

December 2019

Amendments to the Rules of the Supreme Court: Order

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Recommended Citation

Fred H. Blume, *Amendments to the Rules of the Supreme Court: Order*, 15 Wyo. L.J. 102 (1960)
Available at: <https://scholarship.law.uwyo.edu/wlj/vol15/iss1/13>

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IN THE SUPREME COURT, STATE OF WYOMING

OCTOBER TERM, A. D., 1960

In the matter of the
 Rules of the Supreme Court }

O R D E R

It appearing to the court that the failure to report, transcribe, and certify proceedings upon criminal arraignments in the district courts has resulted in an increasing number of applications for writs of habeas corpus and other post-conviction proceedings, and it being in the best interest of justice that there be available a record of the occurrences at such arraignments, now, therefore,

IT IS ORDERED that the following be adopted as Rule 23 of the Rules of the Supreme Court:

"Rule 23. *District Court Procedure.*

(a) *Criminal Arraignment.*—The entire proceedings upon all criminal arraignments in the district court shall be stenographically reported by the official court reporter, promptly transcribed and certified by him as being true and correct in all particulars, and then filed with the clerk of the district court as a part of the record in the case."

It further appearing that in a proceeding over which this court has original jurisdiction it may be deemed essential to provide for a hearing before a district court, now, therefore,

IT IS ORDERED that the following be adopted as Rule 24 of the Rules of the Supreme Court:

"Rule 24. *Hearings of Supreme Court Causes Before a District Court.*

"Whenever a cause over which the supreme court has original jurisdiction is pending therein, the court may direct any district judge of the State to conduct a hearing thereon at any county seat in the State. The judge conducting said hearing shall make findings of fact and conclusions of law and shall forward the entire proceedings and record properly certified to this court for final determination in the cause."

IT IS FURTHER ORDERED that subdivisions (a) and (c) of Rule 12, Rules of the Supreme Court, be amended to read as follows, the amending portions being in italics and deleted portions indicated by asterisks:

Rule 12(a)

"(a) *General Provisions.*—Briefs shall be filed and served in all cases and all briefs shall be printed or typewritten. All briefs, original as well as copies, must be clear, legible, and easily readable. *Names of all counsel and all persons represented by each*

*counsel shall be listed on the first page of briefs. If the same counsel represents various plaintiffs or various defendants, this must be indicated. Noncompliance with * * * these requirements will be cause for rendition of summary decision against the offender."*

Rule 12 (c)

"(c) Contents of Briefs.—Every brief filed in this court except one filed in support of or in opposition to a motion or an application for supersedeas shall contain *separately in the order following*:

"(1) A subject index of the entire brief.

"(2) A table of all cases * * * statutes and other authorities cited * * * under subdivision (5) of this rule, listed separately in alphabetical order with * * * title, volume and page. Each case * * * statute, or other authority shall be indexed to every page on which it is cited.

"(3) The statement of the case * * * required by subdivision (b) of this rule.

"(4) A * * * succinct statement of the argument * * * of the party presenting the brief.

"(5) *The argument of counsel, exhibiting clearly, separately, and without unnecessary repetition the points of fact and law presented to sustain or resist the appeal, and citing authorities or statutes, listing the page where any quotation begins. Syllabi should not be used. Whenever there is reference to the record the page must be given."*

IT IS FURTHER ORDERED that this Order be published in the next ensuing publication of the *Wyoming Law Journal*; that these changes in the Rules of the Supreme Court shall become effective sixty days after such publication; that the editors of the *Wyoming Law Journal* shall inform the court of such date of publication, and that this Order shall be spread at length upon the journal of this court.

Dated at Cheyenne, Wyoming, this 9th day of November, 1960.

BY THE COURT
/s/ Fred H. Blume
Chief Justice