

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

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Filed: October 21, 2013

Ms. Anisha Dasgupta
U.S. Department of Justice
Appellate Section, Tax Division
950 Pennsylvania Avenue, N.W.
Washington, DC 20530

Re: Case No. 13-1876, *Clifford Tyler v. Hillsdale County Sheriff's De, et al*
Originating Case No. : 1:12-cv-00523

Dear Counsel:

Case resumed.

The briefing schedule for this case has been reset and the briefs listed below must be filed electronically with the Clerk's office no later than these dates. Counsel are strongly encouraged to read the latest version of the Sixth Circuit Rules at www.ca6.uscourts.gov, in particular Rules 28 and 30.

Appellee's Brief
Appendix (if required by 6th
Cir. R. 30(a) and (c))

Filed electronically by **November 20, 2013**

Appellant's Reply Brief
(Optional Brief)

Filed electronically **17** days after
the appellee's brief is filed.
See Fed. R. App. P. 26(c)

A party desiring oral argument must include a statement in the brief setting forth the reason(s) why oral argument should be heard. See 6th Cir. R. 34(a). If the docket entry for your brief indicates that you have requested oral argument but the statement itself is missing, you will be directed to file a corrected brief.

In scheduling appeals for oral argument, the court will do what it can to avoid any dates which counsel have called to its attention as presenting a conflict. If you have any such dates, you should address a letter to the Clerk advising of the conflicted dates.

Sincerely yours,

s/Bryant L. Crutcher
Case Manager
Direct Dial No. 513-564-7013

cc: Mr. James L. Dyer
Mr. Lucas J. McCarthy
Mr. Michael S. Raab
Ms. Shaina R. Reed
Michael Andrew Zee

Enclosure

CHECKLIST FOR BRIEFS

ECF FUNDAMENTALS:

- ___ Briefs filed ECF unless filer is pro se or attorney with a waiver for ECF filings
- ___ PDF format required
- ___ Native PDF format strongly preferred
- ___ In consolidated cases (excluding cross-appeals), appellants should **un-check** the case number(s) that is/are not their case. The appellant's brief should appear only on the docket of his/her specific appeal.
- ___ Parties who have joined in a notice of appeal shall file a single brief. Fed. R. App. P. 3(b)(1).

COVER OF BRIEF (Fed. R. App. P. 32(a)(2)):

- ___ Sixth Circuit case number
- ___ Heading: "United States Court of Appeals for the Sixth Circuit"
- ___ Title of case
- ___ Nature of proceeding and name of court, agency or board below
- ___ Title of brief (example "Appellant's Brief")
- ___ Name(s) and address(es) of counsel filing the brief

CONTENTS (Fed. R. App. P. 28, 6 Cir. R. 28):

- ___ Corporate Disclosure Form
- ___ Table of Contents
- ___ Table of Authorities with page references (with cases alphabetically arranged, statutes and other authorities)
- ___ **Statement in support of oral argument** (if there is no statement, argument is waived)
***Page limitation, word or line count begins here. See Fed. R. App. P. 32(a)(7)
- ___ Jurisdictional statement
- ___ Statement of issues
- ___ Statement of the case
- ___ Statement of facts **with references to record** (and appendix for any relevant pleadings not available ECF)

In an appeal from district court, briefs must cite to Page ID # range from header or footer of pages from original record being referenced, with short title and record entry number. Keep references **succinct**. For other appeals, see 6 Cir. R. 28 for information on how to reference appendices or administrative records. Examples:

Motion for Summary Judgment, RE 24, Page ID # 120-145

Transcript, RE 53, Page ID # 675-682

Plea Agreement, R. 44, Page ID # 220-225

A.R., RE 5, Page ID # 190-191, pp. 69-70

— Summary of argument

— Argument **with references to record and citations to case law, statutes and other authorities**. The preferred format is that references and citations appear in the body of the text and not in footnotes.

— Standard of review (for each issue which may appear in discussion of each issue or under separate heading placed before discussion of issues)

— Signed conclusion

Signature format is: s/(attorney's name)

Graphic or other electronic signatures discouraged

***Page limitation, word or line count ends here

— A Certificate of Compliance as required by Fed. R. App. P. 32(a)(7)(C)

— Dated Certificate of Service

— **Designation of Relevant District Court Documents with Page ID # range**

— Other Addendum contents allowed by Fed. R. App. P. 28(f) or 6 Cir. R. 28(b). Addendum may **not** contain any items from lower court record or appendix.

TYPEFACE AND LENGTH (See Fed. R. App. 32(a)(5) and (a)(7):

— Typeface either proportionally-spaced font at 14 point (such as CG Times or Times New Roman) or monospaced font at 12 point (such as Courier New)

Times New Roman at 14 point Courier New at 12 point

- ___ Length for principal briefs: 30 pages OR up to 14,000 words (proportional fonts) OR up to 1300 lines (monospaced font)
- ___ Length for reply brief: 15 pages OR up to 7,000 words (proportional fonts) OR up to 650 lines (monospaced font)
- ___ Briefs using the 14,000 word or 1300 line limits must include word or line count in certificate of compliance (see Fed. R. App. P. 32(a)(7)(C)).
- ___ Headings, footnote and quotations count toward word or line limitations
- ___ For Death Penalty briefs, see 6 Cir. R. 32(b)(2)
- ___ For Cross-Appeals, see Fed. R. App. P. 28.1
- ___ For Amicus briefs, see Fed. R. App. P. 29 and 32

MISCELLANEOUS:

- ___ Personal information must be redacted from the brief - see Fed. R. App. P. 25(a)(5) for specifics. When filing a brief, the ECF system will require attorneys to verify that personal information has been redacted.
- ___ Footnotes must be same sized text as body of brief.