

[Attorney's name, bar number,  
address and telephone number]

Attorneys for Appellant

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA,  
FIRST APPELLATE DISTRICT

DIVISION \_\_\_\_\_

PEOPLE OF THE STATE  
OF CALIFORNIA,

Plaintiff and Respondent,

v.

\_\_\_\_\_,

Defendant and Appellant.

A \_\_\_\_\_

(\_\_\_\_\_ County Superior Court  
No. \_\_\_\_\_)

**APPELLANT'S APPLICATION FOR BAIL PENDING APPEAL  
(Cal. Rules of Ct., rule 8.312)**

TO THE PRESIDING JUSTICE OF DIVISION \_\_\_\_\_ OF THE FIRST DISTRICT  
COURT OF APPEAL:

Appellant, \_\_\_\_\_, hereby applies to this court for a stay of judgment and bail on  
appeal, and requests that it be set in the amount of \$ \_\_\_\_\_ [or that he be released on his own  
recognizance]. His application for bail on appeal was denied by the Superior Court on \_\_\_\_\_  
\_\_\_\_\_.

Penal Code section 1272.1 sets three criteria for release on bail pending appeal.

Appellant submits that he meets all three:

**Appellant is not likely to flee based on his ties to the community (§ 1272.1(a)(1))**

[discuss pertinent facts with citations to the record]

**Appellant is not likely to flee based on his record of appearances in this case (§ 1272.1(a)(2))**

[discuss pertinent facts with citations to the record]

**Appellant is not likely to flee based on the severity of the sentence (§ 1272.1(a)(3))**

[discuss pertinent facts with citations to the record]

**Appellant does not pose a danger to the community (§ 1272.1(b))**

[discuss pertinent facts with citations to the record]

**There is a substantial issue on appeal (Section 1272.1(c))**

Appellant submits that his appeal raises substantial legal questions which, if decided in his favor, will result in reversal. The present appeal is not for the purposes of delay. The primary issue[s] raised is [are]: [list potential issues to be raised]. The assigned error[s] require[s] reversal.

This motion is based on this notice, the attached declaration and points and authorities and this court's records and files in this matter

DATED: \_\_\_\_\_

Respectfully submitted,

By: \_\_\_\_\_  
[Attorney's signature]  
Attorney for Appellant