

**Supreme Court Clerk's Office - Locken, Sheree**

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**From:** Miller, Penny  
**Sent:** Friday, April 12, 2013 10:09 AM  
**To:** Hulm, Petra  
**Subject:** FW: Comments on proposed amendments to Rule 3.5

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

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**From:** Clark, Cherie [<mailto:ClarkC@casscountynd.gov>]  
**Sent:** Friday, April 12, 2013 9:55 AM  
**To:** Miller, Penny  
**Subject:** Comments on proposed amendments to Rule 3.5

Although Cass County does not have the same issues that the smaller counties have, I am writing to support Ari Johnson's proposal in reference to Electronic service. I believe a change in the language consistent with the following would help smaller State Attorney Offices, and part time State Attorneys:

(e) Electronic service

(3) Each attorney must provide an e-mail address to the State Board of Law Examiners for accepting electronic service. This e-mail address will be posted on the attorney's entry in the Lawyers Directory of the North Dakota Supreme Court website. Each state's attorney must provide an e-mail address to the North Dakota Supreme Court for accepting electronic service upon the state's attorney. This e-mail address will be posted on the state's attorney's entry in the list of State's Attorneys on the North Dakota Supreme Court website. Service on a state's attorney or assistant state's attorney acting in that capacity must be made on the address designated by the state's attorney. Service on an attorney not acting in the capacity of a state's attorney or assistant state's attorney must be served on the address designated by the individual attorney.

I do not think the Rule in its current format is workable for part time State Attorneys.

Thank you, if you have any further questions please don't hesitate to contact me.

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Notice regarding electronic service of documents: I do not accept e-service of documents at this individual e-mail address. If you are e-serving a document upon anyone in the State's Attorney's Office, please use the office e-mail address: [sa-defense-notices@casscountynd.gov](mailto:sa-defense-notices@casscountynd.gov).