

Rules of Procedure for the Alabama Court of the Judiciary

Rule 5.

Filing responsive pleadings.

The judge may file responsive pleadings as provided in the Alabama Rules of Civil Procedure, including a general denial of all the averments in the complaint. Any such pleadings shall be filed in the office of the secretary in Montgomery by the judge not more than 30 days following the service of the notice and the copy of the complaint upon him or her. For good cause shown, the Court may extend the time for filing such pleadings. All such responsive pleadings filed by the judge shall be in plain and concise language designed to fairly respond to the charges brought against him or her. The failure of the judge to file a responsive pleading may be considered as an admission of the factual allegations that form the basis of the charge or charges.

[Adopted 3-11-74; Amended 4-1-2010, eff. 5-1-2010.]

Note from the reporter of decisions: The order amending Rule 5, Rule 9, and Rule 16, Rules of Procedure for the Alabama Court of the Judiciary, effective May 1, 2010, as well as Justice Lyons's writing concurring specially in that order, which Chief Justice Cobb joined, is published in that volume of the *Alabama Reporter* that contains Alabama cases from 31 So. 3d.