

Index

ABSENCE

Interlocutory appeals, absence of certification, § 20:39

ABUSE OF DISCRETION

Preservation of error for appeal, § 15:77

Standard of review, § 26:132

ACCELERATION

Accelerated appeals from summary judgments, § 12:38

Commencement of appeal, judgments involving multiple claims or multiple parties, § 4:39

Criminal Appeals Court (this index)

Cross references, briefs, § 13:60

Fast track distinguished, § 14:72

Oral argument, accelerated docket, § 14:77, 25:96

Preservation of error for appeal, estimating time to complete appellate process, § 15:177

Summary Judgments (this index)

Supreme Court of Oklahoma, motion to retain in, § 10:3

ACCEPTANCE OR REJECTION

Questions of law or fact, procedure after certification, § 23:13

ACCOUNTS AND ACCOUNTING

Commencement of appeal, accounting orders, § 4:84

ACCURACY

Captions, jurisdictional necessity of accurate party designations, § 14:12, 14:13

Record on appeal, assurance of accuracy of record, § 12:26

ADDITION OR ADDITIONAL MATTERS

Banking board or commissioner, additional jurisdictional requirements, § 21:86

Tenth Circuit Court of Appeals, separate addendum, § 26:261

ADDITUR

Preservation of error for appeal, varieties of appellate dispositions, § 15:180

ADDRESS

Importance of entry of appearance and address of record, § 6:3

Necessary parties, entry of address change, § 6:2

Service, address of record as place of service, § 14:30

ADEQUACY OR INADEQUACY

Jurisdiction, standards governing assumption of original jurisdiction and issuance of remedial writs, § 22:38

Preservation of error for appeal, adequacy or inadequacy of damages, § 15:18

ADMINISTRATIVE DECISIONS

Tenth circuit court of appeals, § 26:56

ADMINISTRATIVE MATTERS

Civil Appeals Court, administrative operation, § 1:25

Criminal Appeals Court, jurisdiction over administrative matters, § 1:53

Preservation of error for appeal, administrative decisions, § 15:91

ADMINISTRATIVE MATTERS—Cont'd

Settlement conferences, administrator of program, § 14:94
Supreme Court of Oklahoma, administrative directives, § 1:14

ADMINISTRATIVE PROCEDURES ACT

Appeals from tribunals other than district courts, § 21:3
De novo trial, § 24:15
District Courts (this index)
Standards, § 24:18
Workers' compensation, § 21:49

ADMINISTRATIVE REMEDIES

Tenth circuit court of appeals
Exhaustion, standard of review, § 26:151

ADMISSION OF EVIDENCE

Briefs, § 13:7, 13:48

ADMISSION TO PRACTICE

Criminal Appeals Court, § 25:22

ADOPTIONS

Briefing schedule in appeals from proceedings on, § 13:24
Juvenile appeals under Adoption Code, § 4:31

ADVANCES OR ADVANCEMENTS

Sanctions, failure to timely advance record-related costs, § 14:180

ADVANTAGE OR DISADVANTAGE

Questions of law or fact, certified questions of law, § 23:3
Tenth Circuit Court of Appeals, advantage of counsel, § 26:277

ADVERSE POSSESSION

Preservation of error for appeal, § 15:92

ADVICE OR ADVISORY MATTERS

Justiciability, advisory opinions, § 3:10 to 3:13
Preservation of error for appeal, standard of review, § 15:88

ADVISORY OPINIONS

Justiciability, § 3:10 to 3:13

AFFIDAVIT

Motions, supporting facts by affidavit, § 14:58

AFFIRMATION

Motions, § 14:70
Opinions or decisions, affirmance by summary opinion, § 14:118, 14:121
Preservation of error for appeal, varieties of appellate dispositions, § 15:178
Tenth Circuit Court of Appeals (this index)

AGENCIES

District Courts, APA's application to agencies, § 24:4

AGGRAVATING CIRCUMSTANCES

Criminal Appeals Court, standards of review, § 25:159

AGGRIEVEMENT

Banking board or commissioner, commencement of appeal, § 21:86

ALTERNATES OR ALTERNATIVES

Preservation of error for appeal, § 15:45, 15:184
Record on appeal, designation of, § 12:10, 12:20

INDEX

ALTERNATES OR ALTERNATIVES—Cont'd

Settlement conferences, § 14:98

AMENDMENT OF PLEADINGS

Preservation of error for appeal, § 15:9, 26:109

Standard of Review, § 15:93

AMENDMENT OR CHANGE

Change or Modification (this index)

