



Judicial Council of California

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INVITATION TO COMMENT

SPR23-06

Title

Appellate Procedure: Forms for Extension of Time

Action Requested

Review and submit comments by May 12, 2023

Proposed Rules, Forms, Standards, or Statutes

Revise forms APP-006, APP-106, CR-126, JV-816, JV-817

Proposed Effective Date

January 1, 2024

Proposed by

Appellate Advisory Committee
Hon. Louis R. Mauro, Chair

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Executive Summary and Origin

The Appellate Advisory Committee proposes revising the forms used to request an extension of time to file a brief in the Court of Appeal and the appellate division of the superior court. The revisions would add space for the applicant to indicate the work done to date on the appeal and would correct the item on one form regarding who must be served with the application. On the civil forms, an item indicating that the case has calendar preference would be added. Finally, the item on the forms for the applicant to explain why an extension of time should be granted would be revised to require the applicant to address the relevant factors a court will use to determine whether good cause exists. The proposal originated with suggestions from the Chief Justice's Appellate Caseflow Workgroup, an appellate project, a county bar association, and a member of the Judicial Council.

The Proposal

California Rules of Court, rules 8.212, 8.360, 8.412, 8.416, and 8.417, permit parties to apply to the Court of Appeal for an extension of time to file a brief in civil, criminal, and juvenile appeals. Extensions of time to file a brief in the appellate division are permitted by rule 8.882.

This proposal would revise five optional forms that may be used to request an extension of time to file a brief:

This proposal has not been approved by the Judicial Council and is not intended to represent the views of the council, its Rules Committee, or its Legislation Committee. It is circulated for comment purposes only.

- *Application for Extension of Time to File Brief (Civil Case)* (form APP-006), in unlimited civil cases in the Court of Appeal
- *Application for Extension of Time to File Brief (Limited Civil Case)* (form APP-106), in limited civil cases in the appellate division
- *Application for Extension of Time to File Brief (Criminal Case)* (form CR-126), in criminal cases
- *Application for Extension of Time to File Brief (Juvenile Delinquency Case)* (form JV-816), in juvenile justice cases
- *Application for Extension of Time to File Brief (Juvenile Dependency Case)* (form JV-817), in juvenile dependency cases

Proof of service

The Appellate Advisory Committee proposes the proof of service statement on form CR-126 be revised to match the other applications for extension of time. Currently, item 11 on form CR-126 provides: “A proof of service of this application on all those entitled to receive a copy of the brief under rule 8.360(d)(1), (2), and (3) is attached (see rule 8.360(d).)”

However, the rule regarding extensions of time does not require service on “all those entitled to receive a copy of the brief.” Rather, it requires service on “all parties.” (See rule 8.60(c).) The forms for requesting an extension of time in civil, juvenile dependency, and juvenile justice appeals all require service on “all other parties,” not those entitled to receive a copy of the brief. Moreover, there appears to be no reason for this different service provision. The proposed revisions correct this item on the form, making it consistent with the other forms for requesting an extension of time to file a brief and relieving applicants of the burden of service on nonparties.

In addition to this change, the proposal would also revise the item requiring that a proof of service on all other parties be attached to the application on the forms used in the Court of Appeal. Forms APP-006, CR-126, JV-816, and JV-817 currently cite the rules permitting a reviewing court to order an extension of time to file a brief. The rule that requires proof of service of an extension request in the Court of Appeal (rule 8.60(c)) is better authority for this item.

Amount of work completed on the appeal

The committee proposes that all five forms include an item for the applicant to state the amount of work that has been completed on the appeal at the time of the request for an extension of time to file a brief. Providing this information would assist both the courts in considering these applications and the appellate projects in supervising the work of panel attorneys. The committee requests specific comments on this item.

