

United States Court of Appeals for the Fifth Circuit

ORDER General Docket No. 2025-05

The court adopts the following changes to local rules to conform with December 1, 2025, changes to the Federal Rules of Appellate Procedure. The court hereby adopts the following amendment to the FIFTH CIRCUIT RULES (changes are in red):

5TH CIR. R. 39 COSTS

39.1 Taxable Rates. *The cost of reproducing necessary copies of the briefs, appendices, or record excerpts shall be taxed at a rate of actual cost, or **\$0.40 per cover, and \$.20** ~~0.15~~ per page, whichever is less, including ~~cover~~, index, and internal pages, for any form of reproduction costs. The cost of the binding required by 5TH CIR. R. 32.2.3 that mandates that briefs must lie reasonably flat when open shall be a taxable cost but not limited to the foregoing rate. This rate is intended to approximate the current cost of the most economical acceptable method of reproduction generally available; and the clerk will, at reasonable intervals, examine and review it to reflect current rates. Taxable costs will be authorized for up to 15 copies for a brief and 10 copies of an appendix or record excerpts, unless the clerk gives advance approval for additional copies.*

39.2 Nonrecovery of Mailing and Commercial Delivery Service Costs. *Mailing and commercial delivery fees incurred in transmitting briefs are not recoverable as taxable costs.*

39.3 Time for Filing Bills of Costs. *The clerk must receive bills of costs and any objections within the times set forth in FED. R. APP. P. 39 **(e)(3)** ~~(d)~~. See 5TH CIR. R. 26.1.*

The amended rule is effective December 1, 2025

Dated this 8th day of December 2025.

A handwritten signature in dark ink, reading "Lyle W. Cayce", is enclosed within a thin black rectangular border.

LYLE W. CAYCE
Clerk of Court

ENTERED AT THE DIRECTION OF THE COURT