

**Proposed Amendments to Rule 56.1**

Rule 56.1 is amended as follows:

**Rule 56.1.** Judgment on an Agency Record for an Action Other Than That Described in 28 U.S.C. § 1581(c)

\* \* \* \* \*

(c) Briefs.

(1) **The motion for judgment on the agency record and the brief in support thereof must be submitted in a single document.** In addition to the other requirements prescribed by these rules, the briefs ~~submitted on the motion,~~ either contesting or supporting the agency determination, must include a statement setting out in separate numbered paragraphs:

(A) The administrative determination to be reviewed with appropriate reference to the Federal Register; ~~and~~

(B) The issues of law presented together with the reasons for contesting or supporting the administrative determination, specifying how the determination may be arbitrary, capricious, an abuse of discretion, not otherwise in accordance with law, unsupported by substantial evidence; or, how the determination may be unwarranted by the facts to the extent that the agency may not have considered facts which, as a matter of law, should or should not have been properly considered; **and-**

**(C) The request for court order and relief sought.**

\* \* \* \* \*

(As amended Oct. 3, 1984, eff. Jan. 1, 1985; Sept. 25, 1992, eff. Jan. 1, 1993; Nov. 25, 2008, eff. Jan. 1, 2009; Dec. 7, 2010, eff. Jan. 1, 2011; Mar. 20, 2018, eff. Apr. 23, 2018; \_\_\_\_\_, **eff.** \_\_\_\_\_.)

**Advisory Committee Note**

Rule 56.1 subpart (c) is amended to clarify the applicability of the single document rule (that is, the motion and brief in a single document) to Rule 56.1 proceedings, and to require a statement regarding the request for court order and relief sought.