Calendar preference

For civil cases in the Court of Appeal, rule 8.240 governs calendar preference: “A party seeking calendar preference must promptly serve and file a motion for preference in the reviewing court. As used in this rule, ‘calendar preference’ means an expedited appeal schedule, which may include expedited briefing and preference in setting the date of oral argument.” The advisory committee comment to the rule explains:

Rule 8.240 requires a party claiming preference to file a motion for preference in the reviewing court. The motion requirement relieves the reviewing court of the burden of searching the record to determine if preference should be ordered. The requirement is not intended to bar the court from ordering preference without a motion when the ground is apparent on the face of the appeal, e.g., in appeals from judgments of dependency (Welf. & Inst. Code, § 395).

The rule is broad in scope: it includes motions for preference on the grounds (1) that a statute provides for preference in the reviewing court (e.g., Code Civ. Proc., §§ 44 [probate proceedings, contested elections, libel by public official], 45 [judgment freeing minor from parental custody]); (2) that the reviewing court should exercise its discretion to grant preference when a statute provides for trial preference (e.g., *id.*, §§ 35 [certain election matters], 36 [party over 70 and in poor health; party with terminal illness; minor in wrongful death action]; see *Warren v. Schecter* (1997) 57 Cal.App.4th 1189, 1198–1199); and (3) that the reviewing court should exercise its discretion to grant preference on a nonstatutory ground (e.g., economic hardship).

(Cal. Rules of Court, rule 8.240, Advisory Com. com., italics added.)

Thus, the Court of Appeal may order calendar preference on motion of a party, or without a motion, when the ground is apparent on the face of the appeal.

The committee proposes adding an item to forms APP-006 and APP-106, the forms that may be used to request an extension of time in unlimited and limited civil cases, respectively, to allow the applicant to indicate whether the appeal is eligible for calendar preference or priority. The item would direct the applicant to cite authority (such as a statute that gives the appeal preference or priority) or to explain why the appeal should be given preference or priority. This information would assist courts in considering whether to grant an extension.

Statement of reasons for extension

The committee proposes revising forms APP-006 and CR-126 to enable courts to better evaluate whether an applicant has demonstrated good cause. Currently, all of the extension of time forms provide the applicant an open-ended prompt to state the reasons that an extension is needed. The prompt is followed by a parenthetical instruction that states that California Rules of Court, rule 8.63 (rule 8.811(b) on form APP-106) lists the factors used in determining whether an extension should be granted.

The proposal would revise the parenthetical on these forms to direct the applicant to address the factors contained in the relevant rule, including prejudice to the parties (forms APP-006, APP-106, and JV-817), defendant (form CR-126), or juvenile (form JV-816). Additionally, the committee proposes revising the parenthetical at item 10 of JV-816 to note that an exceptional showing of good cause is required in cases subject to rule 8.417.

Other corrections and additions

The proposal would correct a typographical error on form APP-106, item 4, to reflect the 15-day window for filing a brief on receipt of a notice under rule 8.882(c).

The proposal would also correct the reference to form APP-001-INFO in the notice at the top of form APP-006.

The proposal would revise item 1 on forms APP-006, CR-126, JV-816, and JV-817 and item 2 on form APP-106 to add an option for the party to seek an extension of time to file a “supplemental or other brief.” Because an extension could be sought for such a brief after the filing of the reply brief or a supplemental brief, options were added for “ARB” and “Other” to item 5 on form APP-006; item 4 on forms CR-126, JV-816, and JV-817; and item 10 on form APP-106.

The proposal would revise item 2 on forms APP-006, CR-126, JV-816, and JV-817, and item 4 on APP-106 to add the word “default” before “notice.” The committee believes that identifying the notice as a “default notice” would clarify this item.

The proposal would revise the items on the civil forms for explaining why the party is requesting an extension rather than filing a stipulation. A check box would be added to item 4 on form APP-006 and item 6 on form APP-106 for the applicant to indicate that “[t]he maximum stipulated time has already been used.”

The proposal would revise item 7 on form CR-126 to change “jury verdict” to “jury or court trial” to include convictions resulting from a court trial.

