

PUBLICATION UPDATE

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Manual of Federal Practice: Forms

Publication 67064

Release 20

June 2019

HIGHLIGHTS

- This 2019 release consists of two types of general updates, which affect a variety of commentaries and forms. The first set of updates arises from changes or proposed changes to the federal procedural and evidentiary rules. The second set of updates consists of recent case law.
- Several new forms have been included.
- Please also see the Special Alert following this update.

—Rule Changes

This release incorporates some amendments to the federal rules that went into effect at the end of 2018.

Likewise, on October 24, 2018, the Committee on Rules of Practice and Procedure of the Judicial Conference of the United States submitted a set of proposed amendments to various federal rules. The amendments will affect:

- Appellate Procedure Rules 3, 5, 13, 21, 25, 26, 26.1, 28, 32, and 39
- Rule 5 of the Rules Governing Section 2254 Cases in the United States District Courts and Rule 5 of the Rules Governing Section 2255 Proceedings for the United States District Courts

Evidence Rule 807

Absent action to the contrary by the Supreme Court or Congress, these rules will go into effect on December 1, 2019.

A **Special Alert** contained in this release comments on the proposed changes, and includes the redlined version of the amendments and the accompanying Advisory Committee Notes.

—New Forms

New forms that have been added to this release include:

- Form 3:403 Complaint Requesting Appointment of Receiver
- Form 3:1501 Official Form: Peti-

tion for Writ of Habeas Corpus Under 28 U.S.C. § 2241 (with Instructions)

- Form 7:313 Pattern Instruction: Instruction Regarding Juror Conduct
- Form 7:459 Opposition to Motion in Limine—Qualifications of Expert in Maritime Case
- Form 7:1100 Motion to Set Bond
- Form 7:1101 Bond to Secure Stay Post-Judgment
- Form 7:1102 Motion for Approval of Bond
- Form 7:1103 Objections to Bond
- Form 7:1104 Stipulation for Stay Pending Appeal Without Filing of Bond
- Form 7:1105 Motion for Injunc-

tion Pending Appeal

- Form 7:1302 Receiver's Motion for Approval of Account, Compensation, and Discharge
- Form 8:7 Declaration of Inmate Filing

—*Caselaw Updates*

Recent 2018 cases are incorporated into this release. Among the Supreme Court cases noted are the following:

- *Cyan, Inc. v. Beaver Cty. Employees Ret. Fund*, 583 U.S. —, 138 S. Ct. 1061, 200 L. Ed. 2d 332, 339, 343–353 (2018)
- *Epic Sys. Corp. v. Lewis*, 584 U.S. —, 138 S. Ct. 1612, 200 L. Ed. 2d 889, 2018 U.S. App. LEXIS 3086 (May 21, 2018)

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Publication 67064 Release 20

June 2019

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- ☐ 2. This Release Number 20 contains only White Revision pages.
- ☐ 3. Circulate the "Publication Update" among those individuals interested in the contents of this release.

For faster and easier filing, all references are to right-hand pages only.

VOLUME 1

Revision

<input type="checkbox"/>	SA-1 thru iii	SA-1 thru iii
<input type="checkbox"/>	v thru xxiii	v thru xxiii
<input type="checkbox"/>	1-29 thru 1-59	1-29 thru 1-60.9
<input type="checkbox"/>	1-70.1 thru 1-73.	1-71 thru 1-74.1
<input type="checkbox"/>	2-13	2-13 thru 2-14.1
<input type="checkbox"/>	2-29 thru 2-33	2-29 thru 2-35
<input type="checkbox"/>	3-1 thru 3-5.	3-1 thru 3-5
<input type="checkbox"/>	3-15 thru 3-17	3-15 thru 3-18.1
<input type="checkbox"/>	3-27 thru 3-66.1.	3-27 thru 3-66.3
<input type="checkbox"/>	3-77 thru 3-104.15	3-77 thru 3-104.15
<input type="checkbox"/>	3-125 thru 3-140.1	3-125 thru 3-140.5
<input type="checkbox"/>	3-165 thru 3-175	3-165 thru 3-176.3
<input type="checkbox"/>	3-187.	3-187
<input type="checkbox"/>	3-196.1 thru 3-299	3-197 thru 3-300.13
<input type="checkbox"/>	3-311 thru 3-325	3-311 thru 3-326.3
<input type="checkbox"/>	3-335 thru 3-388.1	3-335 thru 3-388.27
<input type="checkbox"/>	3-402.9 thru 3-402.17	3-402.9 thru 3-402.17
<input type="checkbox"/>	3-402.29	3-402.29
<input type="checkbox"/>	3-402.41 thru 3-407	3-403 thru 3-408.11
<input type="checkbox"/>	3-419 thru 3-437	3-419 thru 3-438.3
<input type="checkbox"/>	3-461 thru 3-495	3-461 thru 3-507

VOLUME 2

Revision

<input type="checkbox"/>	Title page.	Title page
<input type="checkbox"/>	4-11	4-11 thru 4-12.1
<input type="checkbox"/>	4-21 thru 4-116.1	4-21 thru 4-116.2(35)
<input type="checkbox"/>	4-119 thru 4-143	4-119 thru 4-145
<input type="checkbox"/>	5-21 thru 5-63	5-21 thru 5-64.5
<input type="checkbox"/>	5-71 thru 5-107	5-71 thru 5-108.3
<input type="checkbox"/>	5-122.9 thru 5-130.1.	5-123 thru 5-130.3
<input type="checkbox"/>	5-143 thru 5-145	5-143 thru 5-145
<input type="checkbox"/>	5-161 thru 5-191	5-161 thru 5-192.5
<input type="checkbox"/>	5-203 thru 5-226.1	5-203 thru 5-226.3
<input type="checkbox"/>	5-237 thru 5-295	5-237 thru 5-296.7
<input type="checkbox"/>	5-307 thru 5-309	5-307 thru 5-310.1
<input type="checkbox"/>	5-319 thru 5-353	5-319 thru 5-361
<input type="checkbox"/>	6-7 thru 6-18.3	6-7 thru 6-18.3

Check As Done	<i><u>Remove Old Pages Numbered</u></i>	<i><u>Insert New Pages Numbered</u></i>
<input type="checkbox"/>	6-31 thru 6-41	6-31 thru 6-43

VOLUME 3

Revision

<input type="checkbox"/>	Title page.	Title page
<input type="checkbox"/>	iii thru xv.	iii thru xv
<input type="checkbox"/>	7-3 thru 7-13	7-3 thru 7-13
<input type="checkbox"/>	7-31 thru 7-33	7-31 thru 7-33
<input type="checkbox"/>	7-45 thru 7-97	7-45 thru 7-98.25
<input type="checkbox"/>	7-113 thru 7-141	7-113 thru 7-142.9
<input type="checkbox"/>	7-153 thru 7-171	7-153 thru 7-172.5
<input type="checkbox"/>	7-182.1 thru 7-203	7-183 thru 7-204.5
<input type="checkbox"/>	7-213 thru 7-337	7-213 thru 7-371
<input type="checkbox"/>	8-1 thru 8-45	8-1 thru 8-46.11
<input type="checkbox"/>	8-56.1 thru 8-97.	8-57 thru 8-109
<input type="checkbox"/>	TC-1 thru TS-13	TC-1 thru TS-15
<input type="checkbox"/>	I-1 thru I-23	I-1 thru I-23

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