

Parts in blue print are instructions to user, not to be included in filed document unless so noted. [Parts and references in green font, if any, refer to juvenile proceedings. See Practice Note, this web page, for guidance in adapting forms to juvenile cases.]

[Attorney's name, bar number]
[Address and telephone number]
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Attorney for Defendant *[name]*

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

FOURTH APPELLATE DISTRICT

DIVISION *[NUMBER]*

THE PEOPLE OF THE STATE OF CALIFORNIA,
Plaintiff and Respondent,

v.

[Appellant's name],
Defendant and Appellant.

Court of Appeal
No. *[number]*

Superior Court
No. *[number]*

**APPELLANT'S REQUEST TO FILE OVERSIZED
BRIEF**

TO THE HONORABLE PRESIDING JUSTICE OF THE FOURTH
APPELLATE DISTRICT, DIVISION *[NUMBER]*:

Under rule [8.360(b)(5) / 8.412(a)(3)] of the California Rules of
Court, appellant requests permission from the Presiding Justice to file an
oversized appellant's *[opening/reply]* brief.

As currently presented, the brief is *[number]* words, exceeding the
limit of *[number]* words. Appellant believes that the number and

complexity of the issues presented [and the need to preserve issues for federal review] merit this additional length.

The appellate record is *[number]* pages in length[, including the parts added by augmentation]. *[If criminal case: Describe convictions, custody status, and sentence.] [If juvenile case: Describe consequences of judgment or order the appellant is facing.]*

Appellant's opening brief presents *[number]* issues and *[number]* words and is *[number]* pages in length. Appellant believes all of the issues present substantial grounds for relief. [Additionally, the issues must be raised and sufficiently addressed to preserve them for subsequent federal review. (Cf. *O'Sullivan v. Boerckel* (1999) 526 U.S. 838, 845 [119 S.Ct. 1728, 144 L.Ed.2d 1].) *[Add other reasons, such as complexity of the issues, evolving or novel law, scarcity of authority, conflicts among courts, multiple parts of issues, etc. Describe efforts already made to keep within word limits.]*

For these reasons, appellant respectfully requests permission to file an oversized brief.

Dated: *[date]*

Respectfully submitted,

[Attorney's name]
State Bar No. *[number]*
Attorney for Defendant *[name]*

PROOF OF SERVICE