
Filing Categories and Types of Motions

This document provides a complete list of the ECF filing categories and types of motions you can file.

- “Briefs” on page 2
- “Motions/Responses/Replies” on page 4
- “Rehearing/Reconsideration” on page 9
- “Court Reporters” on page 10
- “Original Petitions” on page 11
- “Appeals Pursuant to FRAP 9(a)” on page 12
- “Forms/Notices/Disclosures” on page 13
- “Correspondence/Status Reports” on page 14
- “Prospective Amici and Intervenors” on page 15
- “Pay Case Opening Fees” on page 17

Briefs

An example of part of the File a Document window with the **Briefs** category selected is shown in Figure 1.

Figure 1. Filing Category: Briefs

The screenshot shows a web interface for filing a document. On the left, there is a list of filing categories with radio buttons. The 'Briefs' category is selected. On the right, there is a 'Select One' dropdown menu with a list of filing types, where the first option is selected.

<ul style="list-style-type: none"><input type="radio"/> Click a category in the list<input checked="" type="radio"/> Briefs<input type="radio"/> Motions/Responses/Replies<input type="radio"/> Rehearing/Reconsideration<input type="radio"/> Court Reporters<input type="radio"/> Original Petitions<input type="radio"/> Appeals Pursuant to FRAP 9(a)<input type="radio"/> Forms/Notices/Disclosures<input type="radio"/> Correspondence/Status Reports<input type="radio"/> Prospective Amici and Intervenors	<p style="text-align: center;">Select One</p> <ul style="list-style-type: none"><input checked="" type="radio"/> Click a filing type below, then click the Continue button<input type="radio"/> Submit Brief for Review by the Court<input type="radio"/> Submit Brief for Review and File a Motion Together<input type="radio"/> File an Errata to a Brief<input type="radio"/> File a Citation of Supplemental Authorities (FRAP 28(j) Letter)<input type="radio"/> File a Notice of Joint Brief Under 9th Cir. R. 28-4 (Form 7)
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- Submit Brief for Review by the Court
- Submit Brief for Review and File a Motion Together
For a list of the types of motions that you can file, see [“Types of Motions Available When Submitting a Brief and Filing a Motion Together”](#) on page 3.
- File an Errata to a Brief
- File a Citation of Supplemental Authorities (FRAP 28(j) Letter)
- File a Notice of Joint Brief Under 9th Cir. R. 28-4 (Form 7)

Types of Motions Available When Submitting a Brief and Filing a Motion Together

You select the type of motion using the **Relief** area. “Selecting Reliefs for a Filing” on page 58 provides step-by-step instructions on how to use the **Relief** area.

- motion to file a late brief
- motion to file nonstandard brief
- motion to file oversized brief
- motion to file substitute or corrected brief
- motion to file supplemental brief
- motion to reinstate case after FRAP 42-1 dismissal
- motion to withdraw as counsel

Motions/Responses/Replies

An example of part of the File a Document window with the **Motions/Responses/Replies** category selected is shown in [Figure 2](#).

Figure 2. Filing Category: Motions/Responses/Replies

The screenshot shows a window titled "Select One" with two panes. The left pane contains a list of filing categories, with "Motions/Responses/Replies" selected. The right pane contains a list of filing types, with "Click a filing type below, then click the Continue button" selected.

Left Pane:

- Click a category in the list
- Briefs
- Motions/Responses/Replies**
- Rehearing/Reconsideration
- Court Reporters
- Original Petitions
- Appeals Pursuant to FRAP 9(a)
- Forms/Notices/Disclosures
- Correspondence/Status Reports
- Prospective Amici and Interveners

Right Pane:

Select One

- Click a filing type below, then click the Continue button**
- File a Motion
- File a Response to a Motion/Form
- File a Motion and a Response to a Motion Together
- File a Reply to a Response to a Motion
- File a Response to an Order to Show Cause
- File a Response to a Court Order
- File a Reply to a Response to an Order to Show Cause
- File a Reply to a Response to a Court Order
- File a Motion for Reconsideration from Dispositive Order
- File a Motion for Reconsideration from Non-Dispositive Order
- Submit Brief for Review and File a Motion Together

- File a Motion

For a list of the types of motions that you can file, see [“Types of Motions Available When Filing a Motion”](#) on page 6.