AMICUS CURIAE

Arguments, oral arguments, § 5:28

Avoidance of unnecessary repetition, § 5:24

Briefs

Generally, § 5:16

Criminal Appeals Court, § 25:69

Cross references, § 13:59

Filing brief, § 5:19

Response to brief, § 5:26

Size of brief, § 5:25

Certiorari writ, § 5:21

Conflicts, § 5:17

Criminal Appeals Court, § 25:69

Cross references, § 13:59

Errors preserved in trial court, § 5:14

Filing brief, § 5:19

Governing law, § 5:18

Jurisdiction, § 5:15, 22:29

Mistake or error, errors preserved in trial court, § 5:14

Oral arguments, § 5:28

Original proceedings, § 5:20

Parol matters, oral arguments, § 5:28

Parties

Generally, § 5:12 to 5:27

Arguments, oral arguments, § 5:28

Avoidance of unnecessary repetition, § 5:24

Briefs

Generally, § 5:16

Filing brief, § 5:19

Response to brief, § 5:26

Size of brief, § 5:25

Certified questions of law, proceedings on, § 5:23

Certiorari writ, § 5:21

Conflicts, § 5:17

Errors preserved in trial court, § 5:14

Filing brief, § 5:19

Governing law, § 5:18

Jurisdiction, § 5:15

Oral arguments, § 5:28

Original proceedings, § 5:20

Parol matters, oral arguments, § 5:28

Personal conflicts, § 5:17

Petition for rehearing, § 5:22

Preservation of errors, § 5:14

Public interest litigation, § 5:13

Rehearing petition, § 5:22

AMICUS CURIAE—Cont’d

Parties—Cont’d
Repetition, avoidance of unnecessary, § 5:24
Reply, § 5:27
Response to brief, § 5:26
Restrictions, § 5:14
Size of brief, § 5:25
Unnecessary repetition, avoidance of, § 5:24
Personal conflicts, § 5:17
Petition for rehearing, § 5:22
Preservation of error for appeal, § 5:14, 15:45
Public interest litigation, § 5:13
Records, filing brief, § 5:19
Rehearing petition, § 5:22
Repetition, avoidance of unnecessary, § 5:24
Reply, § 5:27
Response to brief, § 5:26
Restrictions, § 5:14
Size of brief, § 5:25
Trial court, errors preserved in, § 5:14
Unnecessary repetition, avoidance of, § 5:24

AMOUNT OR QUANTITY

Sanctions, amount of fees, § 14:165
Tenth Circuit Court of Appeals, Federal District Court setting amount of bond, § 26:84

ANCILLARY MATTERS

Trial court jurisdiction pending appeal limited to, § 14:81

ANSWERS

Briefs, § 13:11, 13:17, 13:18, 13:31, 21:24
Certified questions of law. **Questions of Law or Fact** (this index)
Civil Appeals Court, certiorari from Supreme Court to, § 17:7

APPEARANCE

Appeals from tribunals other than district courts, entry of appearance, § 21:12
Counter-appeals, cross-appeals, and other multiple appeals, entry of appearance, § 9:4
Criminal Appeals Court, nonpayment of fines and costs for appearance failure, § 25:149
Interlocutory appeals, petition in error and entry of appearance, § 20:9, 20:10
Jurisdiction, original actions in Oklahoma Supreme Court, § 22:11
Necessary parties, entry of appearance, § 6:1 to 6:3
Summary judgments, accelerated appeals, § 19:2, 19:7
Tenth Circuit Court of Appeals, entry of appearance, § 26:74

APPELLATE JURISDICTION

Jurisdictional authority
Procedural requirements, § 3:4

APPENDIX

Briefs, form and content requirement, § 13:52
Jurisdiction, original actions in Oklahoma Supreme Court, § 22:21 et seq.
Numbers and numbering, original actions in Oklahoma Supreme Court, § 22:23
Tenth Circuit Court of Appeals (this index)

APPOINTMENTS

Civil Appeals Court, appointment of judges, § 1:32
Criminal Appeals Court, appointment of judges, § 1:47

INDEX

APPOINTMENTS—Cont'd

- Interlocutory appeals, vacation of appointment of receiver, § 20:14
- Stay and supersedeas, appointment of receivers, § 11:37
- Supreme Court of Oklahoma, appointment of Justices, § 1:6

ARBITRATION

- Commencement of appeal, arbitration-related proceedings, § 4:83
- Preservation of error for appeal, standard of review, § 15:94

