

PANEL NEWS ALERT - SUMMER 2006

Name of individual client required on cover of multi-party proceeding

If the case has co-appellants, each attorney must state on the cover of the briefs what individual client that attorney represents. (Cal. Rules of Court, rule 14(b)(10)(E).) Some attorneys have been neglecting to do this, and it creates confusion.

Certificate of interested parties inapplicable to criminal and juvenile appeals

New rule 14.5, requiring a certificate of interested parties (CIP) with the first filing by each party, applies only to general civil cases, not to criminal or juvenile appeals. Please let ADI know if a court send you a notice that a CIP needs to be filed.

Division Two notices

Division Two has requested us to remind counsel of several matters. Its notice is [here](#). In summary:

- Oral argument waiver/confirmation letters must be timely.
- Envelopes for all counsel are required.
- Rule 32.1(b) record correction requests must be sent to the appellate department of the superior court rather than the branch office.
- The bound edge and all staples, both front and back, must be covered with tape (rule 14(b)(8)).

Extension requests in Division One dependency appeals to include waiver of corresponding rule 17 time

Dependency attorneys are reminded that if they need an extension of time to file their brief, the request should include a statement agreeing that any rule 17 time will be reduced by the number of days of the extension. (Policy announced by Presiding Justice McConnell on March 22, 2005.) This includes extension requests tied to an augment/correction. The language would be something like: "I agree that any additional time granted [after the augmented/corrected record is filed] may be deducted from the period provided under rules 17(a), 37.3(b)(5), and 37.4(a)(2)."

Request to correct record in fast-track dependency cases to be submitted to Court of Appeal, not juvenile court clerk

If the normal record in a fast-track case as received is incomplete, a request to correct it must be made to the Court of Appeal, as if it were an augment request, not to the lower court. (Rule 37.4(d)(1).) This is different from non-fast-track appeals, including other juvenile cases and criminal cases. The purpose is to give the Court of Appeal control over the process because of the tight deadlines. A form for this request is on the court website: [missing items in dependency transcript](#).

Fax filing

The court reports that it is receiving a number of [fax filings](#) of the documents permitted under the pilot program and feels that it has been a real benefit to panel attorneys. It is quick, saves postage and a trip to the post office, is received almost instantaneously, and provides confirmation of sending.

Rules of Court renumbered

Just when we thought we had finally learned the new numbers of the criminal and juvenile rules, as revised over the past few years, the entirety of the California Rules of Court is being reorganized and renumbered. Effective January 1, 2007, the new system will use the number of the title followed by a period and the rule number. The appellate rules will be in title 8. The numbers will range from 8.1 to 8.1125.

The revised rules and related conversion tables can be reviewed on the court website. There are some wording and substantive changes, which we will summarize.