TO BE FILED IN THE COURT OF APPEAL

APP-006

COURT OF APPEAL, _____ APPELLATE DISTRICT, DIVISION _____

Court of Appeal Case Number: _____

Superior Court Case Number: _____

ATTORNEY OR PARTY WITHOUT ATTORNEY *(Name, state bar number, and address)*:

FOR COURT USE ONLY

TELEPHONE NO.: _____   FAX NO. *(Optional)*: _____

E-MAIL ADDRESS *(Optional)*: _____

ATTORNEY FOR *(Name)*: _____

APPELLANT:

RESPONDENT:

APPLICATION FOR EXTENSION OF TIME TO FILE BRIEF
(CIVIL CASE)

Notice: Please read *Information on Appeal Procedures for Unlimited Civil Cases* **(Judicial Council form APP-001) before completing this form.**

1. I *(name)*: _____

   request that the time to file ☐ appellant's opening brief (AOB) ☐ respondent's brief (RB) ☐ appellant's reply brief (ARB), now due

   on *(date)*: _____

   be extended to *(date)*: _____

2. I ☐ have ☐ have not received a rule 17 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)*:

4. I am unable to file a stipulation to an extension because

   ☐ the other party is unwilling to stipulate to an extension.

   ☐ other reason *(please specify)*: _____

5. The reason I need an extension to file this brief is *(please specify; see Cal. Rules of Court, rule 45.5, for factors used in determining whether to grant extensions)*: _____

6. The last brief filed by any party was: ☐ AOB ☐ RB filed on *(date)*: _____

7. The record in this case is:

	Volumes (#)	Pages (#)	Date filed
Appendix/Clerks Transcript:	_____	_____	_____
	_____	_____	_____
	_____	_____	_____
☐			
Reporters Transcript:	_____		_____
Augmentation/other:			_____

Date: _____

_____
(TYPE OR PRINT NAME)

X_____
(SIGNATURE OF PARTY OR ATTORNEY)

ORDER

EXTENSION OF TIME IS:

☐ Granted to _____

☐ _____ Denied

Date: _____

_____
(SIGNATURE OF PRESIDING JUSTICE)

8. 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 8.50)*. I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

CASE NAME: NUMBER: _____	CASE _____

NOTICE TO PARTIES: A copy of this document must be mailed or personally delivered to the other party or parties to this appeal. A PARTY TO THE APPEAL MAY NOT PERFORM THE MAILING OR DELIVERY HIMSELF OR HERSELF. A person who is at least 18 years old and is not a party to this appeal must complete the information below and mail (by first-class mail, postage prepaid) or personally deliver the front and back of this document. When the front and back of this document have been completed and a copy mailed or personally delivered, the original may then be filed with the court.

PROOF OF SERVICE

☐ Mail ☐ Personal
Service

1. At the time of service I was at least 18 years of age and **not a party to this legal action.**

2. My residence or business address is _____
(specify): _____

_____

_____

3. I mailed or personally delivered a copy of the *Application for Extension of Time to File Brief (Civil Case)* as follows *(complete either a or b):*

   a. ☐ **Mail.** I am a resident of or employed in the county where the mailing occurred.

   (1) I enclosed a copy in an envelope **and**

   (a) ☐ **deposited** the sealed envelope with the United States Postal Service, with the postage fully prepaid.

   (b) ☐ **placed** the envelope for collection and mailing on the date and at the place shown in items below, following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid.

   (2) The envelope was addressed and mailed as follows:

   (a) Name of person served: _____

   (b) Address on envelope:

   _____

   _____

   (c) Date of mailing: _____

   (d) Place of mailing *(city and state):* _____

   b. ☐ **Personal delivery.** I personally delivered a copy as follows:

   (1) Name of person served: _____

   (2) Address where delivered: _____

   _____

   _____

   _____

   (3) Date delivered: _____

   (4) Time delivered: _____

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

Date: _____

_____ X _____

_____
(TYPE OR PRINT NAME)

_____
(SIGNATURE OF DECLARANT)

APPLICATION FOR EXTENSION OF TIME TO FILE BRIEF

(CIVIL CASE)