ARGUMENTS

- Amicus curiae, § 5:28
- Briefs, form and content requirement, § 13:39 et seq.
- Civil Appeals Court, § 1:39
- Criminal Appeals Court** (this index)
- District Courts, § 24:16
- Jurisdiction, § 22:28
- Oral Argument** (this index)
- Preservation of error for appeal
 - Briefs on appeal, § 15:48
 - Standard of review, § 15:65
- Rehearing, petition for, § 16:18
- Summary judgments, § 19:14
- Supreme Court of Oklahoma, § 1:20

ARREST

- Jurisdiction, prohibition writ, § 22:57

ASSEMBLY OF RECORD

- Completion of record, § 12:24
- Summary judgments, record on accelerated appeal, § 19:6

ASSIGNMENT

- Civil Appeals Court, § 1:27, 10:1, 19:12
- Criminal Appeals Court, assignment to accelerated docket, § 25:95
- Stay and supersedeas, assignment of documents, § 11:24
- Summary judgments, assignment of appeal to Civil Appeals Court, § 19:12
- Supreme Court of Oklahoma, assignment of appeals to Civil Appeals Court, § 10:1
- Tenth Circuit Court of Appeals, assignment to different judge on remand, § 26:286

ASSUMPTION OF RISK

- Preservation of error for appeal, standard of review, § 15:106

ATTACHMENTS

- Briefs, form and content requirement, § 13:52
- Jurisdiction, original actions in Oklahoma Supreme Court, § 22:21
- Stay and supersedeas
 - Liens, effect of supersedeas or stay on attachment lien, § 11:62
 - Special provisions staying certain judgments and orders, § 11:36

ATTORNEY

- Tenth circuit court of appeals
 - Criminal cases, § 26:76
 - Postconviction cases, § 26:76

ATTORNEY GENERAL

- Ballot title, other appeals from tribunals other than District Courts, § 21:97

ATTORNEYS AT LAW

- Attorney General, ballot title, § 21:97
- Bar Members** (this index)

ATTORNEYS AT LAW—Cont’d

Criminal Appeals Court (this index)

Disqualification of counsel, standard of review, § **15:114**

Disqualification orders, § **4:79**

Fees. **Attorneys’ Fees** (this index)

Jurisdiction

Bar discipline cases, exclusive original jurisdiction in, § **22:48**

Original actions in Oklahoma Supreme Court, attorney’s fees, § **22:33**

Justiciability, standing of attorneys, § **3:27**

Necessary parties, attorneys not licensed in state, § **6:5**

Oral Argument (this index)

Parol matters. **Oral Argument** (this index)

Preservation of Error for Appeal (this index)

Sanctions (this index)

Supreme Court of Oklahoma, exclusive authority over attorneys, § **1:16**

Tenth Circuit Court of Appeals (this index)

ATTORNEYS’ FEES

Generally, § **14:146 et seq.**

Application for, § **14:148**

Commencement of appeal

Exception, judgments involving multiple claims or multiple parties, § **4:20**

Posttrial motions, § **4:52**

Jurisdiction, original actions in Oklahoma Supreme Court, § **22:33**

Justiciability, standing to appeal orders determining amount of attorneys’ fees, § **3:27**

Preservation of error for appeal

Standard of review, § **15:46, 15:95**

Recoverable on appeal, § **14:147**

Sanctions (this index)

Summary judgments, accelerated appeals, § **19:18**

Tenth Circuit Court of Appeals (this index)

Trial court determination of motion for trial-related attorney’s fees, § **14:158**

ATTORNEYS’ FEES, COSTS, ANCILLARY RELIEF

Preservation of error for appeal

Specific rules, § **15:10**

AUTOMATIC APPEALS

Criminal Appeals Court, automatic appeals by State where statute declared unconstitutional, § **25:84**

AUTOMOBILE LICENSES

Stays governed by constitutional provisions, auto license suspension proceedings, § **11:39**

AVAILABILITY

Tenth Circuit Court of Appeals, availability of supersedeas bond, § **26:86**

AVOIDANCE

Amicus curiae, avoidance of unnecessary repetition, § **5:24**

BAIL

Guilty plea, § **25:55**

Pending matters. **Criminal Appeals Court** (this index)

Statutory scheme, § **25:54**

BALLOTS

Attorney General’s preparation of ballot title, other appeals from tribunals other than District Courts, § **21:97**

