

In the Matter of Prohibiting Electronic) CHIEF JUSTICE ORDER
Filing of Applications for Fee Waiver) No. 13-015
or Deferral under UTCR 21.050(2)(a))
and Proposed Orders and Judgments) ORDER PROHIBITING ELECTRONIC FILING OF
under UTCR 21.080(4)) APPLICATIONS FOR FEE WAIVER OR DEFERRAL
) UNDER UTCR 21.050(2)(a) AND PROPOSED
) ORDERS AND JUDGMENTS UNDER UTCR 21.080(4)

I HEREBY ORDER, pursuant to ORS 1.002 and UTCR 1.020, that:

1. UTCR Chapter 21 currently permits electronic filing of applications for fee waiver or deferral and proposed orders and judgments, as follows:

UTCR 21.050(2)(a):

(2) Fee Waivers and Deferrals

- (a) Except as provided in subsection (b) of this rule, a filer may apply for a waiver or deferral of court fees and costs, as provided in ORS 21.682 and ORS 21.685, when submitting for electronic filing a document that constitutes an appearance, motion, or pleading for which a fee is required, with an accompanying application for a waiver or deferral of a required fee. The document will not be accepted for filing unless the court grants the fee waiver or deferral.

UTCR 21.080(4):

- (4) If the court accepts the document for filing, the date and time of filing entered in the register relate back to the date and time the electronic filing system received the document. When the court accepts the document, the electronic filing system will affix the date and time of submission on the document, thereby indicating the date and time of filing of the document. When the court accepts a document for filing, the electronic filing system sends an email to the filer, unless the filer has elected through system settings not to receive the email.
 - (a) The provisions of this subsection do not apply to a proposed order or judgment that is electronically filed.
 - (b) When the court accepts a proposed order or judgment through the electronic filing system, the document is deemed submitted for judge review.

2. Notwithstanding UTCR 21.050(2)(a) and UTCR 21.080(4), applications for fee waiver or deferral and proposed orders and judgments may not be electronically filed through the Oregon circuit courts' electronic filing system absent further order from the Chief Justice.

3. This order takes effect immediately.

Dated this 26th day of March, 2013.



Thomas A. Balmer, Chief Justice