

## **N.D.W.V. LBR 5005-4.10**

### **Service of Documents by Electronic Means.**

(a) Electronic service of the Notice of Electronic Filing by the Clerk to registered filing users constitutes service of the filed document under the Federal Rules of Civil Procedure and the Official Bankruptcy Rules. Accordingly, if the filing party is a filing user and has filed the document or pleading electronically, it is not necessary for the filing party to provide any additional service or to file a certificate of service with respect to those filing users that received the Notice of Electronic Filing from the Clerk.

(b) Parties that are not filing users and do not receive electronic service are entitled to receive a paper copy of any electronically filed pleading or other document from the filing user. Service of such paper copy must be made according to the Federal Rules of Civil Procedure and the local rules and must be accompanied by the appropriate certificate of service. The certificate of service evidencing delivery of the paper copies to non-filing users may be electronically filed with the initial filing.

(c) Nothing contained herein shall be construed to eliminate the necessity of service of the summons and complaint in accordance with the Federal Rules of Civil Procedure and the Official Bankruptcy Rules. The return of service may be filed electronically.

#### Cross Reference

Rule 4 Fed. R. Civ. Pro.  
Rule 5 Fed. R. Civ. Pro.  
Bankruptcy Rule 7004  
Bankruptcy Rule 7005  
LR Gen P 5.01 et seq.  
N.D.W.V. LBR 5005-4.04; 5005-4.14