

Rule 6.1501 Appellate Procedure Timetables
Rule 6.1501 — Timetable 2: Briefing Procedure.

APPELLATE PROCEDURE TIMETABLE NO. 2

(NOT FOR USE IN CHAPTER 232 CHILD-IN-NEED-OF-ASSISTANCE AND TERMINATION APPEALS)

BRIEFING PROCEDURE¹

Due Dates	
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50 days	1. Filing of last transcript. Briefing deadlines run from the filing of the last transcript ordered for the appeal. ² The times for filing are reduced for expedited cases. ³ See rule 6.902.
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30 days	2. Appellant's proof brief and designation. Within 50 days after the clerk gives notice that the last transcript has been filed the appellant files two copies of its proof brief and designation with the supreme court clerk and serves one copy on the other parties. See rules 6.901(1), 6.905(1).
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21 days	3. Appellee's proof brief and designation. Within 30 days after service of the appellant's proof brief the appellee files two copies of its proof brief and designation with the supreme court clerk and serves one copy on the other parties. See rules 6.901(1), 6.905(1).
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14 days	4. Appendix and appellant's proof reply brief. Within 21 days after service or expiration of the time for service of the appellee's proof brief the appellant files 18 copies of the appendix with the supreme court clerk and serves a copy on the other parties. See rule 6.905(11). If a cross-appeal has not been filed the appellant <i>may</i> file a proof reply brief within 21 days of service of the appellee's proof brief. If a cross-appeal has been filed the appellant/cross-appellee <i>shall</i> respond within 21 days of service of the appellee/cross-appellant's proof brief by either filing a proof reply brief or a statement waiving any further brief. See rule 6.901(1)(c).
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7 days	5. Final briefs and appellee/cross-appellant's reply brief. Within 14 days after service of the appendix each party serves and files the party's brief(s) in final form. See rule 6.901(3). If a cross-appeal was filed the appellee/cross-appellant may file a reply brief in final form within 14 days of service of the appellant/cross-appellee's reply brief. See rule 6.901(1)(c).
	6. Transmission of record. No later than seven days after all briefs in final form have been served or the time for serving them has expired, the appellant shall request transmission of the remaining record from the clerk of the district court. See rule 6.802(2). ⁴

NOTES

¹The Iowa Rules of Appellate Procedure govern the procedure in all appeals. These timetables are merely illustrative and may not cover every procedural situation.

²If no transcript was ordered the deadlines run from service of the combined certificate or after the date of filing of any approved statement of the evidence. See rule 6.901(1).

³Expedited cases include:

- Child custody.
- Adoption.
- Termination-of-parental-rights cases under Iowa Code chapter 600A.
- Child-in-need-of-assistance or termination-of-parental-rights cases under Iowa Code chapter 232.
- Criminal proceedings in which an appeal is taken from a judgment and sentence entered upon a guilty plea or from the sentence only.
- Juvenile proceedings affecting child placement.
- Lawyer disciplinary matters.
- Involuntary mental health commitments under Iowa Code chapter 229.
- Involuntary substance abuse commitments under Iowa Code chapter 125.
- Certified questions under Iowa Code chapter 684A

In expedited cases the times for filing are reduced by one-half except step 4 which is reduced to 15 days and step 6 which remains 7 days.

⁴An appellant should request the transmission of the remaining record by sending a letter to the district court clerk with a copy to the supreme court.

[Court Order October 31, 2008, effective January 1, 2009]