

West v. Meier
mailed 9-8-05
2005 SC 95

FILED

IN THE SUPREME COURT OF THE STATE OF KANSAS

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

2005 SEP -6 P 4: 56

CAROL G. GREEN
CLERK APPELLATE COURTS

RULE 2.041

DOCKETING STATEMENT

Examples 1 and 3 of Supreme Court Rule 2.041(b) are hereby amended, effective the date of this order:

(b) The docketing statement shall be in one of the following forms, as applicable:

Example 1:

....

4. Constitutional Challenges to Statutes or Ordinances:
 Does this appeal challenge the constitutionality of a statute or ordinance (yes or no)?
 If "yes," what statute or ordinance?
 Was the any statute or ordinance found to be unconstitutional
 by the trial court (yes or no)? _____
 If "yes," what statute or ordinance? _____

Example 3:

....

1. Criminal Classification:
 a. Conviction of (offense[s], statute[s], and classification[s] of crime[s]):
 b. Date of offense(s) committed:
 _____ c. Is a Kansas Sentencing Guidelines issue raised in this appeal (yes or no)?

....

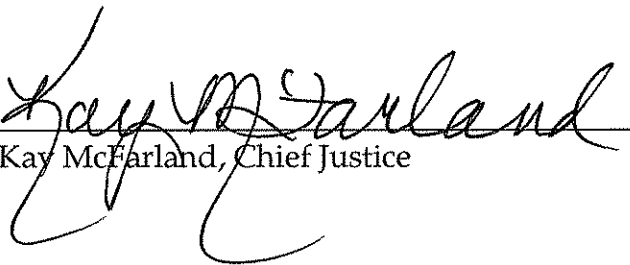
3. Jurisdiction:
 a. Date sentence was pronounced from the bench: _____
 _____ b. If applicable, date imposition of sentence was suspended:
 _____ c. Date any motion to modify sentence was filed:
 _____ d. Date disposition of any motion to modify sentence was filed:
 _____ e. b. Date notice of appeal filed in district court: _____
 _____ f. Is defendant free on bond:
 _____ g. Address of defendant, if on bond:
 _____ h. If not on bond, where is defendant incarcerated:
 _____ i. c. Earliest possible release date, if incarcerated: _____
 _____ j. d. Statutory authority for appeal: _____
 _____ k. e. Are there any co-defendants (yes or no): _____
 If "yes," what are their names? _____

~~1.~~ f. Are there any proceedings in any other court or administrative agency, state or federal, which might impact this case or this court having jurisdiction (yes or no)? _____
If "yes," identify the court or agency where the related proceeding is pending. List the case captions and the case or docket numbers.

4. Constitutional Challenges to Statutes or Ordinances:
~~Does this appeal challenge the constitutionality of a statute or ordinance (yes or no)?~~
~~If "yes," what statute or ordinance?~~
Was the any statute or ordinance found to be unconstitutional by the trial court (yes or no)? _____
If "yes," what statute or ordinance? _____

....
By order of the Court, this 6th day of September, 2005.

FOR THE COURT


Kay McFarland, Chief Justice