

Proposed Amendments to Rule 1

Rule 1 is amended as follows:

TITLE I. SCOPE OF ~~[RULES--ONE]~~RULES; FORM OF ACTION

Rule 1. Scope ~~[of Rules]~~ and Purpose

These rules govern the procedure in the United States Court of International Trade. They ~~[shall]~~**should** be construed and administered to secure the just, speedy, and inexpensive determination of every action **and proceeding**. When a procedural question arises ~~[which]~~**that** is not covered by these rules, the court may prescribe the procedure to be followed in any manner not inconsistent with these rules. The court may refer for guidance to the rules of other courts. The rules ~~[shall]~~**are not to** be construed to extend or limit the jurisdiction of the court.

(As amended Oct. 3, 1984, eff. Jan. 1, 1985; Oct. 5, 1994, eff. Jan. 1, 1995; _____, **2008, eff. _____, 2009.**)

Advisory Committee Note

The U.S. Court of International Trade Rules are in the process of being restyled to make them consistent with the 2007 restyling of the Federal Rules of Civil Procedure (known generally as the "Style Project"). As discussed in the Advisory Committee Note accompanying Rule 1 of the restyled Federal Rules of Civil Procedure, the changes include a new format to achieve clearer presentation and the removal of inconsistent terminology. The restyled rules minimize the use of ambiguous words and of redundant expressions. They also generally remove words and concepts that are outdated and some redundant cross-references. The restyled rules keep the same rule numbers, although the subdivisions of some rules have been rearranged. The style changes are intended to make no changes in substantive meaning. To the extent there are minor technical amendments that may be considered substantive, such changes are usually noted (for example, the new requirement that email addresses be included in pleadings). Furthermore, as to CIT-specific provisions, an attempt has been made to harmonize those provisions with the overall style changes embodied in the amended Fed. R. Civ. P.

The language of CIT Rule 1 has been amended as part of the general restyling of the CIT Rules to make them more easily understood and to make style and terminology consistent throughout the rules. These changes are intended to be stylistic only.