Finally, the proposal would make three nonsubstantive revisions to the forms to conform with Judicial Council style guidelines: (1) replacing the parentheticals in the title with an em dash followed by a description of the case for which the form may be used; (2) replacing the term “juvenile delinquency case” with “juvenile justice case” on form JV-816; and (3) changing the term “e-mail” to “email.”

Alternatives Considered

The Appellate Advisory Committee considered increasing the amount of space on form CR-126 for the applicant to explain why an extension is needed. The committee declined to propose this change because the item provides for the attachment of a separate declaration if more space is needed. Adding more space would push the form onto three pages, which the committee decided was not desirable.

The committee also considered the alternative of removing the item on the forms, stating that proof of service is attached. As noted by the organization that submitted the suggestion, this item may no longer be necessary because most of these forms are filed electronically. In these instances, a proof of service is generated by the electronic filing service provider and is not “attached.” The committee declined to propose this change at this time. There is no indication that parties or courts are confused by it, and the forms may still be filed in paper form by some applicants. The committee concluded it would be better practice to look at the appellate forms more broadly in a future rules cycle and decide whether changes to the proof of service provision should be made and, if so, to make the changes at one time.

The committee considered whether the forms for requesting an extension of time should be mandatory, and it seeks specific comment on whether this option should be explored in a future proposal.

The committee considered not making any changes but rejected this option because the proposed revisions would make the forms more accurate and would be helpful to both appellate projects supervising panel attorneys and courts considering these applications.

Fiscal and Operational Impacts

The committee does not anticipate any fiscal or operational impacts on the courts as a result of the proposed revisions to forms. Applicants requesting an extension of time to file a brief would need to advise the court regarding the status of work completed on the appeal at the time of the request. Implementation requirements for courts would involve making judicial officers aware of the changes.

Request for Specific Comments

In addition to comments on the proposal as a whole, the Appellate Advisory Committee is interested in comments on the following:

- Does the proposal appropriately address the stated purpose?
- Should the committee explore making the extension of time application forms mandatory in a future proposal?
- Regarding the proposed new item on each form for the applicant to describe the work that has been completed on the appeal:
 - Should this item be worded differently?
 - Should this item be included on the civil forms as well as the criminal and juvenile forms?
 - Should it be combined with the following item on the forms in which the applicant describes the reasons for needing an extension?
- Should the application forms in criminal, juvenile, and limited civil cases include an item regarding calendar priority/preference?

The advisory committee also seeks comments from *courts* on the following cost and implementation matters:

- Would the proposal provide cost savings? If so, please quantify.
- What would the implementation requirements be for courts—for example, training staff (please identify position and expected hours of training), revising processes and procedures (please describe), changing docket codes in case management systems, or modifying case management systems?
- Would three months from Judicial Council approval of this proposal until its effective date provide sufficient time for implementation?
- How well would this proposal work in courts of different sizes?

Attachments and Links

1. Forms APP-006, APP-106, CR-126, JV-816, and JV-817, at pages 7–16

COURT OF APPEAL	APPELLATE DISTRICT, DIVISION	COURT OF APPEAL CASE NUMBER:
ATTORNEY OR PARTY WITHOUT ATTORNEY: STATE BAR NUMBER:		SUPERIOR COURT CASE NUMBER:
NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: EMAIL ADDRESS: ATTORNEY FOR (name):		<h2 style="margin: 0;">DRAFT</h2> <h2 style="margin: 0;">03.28.2023</h2> <h2 style="margin: 0;">Not approved</h2> <h2 style="margin: 0;">by Judicial</h2> <h2 style="margin: 0;">Council</h2>
APPELLANT: RESPONDENT:		
APPLICATION FOR EXTENSION OF TIME TO FILE BRIEF—CIVIL CASE		
Notice: Please read Judicial Council form APP-001-INFO before completing this form.		

