

1       **Rule 6. Time.**

2       **(a) Computing time.** The following rules apply in computing any time period specified in these rules,  
3 any local rule or court order, or in any statute that does not specify a method of computing time.

4       (a)(1) When the period is stated in days or a longer unit of time:

5           (a)(1)(A) exclude the day of the event that triggers the period;

6           (a)(1)(B) count every day, including intermediate Saturdays, Sundays, and legal holidays;

7       and

8           (a)(1)(C) include the last day of the period, but if the last day is a Saturday, Sunday, or legal  
9 holiday, the period continues to run until the end of the next day that is not a Saturday, Sunday or  
10 legal holiday.

11       (a)(2) When the period is stated in hours:

12           (a)(2)(A) begin counting immediately on the occurrence of the event that triggers the period;

13           (a)(2)(B) count every hour, including hours during intermediate Saturdays, Sundays, and  
14 legal holidays; and

15           (a)(2)(C) if the period would end on a Saturday, Sunday, or legal holiday, the period  
16 continues to run until the same time on the next day that is not a Saturday, Sunday, or legal  
17 holiday.

18       (a)(3) Unless the court orders otherwise, if the clerk's office is inaccessible:

19           (a)(3)(A) on the last day for filing under Rule 6(a)(1), then the time for filing is extended to the  
20 first accessible day that is not a Saturday, Sunday or legal holiday; or

21           (a)(3)(B) during the last hour for filing under Rule 6(a)(2), then the time for filing is extended  
22 to the same time on the first accessible day that is not a Saturday, Sunday, or legal holiday.

23       (a)(4) Unless a different time is set by a statute or court order, filing on the last day means:

24           (a)(4)(A) for electronic filing, before midnight; and

25           (a)(4)(B) for filing by other means, the filing must be made before the clerk's office is  
26 scheduled to close.

27       (a)(5) The "next day" is determined by continuing to count forward when the period is measured  
28 after an event and backward when measured before an event.

29       (a)(6) "Legal holiday" means the day for observing:

30           (a)(6)(A) New Year's Day;

31           (a)(6)(B) Dr. Martin Luther King, Jr. Day;

32           (a)(6)(C) Washington and Lincoln Day;

33           (a)(6)(D) Memorial Day;

34           (a)(6)(E) Independence Day;

35           (a)(6)(F) Pioneer Day;

36           (a)(6)(G) Labor Day;

37           (a)(6)(H) Columbus Day;

- 38 (a)(6)(I) Veterans' Day;  
39 (a)(6)(J) Thanksgiving Day;  
40 (a)(6)(K) Christmas; and  
41 (a)(6)(L) any day designated by the Governor or Legislature as a state holiday.

42 **(b) Extending time.**

43 (b)(1) When an act may or must be done within a specified time, the court may, for good cause,  
44 extend the time:

45 (b)(1)(A) with or without motion or notice if the court acts, or if a request is made, before the  
46 original time or its extension expires; or

47 (b)(1)(B) on motion made after the time has expired if the party failed to act because of  
48 excusable neglect.

49 (b)(2) A court must not extend the time to act under Rules [50\(b\) and \(d\)](#), [52\(b\)](#), [59\(b\)](#), [\(d\) and \(e\)](#),  
50 and [60\(c\)](#).

51 **(c) Additional time after service by mail.** When a party may or must act within a specified time after  
52 service and service is made by mail under Rule [5\(b\)\(3\)\(C\)](#), 3 days are added after the period would  
53 otherwise expire under paragraph (a).

54 **(d) Response time for an unrepresented party.** When a party is not represented by an attorney,  
55 does not have an electronic filing account, and may or must act within a specified time after the filing of a  
56 paper, the period of time within which the party may or must act is counted from the service date and not  
57 the filing date of the paper.

58 **(e) Filing or service by inmate.**

59 (e)(1) For purposes of Rule 45(i) and this paragraph (e), an inmate is a person confined to an  
60 institution or committed to a place of legal confinement.

61 (e)(2) Papers filed or served by an inmate are timely filed or served if they are deposited in the  
62 institution's internal mail system on or before the last day for filing or service. Timely filing or service  
63 may be shown by a contemporaneously filed notarized statement or written declaration setting forth  
64 the date of deposit and stating that first-class postage has been, or is being, prepaid, or that the  
65 inmate has complied with any applicable requirements for legal mail set by the institution. Response  
66 time will be calculated from the date the papers are received by the court, or for papers served on  
67 parties that do not need to be filed with the court, the postmark date the papers were deposited in  
68 U.S. mail.

69 (e)(3) The provisions of paragraph (e)(2) do not apply to service of process, which is governed by  
70 Rule 4.