IN THE SUPREME COURT OF THE STATE OF KANSAS

ORDER

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

Supreme Court Rule 5.01 is hereby amended, effective the date of this order.

This order supersedes the amendment to Rule 5.01 adopted by 2018 SC 67 on June 27, 2018. The following amendment was added to subsection (d)(2): "~~this~~ subsection (d)."

2018 SC 67 is hereby rescinded.

Rule 5.01

APPELLATE COURT MOTION

(a)   **Generally.** Unless made during a hearing, an application to an appellate court must be by written motion filed with the clerk of the appellate courts and must state with particularity the ground for the motion and the relief or order sought. Each motion must contain only a single subject.

　　(1)   Except when docketing an appeal, an attorney <u>must</u> ~~may~~ not file multiple pleadings in a single transmission within the appellate court's electronic filing system.

　　(2)   Due to the transition of the appellate courts to electronic records, a party appearing pro se must file an original and one copy of any motion filed with the appellate courts.

(b)   **Response to a Motion.** A party may serve and file a response no~~t~~ later than 7 days after being served with a motion.

(c)   **Oral Argument.** Oral argument on a motion will be permitted only by court order.

(d)   **Motion by Represented Party.**

(1)   **Motion.** A party represented by counsel may file a motion on the party's own behalf only to take the following action:

(A)   remove counsel,

(B)   file a supplemental brief, or

(C)   file a supplemental petition for review raising only the issues raised in a supplemental brief if the party filed one in the Court of Appeals.

(2)   **Service.** A motion filed under this subsection (d) must be served on the party's counsel and all other parties to the appeal.

(3)   **Pro Se Party.** This sSubsection (d) does not apply to a party appearing pro se.

BY ORDER OF THE COURT this *2nd* day of July 2018.

FOR THE COURT:

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LAWTON R. NUSS
Chief Justice