




MEMORANDUM

April 21, 2025

To: All Interested Bar Associations and Persons

From: Hon. Joseph A. Zayas 

Re: **Expansion of Mandatory Electronic Filing in the Supreme Court – Civil Term**

I am pleased to provide the Bar and other interested persons with an update on the progress of the New York State Courts' Electronic Filing System ("NYSCEF"). Following the recent amendments to Article 21-A of the CPLR,¹ the expansion of mandatory e-filing in the Supreme Court-Civil Term across most of the State – with the exception of Allegany County and Erie County² - has been agreed to by the County Clerks of the 60 participating counties and acknowledged by the Deputy Chief Administrative Judges inside and outside New York City. This expansion mandates the e-filing of case types that were previously authorized for consensual e-filing, thus making e-filing mandatory for all case types in these courts, while appropriately updating the rules to reflect this broader scope.

Starting in mid-June 2025, the mandatory e-filing program will expand to all **civil actions** in the Supreme Court-Civil Term statewide, with the exception of these Courts in Allegany and Erie Counties. The expansion of mandatory electronic filing will include the **following case types**:

- CPLR Art. 70 proceedings
- CPLR Art. 78 proceedings
- Election Law proceedings
- matrimonial matters
- Mental Hygiene Law matters
- consumer credit transactions as defined in CPLR 105(f)*
- residential foreclosure actions as defined in RPAPL 1304*
(*for all subsequent documents filed)

¹ On December 13, 2024, Governor Hochul signed into law legislation that granted the CAJ authority to institute e-filing, whether consensual or mandatory in all New York State's trial courts and in any class of cases.

² Allegany County does not have an e-filing program, and Erie County will continue to offer the exempted case types on a consensual basis.

Persons wishing to comment on this proposal should e-mail their submissions to efilingcomments@nycourts.gov no later than May 30, 2025. A page has been created on the Unified Court System's website - www.nycourts.gov/rules/efiling/ - to provide notice to the public of proposed new or expanded mandatory e-filing programs and for posting any public comments received on such proposals. Any person who wishes to comment but lacks access to a computer may forward comments by regular mail to:

Christopher Gibson
Director – Division of E-Filing
NYS Office of Court Administration
25 Beaver Street, Room 926
New York, NY 10004

As we proceed with the expansion of mandatory e-filing outlined above, please be assured that the staff of the E-Filing Resource Center will continue to offer training. The NYSCEF system is intuitive and easy to use, and attorneys participating in our virtual training session can receive CLE credit(s) free of charge. Information on virtual training sessions is available on the NYSCEF website: www.nycourts.gov/efile, or by contacting the Resource Center at NYSCEF@nycourts.gov. Attorneys, paralegals and interested filers may register on-line for upcoming sessions.

Please note that by legislation and statute all unrepresented parties are automatically exempt from participating in e-filing in any case. However, unrepresented parties may choose to e-file. Information on how to do so is available at <http://www.nycourts.gov/efile-unrepresented>. Attorneys who certify in good faith that they lack requisite hardware, electronic connection, or technical knowledge to participate in e-filing, may opt out of e-filing.

E-filing represents a significant and essential advancement for the courts, the legal profession, and all court users. We appreciate your ongoing support and collaboration, and we look forward to working closely with you as the program continues to progress throughout the state.

cc: Hon. Norman St. George, First Deputy Chief Administrative Judge
Hon. Adam Silvera, Deputy Chief Administrative Judge for the NYC Courts
Hon. James P. Murphy, Deputy Chief Administrative Judge for the Courts Outside NYC
Hon. Nancy Sunshine, Kings County Clerk, President of NYSACC
Hon. County Clerks - Statewide
Justin Barry, Esq., Executive Director
David Nocenti, Esq., OCA Counsel
Mindy Jeng, Esq., Exec. Dir. Pro Bono Services, OCA Administrative Counsel
Christopher Gibson, Director OCA E-File Division
Brielle Christian, Esq., Senior Legislative Counsel
Phyllis Mingione, Esq., Chief Management Analyst, OCA E-File Division
DE's Statewide
Chief Clerks - Statewide