

## **FEE SCHEDULE - DISTRICT OF MASSACHUSETTS\***

**PLEASE NOTE:** The Judicial Conference has made changes to the Fee Schedule **effective June 1, 2004**. The changes are in *italics*.

Following are fees to be charged for services to be performed by clerks of the district courts. No fees are to be charged for services rendered on behalf of the United States, with the exception of those specifically prescribed in items 2, 4 and 5. No fees under this schedule shall be charged to federal agencies or programs which are funded from judiciary appropriations, including, but not limited to, agencies, organizations, and individuals providing services authorized by the Criminal Justice Act, 18 U.S.C. § 3006A, and Bankruptcy Administrator programs.

### **A. Filing Fees - New Civil Action**

1. The filing fee for a complaint is \$150.00.
2. The filing fee for a notice of removal is \$150.00.
3. The filing fee for an application for writ of habeas corpus is \$5.00.

### **B. Filing Fee - Appeal**

1. For docketing a case on appeal or review, or docketing any other proceeding, \$255. A separate fee shall be paid by each party filing a notice of appeal in the district court, but parties filing a joint notice of appeal in the district court are required to pay only one fee. A docketing fee shall not be charged for the docketing of an application for the allowance of an interlocutory appeal under 28 U.S.C. § 1292(b), unless the appeal is allowed. The costs will be broken down as follows: \$250 as specified in the revised Miscellaneous Fee Schedule, and the \$5.00 fee required by 28 U.S.C. § 1917. These fees are payable TO THE DISTRICT COURT CLERK when the notice of appeal is filed.

### **C. Filing Fee - Miscellaneous Fees**

1. For filing or indexing any document not in a case or proceeding for which a filing fee has been paid, \$39.
2. For every search of the records of the district court conducted by the clerk of the district court or a deputy clerk, \$26 per name or item searched. This fee shall apply to services rendered on behalf of the United States if the information requested is available through electronic access.
3. For certification of any document or paper, whether the certification is made directly on the document or by separate instrument, \$9. For exemplification of any document or paper, twice the amount of the fee for certification.
4. For reproducing any record or paper, \$.50 per page. This fee shall apply to paper copies made from either: (1) original documents; or (2) microfiche or microfilm reproductions of the original records. This fee shall apply to services rendered on behalf of the United States if the record or paper requested is available through electronic access.
5. For reproduction of recordings of proceedings, regardless of the medium, \$26, including the cost of materials. This fee shall apply to services rendered on behalf of the United States, if the reproduction of the recording is available electronically.
6. For each microfiche sheet of film or microfilm jacket copy of any court record, where available, \$5.

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\* Issued in accordance with 28 U.S.C. § 1914(b).

7. For retrieval of a record from a Federal Records Center, National Archives, or other storage location removed from the place of business of the court, \$45.
8. For a check paid into the court which is returned for lack of funds, \$45.
9. For an appeal to a district judge from a judgment of conviction by a magistrate in a misdemeanor case, \$32.
10. For original admission of attorneys to practice, \$200 each, including a certificate of admission. For a duplicate certificate of admission or certificate of good standing, \$15. The fee for filing a motion for leave to appear and practice in a particular case in the District of Massachusetts is \$50.00.
11. The court may charge and collect fees commensurate with the cost of providing copies of the local rules of court. The court may also distribute copies of the local rules without charge.
12. The clerk shall assess a charge for the handling of registry funds deposited with the court, to be assessed from interest earnings and in accordance with the detailed fee schedule issued by the Director of the Administrative Office of the United States Courts.
13. For filing an action brought under Title III of the Cuban Liberty and Democratic Solidarity (LIBERTAD) Act of 1996, P.L. 104-114, 110 Stat. § 785 (1996), \$5,431. (This fee is in addition to the filing fee prescribed in 28 U.S.C. 1914(a) for instituting any civil action other than a writ of habeas corpus.)

#### **ELECTRONIC PUBLIC ACCESS MISCELLANEOUS FEE SCHEDULE** (Eff. 9/23/03)

As directed by Congress, the Judicial Conference has determined that the following fees are necessary to reimburse expenses incurred by the judiciary in providing electronic public access to court records. These fees shall apply to the United States unless otherwise stated. No fees under this schedule shall be charged to federal agencies or programs which are funded from judiciary appropriations, including, but not limited to, agencies, organizations, and individuals providing services authorized by the Criminal Justice Act, 18 U.S.C. § 3006A, and bankruptcy administrator programs.

- I. For electronic access to court data via dial up service: sixty cents per minute. For electronic access to court data via a federal judiciary Internet site: **seven cents per page, with the total for any document, docket sheet, or case-specific report not to exceed the fee for thirty pages**— provided however that transcripts of federal court proceedings shall not be subject to the thirty-page fee limit. Attorneys of record and parties in a case (including *pro se* litigants) receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. No fee is owed under this provision until an account holder accrues charges of more than \$10 in a calendar year. Consistent with Judicial Conference policy, courts may, upon a showing of cause, exempt indigents, bankruptcy case trustees, individual researchers associated with educational institutions, courts, section 501(c)(3) not-for-profit organizations and pro bono ADR neutrals from payment of these fees. Courts must find that parties from the classes of persons or entities listed above seeking exemption have demonstrated that an exemption is necessary in order to avoid unreasonable burdens and to promote public access to information. Any user granted an exemption agrees not to sell for profit the data obtained as a result. Exemptions may be granted for a definite period of time and may be revoked at the discretion of the court granting the exemption.
- II. For printing copies of any record or document accessed electronically at a public terminal in the courthouse: ten cents per page. This fee shall apply to services rendered on behalf of the United States if the record requested is remotely available through electronic access.
- III. For every search of court records conducted by the PACER Service Center, \$20.