

SUMMARY OF REQUIREMENTS

(Rev. 01/2014)

NON-CAPITAL BRIEFS ON THE MERITS AND PETITIONS FOR REHEARING IN CALIFORNIA SUPREME COURT	
<p>Due dates</p> <p>Rules 8.60, 8.268(b), 8.520(a), (d), & (f), 8.536(b)</p>	<ul style="list-style-type: none"> <input type="checkbox"/> opening brief on the merits: 30 days after order granting review <input type="checkbox"/> answer brief on the merits: 30 days after opening brief filed <input type="checkbox"/> reply brief on the merits: 20 days after answer brief filed <input type="checkbox"/> amicus curiae brief: no later than 30 days after all briefs parties may file have been filed or were required to be filed; requires application to Chief Justice for permission to file, stating the applicant's interest, explaining how brief may assist court, and complying with rule 8.520(f)(4) on contributors to brief <input type="checkbox"/> any party's answer to amicus curiae brief (may be answer to individual amicus brief or consolidated answer to more than one): within 30 days after court rules on last timely filed application to file amicus brief or time for filing amicus applications expires, whichever is later. <input type="checkbox"/> supplemental brief under rule 8.520(d), limited to new authorities not available at time of briefing: at least 10 days before oral argument <input type="checkbox"/> petition for rehearing: 15 days after opinion filed (modification of judgment after opinion is filed restart's clock: see rule 8.264(c)(2)) <input type="checkbox"/> answer to petition for rehearing: 8 days after petition filed unless court orders otherwise <input type="checkbox"/> Chief Justice may relieve party from failure to file timely on application showing good cause, if opinion not yet final
<p>Format</p> <p>Rules 8.204, 8.520(b)(1)</p>	<ul style="list-style-type: none"> <input type="checkbox"/> same format as briefs in Court of Appeal
<p>Cover</p> <p>Rules 8.40(b), 8.204(b)(10), 8.268(b)(3), 8.520(b)(1), (f)(6)</p>	<ul style="list-style-type: none"> <input type="checkbox"/> same content as covers of briefs in Court of Appeal; cover of amicus curiae brief must also identify party, if any, it supports <input type="checkbox"/> opening brief on merits: white <input type="checkbox"/> answer brief on merits: blue <input type="checkbox"/> reply brief on merits: white <input type="checkbox"/> amicus curiae: gray <input type="checkbox"/> answer to amicus curiae brief: blue <input type="checkbox"/> petition for rehearing: orange; answer: blue <input type="checkbox"/> supplemental brief: not specified
<p>Contents</p> <p>Rule 8.520(b)(2) & (3), (d)</p>	<ul style="list-style-type: none"> <input type="checkbox"/> body of petitioner's brief on merits must begin by quoting (1) order specifying issues, if any or (2) if none, statement of issues in the petition and any added by the answer <input type="checkbox"/> briefs on merits must be limited to issues listed above or fairly included therein, unless court orders otherwise <input type="checkbox"/> supplemental briefs limited to new authorities not available at time of briefing

<p>Length</p> <p>Rule 8.520(c), (d), (h)</p>	<ul style="list-style-type: none"> <input type="checkbox"/> opening and answer briefs: no more than 14,000 words if produced on a computer or 50 pages if typewritten <input type="checkbox"/> reply briefs: no more than 8,400 words if produced on a computer or 30 pages if typewritten <input type="checkbox"/> supplemental briefs under rule 8.520(d): no more than 2,800 words if produced on a computer or 10 pages if typewritten <input type="checkbox"/> amicus curiae brief: not specified, but rule 8.520(b)(1) implies no longer than civil brief in Court of Appeal (14,000 words, per rule 8.204(c)), which is same as opening and answer briefs on merits in Supreme Court <input type="checkbox"/> petition for rehearing length not specified directly; rules 8.536(b) and 8.268(b)(3) imply no longer than civil brief (14,000 words, per rule 8.204(c)) <input type="checkbox"/> cover information, tables, opinion, word count certificate, statement of issues under rule 8.520(b)(2), signature block, and any permissible attachments under rule 8.520(h) are excluded from word limits <input type="checkbox"/> Chief Justice may permit longer brief on application showing good cause
<p>Attachments</p> <p>Rules 8.520(h), 8.1115(c)</p>	<ul style="list-style-type: none"> <input type="checkbox"/> relevant laws not readily accessible <input type="checkbox"/> not to exceed 10 pages, not counting any opinion required by rule 8.1115(c)
<p>Service and filing</p> <p>Rule 8.25(a), 8.44(a), 8.520(a), (b), (f)</p>	<ul style="list-style-type: none"> <input type="checkbox"/> filing copies in Supreme Court: original plus 13, or original plus 8 and 1 electronic copy, with proof of service <input type="checkbox"/> service copies: same as for Court of Appeal briefs, except: serve one copy on Court of Appeal, do not serve district attorney unless representing a party <input type="checkbox"/> service by amicus curiae: all parties in Supreme Court, Court of Appeal; answer to amicus curiae brief: same, plus amicus