



UNITED STATES DISTRICT COURT District of Minnesota

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118 South Mill Street
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PUBLIC NOTICE

Date: June 4, 2018
Contact: Tricia Pepin
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PROPOSED AMENDMENTS TO LOCAL RULE 5.6

The United States District Court for the District of Minnesota is issuing for public comment proposed amendments to Local Rule 5.6, Filing Documents Under Seal in Civil Cases. A summary of the proposed amendments is provided below. To see the proposed amendments in redline and final form and the proposed revised Joint Motion Regarding Continued Sealing Form, please visit the court's website at www.mnd.uscourts.gov.

Summary of Proposed Amendments to LR 5.6

Proposed amendments throughout LR 5.6 clarify that the procedures of LR 5.6 also apply to objections filed under LR 72.2.

The proposed amendments to LR 5.6(d)(1) clarify that the document filed under temporary seal must be filed as a separate document (e.g., ECF No. 15) or as a separate attachment (e.g., ECF No. 15-3).

The proposed amendments add a new subsection, LR 5.6(d)(1)(C), to address what happens to documents filed under temporary seal when there is an intervening amendment of a pleading, remand, settlement, stay, transfer, or other event so that the court does not rule on the underlying motion under LR 7.1 or objection under LR 72.2. New subsection LR 5.6(d)(1)(C) states that if the seal does not expire as provided in LR 5.6(d)(1)(B), the document will remain under seal unless otherwise ordered by the court.

The proposed amendments to LR 5.6(d)(2) clarify that when only part of a document contains confidential information, the parties must identify precisely what information

must remain sealed and what information may be disclosed. The proposed Advisory Committee Note explains that parties may meet the requirements of LR 5.6(d)(2) by specifying where the information is located in the document or by submitting proposed redactions. Proposed revisions to the Joint Motion Regarding Continued Sealing form correspond with the proposed amendments to LR 5.6(d)(2).

All other proposed amendments are intended to be stylistic only.

Public Comment Instructions

Comments should be provided in writing to the Clerk of Court at the address above, or by e-mail to MnFedRules@mnd.uscourts.gov. The court will consider adoption of the proposed amendments after reviewing any comments or suggestions submitted on or before July 13, 2018. Please note that all public comments received by the court will be made available to the public.