

**CHECKLIST FOR COURT OF CRIMINAL APPEALS
(Updated 9/1/2011)**

**PETITIONS FOR DISCRETIONARY
REVIEW**

RULE 68

Time to file (Rule 68.2)	30 days after court of appeals judgment or 30 days after rehearing overruled.
Extension of time (Rule 68.2(c))	File with Court of Criminal Appeals
Where to file (Rule 68.3)	Original only Court of Criminal Appeals (effective 9-1-11)
Contents of Petition (Rule 68.4)	
Length of Petition (Rule 68.5)	15 pages
Number of copies (Rule 9.3(b))	Original + eleven copies
Amend/Supplement (Rule 68.10)	
Reply to Petition (Rule 68.9)	File with Court of Criminal Appeals (effective 9-1-11)

BRIEFS ON THE MERIT (PDR)

RULE 70

All briefs should comply with (Rule 38)	(See Rule 70.3)
All briefs should conform to (Rule 9.4)	
Binding and covers (Rule 9.4(f))	
Covers should not be dark blue, red, black or plastic (Rule 9.4(f))	

Granted Petitions for Discretionary Review

Number of copies (Rule 9.3(b))	Original + eleven copies
Time to file (Rule 70.1)	Due within 30 days
Page limit (Rule 38.4)	50 page limit

Reply Briefs

Number of copies (Rule 9.3(b))	Original + eleven copies
Time to file (Rule 70.2)	30 days after filing of brief
Page limit (Rule 38.3 & 38.4)	25 page limit

AMICUS BRIEFS

RULE 11

Comply with briefing rules

Received not filed
No extensions of time to file

MOTION FOR REHEARING

Due date (Rule 79.1)
Extension of Time (Rule 79.6)
Contents (Rule 79.2)
Contents (Rule 79.2(c))
Amendments (Rule 79.3)

RULE 79

15 days after judgment or order
of Court of Criminal Appeals
File with Court of Criminal Appeals
Original only

For Refused PDRs only

EXTRAORDINARY MATTERS

Number of copies (Rule 9.3(b))
Must be accompanied by motion for
leave to file

RULE 72

Original + eleven copies

**POSTCONVICTION APPLICATIONS
FOR WRITS OF HABEAS CORPUS (11.07)**

Must be filed in convicting court
on prescribed form (Art. 11.07, Sec. 2; Rule 73.1(a))

RULE 73

**DEATH PENALTY CASES
DIRECT APPEALS**

Death Penalty Briefs
Appellant's Brief (Rule 38.6(a), Rule 71.3)
State's Brief (Rule 38.6(b), Rule 71.3)
Number of copies (Rule 9.3(b))
Page limit (Rule 38 & Rule 71.3)
Where to file (Rule 71.3)
Statement re: Oral Argt (Rule 71.3)

RULE 71

Appellant's brief is due 30 days after the
reporter's record is filed in this court.

State's brief is due 30 days after the
appellant's brief is filed in this court.

Original + eleven copies
125 page limit
Court of Criminal Appeals

CLERK'S RECORD

Contents (Rule 34.5(a)(2))

RULE 34.5

Due Date (Rule 35.2(a))

The clerk's record is due 60 days from the date sentence is imposed if no motion for new trial is filed or 120 days if motion for new trial is filed

Due Date (Rule 35.2(b))

REPORTER'S RECORD

RULE 34.6

Contents (Rule 34 (a)(1)(2))

Due Date (Rule 35.2(a))

The reporter's record is due 60 days from the date sentence is imposed if no motion for new trial is filed

Due Date (Rule 35.2(b))

or 120 days if a motion for new trial is filed.

(SEE ALSO UNIFORM FORMAT MANUAL FOR COURT REPORTERS)

**APPEALS FROM TRIAL COURT ORDERS
ON DNA CASES**

See C.C.P. Chapter 64, Art. 64.01