1. I (name): _____ request that the time to file (check one):
 - appellant's opening brief (AOB)
 - respondent's brief (RB)
 - combined respondent's brief (RB) and appellant's opening brief (AOB) (see Cal. Rules of Court, rule 8.216)
 - combined appellant's reply brief (ARB) and respondent's brief (RB) (see Cal. Rules of Court, rule 8.216)
 - appellant's reply brief (ARB)
 - supplemental or other brief
 now due on (date): _____ be extended to (date): _____

2. I have have not received a Cal. Rules of Court, rule 8.220 default notice.

3. I have received:
 - no previous extensions to file this brief.
 - the following previous extensions:
 - (number of extensions): _____ extensions by stipulation totaling (total number of days): _____
 - (number of extensions): _____ extensions from the court totaling (total number of days): _____
 Did the court mark any previous extension "no further?" Yes No

4. I am unable to file a stipulation to an extension because
 - the other party is unwilling to stipulate to an extension.
 - the maximum stipulated time has already been used.
 - other reason (please specify): _____

5. The last brief filed by any party was: AOB RB RB and AOB ARB and RB ARB Other
 filed on (date): _____

6. The record in this case is:

	Volumes (#)	Pages (#)	Date filed
Appendix/Clerk's Transcript:	_____	_____	_____
Reporter's Transcript:	_____	_____	_____
Augmentation/Other:	_____	_____	_____

APPELLANT: RESPONDENT:	COURT OF APPEAL CASE NUMBER:
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7. The trial court has ordered the proceedings in this case stayed until this appeal is decided.

8. This appeal is eligible for calendar preference/priority (cite authority or explain):

9. I have completed the following work on this appeal:

10. The reasons that I need an extension to file this brief are stated

below

on a separate declaration. You may use *Attached Declaration (Court of Appeal)* (form APP-031) for this purpose.

(Please address the Cal. Rules of Court, rule 8.63 factors, including possible prejudice to the parties):

11. For attorneys filing application on behalf of client, I certify that I have delivered a copy of this application to my client (Cal. Rules of Court, rule 8.60).

12. A proof of service of this application on all other parties is attached (see Cal. Rules of Court, rule 8.60(c)). You may use *Proof of Service (Court of Appeal)* (form APP-009) or *Proof of Electronic Service (Court of Appeal)* (form APP-009E) for this purpose.

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: _____

(TYPE OR PRINT NAME)

▶ _____
(SIGNATURE OF PARTY OR ATTORNEY)

Order on Application is below on a separate document

ORDER

EXTENSION OF TIME IS:

Granted to (date): _____

Denied

Date: _____

▶ _____
(SIGNATURE OF PRESIDING JUSTICE)

Clerk stamps date here when form is filed.

**DRAFT
03.28.2023
Not approved
by Judicial
Council****Instructions**

- This form is only for requesting an extension of time to file a brief in an appeal in a **limited civil case**. Note that any rules referenced in this form are from the California Rules of Court.
- Before you fill out this form, read *Information on Appeal Procedures for Limited Civil Cases* (form APP-101-INFO) to know your rights and responsibilities. You can get form APP-101-INFO at any courthouse or county law library or online at www.courts.ca.gov/forms.
- Fill out this form and make a copy of the completed form for your records and for each of the other parties.
- Serve a copy of the completed form on each of the other parties and keep proof of this service. You can get information about how to serve court papers and proof of service from *What Is Proof of Service?* (form APP-109-INFO) and on the California Courts Online Self-Help Center at www.courts.ca.gov/selfhelp-serving.htm.
- Take or mail the completed form and proof of service on the other parties to the appellate division clerk's office. It is a good idea to take or mail an extra copy to the clerk and ask the clerk to stamp it to show that the original has been filed.

