

# NORTH CAROLINA REPORTS

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SUPREME COURT OF NORTH CAROLINA



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## **Order Adopting Amendment to Rule 7(b)(1) of the Rules of Appellate Procedure**

Rule 7(b)(1) (Paragraph 5) of the Rules of Appellate Procedure is hereby amended to read as follows:

Except in capitally tried criminal cases which result in the imposition of a sentence of death, (t)he trial tribunal, in its discretion, and for good cause shown by the appellant may extend the time to produce the transcript for an additional 30 days. Any subsequent motions for additional time required to produce the transcript may only be made to the appellate court to which appeal has been taken. All motions for extension of time to produce the transcript in capitally tried cases resulting in the imposition of a sentence of death shall be made directly to the Supreme Court by the appellant. Where the clerk's order of transcript is accompanied by the trial court's order establishing the indigency of the appellant and directing the transcript to be prepared at State expense, the time for production of the transcript commences seven days after the filing of the clerk's order of transcript.

Adopted by the Court in Conference this the 8th day of April 1999. This amendment shall be promulgated by publication in the Advance Sheets of the Supreme Court and the Court of Appeals. This amendment shall also be published as quickly as practical on the North Carolina Judicial Branch of Government Internet Home Page (<http://www.aoc.state.nc.us>).

Wainwright, J  
For the Court