

Notice to the Bar, Electronic Filing of Notices of Appeal with the Appellate Division, October 25, 2000

Attorneys are permitted, at their option, to file electronically with the Appellate Division Clerk's office and to serve electronically the trial court and trial judge, via the Internet, notices of appeal in cases where the filing fee is waived or the attorney has a collateral account with the Finance Section of the Superior Court and instructs that the account be charged for the filing fee. In order for the appeal to be accepted, the notice of appeal and all of the documents required by Rule 2:5-1 to accompany same, i.e., case information statement, transcript request, the order, judgment or decision being appealed, the proof of service and, where necessary, a certification, must be simultaneously electronically transmitted. This will generally require scanning into the attorney's computer the order, judgment or decision.

Please note that, except for electronically providing copies of the appeal documents to the trial court and trial judge, nothing herein relieves attorneys from the non-electronic service and notice requirements otherwise set forth in Rule 2:5-1.

Notices of appeal transmitted electronically before 5:00 p.m. on an Appellate Division regular business day will be deemed received as of the time sent by the attorney's Internet Service Provider. Notices of appeal transmitted electronically after 5:00 p.m., on holidays or weekends will be deemed received on the next business day.

Attorneys wanting to electronically file an appeal should go to the Appellate Division web site www.judiciary.state.nj.us/appdiv/index.htm. The notice of appeal, civil and criminal case information statements and transcript request forms will be available there, along with specific instructions on how to electronically transmit same to the Appellate Division Clerk's office and the trial court and trial judge.

Only notices of appeal and the required accompanying documents which meet the criteria set forth above can be transmitted electronically to the Appellate Division Clerk's office. All other documents must be submitted in hard copy format.

Sylvia B. Pressler

Presiding Judge for Administration

Appellate Division