

Amend Local Admiralty Rule 2

The section of LadR 2 now reads:

LAdR 2. Process: Return Thereof.

(b) Unless otherwise ordered by the Court, all process from this Court within the scope of Supplemental Rules C and D shall be returnable by Verified Claim within ten (10) days after execution of the process and by motion or answer within twenty (20) days following the filing of the claim pursuant to Supplemental Rule C(6).

(c) Unless otherwise ordered by the Court, Federal Rule of Civil Procedure Rule 9(h) process from this Court in personam shall be by civil summons returnable twenty (20) days after service of the process except process within the contemplation of Supplemental Rule B which shall be in conformity therewith.

The rule is amended to read:

LAdR 2. Process: Return Thereof.

(b) Unless otherwise ordered by the Court, all process from this Court within the scope of Supplemental Rules C and D shall be returnable by Verified Claim within fourteen (14) days after execution of the process and by motion or answer within twenty-one (21) days following the filing of the claim pursuant to Supplemental Rule C(6).

(c) Unless otherwise ordered by the Court, Federal Rule of Civil Procedure Rule 9(h) process from this Court in personam shall be by civil summons returnable twenty-one (21) days after service of the process except process within the contemplation of Supplemental Rule B which shall be in conformity therewith.

All other sentences of the rule will remain unchanged. Change is in effect December 1, 2009.

Amend Local Admiralty Rule 3

The section of LadR 3 now reads:

LAdR 3. Publication.

(b) If the property arrested is not released within ten (10) days after execution of process, publication hereunder shall, unless otherwise ordered, be caused by the plaintiff or intervenor to be made within twenty (20) days after execution of process.

The rule is amended to read:

LAdR 3. Publication.

(b) If the property arrested is not released within fourteen (14) days after execution of process, publication hereunder shall, unless otherwise ordered, be caused by the plaintiff or intervenor to be made within twenty-one (21) days after execution of

process.

All other sentences of the rule will remain unchanged. Change is in effect December 1, 2009.

Amend Local Admiralty Rule 4

The section of LadR 4 now reads:

LAdR 4. Notice of Sale, Publication of.

Notice of sale of property in suits in rem and quasi in rem, except in suits on behalf of the United States where other notice is prescribed by statute, shall be caused by the Marshal to be published in any one of the newspapers set forth in Rule 303(a) of these Local Rules and published at least twice, the first publication to be at least one calendar week prior to the date of sale and the second publication to be at least three calendar days prior to the date of sale, unless otherwise ordered by the Court.

The rule is amended to read:

LAdR 4. Notice of Sale, Publication of.

Notice of sale of property in suits in rem and quasi in rem, except in suits on behalf of the United States where other notice is prescribed by statute, shall be caused by the Marshal to be published in any one of the newspapers set forth in Rule 303(a) of these Local Rules and published at least twice, the first publication to be at least one week prior to the date of sale and the second publication to be at least three days prior to the date of sale, unless otherwise ordered by the Court.

All other sentences of the rule will remain unchanged. Change is in effect December 1, 2009.

Amend Local Admiralty Rule 13

The section of LadR 13 now reads:

LAdR 13. Stay of Execution or of Release of Property after Judgment or Dismissal.

Except as provided in Rule LAdR 11, no execution of judgment shall issue nor shall seized property be released pursuant to judgment or order of dismissal, until ten days after its entry. Upon filing of a motion for new trial or notice of appeal or motion to set aside default within said ten-day period, a further stay shall exist for a period not to exceed thirty days from the entry of judgment or dismissal to permit the entry of an order fixing the amount of a supersedeas bond and the filing of same.

Except as provided in Rule LAdR 11, no execution of judgment shall issue nor shall seized property be released pursuant to judgment or order of dismissal, until ten days after its entry. Upon filing of a motion for new trial or notice of appeal or motion to set aside default within said ten-day period, a further stay shall exist for a period not to

exceed thirty days from the entry of judgment or dismissal to permit the entry of an order fixing the amount of a supersedeas bond and the filing of same.

The rule is amended to read:

LAdR 13. Stay of Execution or of Release of Property after Judgment or Dismissal.

Except as provided in Rule LAdR 11, no execution of judgment shall issue nor shall seized property be released pursuant to judgment or order of dismissal, until fourteen days after its entry. Upon filing of a motion for new trial or notice of appeal or motion to set aside default within said fourteen-day period, a further stay shall exist for a period not to exceed thirty days from the entry of judgment or dismissal to permit the entry of an order fixing the amount of a supersedeas bond and the filing of same.

Except as provided in Rule LAdR 11, no execution of judgment shall issue nor shall seized property be released pursuant to judgment or order of dismissal, until fourteen days after its entry. Upon filing of a motion for new trial or notice of appeal or motion to set aside default within said ten-day period, a further stay shall exist for a period not to exceed thirty days from the entry of judgment or dismissal to permit the entry of an order fixing the amount of a supersedeas bond and the filing of same.

All other sentences of the rule will remain unchanged. Change is in effect December 1, 2009.
