

# NORTH CAROLINA REPORTS

---

VOLUME 346

---

SUPREME COURT OF NORTH CAROLINA



---

9 MAY 1997

---

24 JULY 1997

---

RALEIGH  
1998

## **ORDER ADOPTING AMENDMENT TO GENERAL RULES OF PRACTICE FOR THE SUPERIOR AND DISTRICT COURTS**

Pursuant to authority of N.C.G.S. § 7A-34, the General Rules of Practice for the Superior and District Courts are amended by the deletion of the current subsection (b) to Rule 5 and the adoption of a new subsection (b) to Rule 5 to read as follows:

### **5. Form of Pleadings**

(b) All papers filed in civil actions, special proceedings and estates shall include as the first page of the filing a cover sheet summarizing the critical elements of the filing in a format prescribed by the Administrative Office of the Courts. The Clerk of Superior Court shall not reject the filing of any paper that does not include the required cover sheet. Instead, the clerk shall file the paper, notify the filing party of the omission and grant the filing party a reasonable time not to exceed five (5) days within which to file the required cover sheet. Until such time as the party files the required cover sheet, the court shall take no further action other than dismissal in the case.

Adopted by the Court in Conference this 25<sup>th</sup> day of June, 1997. The amendment shall be effective 1 August 1997 and shall be promulgated by publication in the Advance Sheets of the Supreme Court and the Court of Appeals and by distribution by mail to each superior court judge in the State.

Orr, J.  
For the Court

### **Order Delaying Implementation of the Order Adopting Amendment to General Rules of Practice for the Superior and District Courts**

The Court, having met in Conference, hereby delays the implementation of the above "Order Adopting Amendment to General Rules of Practice for the Superior and District Courts" until 1 October 1997.

Adopted by the Court in Conference this 24<sup>th</sup> day of July, 1997. This order shall be promulgated by publication in the Advance Sheets of the Supreme Court and the Court of Appeals and by distribution by mail to each superior court judge in the State.

Orr, J.  
For the Court