

UNITED STATES COURT OF APPEALS FOR VETERANS CLAIMS

Misc. No. 06-20

IN RE: RULES OF PRACTICE AND PROCEDURE

ORDER

Pursuant to the authority of 38 U.S.C. § 7264(a) and consistent with 28 U.S.C. § 2071(b), the Court has proposed adding Rule 22 (FILING A REQUEST FOR CLASS CERTIFICATION AND CLASS ACTION (RCA)) and Rule 23 (ACTION ON A REQUEST FOR CLASS CERTIFICATION AND CLASS ACTION) to its Rules of Practice and Procedure (Rules). In addition, the Court has determined that Rule 15 (INTERVENTION) of its Rules should be revised by adding a provision regarding class actions. The proposed revisions were developed in collaboration with the Court's Rules Advisory Committee.

Accordingly, it is

ORDERED that the attached proposed revisions to the Court's Rules are hereby published for public comment for a period of 45 days. Comments must be submitted to the Clerk of the Court by February 27, 2020, at comments@uscourts.cavc.gov or to 625 Indiana Avenue, NW, Suite 900, Washington, DC 20004.

DATED: January 13, 2020

FOR THE COURT:

/s/Gregory O. Block
GREGORY O. BLOCK
Clerk of the Court

Attachments:
Proposed Revised Rules

Amendment/addition to:

Rule 15. Intervention

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(e) In Class Actions. A potential intervenor in a Rule 23 class action shall submit for filing with the Clerk a motion for permission to intervene and serve a copy on all parties within a reasonable period of time after the date of the notice placed by the Clerk on _____ website (see Rule 22(f)(1) (Public Notice)). The motion shall contain a concise statement of the interest of the moving person or organization and the grounds upon which intervention is sought.