

Federal Circuit Rule 47.4

Rule 47.4. Certificate of Interest

- (a) **Purpose; Contents.** To determine whether recusal by a judge is necessary or appropriate, an attorney – except an attorney for the United States – for each party, including a party seeking or permitted to intervene, and for each amicus curiae, must file a certificate of interest. The certificate of interest must be filed within 14 days of the date of docketing of the appeal or petition, except that for an intervenor or amicus curiae, the certificate of interest must be filed with the motion and with the brief. A certificate of interest must be in the form set forth in the appendix to these rules, and must contain the information below in the order listed. Negative responses, if applicable, are required as to each item on the form.
- (1) The full name of every party or amicus represented in the case by the attorney.
 - (2) The name of the real party in interest if the party named in the caption is not the real party in interest.
 - (3) The corporate disclosure statement prescribed in Federal Rule of Appellate Procedure 26.1 and identifying each party with its parent corporation or any publicly held corporation that owns 10% or more of its stock.
 - (4) The names of all law firms and the partners and associates that have appeared for the party in the lower tribunal or are expected to appear for the party in this court and who are not already listed on the docket for the current case.
 - (5) The title and number of any case known to counsel to be pending in this or any other court or agency that will directly affect or be directly affected by this court’s decision in the pending appeal.
- (b) **Filing.** The certificate must be filed with the entry of appearance. The certificate must also be included with each motion, petition, or response thereto, and in each principal brief and brief amicus curiae. When ownership, representation or contact information changes an updated Certificate of Interest must be filed when the change occurs.
- (c) **Changes.** If any of the information required in Federal Circuit Rule 47.4(a) changes after the certificate is filed and before the mandate has issued, the party must file an amended certificate within 7 days of the change.

Federal Circuit Rule 47.5

Rule 47.5. Statement of Related Cases

Each principal brief and certificate of interest must contain a statement of related cases indicating:

- (a) whether any other appeal in or from the same civil action or proceeding in the lower court or body was previously before this or any other appellate court, stating:
 - (1) the title and number of that earlier appeal;
 - (2) the date of decision;
 - (3) the composition of the panel; and
 - (4) the citation of the opinion in the Federal Reporter;
- (b) the title and number of any case known to counsel to be pending in this or any other court or agency that will directly affect or be directly affected by this court's decision in the pending appeal.

Practice Note

CASES THAT ONLY INVOLVE SAME GENERAL LEGAL ISSUE. Cases are not “related” within the meaning of Rule 47.4(a)(5) and Rule 47.5(b) simply because they involve the same general legal issue, for example, an issue as to the correct construction of a statute or regulation.