



COURT OF APPEAL, SECOND CIRCUIT
Supplemental Rule to the Uniform Rules of the Courts of Appeal

Rule 9 - Motion to Waive Oral Argument; sanctions:

Counsel's failure to appear for oral argument once a timely request for argument has been filed and the case docketed for oral argument causes inconvenience to the Court and to opposing counsel. Accordingly, it will be the policy of this Court to require counsel to file a written motion requesting leave of Court to waive oral argument. An original and four copies of the motion are to be filed with the Clerk of Court not later than seven days prior to the date of the scheduled argument. Counsel's motion shall contain a statement advising if the request to waive argument is limited to the moving party or on behalf of any other parties and shall contain certification of service listing all parties and all counsel as required by URCA Rule 2-14.2. The Court will act promptly on the motion and Clerk of Court will give expeditious notice of the Court's decision to all parties.

If counsel fails to timely file such motion with the Clerk of Court and fails to appear for the scheduled argument, a fine of up to \$200 may be imposed and, if imposed, shall be paid by counsel within thirty days from the date of assessment.

Adopted by Court Conference October 21, 1999 - Filed October 21, 1999
Promulgated in accordance with URCA Rule 1-1 and Effective October 22, 1999