- File a Response to a Motion/Form
- File a Motion and a Response to a Motion Together

For a list of the types of motions that you can file, see [“Types of Motions Available When Filing a Motion”](#) on page 6.

- File a Reply to a Response to a Motion
- File a Response to an Order to Show Cause
- File a Response to a Court Order
- File a Reply to a Response to an Order to Show Cause
- File a Reply to a Response to a Court Order
- File a Motion for Reconsideration from Dispositive Order
- File a Motion for Reconsideration from Non-Dispositive Order
- Submit Brief for Review and File a Motion Together

See [“Briefs”](#) on page 2 for additional information.

- File a Court Reporter Motion to Extend Time
See “Court Reporters” on page 10 for additional information.
- File an Answer to an Original Petition
- File a Reply to an Answer to an Original Petition

Types of Motions Available When Filing a Motion

You select the type of motion using the **Relief** area. “Selecting Reliefs for a Filing” on page 58 provides step-by-step instructions on how to use the **Relief** area.

- motion for 46-5 exemption
- motion for appointment of counsel
- motion for appointment of pro bono counsel
- motion for attorney fees
- motion for bail pending appeal or trial
- motion for certificate of appealability
- motion for certification to state supreme court
- motion for injunction pending appeal
- motion for miscellaneous relief (to be used only if no other relief applies)
- motion for sanctions
- motion for summary affirmance
- motion for summary disposition
- motion for summary reversal
- motion to assign case to prior panel
- motion to compel supplementation of excerpts of record
- motion to complete production of reporters transcript at government expense
- motion to consolidate cases
- motion to continue hearing
- motion to dismiss case for failure to prosecute under Circuit Rule 42-1
- motion to dismiss for lack of jurisdiction
- motion to dismiss party from case
- motion to dismiss the case
- motion to dismiss the case voluntarily pursuant to rule 42b
- motion to expedite case
- motion to extend time to comply with order

- motion to extend time to file COA request
- motion to extend time to file FRAP 9a memorandum
- motion to extend time to file Mediation Questionnaire
- motion to extend time to file agency record
- motion to extend time to file appellant designation of reporters transcript
- motion to extend time to file appellee designation of reporters transcript
- motion to extend time to file appendix
- motion to extend time to file bill of costs
- motion to extend time to file brief
- motion to extend time to file opposition
- motion to extend time to file petition for rehearing
- motion to extend time to file record on appeal
- motion to extend time to file reply
- motion to extend time to file response
- motion to file a late brief
- motion to file addendum
- motion to file appendix
- motion to file joint brief
- motion to file late opposition (to file motion and opposition together)
- motion to file late petition for rehearing (to file motion and petition for rehearing together)
- motion to file nonstandard brief
- motion to file oversized brief
- motion to file oversized petition for rehearing
- motion to file substitute or corrected brief
- motion to file supplemental brief
- motion to file supplemental briefing for petition for rehearing
- motion to file supplemental excerpts of record
- motion to hear case with other case

- motion to join in existing brief
- motion to lift stay
- motion to present oral argument by video
- motion to proceed in forma pauperis
- motion to recall mandate
- motion to refer case to mediation
- motion to reinstate case after FRAP 42-1 dismissal
- motion to remand case
- motion to request publication of memorandum disposition
- motion to reschedule oral argument
- motion to stay lower court action
- motion to stay proceedings
- motion to stay proceedings pending settlement
- motion to stay removal/deportation
- motion to stay the mandate
- motion to strike portion or whole of document
- motion to submit case on briefs
- motion to substitute counsel
- motion to substitute party
- motion to supplement or amend Mediation Questionnaire
- motion to supplement or amend designation of reporters transcript
- motion to supplement record on appeal
- motion to take judicial notice
- motion to transfer appeal to other circuit
- motion to unseal document
- motion to waive filing of excerpts of record
- motion to waive filing of motion to supplement or amend Mediation Questionnaire
- motion to withdraw as counsel

Rehearing/Reconsideration

An example of part of the File a Document window with the **Rehearing/Reconsideration** category selected is shown in [Figure 3](#).

