

IN THE SUPREME COURT OF THE STATE OF DELAWARE

ORDER AMENDING RULES 10.1(c) §
and 10.2(1)(b)(ii) OF THE RULES OF THE §
SUPREME COURT OF DELAWARE §

Before **STRINE**, Chief Justice; **HOLLAND**, **VALIHURA**, **VAUGHN**, and
SEITZ, Justices, constituting the Court *en banc*.

ORDER

This 8th day of December 2015, it appears to the Court that it is desirable to amend Rules 10.1(c) and 10.2(1)(b)(ii) of the Rules of the Supreme Court of Delaware to increase the per document technology fee to cover the increased costs for operating and maintaining the judiciary's electronic filing system. These amendments shall become effective January 1, 2016.

(1) Rule 10.1(c) shall be amended by adding the following underlined text and deleting the stricken text:

RULE 10.1 ELECTRONIC FILING

(c) A technology surcharge of ~~50 cents~~ \$1.50 per document shall be assessed in each eFile case for the purpose of a fund to operate the eFiling system. The Court shall expend the funds solely for the purpose of operating and maintaining the eFiling system. The technology fee is not imposed on filings by Arms of the Supreme Court, by the Department of Justice or by indigent parties or their counsel.

(2) Rule 10.2(1)(b)(ii) shall be amended by adding the following underlined text and deleting the stricken text:

RULE 10.2 EFILE ADMINISTRATIVE PROCEDURES

(1) *Registration and fees for eFiling*

...

(b) Filing fees. There are several parts to the fee structure for eFiling. These will be billed by LexisNexis using the billing arrangements established through the LexisNexis registration process. The parts are:

...

(ii) A technology fee of ~~50 cents~~ \$1.50 per document (Rule 10.1).

...

(3) With the exception of these amendments, Rules 10.1 and 10.2 shall otherwise remain unchanged. The Clerk of the Court is directed to transmit forthwith a certified copy of this Order to the clerk of each trial court in each county.

BY THE COURT:

/s/ Leo E. Strine, Jr.
Chief Justice