INDEX

BANKING BOARD OR COMMISSIONER

- Generally, § 21:83 to 21:91
- Additional jurisdictional requirements, commencement of appeal, § 21:86
- Aggrievement, commencement of appeal, § 21:86
- Bonds, commencement of appeal, § 21:86
- Briefing, § 21:90
- Commencement of appeal, § 21:84 to 21:86
- Jurisdictional requirements, commencement of appeal, § 21:86
- Mistake or error, § 21:87, 21:88
- Petition in error, § 21:87, 21:88
- Record on appeal, § 21:89
- Response to petition in error, § 21:88
- Standard of review, § 21:91
- Stays governed by constitutional provisions, § 11:41
- Time, commencement of appeal, § 21:85
- Trust company acquisition, § 21:92

BANKRUPTCY

- Justiciability and jurisdiction, effect on appeal, § 3:8
- Stay and supersedeas
 - Effect on supersedeas, § 11:64
 - Petition as staying all state court proceedings, § 11:47
- Tenth Circuit Court of Appeals** (this index)

BANKRUPTCY PANEL

- Tenth Circuit Court of Appeals, § 26:309 et seq.

BAR MEMBERS

- Jurisdiction, exclusive original jurisdiction of Supreme Court in bar discipline cases, § 22:48
- Preservation of error for appeal, bar disciplinary proceedings, § 15:96

BINDING EFFECT

- Briefs, form and content requirement, § 13:54
- Settlement conferences, nonbinding negotiations, § 14:101

BOARDS OR COMMISSIONS

- Banking Board or Commissioner** (this index)
- Corporation Commission** (this index)
- Tax Commission** (this index)

BONDS

- Banking board or commissioner, commencement of appeal, § 21:86
- Corporation commission, appeals from, § 21:33
- Criminal Appeals Court, bail bond pending appeal, § 25:162
- Justiciability, validation of bonds, § 3:12
- Limitation on amount, § 11:20
- Pending matters, bail bond pending appeal, § 25:162
- Stay and Supersedeas** (this index)
- Tenth Circuit Court of Appeals, stay of execution of judgment pending appeal, § 26:80 et seq.
- Trial court, liability on supersedeas bonds, § 11:66
- United States Treasury Bonds, § 11:21
- Workers' compensation, § 21:56

BRIEFS

- Generally, § 13:1 et seq.
- Accelerated appeals, cross references, § 13:60

BRIEFS—Cont'd

- Admission of evidence, § 13:7, 13:48
- Admissions in briefs to supplement record, § 13:7
- Adoptions, briefing schedule in appeals from proceedings on, § 13:24
- Amicus Curiae** (this index)
- Answers, § 13:11, 13:17, 13:18, 13:31, 21:24
- Appeals from tribunals other than district courts, § 21:24
- Appendices, form and content requirement, § 13:52
- Argument, form and content requirement, § 13:39 et seq.
- Attachments, form and content requirement, § 13:52
- Banking board or commissioner, § 21:90
- Binding, form and content requirement, § 13:54
- Candor as essential, § 13:5
- Captions, § 14:18
- Certificates and certification
 - Cross references, certified questions of law, § 13:61
 - Form and content requirement, certificate of service, § 13:55
 - Time for filing briefs, certified interlocutory appeal, § 13:22
- Children or minors, briefing schedule in appeals from proceedings on, § 13:24
- Citations, form and content requirement, § 13:38, 13:45, 13:46
- Civil Appeals Court, certiorari from Supreme Court to, § 17:10
- Corporation commission
 - Generally, § 21:37
 - Oil and gas regulation, § 21:45
- Correctness presumption, form and content requirement, § 13:41
- Counter-appeals, cross-appeals, and other multiple appeals
 - Generally, § 9:9
 - Time for filing briefs, § 13:9 et seq.
- Counterappeal, time for filing briefs, § 13:9 et seq.
- County budgets, briefing schedule in appeals from proceedings on, § 13:24
- Covers, form and content requirement, § 13:54
- Criminal Appeals Court** (this index)
- Critical stages of appeal, checklists, § 2:3 to 2:8
- Crossappeal, time for filing briefs, § 13:9 et seq.
- Cross references, § 13:58 et seq.
- Defined, § 13:2
- Deprived children, briefing schedule in appeals from proceedings on, § 13:24
- Dismissal, suspension of briefing time when motion to dismiss pending, § 13:27
- District Courts, § 13:23, 24:16
- Drivers' licenses, briefing schedule in appeals from proceedings on, § 13:24
- Evidence, form and content requirement, § 13:49
- Exclusion of testimony, form and content requirement, § 13:48
- Extensions of time, § 13:25, 14:40
- Failure to timely file brief, § 13:29 et seq.
- Filing briefs, time for, § 13:8 et seq.
- First time arguments, form and content requirement, § 13:44
- Form and content requirement, § 13:34 et seq.
- In chief brief, § 13:10, 13:14 et seq., 13:30
- Index of subjects, form and content requirement, § 13:53
- Instructions to jury, form and content requirement, § 13:48
- Insufficient evidence contentions, form and content requirement, § 13:49
- Interlocutory appeals, § 13:20 et seq., 20:12, 20:35
- Issues presented, form and content requirement, § 13:35
- Jurisdiction, original actions in Oklahoma Supreme Court, § 22:13 et seq., 22:20, 22:21, 22:24

