

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS**

GENERAL ORDER AMENDING LOCAL RULE CV-38(a)

It is hereby ORDERED that the following amendment to Local Rule CV-38(a), having been approved by the judges of this court, is adopted for immediate implementation:¹

LOCAL RULE CV-38 Jury Trial of Right

- (a) **Jury Demand.** A party demanding trial by jury pursuant to Fed.R.Civ.P. 38(b) ~~must~~ is encouraged to do so by electronically filing a separate document styled as a “jury demand.” If the jury demand is included in a pleading, that pleading must bear the word “jury” at the top, immediately below the case number. See Fed.R.Civ.P. 38(b)(1).

Comment: The amendment makes this rule compliant with Fed.R.Civ.P. 38(b)(1), which states that a written jury demand “may be included in a pleading.” Although the new local provision encourages filing a jury demand in a separate document for ease of identification, it also acknowledges a party’s ability to include a jury demand in a pleading.

Signed this 2 day of August, 2013.

FOR THE COURT:



LEONARD DAVIS
Chief Judge

¹New language appears in redlined, underlined text; deleted language appears in ~~strikeout~~ text.