAN
505 THEODORE LEVIN UNITED STATES COURTHOUSE
231 W. LAFAYETTE BOULEVARD
DETROIT, MICHIGAN 48226

DAVID J. WEAVER
COURT ADMINISTRATOR
313-234-5051
Fax 313-234-5399

DIVISIONAL OFFICES
ANN ARBOR
BAY CITY
FLINT
PORT HURON

NOTICE OF NEW RULE AND PROPOSED AMENDED RULES

On October 7, 2013, the Judges of the United States District Court for the Eastern District of Michigan approved new LR 42.1, Motions to Consolidate, effective November 1, 2013.

Pursuant to Fed. R. Civ. P. 83, proposed new LR 42.1 was previously published for comment.

On October 7, 2013, the Court also approved the publication of the following rules for comment:

- LR 83.11, Assignment and Reassignment of Civil Cases to Judges
- LR 83.20, Attorney Admission

In order to be assured consideration, comments in writing, which may include recommended changes to the proposed amendments, should be received by the Court not later than Friday, November 15, 2013. Comments may be sent to Local_Rules@mied.uscourts.gov or to Local Rules, 505 Theodore Levin United States Courthouse, 231 W. Lafayette Boulevard, Detroit, Michigan 48226.

[Additions are indicated by underline, and deletions by strikethrough.]

LR 42.1 **Motions to Consolidate**

(a) A party seeking to consolidate cases under Federal Rule of Civil Procedure 42(a) must:

(1) file a motion in the case with the earliest case number; and

(2) file a notice of the motion in each related case.

(b) The district judge presiding in the earliest numbered case will decide the motion. However, the motion may not be granted unless the judges presiding in the related cases consent.

(c) If the motion is granted, the consolidated cases will be reassigned to the judge

presiding in the earliest numbered case.

LR 83.11 Assignment and Reassignment of Civil Cases to Judges

(b) Reassignment of Civil Cases.

(7) Companion Cases.

(A) Companion cases are cases in which it appears that:

- (i) substantially similar evidence will be offered at trial, or
- (ii) the same or related parties are present and the cases arise out of the same transaction or occurrence, or
- (iii) they are Social Security cases filed by the same claimant.

LR 83.20 Attorney Admission

(f) Local Counsel.

(3) Inapplicable to Criminal Cases. Local counsel appearances are not required in criminal cases.

COMMENT: ***

Local counsel appearances under (f) do not apply to

bankruptcy cases, which are governed by the bankruptcy
court's orders, rules, and policies, ~~or to criminal cases,~~
~~which are governed by LCrR 57.1. 06/04/2012 xx/xx/2013~~

October 8, 2013