

IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE

IN RE: AMENDMENT TO COURT OF CHANCERY RULES, SECTION XVI, RULE 171

This 30th day of June 2017, IT IS HEREBY ORDERED that the Court of Chancery Rules, Section XVI, Rule 171 shall be amended, effective August 1st, 2017.

Rule 171 shall be amended as follows:

Rule 171. Briefs.

(f) Length.

(1) Type-volume limitation. ~~—Without express permission of~~ Unless otherwise ordered by the Court, ~~no main~~filings shall comply with the following word limits:

(A) Merits-Related Motions. An opening brief in support of a motion pursuant to Rules 12, 23, 23.1, 56 or answering brief or memorandum of points and authorities opening pre-trial or post-trial briefs, shall not exceed 14,000 words, and no. The answering brief filed in response shall not exceed 14,000 words. The reply brief or memorandum of points and authorities shall not exceed 8,000 words. The front cover, table of contents, table of citations, signature block, and any footer included pursuant to Rule 5.1(c) do not count toward the limitation. All other text must be counted counts toward the limitation.

(B) Other Motions. All other applications shall be made by motion without a supporting brief. The motion seeking relief shall not exceed 3,000 words. The opposition to the motion shall not exceed 3,000 words. The reply shall not exceed 2,000 words. The caption, title, signature block, and any footer included pursuant to Rule 5.1(c) do not count toward the limitation. All other text counts toward the limitation.

(C) Letters. A letter to the court shall not exceed 1,000 words. Parties may use letters to provide updates to the court or to address logistical and scheduling issues. Letters should not be used to request substantive relief. The letterhead, header, address and delivery information, caption, salutation, complimentary close,

signature, statement of enclosures and copy recipients, and any footer included pursuant to Rule 5.1(c) do not count toward the limitation. All other text counts toward the limitation.

(2) Certificate of compliance. ~~(A) Any brief or memorandum of points and authorities document listed in paragraph (f)(1) of this rule must include a certificate of compliance by in the signature block the phrase “Words:”, followed by the number of words in the document. Use of that phrase constitutes a certification by the signatory of the document, whether counsel, or an unrepresented party, that the brief or memorandum document complies with the typeface requirement and the type-volume limitation. The person preparing the certificate must state the number of words in the brief or memorandum, and In so certifying, the signatory may rely on the word count of the word-processing system used to prepare the brief or memorandum. document.~~

~~(B) Form 6 in the Appendix of Forms is a suggested form of a certificate of compliance. Use of Form 6 is sufficient to meet the requirements of paragraph (f)(2)(A) of this rule.~~