

Proposed Amendments to Rule 57

Rule 57 is amended as follows:

Rule 57. Declaratory Judgment[s]

[The] **These rules govern the** procedure for obtaining a declaratory judgment [pursuant to Title 28 U.S.C. § 2201, shall be in accordance with these rules, and the right to trial by jury may be demanded under the circumstances and in the manner prescribed by Rules 38 and 39]. **under 28 U.S.C. § 2201. Rules 38 and 39 govern a demand for a jury trial.** The existence of another adequate remedy does not preclude a [judgment for] declaratory [relief in cases where it is] **judgment that is otherwise** appropriate. The court may order a speedy hearing of [an] **a declaratory-judgment** action [for declaratory judgment].

(As amended Dec. 18, 2001, eff. Apr.1, 2002; Sept. 28, 2004, eff. January 1, 2005; _____, **2008, eff.** _____, **2009.**)

Advisory Committee Note

CIT Rule 57 has been amended stylistically to match Fed. R. Civ. P. 57.