

## NOTICE TO THE BAR

### **PRETRIAL DETENTION APPEALS – APPELLATE DIVISION PROCEDURES; MANDATORY ELECTRONIC FILING (EFFECTIVE JANUARY 1, 2017)**

Pursuant to the Supreme Court's October 19, 2016 Order adopting new Rule 2:9-13 and amendments to Rule 2:9-1 effective January 1, 2017, please note that **pretrial detention appeals to the Appellate Division must be electronically filed effective January 1, 2017.**

Accordingly, all attorneys are required to file electronically in this fifth case type (pretrial detention appeals) in addition to the other four case types listed below as previously required by the Supreme Court's April 12, 2016 order, which was effective July 1, 2016:

- a. Criminal appeals;
- b. Children in Court (FG and FN) appeals;
- c. Sexually Violent Predator (SVP) appeals;
- d. Civil Commitment Appeals; and
- e. **Pretrial detention appeals**

In order to file documents with the Appellate Division electronically and view electronic case jackets, attorneys must be registered with eCourts - Appellate and have a collateral account with the Judiciary Account Charge System (JACS). Instructions on how to register for eCourts - Appellate and to obtain a JACS Account may be found at: <http://www.judiciary.state.nj.us/appdiv/eDATA/index.html>.

Appeals from orders granting pretrial detention are expedited and must be filed electronically within seven days of the date of the order granting detention. Any such appeal must be filed using a pretrial detention Expedited Information Form. Any co-defendants must be listed on the Expedited Information Form.

If transcripts are ordered for a pretrial detention appeal, the transcripts must be ordered electronically as "expedited" as required by Rule 2:9-13(b) so that the transcripts will be completed within seven days.

Attorneys in the five case types identified above who attempt to file paper pleadings and documents will have those documents returned stamped as "Received But Not Filed – Must Be Filed Electronically." An accelerated date for resubmission in the proper manner (electronically) will be included with the returned documents.

/s/ Joseph H. Orlando

Clerk of the Appellate Division

Dated: December 21, 2016