

IN THE SUPREME COURT, STATE OF WYOMING

OCTOBER TERM, A.D. 2004

In the Matter of the Adoption of )  
An Amendment to Rule 5 of the )  
Wyoming Rules of Civil Procedure )

IN THE SUPREME COURT  
STATE OF WYOMING  
FILED

MAR 28 2005

ORDER ADOPTING AMENDMENT TO RULE 5 OF  
THE WYOMING RULES OF CIVIL PROCEDURE

JUDY PACHECO, CLERK  
*Claudia Thompson*  
by DEPUTY

This matter came before the Court by direction of the Board of Judicial Policy and Administration. The Court has determined that an amendment to Rule 5 of the Wyoming Rules of Civil Procedure is necessary and proper. It is, therefore,

**ORDERED** that the amendment to Rule 5 of the Wyoming Rules of Civil Procedure, a copy of which is attached hereto, is adopted and that the amendment shall be effective on July 1, 2005. It is further

**ORDERED** that the amendment shall be published in the advanced sheets of the Pacific Reporter and the Wyoming Reporter and thereafter be spread at length upon the journal of this Court.

DATED this 28<sup>TH</sup> day of March, 2005.

BY THE COURT:

*William U. Hill*

WILLIAM U. HILL  
Chief Justice

## RULE 5. SERVICE AND FILING OF PLEADINGS AND OTHER PAPERS

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(e) *Filing with the court defined.* -- The filing of pleadings and other papers with the court as required by these rules shall be made by filing them with the clerk of the court, except that the judge may permit the papers to be filed with the judge, in which event the judge shall note thereon the filing date and forthwith transmit them to the office of the clerk. Papers may be filed, signed, or verified by electronic means if the necessary equipment is available to the clerk and ~~no~~ no documents shall be transmitted to the court by facsimile or electronic means for filing without prior telephonic approval has been obtained from the clerk's office notification to the clerk of court. Only under emergency circumstances shall documents be filed by facsimile transmission. Any paper filed by electronic means must be followed by an identical signed or otherwise duly executed original, or copy of any electronic transmission other than facsimile transmission, together with the fee as set forth in the Rules For Fees and Costs for District Court or the Rules For Fees and Costs For Circuit Court, mailed within 24 hours of the electronic transmission. The clerk upon receiving the original or copy shall note its date of actual delivery, and shall ~~maintain both~~ replace the facsimile or other electronic transmission ~~and the original or copy~~ in the court file. A paper filed by electronic means in compliance with this rule constitutes a written paper for the purpose of applying these rules. No document which exceeds ten (10) pages in length may be filed by facsimile. All format requirements contained in applicable rules must be followed. The clerk shall not refuse to accept for filing any paper presented for that purpose solely because it is not timely presented or in proper form as required by these rules. The court may reject any paper filed not in compliance with this rule.