

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

**PUBLIC NOTICE
CORRECTION TO LOCAL RULE 4.1 SERVICE OF PROCESS**

The United States District Court for the District of Massachusetts has approved the following corrections to align our local rule with the recent changes to the Federal Rules. The corrected rule, effective immediately, is as follows:

LR 4.1 SERVICE OF PROCESS--DISMISSAL FOR FAILURE TO MAKE SERVICE

(a) Any summons not returned with proof that it was served within ninety (90) days of the filing of the complaint is deemed to be unserved for the purpose of Fed. R. Civ. P. 4(m).

(b) Counsel and parties appearing pro se who seek to show good cause for the failure to make service within the 90 day period prescribed by Fed. R. Civ. P. 4(m) shall do so by filing a motion for enlargement of time under Fed. R. Civ. P. 6(b), together with a supporting affidavit. If on the 14th day following the expiration of the 90 day period good cause has not been shown as provided herein, the clerk shall forthwith automatically enter an order of dismissal for failure to effect service of process, without awaiting any further order of the court.

This public notice has been posted to the “Announcements” and “Rules” pages of the court’s web site at <http://www.mad.uscourts.gov>.

May 6, 2016

/s/ Robert M. Farrell
Clerk of Court

**CORRECTION OF LOCAL RULE 4.1
(RED LINE VERSION)**

(a) Any summons not returned with proof that it was served within ~~one hundred~~ twenty ninety (~~120~~90) days of the filing of the complaint is deemed to be unserved for the purpose of Fed. R. Civ. P. 4(m).

(b) Counsel and parties appearing pro se who seek to show good cause for the failure to make service within the ~~120~~90 day period prescribed by Fed. R. Civ. P. 4(m) shall do so by filing a motion for enlargement of time under Fed. R. Civ. P. 6(b), together with a supporting affidavit. If on the 14th day following the expiration of the ~~120~~90 day period good cause has not been shown as provided herein, the clerk shall forthwith automatically enter an order of dismissal for failure to effect service of process, without awaiting any further order of the court.