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Attorney for Appellant

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA
FIRST APPELLATE DISTRICT, DIVISION [NUMBER]

**THE PEOPLE OF THE STATE OF
CALIFORNIA,**

Plaintiff and Respondent,

v.

[CLIENT NAME],

Defendant and Appellant.

A#####

([County] County
Superior Court
No. #####)

**APPLICATION AND DECLARATION OF GOOD CAUSE
FOR [FIRST] EXTENSION OF TIME TO FILE
APPELLANT'S [OPENING/REPLY] BRIEF**

[According to Local Rule 11, parties requesting extensions of time should either use the appropriate Judicial Council form or file an application "substantially in the form" of those forms. The following is provided as an example of an application that is substantially in the form of the Judicial Council forms. California

Rules of Court, rules 8.60 and 8.63 explain the requirements for extensions of time, including factors considered in determining good cause.]

1. I am appointed appellate counsel for [Client Name] in the above-referenced case and hereby request an extension of time to file appellant's [opening/reply] brief.
2. The present due date for the [opening/reply] brief is [Date].
3. I request an extension of 30 days to [Date].
4. A notice pursuant to rule 8.360(c)(5) [has/has not] issued.

[If a default notice has issued, specify the date it was issued. Note: Default notices do not issue for reply briefs.]

5. Appellant [has/has not] requested any prior extensions of time.

[If appellant has requested prior extensions of time, state how many and whether any were marked "no further."]

6. On [Date], [a jury/the court] found appellant guilty of [Offenses]. On [Date], the court imposed [describe sentence].

7. Appellant is not on bail pending appeal.
8. I was appointed by this Court to represent appellant on [Date].
9. The appellate record was filed on [Date]. The record consists of [###] pages of reporter's transcript and [###] pages of clerk's transcript.

[Also include the dates and page count of any supplemental or augmented records filed.]

10. [Since my previous request for an extension of time,] I have completed the following work on this appeal:

[Explain the work completed on the appeal. For example:

I have reviewed the entire appellate record and communicated with trial counsel and appellant. I have identified several potential issues to raise on appeal and have begun to research those issues.]

[With each subsequent extension request, the explanation should be current and more detailed.]

11. I require additional time to complete the [opening/reply] brief because:

[Explain why more time is needed to complete the brief.

For example:

I require additional time to complete the opening brief because of the complexity and number of issues. I have identified multiple potentially meritorious issues and need more time to complete my research.

Note: Other common reasons for needing an extension of time are to consult with the client or trial counsel, review the superior court file or exhibits, fully review a lengthy record or supplemental record, or to await the trial court's ruling on a *Fares* letter.]

12. Personal reasons for extension of time:

[Explain any personal reasons, including illness, family emergency, vacation, etc., that support the extension of time. For example:

I was out of the office from [Date] to [Date] for a preplanned vacation.]

13. Other reasons for extension of time:

[Explain other reasons supporting the extension of time. If those reasons are related to work on other cases, be

specific. A statement that an extension is needed due to the press of business or other, similarly conclusory statement, does not establish good cause. For example:

Since the record was filed in this case, I have filed an opening brief in *People v. Xxxx*, A#####, a reply brief in *People v. Xxxxx*, A#####, and had an oral argument in *In re Xxxxx*, A####. I am also preparing the opening brief in *People v. Xxxxx*, A#####, in which the record on appeal was filed prior to the instant case.]

14. For the foregoing reasons, I am requesting that an extension of time be granted until [Date].

I declare under penalty of perjury that the foregoing is true and correct. Executed at [City, State], on [Date].

Dated: [Month Day, Year]

Respectfully submitted,

[Attorney signature]

[Attorney name]
Attorney for Appellant

EXTENSION OF TIME IS

_____ DENIED _____ GRANTED TO _____

PRESIDING JUDGE