

RULE 8 – FILINGS WITH THE CLERK OF SUPERIOR COURT

8.1 – Required Filings with the Clerk of Superior Court. In accordance with the provisions of N.C. R. Civ. P. 5(d), all documents and materials submitted to the Business Court shall also be filed within five (5) business days with the Clerk of Superior Court in the judicial district in which the matter is pending. Where such documents and materials have been electronically filed with the Business Court, the certificate of service for filings with the Clerk of Superior Court shall additionally be signed in handwriting above or in lieu of the electronic signature line.

RULE 9 – TIME

9.1 – Clarification Concerning Time Calculations. In the event that the time prescribed for taking any action by any statute, rule of procedure, or any order of the Court is less than seven days, then even if the additional day allowed as a result of service by telefacsimile after 5:00 pm (or the equivalent service by electronic filing or email under these Rules) or the additional three days for electronic service or service by mail extends the time prescribed to seven days or more, intermediate Saturdays, Sundays, and holidays shall nevertheless be excluded in calculation of time (in the manner specified in N.C. R. Civ. P. 6(a)). In such event, if time is enlarged further pursuant to Rules 9.2 or 9.3, then intermediate Saturdays, Sundays, and holidays shall be included in calculating time only with respect to the period of the enlargement.

9.2 – Enlargements of Time – Motions. Once a case has been assigned or designated to the Business Court, all motions to extend any of the times prescribed or allowed by these Rules, the North Carolina Rules of Civil Procedure, or by court order, shall be directed to the Business Court Judge assigned to the case. If the case has not yet been assigned to a particular judge, the