

## **Rule 2.87. Adoption of Mandatory Electronic Filing and Service; Exceptions.**

### **(a) Mandatory Electronic Filing and Service.**

Pursuant to Code of Civil Procedure section 1010.6(d) and Rules 2.252 and 2.253 of the California Rules of Court, the Court adopts mandatory electronic filing and service in Designated Cases. Designated Cases will be announced on the Court's website at [www.cc-courts.org](http://www.cc-courts.org). The Court anticipates initially listing Designated Cases in approximately March 2022, to include the majority of case types excluding Criminal and Juvenile matters. Represented parties in Designated Cases must file documents and allow for service electronically.

At the time the Court includes a case type among Designated Cases, this Rule shall supersede any other rules herein which may refer to filing by other-than-electronic means, except that those other rules shall apply to parties excepted from this rule as set forth below.

### **(b) Exceptions**

#### **(1) Self-Represented Litigants.**

This rule shall not apply to self-represented litigants, but self-represented litigants are permitted and encouraged to electronically file and serve documents if they so elect.

#### **(2) Motion for Exemption from Mandatory Electronic Filing and Service**

Any party may move the Court for an order exempting it from the provisions of this Rule. The motion shall be made on Judicial Council form EFS-007, Request for Exemption from Mandatory Electronic Filing and Service, on which the applicant shall state facts supporting the request under penalty of perjury, and shall be accompanied by EFS-008, Order of Exemption from Electronic Filing and Service.

### **(c) Designated Vendors**

A list of approved vendors for electronic filing and service will be published to the Court's website.

### **(d) Electronic Service Address; Obligation to Update**

Each represented party – and self-represented party upon election to participate in electronic filing and service – must provide an electronic address for service on the first occasion that party files any paper electronically. A party whose electronic service address changes while their case is pending must promptly notify the Court and all parties by electronically filing a notice of change of electronic service address or Judicial Council form EFS-010, Notice to Change Electronic Service Address.

**(e) Format of Electronically-Filed Documents; Electronic Signatures**

Electronically-filed documents must comply with the format requirements of Rule 2.100 *et seq.* of the California Rules of Court. Signatures on electronic documents must comply with Rule 2.257 of the California Rules of Court.

**(f) Parties Responsible for Redaction**

Rule 1.201 of the California Rules of Court applies to redaction of electronically-filed documents other than documents which are filed in their entirety either confidentially or under seal. Parties and their counsel are solely responsible for redacting personally-identifiable, confidential, or privileged information from documents filed electronically where redaction is required. The Clerk will not review electronically-filed documents for compliance with redaction requirements of any kind. The Court may impose sanctions for violations of this rule.

**(g) Documents That Cannot Be Electronically Filed**

Upon announcing any Designated Cases, the Court will also list any documents that cannot be electronically filed in the respective case type(s). Such documents shall be filed as otherwise provided in these Rules.

*(Rule 2.87, new effective 1/1/22)*