



**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN**

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NOTICE OF PROPOSED AMENDMENTS TO LOCAL RULES

At their regular meeting on December 4, 2023, the Judges of the United States District Court for the Eastern District of Michigan approved for publication and comment amendments to the following local rules:

- LR 5.1, Filing of Papers
- LR 83.4, Disclosure of Corporate Affiliations and Financial Interest
- LR 83.32, Possession and Use of Electronic Devices in Federal Court Facilities

In order to be assured consideration, comments in writing, which may include recommended changes to the proposed amendments, should be received by the Court no later than January 19, 2024. Comments may be sent to Local_Rules@mied.uscourts.gov or to Local Rules, 539 Theodore Levin United States Courthouse, 231 W. Lafayette Boulevard, Detroit, Michigan 48226.

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

LR 5.1 Filing of Papers

(a) Papers presented for filing must comply with the following:

(1) – (3) [Unchanged]

(4) Disclosing Use of Artificial Intelligence.

(A) “Artificial intelligence” or “AI” means the capability of computer systems or algorithms to imitate intelligent human behavior.

(B) “Generative artificial intelligence” or “Generative AI” means artificial intelligence that is capable of generating new content (such as images or text) in response to a submitted prompt (such as a query) by learning from a large reference database of examples.

(C) If generative AI is used to compose or draft any paper presented for filing, the filer must disclose its use and attest that citations of authority have been verified by a human being by using

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print volumes or traditional legal databases and that the language in the paper has been checked for accuracy by the filer.

(b) – (e) [Unchanged]

LR 83.4 Disclosure of Entity Corporate Affiliations, and Financial Interest, and Citizenship

(a) Parties Required to Make Disclosure.

(1) With the exception of the United States Government or agencies thereof, or a state government or agencies or political subdivisions thereof, all corporate parties Every non-governmental entity that is a party to a civil case, a non-governmental entity that seeks to intervene, an entity and all corporate defendants in a criminal case must file a Statement of Disclosure of Corporate Affiliations and Financial Interest as described in part (d). A negative report is also required.

(2) For the purposes of this Rule and the Statement of Disclosure, the term “entity” refers to any corporation, partnership, trust, limited liability company, unincorporated association, and any other organization with a legally recognized existence.

(b) Entities - Financial Interest to be Disclosed.

(1) Whenever a corporation which is a party to a case is a parent, subsidiary, or affiliate of any non-party entity publicly owned corporation not named in the case, counsel for the corporation which is a party entity must identify file on the sStatement of dDisclosure provided in (c) identifying the non-party entity parent corporation or affiliate and the its relationship to between it and the corporation which is a party entity to the case. A corporation party entity is considered an affiliate of a publicly owned corporation non-party entity for purposes of this Rule if it the party entity controls, is controlled by, or is under common control with a publicly owned corporation the non-party entity.

(2) A party entity must identify any non-party entity that owns 10% or more of the non-party entity’s stock or otherwise has at least a 10% ownership interest in the party entity.

(3) Whenever, by reason of insurance, a franchise agreement, lease, profit sharing agreement, or indemnity agreement, a publicly owned corporation non-party entity or its affiliate, not a party to the case, has a substantial direct financial interest in the outcome of the litigation, counsel for the party entity whose interest is aligned with that of the publicly owned corporation or its affiliate non-party entity must identify on the Statement of Disclosure file the statement of disclosure provided in (c) identifying the publicly owned corporation non-party entity and the nature of its or its affiliate’s substantial that non-party entity’s direct financial interest in the outcome of the litigation. (3) The duty of disclosure by the corporate parties described in this Rule is continuing.

(c) Parties in Diversity Cases. Whenever the jurisdiction of a cause of action is based on diversity of citizenship under 28 U.S.C. § 1332(a), every party entity must identify on the Statement of Disclosure the name and citizenship of every individual or entity whose citizenship is attributed to that party.

(d) Statement of Disclosure. The ~~s~~Statement of ~~d~~Disclosure must be made on a form provided by the Clerk. A party entity must and filed, the Statement of Disclosure as part of the first pleading or paper filed by the party in this Court, or as soon as the party becomes aware of the corporate affiliation or financial interest, or as otherwise ordered by the judge to whom the case is assigned. The duty of disclosure described in this Rule is continuing, and a party must file promptly a supplemental statement immediately upon filing new or additional information immediately upon learning new or additional information, including when any later event occurs that could affect the Court's jurisdiction under § 1332(a).

LR 83.32 Possession and Use of Electronic Devices in Federal Court Facilities

(a) [Unchanged]

(b) Exempted Persons and Uses ~~Permitted and Prohibited Practices~~

(1) [Unchanged]

(2) Exempted Persons - Subject to subparagraph (c), below, the following persons are permitted to carry and use Electronic Devices within federal court facilities in the Eastern District of Michigan:

(A)– (H) [Unchanged]

(I) Attendees at Naturalization Ceremonies may use a Personal Electronic or Computing Device only to take still photographs in the Detroit Room or any courtroom in which the ceremony takes place.

(3) – (5) [Unchanged]

(c) Conditions for authorized use of Personal Electronic Devices

Unless express permission to the contrary is given by the presiding judicial officer, the following conditions and restrictions apply to those individuals authorized to carry a Personal Electronic Device:

(1) – (5) [Unchanged]

(6) Prospective jurors and seated jurors may bring into a Federal Court facility their Personal Electronic Device, and electronic book readers of any kind, including but not limited to Kindles, Nooks, iPads, and any type of electronic tablet reading device, but may not use the device in ~~on~~ any way except upon permission of a judicial officer. No juror may use an electronic device to access the Internet in any Federal Court facility or its environs.

(d) Conditions for authorized use of General Purpose Computing Devices

(1) – (3) [Unchanged]

(4) A district judge or magistrate judge may authorize Internet access is not provided for personally owned devices, and eCounsel, however, should still come prepared with all needed material

loaded on the device prior to the commencement of court in case there is an issue receiving internet service. A user may NOT access the Internet by any wireless means during jury selection ~~while in the courtroom~~.

(5) – (10) [Unchanged]

(e) **Permitted and Prohibited Uses**

(1) [Unchanged]

(2) Taking photographs or video or audio recordings in connection with any Judicial Proceeding (including any participants in a Judicial Proceeding while they are in a courtroom or its environs), and the recording or broadcasting of Judicial Proceedings by radio or television or other means is prohibited.

(3) [Unchanged]

(4) A district judge or magistrate judge may authorize:

(A) [Unchanged]

(B) The radio or television broadcasting, audio or video recording or photographing of court proceedings, but only pursuant to, a resolution of the Judicial Conference of the United States.

The judicial officer will provide by written notice to the United States Marshal that such permission has been granted.

(5) [Unchanged]

(f) – (h) [Unchanged]