

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
23-SO-1

FILED

FEB 09 2023

PETER A. MOORE, JR., CLERK
US DISTRICT COURT, EDNC
BY *[Signature]* DEP CLK

IN RE:)
ELECTRONIC SERVICE)
IN CASES FILED UNDER)
SECTION 804 OF THE)
CAMP LEJEUNE JUSTICE ACT)

STANDING ORDER

To facilitate timely and efficient service of process in civil actions filed against the United States pursuant to Section 804 of the Camp Lejeune Justice Act, Pub. L. No. 117-168 (“CLJA”), the United States District Court for the Eastern District of North Carolina, the United States Attorney for the Eastern District of North Carolina, and the Civil Division, Torts Branch, Environmental Torts Litigation Office, United States Department of Justice agree to facilitate service of process using electronic notification. Specifically, the United States agrees to accept service of the complaint in cases filed under Section 804 of the CLJA through the Court’s Case Management/Electronic Case Files system (“CM/ECF”). The United States further agrees that it will not raise an objection or seek to dismiss a case under Fed. R. Civ. P. 12(b)(5) for insufficient service of process under Fed. R. Civ. P. 4(i)(1) for service that is in compliance with the terms of this Order.

Accordingly, IT IS HEREBY ORDERED, effective February 13, 2023:

1. This Standing Order governs any civil action that presents only a claim or claims under Section 804 of the CLJA. The Standing Order does not apply to (a) complaints that include claims against the United States in addition to, or other than, those brought pursuant to Section 804 of the CLJA or (b) complaints that include defendants other than the United States.
2. Upon the filing of a complaint within the scope of this Standing Order, and promptly following the receipt of the required filing fee or entry of an order granting a plaintiff’s

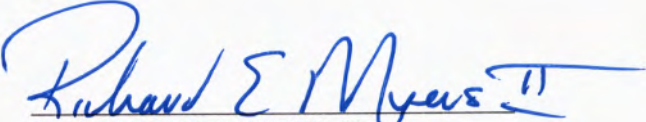
application to proceed in forma pauperis, the clerk of court shall issue the following Notice of Electronic Filing (“NEF”) using the CM/ECF system notifying the United States Attorney for the Eastern District of North Carolina and the Civil Division, Torts Branch, Environmental Torts Litigation Office, United States Department of Justice of the case:

NOTICE OF SERVICE. This action is governed by Standing Order 23-SO-1. Pursuant to that Order, the Clerk has issued a Notice of Electronic Filing (NEF) using the Case Management and Electronic Case Filing (CM/ECF) system, notifying the United States Attorney for the Eastern District of North Carolina and the Civil Division, Torts Branch, Environmental Torts Litigation Office, United States Department of Justice of the case. Plaintiff need not serve a summons and complaint under Fed. R. Civ. P. 4. No summons will issue.

If the complaint was not filed electronically, the clerk shall print and send a copy of the NEF to the plaintiff.

3. Service is considered complete on the United States when the CM/ECF system generates the foregoing NEF. The clerk will not issue summons.
4. All documents filed after the original complaint must be served by the parties in the manner required by Fed. R. Civ. P. 5.

SO ORDERED. This the 9th day of February, 2023.


RICHARD E. MYERS II
Chief United States District Judge