Figure 3. Filing Category: Rehearing/Reconsideration

<ul style="list-style-type: none"> <input type="radio"/> Click a category in the list <input type="radio"/> Briefs <input type="radio"/> Motions/Responses/Replies <input checked="" type="radio"/> Rehearing/Reconsideration <input type="radio"/> Court Reporters <input type="radio"/> Original Petitions <input type="radio"/> Appeals Pursuant to FRAP 9(a) <input type="radio"/> Forms/Notices/Disclosures <input type="radio"/> Correspondence/Status Reports <input type="radio"/> Prospective Amici and Intervenors 	<p style="text-align: center; color: blue;">Select One</p> <ul style="list-style-type: none"> <input checked="" type="radio"/> Click a filing type below, then click the Continue button <input type="radio"/> File a Petition for Panel Rehearing (FRAP 40; 9th Cir. R. 40-1) <input type="radio"/> File a Petition for Rehearing En Banc (FRAP 35; 9th Cir. R. 35-1) <input type="radio"/> File a Combination Petition for Panel Rehearing/En Banc (FRAP 35, 40) <input type="radio"/> File an Answer or Response to a Petition for Rehearing/En Banc <input type="radio"/> File a Reply to a Response to a Petition for Rehearing/En Banc <input type="radio"/> File a Motion for Reconsideration from Dispositive Order <input type="radio"/> File a Motion for Reconsideration from Non-Dispositive Order
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- File a Petition for Panel Rehearing (FRAP 40; 9th Cir. R. 40-1)
- File a Petition for Rehearing En Banc (FRAP 35; 9th Cir. R. 35-1)
- File a Combination Petition for Panel Rehearing/En Banc (FRAP 35, 40)
- File an Answer or Response to a Petition for Rehearing/En Banc
- File a Reply to a Response to a Petition for Rehearing/En Banc
- File a Motion for Reconsideration from Dispositive Order
- File a Motion for Reconsideration from Non-Dispositive Order

Court Reporters

An example of part of the File a Document window with the **Court Reporters** category selected is shown in [Figure 4](#).

Figure 4. Filing Category: Transcripts/Court Reporters

<ul style="list-style-type: none"><input type="radio"/> Click a category in the list<input type="radio"/> Briefs<input type="radio"/> Motions/Responses/Replies<input type="radio"/> Rehearing/Reconsideration<input checked="" type="radio"/> Court Reporters<input type="radio"/> Original Petitions<input type="radio"/> Appeals Pursuant to FRAP 9(a)<input type="radio"/> Forms/Notices/Disclosures<input type="radio"/> Correspondence/Status Reports<input type="radio"/> Prospective Amici and Intervenors	<p style="text-align: center; color: blue;">Select One</p> <ul style="list-style-type: none"><input checked="" type="radio"/> Click a filing type below, then click the Continue button<input type="radio"/> File a Court Reporter Motion to Extend Time<input type="radio"/> File Court Reporter Correspondence to Court<input type="radio"/> File a Notice of Reporter Default (9th Cir. R. 11-1.2)
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- File a Court Reporter Motion to Extend Time
- File Court Reporter Correspondence to Court
- File a Notice of Reporter Default (9th Cir. R. 11-1.2)

Original Petitions

An example of part of the File a Document window with the **Original Petitions** category selected is shown in [Figure 5](#).

Figure 5. Filing Category: Answers to Original Petitions

<ul style="list-style-type: none"><input type="radio"/> Click a category in the list<input type="radio"/> Briefs<input type="radio"/> Motions/Responses/Replies<input type="radio"/> Rehearing/Reconsideration<input type="radio"/> Court Reporters<input checked="" type="radio"/> Original Petitions<input type="radio"/> Appeals Pursuant to FRAP 9(a)<input type="radio"/> Forms/Notices/Disclosures<input type="radio"/> Correspondence/Status Reports<input type="radio"/> Prospective Amici and Intervenors	<p style="text-align: center; color: blue;">Select One</p> <ul style="list-style-type: none"><input checked="" type="radio"/> Click a filing type below, then click the Continue button<input type="radio"/> File an Answer to an Original Petition<input type="radio"/> File a Reply to an Answer to an Original Petition
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- File an Answer to an Original Petition
- File a Reply to an Answer to an Original Petition

Appeals Pursuant to FRAP 9(a)

An example of part of the File a Document window with the **Appeals Pursuant to FRAP 9(a)** category selected is shown in [Figure 6](#).

