

IN THE SUPREME COURT OF THE STATE OF KANSAS

ORDER

RULES RELATING TO SUPREME COURT, COURT OF APPEALS, AND
APPELLATE PRACTICE

The following Rule 3.07 is hereby amended, effective the date of this order.

FILED

SEP 11 2017

Rule 3.07

**DOUGLAS T. SHIMA
CLERK OF APPELLATE COURTS**

TRANSMISSION OF RECORD ON APPEAL

- (a) **Request for Transmission; Time.** On expiration of the time for filing briefs permitted under Rule 6.01 or any granted extensions of that time, the clerk of the appellate courts may request that the clerk of the district court transmit the record on appeal prepared in compliance with Rules 3.02, 3.04, or 3.05 to the clerk of the appellate courts. The clerk of the district court must forward the record not later than 7 days after receipt of the clerk of the appellate court's request.
- (b) ~~**Exhibits. Documents or Exhibits of Unusual Bulk or Weight. Physical Exhibits Other Than Documents.**~~ Documents of unusual bulk or weight and physical exhibits other than documents need not be transmitted unless a party requests that the clerk of the district court transmit them. A party must make advance arrangements with the clerk of the district court for their transportation and for the cost of transporting them. A district court may transmit to the clerk of the appellate courts exhibits that are documents, photographs, or electronically stored information. A party wishing to include any other exhibit must prepare a photograph, not larger than 8 ½ by 11 ½ inches, that fairly and accurately depicts the exhibit and serve the photograph on opposing parties. Any objection must be served not later than 14 days after service of the photograph. The photograph and any objection must be submitted to the district court for settlement and approval. As approved, the clerk of the district court must include the photograph in the record on appeal.

- (c) **Items of Unusual Bulk or Weight.** A party must make advance arrangements with the clerk of the district court for the transportation and cost of transporting all documents, photographs, or electronically stored information of unusual bulk or weight.

BY ORDER OF THE COURT, this 11 day of September 2017.

FOR THE COURT:

A handwritten signature in black ink, appearing to read 'LAWTON R. NUSS', written over a horizontal line.

LAWTON R. NUSS

Chief Justice