

**UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT**

Notice of Proposed Amendments to FIFTH CIRCUIT RULE 47

Pursuant to 28 U.S.C. § 2071, we give notice the court is considering amending 5TH Cir. R. 47.5.4 as shown below.

We will accept written comments for consideration on the proposed change through October 21, 2022:

Clerk of Court
U.S. Court of Appeals for the Fifth Circuit
ATTN: Rule Changes
600 South Maestri Place
New Orleans, LA 70130

or send comments electronically to Changes@ca5.uscourts.gov

CURRENT LOCAL RULE WITH REDLINE PROPOSED CHANGES

5th Cir. R. 47.5.4:

47.5.4 Unpublished Opinions Issued on or After January 1, 1996*. Unpublished opinions issued on or after January 1, 1996*, are not precedent, except under the doctrine of res judicata, collateral estoppel or law of the case (or similarly to show double jeopardy, notice, sanctionable conduct, entitlement to attorney's fees, or the like). An unpublished opinion may be cited pursuant to Fed. R. App. P. 32.1(a). The party citing to an unpublished judicial disposition should provide a citation to the disposition in a publicly accessible electronic database. If the disposition is not available in an electronic database, a copy of any unpublished opinion cited in any document being submitted to the court must be attached to each copy of the document, as required by Fed. R. App. P. 32.1(b). The first page of each unpublished opinion bears the following legend: ~~Pursuant to 5TH CIRCUIT RULE 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIRCUIT RULE 47.5.4.~~ This opinion is not designated for publication. *See* 5th Cir. R. 47.5.

Lyle W. Cayce
Clerk of Court