

UNITED STATES COURT of APPEALS for the THIRD CIRCUIT / REQUIREMENTS for BRIEFS

CONTENT of BRIEFS

FORM of BRIEFS

ELECTRONIC BRIEFS

CORPORATE DISCLOSURE STATEMENT

See F.R.A.P. 26.1(b)

TABLES

1. Table of Contents
2. Table of Citations (**See 3rd Cir. L.A.R. 28.3**)

STATEMENTS & SUMMARIES

1. *Subject Matter & Appellate Jurisdiction
2. *Issues
3. *Related Cases and Proceedings
4. *Concise Statement of the Case setting out the following:
 - a. Relevant facts
 - b. Procedural history
 - c. Rulings presented for review
5. Summary of Argument

*Optional in Appellee/Respondent brief unless dissatisfied with statements of Appellant/Petitioner

ARGUMENT

1. Argument with each issue prefaced by its Standard or Scope of Review (**See 3rd Cir. L.A.R. 28.1(b)**)
2. Conclusion
3. Signatures of Counsel of Record. **An attorney from each listed office must file an Entry of Appearance.**

COMBINED CERTIFICATIONS

1. Bar Membership
2. Word Count
3. Service if required by F.R.A.P. 25(d)
4. Identical Compliance of Briefs
5. Virus check

ATTACHMENTS to BRIEFS

1. Volume I of Appendix to Appellant/ Petitioner Brief to include:
 - a. Notice of Appeal or Petition for Review
 - b. Order being appealed
 - c. Opinion under review
 - d. Order granting Certificate of Appealability where applicable
2. Statutes, Rules, Regulations or Unpublished Opinions if not readily available

COVER

1. Color of Front & Back Covers – **NLRB cases should follow 1st, 2nd and 4th Steps.**
 - a. Appellant/Petitioner or 1st Step – **Blue**
 - b. Appellee/Respondent or 2nd Step – **Red**
 - c. 3rd Step – **Yellow** (Cross-Appeals)
 - d. Appellant/Petitioner Reply or 4th Step – **Gray**
 - e. Amicus/Intervenor – **Green**
 - f. Supplemental – **Tan**
2. Content of Front Cover
 - a. Name of Court
 - b. Appellate Docket Number(s)
 - c. Official Court Caption
 - d. Nature of Proceeding
 - e. Title of Document
 - f. Name(s) & Address(s) of Counsel of Record.

BODY/TEXT of BRIEF

1. 8 ½ “ x 11” opaque paper with clear black image with 1” margins
2. Double spaced text (quotations over 2 lines may be indented and single spaced; headings and footnotes may be single spaced)
3. Only one side of the paper may be used. (**See F.R.A.P. 32(a)(1)(A)**)
4. †Length: **a.** Principal & Intervenor briefs – 30 pages / 13,000 words / 1,300 *lines, **b.** Reply & Amicus briefs – 15 pages / 6,500 words / 650 *lines, **c.** 2nd Step Cross-Appeal Brief – 35 pages / 15,300 words / 1,500 *lines
5. Font: **a.** Proportional (14 pt. with serifs), **b.** Monospaced (10 ½ cpi)

†A certification of word or line count must be included when a brief exceeds the required 30, 35 or 15 page limit. Tables, certifications and addenda do not count toward the word or line limitation.

*Monospaced text

BINDING

Firmly bound at the left margin. Metal fasteners must be covered. Velo or spiral binding acceptable.

REQUIREMENTS

1. The brief must be in a PDF text format. (**See 3rd Cir. L.A.R. 113.3(b)**).
2. The brief must contain an electronic signature or **s/ first name last name**.
3. Seven (7) hard copies of the brief must be delivered to the Clerk’s Office within 5 days of the electronic filing. **See Order. N.B. Only one (1) hard copy is required for Redacted briefs. Hard copies of Proof briefs are not required.**
4. The PDF file and hard copies of the brief must include a certification verifying that the text of the electronic brief and hard copies are identical.
5. The PDF file and hard copies of the brief must include a certification that a virus check was performed indicating the vendor and version information of the virus software.
6. A Notice of Docketing Activity (NDA) will be issued upon the filing of the electronic brief and the receipt of the hard copies.

See F.R.A.P. 25, 28 and 32 and 3rd Cir. L.A.R. 25, 28, 32 and Misc. 113 for the full text of rules and requirements accessible under [Rules & Procedures](#) from the Third Circuit website.

Rules regarding redaction:

[Fed. R. App. P. 25\(a\)\(5\)](#)

[Fed. R. Civ. P. 5.2](#)

[Fed. R. Crim. P. 49.1](#)

[Fed. R. Bankr. P. 9037](#)

3rd Circuit Home Page

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<http://www.ca3.uscourts.gov/cmecf-case-managementelectronic-case-files>