

State of New York
Unified Court System



Lawrence K. Marks
Chief Administrative Judge

25 Beaver Street
New York, N.Y. 10004
(212) 428-2100

MEMORANDUM

To: All Interested Bar Associations and Persons

From: Lawrence K. Marks *CM*

Re: Expansion of Mandatory Electronic Filing;
Albany County Supreme Court - Tax Certiorari cases.

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I am pleased to provide the Bar and other interested persons with an update on the progress of the New York State Courts' Electronic Filing System ("NYSCEF"). As authorized under Chapter 237 of the Laws of 2015, expansion of the mandatory e-filing program has been proposed for Supreme Court, Albany County for all tax certiorari cases, effective July 1, 2016.

Persons wishing to comment on this proposal should e-mail their submissions to efilingcomments@nycourts.gov **by no later than June 27, 2016**. A new page has been created on the Unified Court System's website - www.nycourts.gov/rules/efiling/ - for the purpose of providing notice to the public of proposed new or expanded mandatory e-filing programs, and for the posting of any comments received in connection with such proposals. Any person who wishes to comment but lacks access to a computer may forward comments by regular mail to:

Jeffrey Carucci
Statewide Coordinator for Electronic Filing
60 Centre Street, Room 119M
New York, NY 10007

As we move forward with implementation of e-filing in Supreme Court, Albany County, please be assured that we will work with local bar associations to provide necessary training for attorneys and paralegals. The NYSEF system is intuitive and easy to use. Training will be offered by the staff of the E-Filing Resource Center both on-line and on-site. Participants in the on-line sessions receive two CLE hours free of charge. Information on these training sessions is available on the NYSCEF website: www.nycourts.gov/efile, or by contacting the Resource Center at 646-386-3033 or efile@nycourts.gov. Attorneys may go to the NYSCEF

website to register on-line for upcoming training sessions at these sites. In addition, counties that are new to mandatory e-filing may schedule and advertise their own training sessions.

Please note that Chapter 237 continues to provide an opt-out mechanism in mandatory e-filing cases for those attorneys who certify in good faith that they lack the requisite hardware, electronic connection or technical knowledge to participate in e-filing. However, Chapter 237 has changed the law so that unrepresented litigants are now automatically exempt from participating in e-filing and are no longer required to opt out. Unrepresented litigants may still participate voluntarily in e-filing. Information on how to do so is available at: <http://www.nycourts.gov/efile-unrepresented>.

A complete listing of currently authorized mandatory and consensual e-filing programs is available on the NYSCEF website's "Rules and Legislation" page by clicking on the link for "Administrative Orders." E-filing represents an important advance for the courts and the legal profession in New York State. We thank you for the wonderful support and cooperation you have shown, and look forward to continuing to work closely with you as the program continues to move forward.

cc: Hon. Michael V. Coccoma
Hon. Thomas A. Breslin
Hon. Margaret Walsh
Hon. Bruce A. Hidley
Ronald P. Younkins
Maria Barrington
Charles Diamond
Beth A. Diebel
Jeffrey Carucci
Holly Nelson Lütz