

**(3) Motion for Leave to File.** Rule 29(a)(3) applies to a motion for leave.

**(4) Contents, Form, and Length.** Rule 29(a)(4) applies to the amicus brief. The brief must not exceed 2,600 words.

**(5) Time for Filing.** An amicus curiae supporting the petition for rehearing or supporting neither party must file its brief, accompanied by a motion for filing when necessary, no later than 7 days after the petition is filed. An amicus curiae opposing the petition must file the brief, accompanied by a motion for filing when necessary, no later than the date set by the court for the response.

(As amended Apr. 24, 1998, eff. Dec. 1, 1998; Apr. 28, 2010, eff. Dec. 1, 2010; Apr. 28, 2016, eff. Dec. 1, 2016; Apr. 26, 2018, eff. Dec. 1, 2018.)

## **10th Cir. R. 29**

### **29.1 Amicus briefs on rehearing.**

The court will receive but not file proposed amicus briefs on rehearing. Filing will be considered shortly before the oral argument on rehearing en banc if granted, or before the grant or denial of panel rehearing.

Federal Rule of Appellate Procedure 29(a)(2)-(4) and (6)-(8) govern amicus filings after the court has granted rehearing en banc. Proposed amicus briefs filed after the court has granted en banc rehearing may be no longer than one-half the maximum length permitted for any briefs ordered by the court.

### **29.2 Paper copies of amicus briefs.**

Paper copies of amicus briefs must be provided to the court in accordance with 10th Cir. R. 31.5.