

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

IN RE:)	
GENERAL ORDER REGARDING THE)	21-MC-00004-06
FILING OF HIGHLY SENSITIVE)	
DOCUMENTS)	
)	

GENERAL ORDER

WHEREAS, in response to recent disclosures of wide-spread breaches of both private sector and government computer systems, federal courts are immediately adding new security procedures to protect highly sensitive documents (HSDs) filed with the courts;

THE COURT FINDS that, pursuant to [Civil Rule 5\(d\)\(3\)\(A\)](#) and [Criminal Rule 49\(b\)\(3\)\(A\)](#), good cause exists to require all parties to file certain highly sensitive documents outside of the court's electronic filing system.

THEREFORE, IT IS HEREBY ORDERED that, effective as of the date of this order and until such time as the court orders otherwise, the filing of certain highly sensitive documents shall be subject to the procedures and requirements set forth below. This General Order supersedes any and all inconsistent provisions in existing local rules or other general orders of this court.

1. Documents Subject to this Order

- a. This Order applies to documents relating to matters of national security, foreign sovereign interests, or cybersecurity; the extent of domestic or international interests; the involvement of public officials; intellectual property or trade secrets; or the reputational interests of the United States; or as designated on the presiding judge's Chambers Procedures page, which can be found on the [court's web site](#).
- b. Upon identifying a document that meets one of these criteria, the party may file the HSD with the Clerk's Office outside of the electronic case management system (CM/ECF).
- c. If an HSD designation is desired but a document does not meet the criteria set forth in paragraph 1(a), a party may file a motion to treat a document as an HSD and submit the proposed HSD to the Clerk's Office outside of the electronic case management system (CM/ECF).
- d. The [Administrative Procedures Manual](#) contains procedures for filing motions to designate a document as an HSD, transmitting HSDs to the Clerk's Office, and for service of such filings.

- e. Any dispute as to whether a document is an HSD shall be resolved by the presiding judge or the chief judge when no presiding judge is assigned.

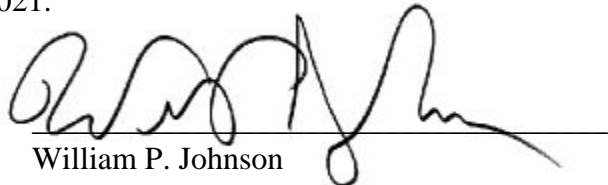
2. Removal of Existing HSDs or Highly Sensitive Cases from the Court's Electronic Filing System

- a. Upon motion of a party or upon its own motion, the court may determine that a document, case, or any portion of it, that has been filed electronically is highly sensitive and direct that the HSD or case be removed from the court's electronic filing system and maintained by the Clerk's Office in a secure paper filing system.
- b. A party's motion to remove an HSD or highly sensitive case from the court's electronic filing system shall explain why such document or case is highly sensitive under the criteria set out in paragraph 1(b) above or why it should otherwise be subject to the heightened protection for HSDs.

3. Questions about HSD Filing Procedures

Any questions about how an HSD should be filed with the court pursuant to this General Order should be directed to the Clerk's Office at (505) 348-2075.

IT IS SO ORDERED, this 21st day of January, 2021.



William P. Johnson
Chief United States District Judge
District of New Mexico

Notices

[1:21-mc-00004 Administrative Orders](#)

U.S. District Court

United States District Court - District of New Mexico

Notice of Electronic Filing

The following transaction was entered on 1/21/2021 at 1:16 PM MST and filed on 1/21/2021

Case Name: Administrative Orders

Case Number: [1:21-mc-00004](#)

Filer:

Document Number: [6](#)

Docket Text:

GENERAL ORDER: Regarding the Filing of Highly Sensitive Documents (cg)

1:21-mc-00004 Notice has been electronically mailed to:

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The following document(s) are associated with this transaction:

Document description:Main Document

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Electronic document Stamp:

[STAMP dcecfStamp_ID=1167529506 [Date=1/21/2021] [FileNumber=11158059-0] [0e42bd69859f1e075b172673169727483d8a9f1422859713cb976afe735a1c9cfd06f245ae7a2e2c7bfef1ef4c91efd7bd758274ece32f90caa0cd213461c0f0]]