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AMENDMENT TO
NORTH CAROLINA RULES
OF APPELLATE PROCEDURE

The first paragraph of Rule 14(d) (1) of the Rules of Appellate Procedure, 287 N.C. 671, 712, shall be amended to read as follows (new material, except for caption, appears in italics) :

Filing and Service; Copies. Within 20 days after filing notice of appeal in the Supreme Court, the appellant shall file with the Clerk of the Supreme Court and serve upon all other parties copies of a new brief prepared in conformity with Rule 28, presenting only those questions upon which review by the Supreme Court is sought; *provided, however, that when the appeal is based solely upon the existence of a substantial constitutional question the appellant shall file and serve a new brief within 20 days after entry of the order of the Supreme Court which determines for the purpose of retaining the appeal on the docket that a substantial constitutional question does exist.* Within 15 days after the service of the appellant's brief upon him, the appellee shall similarly file and serve copies of a new brief.

This amendment to Rule 14(d) (1) was adopted by the Supreme Court in conference on January 31, 1977, to become effective immediately upon its adoption. It shall be promulgated by publication in the Advance Sheets of the Supreme Court and the Court of Appeals.

EXUM, J.

For the Court