

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA
in and for the
FIRST APPELLATE DISTRICT
MISC. ORDER '94-1

THE COURT:

It is hereby ordered that all certified shorthand court reporters in the counties within the First Appellate District be granted extensions of time to prepare and file reporters' transcripts on appeal as follows:

In criminal appeals, court reporters are hereby granted one extension of 30 days (Cal. Rules of Court, rule 3 5(d)) to prepare reporters' transcripts where the defendant appeals from a judgment of conviction after trial by jury or by the court. Transcripts shall be due within 50 days after the filing of the notice of appeal (Cal. Rules of Court, rules 35(b) & (d)). This order does not apply where the defendant appeals from (1) an order after judgment (Pen. Code § 1237, subd. (b)); (2) a judgment entered on a plea of guilty or nob contendere; (3) a judgment pronounced on resentencing after remand from the appellate court; (4) an order revoking probation or a judgment imposed after revocation of probation; or 5) an order extending the defendant's term of commitment to a state hospital (Pen. Code § 1026.5). Nor does this order apply to appeals by the people. Transcripts in these latter cases shall be due within 20 days after the notice of appeal is filed.

In all appeals from orders or judgments in juvenile court proceedings (Welf. & Inst. Code §§ 300 et seq., 601 & 602), the reporters' transcripts shall be filed within 20 days after the filing of the notice of appeal.

In civil appeals, other than juvenile court proceedings, the court reporters are hereby granted an extension of 30 days to prepare transcripts where a party appeals from a final judgment after a trial by jury or the court. Transcripts shall be due within 60 days after notice* to prepare the transcripts. This order does not apply where a party appeals from (1) an order after judgment (Code Civ. Proc., § 904.1, subd. (b)); (2) a summary judgment; (3) a judgment of dismissal after sustaining of a demurrer without leave to amend; (4) a default judgment; (5) a

judgment of dismissal for failure to proceed in a timely manner (Code Civ. Proc., §§ 583.110-583.430); or (6) any other appealable pretrial order or judgment of dismissal. Nor does this order apply where the appeal is from a superior court order declaring a minor free from the custody and control of his or her parents.(Civ. Code, § 232, operative until Jan. 1, 1994, and Family Code, §§ 7802-7808, operative Jan. 1, 1994.) Transcripts in these latter cases shall be due within 30 days after notice to prepare the transcripts.

Nothing in this order shall preclude a court reporter from applying and showing good cause for an extension of time as provided by court rules (Cal. Rules of Court, rules 35(d), 43, 45(b), (c)). However, no additional extension of time shall be granted without the recommendation of the appeals supervising judge of the superior court.

This order supersedes this court's Miscellaneous Order No. '91-1.

*notice issued by superior court appeals clerk (Cal. Rules of Court, rule 4(a), par. 3 & 4(c), par. 2)

Dated: April 4, 1994

Carl West Anderson
Administrative Presiding Justice