Figure 6. Filing Category: Appeals Pursuant to FRAP 9(a)

<ul style="list-style-type: none"><input type="radio"/> Click a category in the list<input type="radio"/> Briefs<input type="radio"/> Motions/Responses/Replies<input type="radio"/> Rehearing/Reconsideration<input type="radio"/> Court Reporters<input type="radio"/> Original Petitions<input checked="" type="radio"/> Appeals Pursuant to FRAP 9(a)<input type="radio"/> Forms/Notices/Disclosures<input type="radio"/> Correspondence/Status Reports<input type="radio"/> Prospective Amici and Intervenors	<p style="text-align: center; color: blue;">Select One</p> <ul style="list-style-type: none"><input checked="" type="radio"/> Click a filing type below, then click the Continue button<input type="radio"/> File a FRAP 9(a) Memorandum<input type="radio"/> File a Response to a FRAP 9(a) Memorandum<input type="radio"/> File a Reply to a Response to a FRAP 9(a) Memorandum
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- File a FRAP 9(a) Memorandum
- File a Response to a FRAP 9(a) Memorandum
- File a Reply to a Response to a FRAP 9(a) Memorandum

NOTE: To file a motion to extend time to file a FRAP 9(a) memorandum, you must file a motion, and then select the motion to extend time to file FRAP 9a Memorandum relief. See [“Filing a Motion”](#) on page 77 for step-by-step instructions.

Forms/Notices/Disclosures

An example of part of the File a Document window with the **Forms/Notices/Disclosures** category selected is shown in [Figure 7](#).

TIP: You can download fill-in forms from the Court’s website. Go to <http://www.ca9.uscourts.gov/>, click the **Downloads** link, then click the arrow icon to the left of **Forms and Guidelines**. You must have Adobe Acrobat to save a fill-in form. If you do not have Adobe Acrobat, fill in the form, print the form, and then scan it so you can attach it to your filing.

Figure 7. Filing Category: Forms/Notices/Disclosures

The screenshot shows a web-based filing interface. On the left, a vertical list of categories is shown with radio buttons. The 'Forms/Notices/Disclosures' category is selected. On the right, a larger pane titled 'Select One' contains a list of filing types, also with radio buttons. The first option, 'Click a filing type below, then click the Continue button', is selected. The list of filing types includes: File a Response to a Motion/Form, File a Notice of Appearance or Re-Assignment, File a Mediation Questionnaire, File Affidavit Accompanying In Forma Pauperis Motion (Form 4), File a CJA Form 23 Financial Affidavit, File a Corporate Disclosure Statement (FRAP 26.1), File a Notice of Joint Brief Under 9th Cir. R. 28-4 (Form 7), File a Bill of Costs (Form 10), File an Application for Fees Under EAJA, File a Certification for Law Student Representation Form, and File a Client Authorization of Law School Representation.

- File a Response to a Motion/Form
- File a Notice of Appearance or Re-Assignment
- File a Mediation Questionnaire
- File Affidavit Accompanying In Forma Pauperis Motion (Form 4)
- File a CJA Form 23 Financial Affidavit
- File a Corporate Disclosure Statement (FRAP 26.1)
- File a Notice of Joint Brief Under 9th Cir. R. 28-4 (Form 7)
- File a Bill of Costs (Form 10)
- File an Application for Fees Under EAJA
- File a Certification for Law Student Representation Form
- File a Client Authorization of Law School Representation
- File a Notice of Reporter Default (9th Cir. R. 11-1.2)

Correspondence/Status Reports

An example of part of the File a Document window with the **Correspondence/Status Reports** category selected is shown in [Figure 8](#).

Figure 8. Filing Category: Correspondence/Status Reports

<ul style="list-style-type: none"><input type="radio"/> Click a category in the list<input type="radio"/> Briefs<input type="radio"/> Motions/Responses/Replies<input type="radio"/> Rehearing/Reconsideration<input type="radio"/> Court Reporters<input type="radio"/> Original Petitions<input type="radio"/> Appeals Pursuant to FRAP 9(a)<input type="radio"/> Forms/Notices/Disclosures<input checked="" type="radio"/> Correspondence/Status Reports<input type="radio"/> Prospective Amici and Intervenors	Select One
	<ul style="list-style-type: none"><input checked="" type="radio"/> Click a filing type below, then click the Continue button<input type="radio"/> File a Citation of Supplemental Authorities (FRAP 28(j) Letter)<input type="radio"/> File a Status Report Required by Court Order<input type="radio"/> File Correspondence to Court<input type="radio"/> File Court Reporter Correspondence to Court<input type="radio"/> File a Notice of Reporter Default (9th Cir. R. 11-1.2)

