

APPENDIX B

Timetable for Steps in an Appeal

STEP	TIME
<p>1. Appellant serves, files notice of appeal with clerk of district court.</p> <p>(Appellant may seek a stay of the judgment pending appeal.)</p>	<p>30 days from date journal entry is filed in Chapter 60 and Chapter 61 appeals. K.S.A. 60-2103(a). 14 days from sentencing in criminal appeals under Sentencing Guidelines. K.S.A. 22-3608(c).</p>
<p>2. Appellant requests transcript if an evidentiary hearing was held.</p>	<p>21 days from notice of appeal. Rule 3.03.</p>
<p>3. Appellant files docketing statement, certified copies of notice of appeal, journal entry of judgment, any post-trial motions, journal entry ruling on such motions, request for transcript.</p>	<p>21 days from notice of appeal. Rules 2.04, 2.041.</p>
<p>4. District clerk compiles record then available.</p>	<p>14 days from notice that the appeal has been docketed. Rule 3.02.</p>
<p>5. Notice of cross-appeal.</p>	<p>21 days from notice of appeal. K.S.A. 60-2103(h). Docketing statement to be filed with clerk of appellate courts within 21 days of notice of cross-appeal. Rule 2.04(a)(2), 2.041(a).</p>

STEP	TIME
6. Either party may move for transfer to Supreme Court for final determination.	20 days from notice of appeal. K.S.A. 20-3017; Rule 8.02.
7. Reporter files transcript.	40 days from service of order. Rule 3.03.
8. Written requests to clerk of the district court to add to “prepared record on appeal.”	Any time before record is sent to appellate court. Rule 3.02.
9. Appellant’s brief.	30 days from completion of transcript (or 40 days from docketing if no transcript or if transcript has been completed prior to docketing). Rule 6.01.
10. Counsel may suggest place of hearing by Court of Appeals.	Before appellee’s brief due. Rule 7.02(d)(3).
11. Appellee’s brief (including cross-appellant’s brief).	30 days from appellant’s brief. Rule 6.01(b)(2).
12. Cross-appellee’s brief.	21 days from cross-appellant’s. Rule 6.01(b)(3).
13. Reply brief.	14 days from brief to which addressed. Rule 6.01(b)(5).
14. Clerk of appellate courts calls for record from clerk of district court.	After time for briefs has expired, usually when case is set for hearing. Rule 3.07.

STEP	TIME
15. Clerk notifies parties of time and place of hearing.	30 days before hearing. Rule 7.01(d), 7.02(e).
16. Oral arguments.	Rule 7.01(e), Rule 7.02(f).
17. Motion for rehearing or modification.	14 days of decision of Court of Appeals. Rule 7.05. 21 days of decision of Supreme Court. Rule 7.06.
18. Motion for assessment of appellate costs and attorney fees.	No later than 14 days after oral argument or assignment to summary calendar. Rule 7.07(b).
19. Petition for review by Supreme Court.	30 days of Court of Appeals decision, regardless of a motion for rehearing by Court of Appeals unless rehearing is granted. Rule 7.05, 8.03(a)(1).
20. Additional copies of briefs originally filed with the Court of Appeals.	Within 14 days after the review is granted. Rule 8.03(g)(2).
21. Supplemental briefs for Supreme Court by either party.	30 days after review is granted. Rule 8.03(g)(3).
22. Responses to supplemental briefs.	30 days after supplemental briefs served. Rule 8.03(g)(3).