You fill in the name and street address of the court that issued the judgment or order that is being appealed:

Superior Court of California, County of

You fill in the number and name of the trial court case in which the judgment or order is being appealed:

Trial Court Case Number:**Trial Court Case Name:**

You fill in the appellate division case number:

Appellate Division Case Number:**1 Your Information**

- a. Name of party requesting extension of time to file brief:

- b. Party's contact information (
- skip this if the appellant has a lawyer for this appeal*
-):

Street address: _____

Street

City

State

Zip

Mailing address (*if different*): _____

Street

City

State

Zip

Phone: _____

Email: _____

- c. Party's lawyer (
- skip this if the appellant does not have a lawyer for this appeal*
-):

Name: _____

State Bar number: _____

Street address: _____

Street

City

State

Zip

Mailing address (*if different*): _____

Street

City

State

Zip

Phone: _____

Email: _____

Fax: _____



Case Name: _____

- 2 I am requesting an extension on the time to file:
 - Appellant’s opening brief, which is now due on (date): _____
 - Respondent’s brief, which is now due on (date): _____
 - Appellant’s reply brief, which is now due on (date): _____
 - Supplemental or other brief, which is now due on (date): _____

3 I am requesting that the time to file the brief identified in 2 be extended to (date): _____

4 I have have not received a default notice under rule 8.882(c) from the clerk that this brief must be filed within 15 days.

- 5 The time to file the brief: (check all that apply):
 - Has not been extended before.
 - Has been extended before by the stipulation of the parties. The parties stipulated to (number of extensions) _____ totaling (number of days) _____
 - Has been extended before by the court. The court granted (number of extensions) _____ totaling (number of days) _____

- 6 I am not able to stipulate to an extension to file this brief because (check one):
 - The other party is not willing to stipulate to an extension.
 - The maximum stipulated time has already been used.
 - Other reason (please describe the reason):

7 This appeal is eligible for calendar preference/priority because (cite authority or explain):

8 I have completed the following work on this appeal:

9 The reason I need an extension to file this brief is (describe the reason you need an extension; please address the rule 8.811(b) factors, including possible prejudice to the parties):

- 10 The last brief filed by any party in this case was:
 - The appellant’s opening brief, filed on (date): _____
 - The respondent’s brief, filed on (date): _____
 - The appellant’s reply brief, filed on (date): _____
 - A supplemental or other brief, filed on (date): _____

11 If this extension is being requested by a lawyer on behalf of a client, the lawyer must complete this item.

I certify that I have delivered a copy of this application to my client (rule 8.810(e)). I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: _____

Type or print your name

▶

Signature of party or attorney

COURT OF APPEAL		APPELLATE DISTRICT, DIVISION	COURT OF APPEAL CASE NUMBER:	
ATTORNEY OR PARTY WITHOUT ATTORNEY: STATE BAR NO.:		SUPERIOR COURT CASE NUMBER:		
NAME:		DRAFT 03.28.2023 Not approved by Judicial Council		
FIRM NAME:				
STREET ADDRESS:				
CITY:	STATE:			ZIP CODE:
TELEPHONE NO.:	FAX NO.:			
EMAIL ADDRESS:				
ATTORNEY FOR (<i>name</i>):				
APPELLANT:				
RESPONDENT:				
APPLICATION FOR EXTENSION OF TIME TO FILE BRIEF— CRIMINAL CASE				

1. I (*name*): _____ request that the time to file (*check one*)
- appellant's opening brief (AOB)
 respondent's brief (RB)
 combined respondent's brief (RB) and appellant's opening brief (AOB) (see Cal. Rules of Court, rule 8.216)
 combined appellant's reply brief (ARB) and respondent's brief (RB) (see Cal. Rules of Court, rule 8.216)
 appellant's reply brief (ARB)
 supplemental or other brief
- now due on (*date*): _____ be extended to (*date*): _____
2. I have have not received a Cal. Rules of Court, rule 8.360(c)(5) default notice.
3. I have received
- no previous extensions to file this brief.
 the following previous extensions:
 (*number of extensions*): _____ extensions from the court totaling (*total number of days*): _____
 Did the court mark any previous extension "no further?" Yes No
4. The last brief filed by any party was: AOB RB RB and AOB ARB and RB ARB Other
 filed on (*date*): _____
5. The record in this case is:
- | | Volumes (#) | Pages (#) | Date filed |
|------------------------|-------------|-----------|------------|
| Clerk's Transcript: | _____ | _____ | _____ |
| Reporter's Transcript: | _____ | _____ | _____ |
| Augmentation/Other: | _____ | _____ | _____ |
6. Defendant was convicted of (*specify*): _____
7. The conviction is based on a (*check one*):
- jury or court trial.
 plea of guilty or no contest.