- File a Citation of Supplemental Authorities (FRAP 28(j) Letter)
 - File a Status Report Required by Court Order
 - File Correspondence to Court
 - File Court Reporter Correspondence to Court
- See “[Court Reporters](#)” on [page 10](#) for additional information.
- File a Notice of Reporter Default (9th Cir. R. 11-1.2)

Prospective Amici and Intervenor

An example of part of the File a Document window with the **Prospective Amici and Intervenor** category selected is shown in [Figure 9](#).

Figure 9. Filing Category: Prospective Amici and Intervenor

<ul style="list-style-type: none"> <input type="radio"/> Click a category in the list <input type="radio"/> Briefs <input type="radio"/> Motions/Responses/Replies <input type="radio"/> Rehearing/Reconsideration <input type="radio"/> Court Reporters <input type="radio"/> Original Petitions <input type="radio"/> Appeals Pursuant to FRAP 9(a) <input type="radio"/> Forms/Notices/Disclosures <input type="radio"/> Correspondence/Status Reports <input checked="" type="radio"/> Prospective Amici and Intervenor 	<p style="text-align: center; color: blue;">Select One</p> <ul style="list-style-type: none"> <input checked="" type="radio"/> Click a filing type below, then click the Continue button <input type="radio"/> File a Corporate Disclosure Statement (FRAP 26.1) <input type="radio"/> File a Prospective Amicus or Intervenor Motion <input type="radio"/> Submit Brief and File Prospective Amicus or Intervenor Motion Together <input type="radio"/> Submit Amicus Brief With Consent per FRAP 29(a)
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- File a Corporate Disclosure Statement (FRAP 26.1)
- File a Prospective Amicus or Intervenor Motion

For a list of the types of motions that you can file, see [“Types of Motions Available When Filing a Prospective Amicus or Intervenor Motion,”](#) below.

- Submit Brief and File Prospective Amicus or Intervenor Motion Together

For a list of the types of motions that you can file, see [“Types of Motions Available When Filing a Prospective Amicus or Intervenor Motion,”](#) below.

- Submit Amicus Brief With Consent per FRAP 29(a)

CAUTION: You may only use this filing type if the party you represent is a government agency or if you have written consent by all parties to file this amicus brief. If you use this filing type in error, the clerk will not be able to process the filing and you will have to redo your filing using the correct filing type and include a motion with the filing.

Types of Motions Available When Filing a Prospective Amicus or Intervenor Motion

You select the type of motion using the **Relief** area. “Selecting Reliefs for a Filing” on page 58 provides step-by-step instructions on how to use the **Relief** area.

- motion to become amicus
- motion to extend time to file amicus brief
- motion to extend time to file intervenor brief
- motion to intervene

Pay Case Opening Fees

An example of part of the File a Document window with the **Pay Case Opening Fees** category selected is shown in [Figure 10](#).

Figure 10. Filing Category: Pay Case Opening Fees

<ul style="list-style-type: none"><input type="radio"/> Click a category in the list<input type="radio"/> Briefs<input type="radio"/> Motions/Responses/Replies<input type="radio"/> Rehearing/Reconsideration<input type="radio"/> Court Reporters<input type="radio"/> Original Petitions<input type="radio"/> Appeals Pursuant to FRAP 9(a)<input type="radio"/> Forms/Notices/Disclosures<input type="radio"/> Correspondence/Status Reports<input type="radio"/> Prospective Amici and Intervenors<input checked="" type="radio"/> Pay Case Opening Fees	<div style="border: 1px solid black; padding: 5px;"><p style="text-align: center;">Select One</p><p><input checked="" type="radio"/> Pay Fee for Agency Petition/Petition for Writ of Mandamus</p></div>
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- Pay Fee for Agency Petition/Petition for Writ of Mandamus

CAUTION: If you filed a notice of appeal in another court, you must pay the filing and appeal fees in that court.