

**The United States District Court for the Middle  
District of North Carolina**

IN THE MATTER OF  
RULES OF PRACTICE AND PROCEDURE } ORDER  
IN THIS COURT

Pursuant to the authority of Rule 83, Federal Rules of Civil Procedure, Rule 57, Federal Rules of Criminal Procedure, Section 2a (15) of the Bankruptcy Act and General Order In Bankruptcy Number 56, for good cause appearing therefor,

IT IS ORDERED THAT:

(a) The following General Rules, Criminal Rules, Civil Rules, and Rules in Bankruptcy are hereby approved and adopted to govern applicable practice and procedure in this court.

(b) These rules shall supersede all rules or orders heretofore adopted pertaining to practice and procedure before this court.

(c) The effective date of these rules shall be December 2, 1963, and they shall apply to all pending litigation. The rules of practice and procedure presently in effect shall continue to govern all litigation in this court until the effective date of these rules.

(d) When, by legislative enactment or judicial rule or order, it is apparent that a conflict exists, these rules shall be considered automatically changed as to conform to such higher authorities.

(e) The clerk shall arrange for the printing and distribution of these rules, and any amendments made subsequent to their adoption. Since the rules are being published by The Michie Company as a part of the General Statutes of North Carolina, this will serve as distribution to the members of the bar of this court and to each of the law schools in the State of North Carolina. The clerk will arrange for distribution of other copies required by the Federal Rules of Civil Procedure and the Federal Rules of Criminal Procedure.

(f) These rules shall be cited as Local Rule .....

EDWIN M. STANLEY  
*United States District Judge  
Middle District of North Carolina*

October 25, 1963

**Acknowledgments**

The Court hereby acknowledges deep appreciation to Armistead W. Sapp, Sr., Chairman, Thornton H. Brooks, Welch O. Jordan, Beverly C. Moore, and Richard L. Wharton, of the Greensboro Bar, James L. Newsom, of the Durham Bar, William D. Sabiston, Jr., of the Moore County Bar, Ralph M. Stockton, Jr., of the Winston-Salem Bar, Kyle Hayes, of the North Wilkesboro Bar, and Don A. Walser, of the Lexington Bar, all practicing attorneys, members of the bar of this court, and heretofore appointed to the Advisory Committee on Rules of Practice and Procedure of this court, for the extended and helpful services rendered in compiling these rules. The Court also acknowledges appreciation to Rufus W. Reynolds, Referee in Bankruptcy, and William H. Murdock, United States Attorney, both of whom acted in an advisory capacity to the Committee, and to Herman Amasa Smith, Clerk, for his helpful cooperation in acting as secretary.

Additionally, the Court acknowledges sincere appreciation to The Michie Company, Charlottesville, Virginia, for its cooperation in publishing these rules, without charge to the Government, as a part of the General Statutes of North Carolina.

EDWIN M. STANLEY  
*United States District Judge  
Middle District of North Carolina*

October 25, 1963