APPELLANT: RESPONDENT	COURT OF APPEAL CASE NUMBER:
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8. The court imposed the following punishment:

9. The defendant is is not on bail pending appeal.

10. I have completed the following work on this appeal:

11. The reasons that I need an extension to file this brief are stated

below.

on a separate declaration. You may use *Attached Declaration (Court of Appeal)* (form APP-031) for this purpose.

(Please address the Cal. Rules of Court, rule 8.63 factors, including possible prejudice to the defendant):

12. A proof of service of this application on all other parties is attached (see **Cal. Rules of Court, rule 8.60(c)**). You may use *Proof of Service (Court of Appeal)* (form APP-009) or *Proof of Electronic Service (Court of Appeal)* (form APP-009E) for this purpose.

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: _____

_____  _____
 (TYPE OR PRINT NAME) (SIGNATURE OF PARTY OR ATTORNEY)

Order on Application is below on a separate document

ORDER

EXTENSION OF TIME IS:

Granted to (date): _____
 Denied

Date: _____

 (SIGNATURE OF PRESIDING JUSTICE)

COURT OF APPEAL	APPELLATE DISTRICT, DIVISION	COURT OF APPEAL CASE NUMBER:
ATTORNEY OR PARTY WITHOUT ATTORNEY: STATE BAR NO.:	SUPERIOR COURT CASE NUMBER(S):	
NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.:	DRAFT 03.28.2023 Not approved by Judicial Council	
EMAIL ADDRESS: ATTORNEY FOR (name):		
Case Name: In re _____, person(s), coming under the juvenile court law		
APPELLANT: RESPONDENT:		
APPLICATION FOR EXTENSION OF TIME TO FILE BRIEF— JUVENILE JUSTICE CASE		

1. I (name): _____ request that the time to file (check one)
 - appellant's opening brief (AOB)
 - respondent's brief (RB)
 - combined respondent's brief (RB) and appellant's opening brief (AOB) (see Cal. Rules of Court, rule 8.216)
 - combined appellant's reply brief (ARB) and respondent's brief (RB) (see Cal. Rules of Court, rule 8.216)
 - appellant's reply brief (ARB)
 - supplemental or other brief

now due on (date): _____ be extended to (date): _____
2. I have have not received a Cal. Rules of Court, rule 8.412(d)(1) default notice.
3. I have received
 - no previous extensions to file this brief.
 - the following previous extensions:
 - (number of extensions): _____ extensions from the court totaling (total number of days): _____
 - Did the court mark any previous extension "no further?" Yes No
4. The last brief filed by any party was: AOB RB RB and AOB ARB and RB ARB Other
filed on (date): _____
5. The record in this case is:

	Volumes (#)	Pages (#)	Date filed
Clerk's Transcript:			
Reporter's Transcript:			
Augmentation/Other:			
6. The juvenile was adjudicated a ward of the court based on commission of the following offense(s): _____
7. The disposition followed (check one):
 - a contested hearing.
 - an admission.

APPELLANT: RESPONDENT:	COURT OF APPEAL CASE NUMBER:
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8. The court imposed the following disposition:

9. I have completed the following work on this appeal:

10. The reasons that I need an extension to file this brief are stated

below.

on a separate declaration. You may use *Attached Declaration (Court of Appeal)* (form APP-031) for this purpose.

