



25 Beaver Street  
New York, N.Y. 10004  
(212) 428-2100

## MEMORANDUM

Lawrence K. Marks  
Chief Administrative Judge

To: All Interested Bar Associations and Persons

From: Lawrence K. Marks *LKM*

Re: Implementation of Mandatory Electronic Filing - Surrogate's Court - 6<sup>th</sup> Judicial District: Chemung, Madison, Schuylar, and Tioga Counties

Date: November 18, 2021

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I am pleased to provide the Bar and other interested persons with an update on the progress of the New York State Courts' Electronic Filing System ("NYSCEF"). The implementation of a mandatory e-filing program in the **Surrogate's Court of Chemung, Madison, Schuylar, and Tioga Counties** has been proposed by the District Administrative Judge of the 6<sup>th</sup> Judicial District, after consultation with the Surrogate Court Judges. The Deputy Chief Administrative Judge Outside NYC is in support of this request. As a result of these additional mandatory programs, the 6<sup>th</sup> Judicial District will have implemented mandatory e-filing in all Supreme and Surrogate's Courts throughout the District.

Beginning December 22, 2021, the authorization will be to implement mandatory e-filing in these Surrogate's Courts to include:

- newly filed probate and administration proceedings and miscellaneous proceedings relating thereto and,
- such other types of proceedings as the court may permit.

Persons wishing to comment on this proposal should e-mail their submissions to [efilingcomments@nycourts.gov](mailto:efilingcomments@nycourts.gov) no later than December 15, 2021. A new page has been created on the Unified Court System's website - [www.nycourts.gov/rules/efiling/](http://www.nycourts.gov/rules/efiling/) - to provide notice to the public of proposed new or expanded mandatory e-filing programs and for posting any public comments received on such proposals. Any person who wishes to comment but lacks access to a computer may forward comments by regular mail to:

Jeffrey Carucci  
NYS Courts E-Filing Division  
Office of Court Administration  
25 Beaver Street, Room 1062  
New York, NY 10004

As we move forward with the implementation of mandatory e-filing programs in the Surrogate's Courts in Chemung, Madison, Schuylers, and Tioga Counties, please be assured that the staff of the E-Filing Resource Center will continue to offer training. The NYSCEF system is intuitive and easy to use, and attorneys participating in our virtual training session can receive CLE credit(s) free of charge. Information on virtual training sessions is available on the NYSCEF website: [www.nycourts.gov/efile](http://www.nycourts.gov/efile), or by contacting the Resource Center at [NYSCEF@nycourts.gov](mailto:NYSCEF@nycourts.gov). Attorneys, paralegals and interested filers may register on-line for upcoming sessions.

Please note that by legislation and statute all unrepresented parties are automatically exempt from participating in e-filing in any case. However, unrepresented parties may choose to e-file. Information on how to do so is available at <http://www.nycourts.gov/efile-unrepresented>. Attorneys who certify in good faith that they lack requisite hardware, electronic connection, or technical knowledge to participate in e-filing, may opt out of e-filing.

E-filing represents an important and necessary advance for the courts and the legal profession in New York State. We thank you for the wonderful support and cooperation you have shown and look forward to continuing to work closely with you as the program continues to move forward.

cc: Hon. Norman St. George  
Hon. Eugene D. Faughnan  
Hon. Richard W. Rich, Jr.  
Hon. Christopher P. Baker  
Hon. Patrick J. O'Sullivan  
Hon. Michael St. Leger  
Hon. Matthew C. Hayden  
Hon. Gerald Keene  
Nancy J. Barry, Esq.  
Justin Barry, Esq.  
Eileen D. Millett, Esq.  
Jeffrey Carucci  
Porter L. Kirkwood  
Laurie Hubbard  
Melissa Lopez  
Jack Miller  
Deborah Stone Pellingier  
Mindy Jeng, Esq.  
Michelle Gartner, Esq.  
Casey E. Doyle, Esq.