

Virginia:

In the Circuit Court of the City of Richmond, John Marshall Courts Building

LOCAL RULE ON ARTIFICIAL INTELLIGENCE

Pursuant to the authority granted by Virginia Supreme Court Rule 1:15, it shall be the local rule of this Court that:

The use of artificial intelligence (“AI”) tools is not prohibited in this Court. However, all attorneys and *pro se* litigants alike shall henceforth provide a disclosure in the form of a certification at the end of, or attached to, filings disclosing the use of AI in any pleading, exhibit to any pleading, memoranda, sketch order, or any other filing. Henceforth all attorneys and *pro se* litigants shall also, ten (10) days before any trial or evidentiary hearing, file a certification disclosing the use of AI in any proposed exhibits (including demonstrative exhibits).

Consistent with Virginia Code § 8.01-271.1(B), all parties employing AI bear the burden of exercising due care in reviewing filings before their submission to the Court to ensure they are “hallucination-free” and are otherwise well grounded in fact and warranted by existing law or a good faith argument for the extension, modification, or reversal of existing law. Accordingly, the failure to properly review filings that have been drafted, created, enhanced, or modified in any way by generative AI tools may violate the certification standard set forth in Va. Code § 8.01-271.1(B).

Attached hereto is a model disclosure that meets the requirements of this Local Rule.

As required by Rule 1:15, the Clerk is hereby **DIRECTED** to forthwith: (1) spread this order upon the order book; (2) post a copy with the date of entry in the Clerk’s Office; (3) file a copy with the Executive Secretary of the Supreme Court; and (4) furnish a copy of this order to attorneys regularly practicing before this Court by publishing it on the websites associated with this Court. The Court Administrator is hereby **DIRECTED** to furnish a copy of this order to attorneys

regularly practicing before this Court by forwarding it to the Richmond Bar Association for distribution to its membership list.

It is so ORDERED.

ENTER: 1/13/2024

//S//

Chief Judge

DISCLOSURE ON THE USE OF ARTIFICIAL INTELLIGENCE

I hereby certify that artificial intelligence (“AI”) tools were utilized in the drafting, creation, enhancement, or modification of the instant filing. Pursuant to the duty found in Va. Code § 8.01-271.1(B), notwithstanding the assistance from AI tools, to the best of my knowledge, the content of this filing is well grounded in fact and is warranted by existing law or a good faith argument for the extension, modification, or reversal of existing law. I acknowledge that this certification only applies to the instant filing.