(Please address the Cal. Rules of Court, rule 8.63 factors, including possible prejudice to the juvenile. Note that an exceptional showing of good cause is required in cases subject to Cal. Rules of Court, rule 8.417.)

11. A proof of service of this application on all other parties is attached (see Cal. Rules of Court, rule 8.60(c)). You may use *Proof of Service (Court of Appeal)* (form APP-009) or *Proof of Electronic Service (Court of Appeal)* (form APP-009E) for this purpose.

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date:

(TYPE OR PRINT NAME)

(SIGNATURE OF PARTY OR ATTORNEY)

Order on Application is below on a separate document

ORDER

EXTENSION OF TIME IS:

Granted to (date): _____
 Denied

Date: _____

(SIGNATURE OF PRESIDING JUSTICE)

COURT OF APPEAL	APPELLATE DISTRICT, DIVISION	COURT OF APPEAL CASE NUMBER:
ATTORNEY OR PARTY WITHOUT ATTORNEY: STATE BAR NO.:	SUPERIOR COURT CASE NUMBER(S):	
NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.:	DRAFT 03.28.2023 Not approved by Judicial Council	
EMAIL ADDRESS: ATTORNEY FOR (name):		
Case Name: In re _____, person(s), coming under the juvenile court law		
APPELLANT: RESPONDENT:		
APPLICATION FOR EXTENSION OF TIME TO FILE BRIEF— JUVENILE DEPENDENCY CASE		

1. I (name): _____ request that the time to file (check one)
 - appellant's opening brief (AOB)
 - respondent's brief (RB)
 - combined respondent's brief (RB) and appellant's opening brief (AOB) (see Cal. Rules of Court, rule 8.216)
 - combined appellant's reply brief (ARB) and respondent's brief (RB) (see Cal. Rules of Court, rule 8.216)
 - appellant's reply brief (ARB)
 - supplemental or other brief
 now due on (date): _____ be extended to (date): _____

2. I have have not received a Cal. Rules of Court, rule 8.412(d)(1) default notice.

3. I have received
 - no previous extensions to file this brief.
 - the following previous extensions:
 - (number of extensions): _____ extensions from the court totaling (total number of days): _____
 - Did the court mark any previous extension "no further?" Yes No

4. The last brief filed by any party was: AOB RB RB and AOB ARB and RB ARB Other
filed on (date): _____

5. The record in this case is:

	Volumes (#)	Pages (#)	Date filed
Clerk's Transcript:			
Reporter's Transcript:			
Augmentation/Other:			

6. The order appealed from was made under Welfare and Institutions Code (check all that apply):
 - a. section 360 (declaration of dependency) Removal of custody from parent or guardian Other orders
 with review of section 300 jurisdictional findings
 - b. section 366.26
 - Termination of parental rights Appointment of guardian Planned permanent living arrangement

APPELLANT: RESPONDENT:	COURT OF APPEAL CASE NUMBER:
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- 6. c. section 366.28
- d. Other appealable orders relating to dependency (*specify*):

7. I have completed the following work on this appeal:

8. The reasons that I need an extension to file this brief are stated:

- below.
- on a separate declaration. You may use *Attached Declaration (Court of Appeal)* (form APP-031) for this purpose.

(Please address the Cal. Rules of Court, rule 8.63(b) factors, including possible prejudice to the parties. Note that an exceptional showing of good cause is required in cases subject to Cal. Rules of Court, rule 8.416.)

9. A proof of service of this application on all other parties is attached (see Cal. Rules of Court, rule 8.60(c)). You may use *Proof of Service (Court of Appeal)* (form APP-009) or *Proof of Electronic Service (Court of Appeal)* (form APP-009E) for this purpose.

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: _____

(TYPE OR PRINT NAME)

▶

(SIGNATURE OF PARTY OR ATTORNEY)

Order on Application is below on a separate document

ORDER

EXTENSION OF TIME IS:

- Granted to (*date*): _____
- Denied

Date: _____

(SIGNATURE OF PRESIDING JUSTICE)