INDEX

BRIEFS—Cont'd

- Jury instructions, form and content requirement, § 13:48
- Licenses, briefing schedule in appeals from proceedings on drivers' licenses, § 13:24
- Motions, § 13:27, 13:28, 14:69
- Notice of completion of record, § 13:8
- Number and numbering
 - Filing, number of copies, § 13:32, 13:33
 - Original actions in Oklahoma Supreme Court, § 22:18
- Number to file, § 25:67
- Objections to noncomplying brief, sanctions for violations of rules governing briefing, § 13:57
- Oil and gas regulation, § 21:45
- Original actions, cross references, § 13:58
- Page limitations, form and content requirement, § 13:34
- Pending matters, suspension of briefing time when motion to dismiss pending, § 13:27
- Preservation of error for appeal
 - Generally, § 15:47 et seq.
 - Amicus curiae brief, § 15:45
 - Criminal appeals, § 25:227
- Presumption of correctness of trial court's decision, form and content requirement, § 13:41
- Professional Responsibility Tribunal, other appeals from tribunals other than District Courts, § 21:95
- Questions of law or fact, § 13:61, 23:17
- Quotations, form and content requirement, § 13:47
- Records
 - Admissions in briefs to supplement record, § 13:7
 - Filing, § 13:8 et seq., 14:53
 - Form of citations to record, form and content requirement, § 13:38
 - Summary of record, form and content requirement, § 13:37
- Reduction of briefing time, § 13:26
- References to minors and jurors, § 13:51
- Rehearing, petitions for, § 16:10, 16:14, 16:15, 16:17
- Reply Brief** (this index)
- Respectfulness required, § 13:4
- Sanctions for violations of rules governing briefing, § 13:56, 13:57
- Signature
 - Form and content requirement of signature block, § 13:55
 - Tenth Circuit Court Rule, § 26:235
- Size
 - Amicus curiae, size of brief, § 5:25
 - Jurisdiction, original actions in Oklahoma Supreme Court, § 22:17
- Standard of review, form and content requirement, § 13:36
- String citations, form and content requirement, § 13:46
- Subheadings, form and content requirement, § 13:40
- Subject index, form and content requirement, § 13:53
- Sufficiency or insufficiency, insufficient evidence contentions, § 13:49
- Summary, form and content requirement, § 13:37, 13:39
- Summary judgments, accelerated appeals, § 19:13
- Supplement and supplementation, Criminal Appeals Court, § 25:68
- Suspension or revocation, § 13:27, 14:69
- Tax commission, § 21:72
- Tax review court, § 21:82
- Tenth Circuit Court of Appeals** (this index)
- Time for filing briefs, § 13:8 et seq.

BRIEFS—Cont’d

- Trial court’s decision, presumption of correctness of, § 13:41
- Verbosity avoidance, § 13:6
- Waivers of briefs, time for filing briefs, § 13:28
- Workers’ compensation, § 21:58

CALCULATION

- Commencement of appeal, calculation of time, § 4:42 et seq.

CANDOR

- Briefs, candor as essential, § 13:5

CAPACITY OR INCAPACITY

- Parties on appeal, capacity of, § 5:8
- Preservation of error for appeal, capacity to sue, § 15:11
- Supreme Court of Oklahoma, original or appellate jurisdictional, § 1:12

CAPITAL APPEALS

- Criminal Appeals Court** (this index)
- Oral argument, § 25:91
- Stay of execution, § 25:89
- Tenth Circuit Court of Appeals** (this index)

CAPTIONS

- Generally, § 14:2 et seq.
- Accurate party designations, jurisdictional necessity of, § 14:12, 14:13
- Appellant or appellee, designation as, § 14:6
- Application to assume original jurisdiction, § 14:17
- Briefs, § 14:18
- Certified interlocutory orders, certiorari review of, § 14:16
- Certiorari writ
 - Certified interlocutory orders, certiorari review of, § 14:16
 - Petition for, § 14:15
- Children or minors, use of initials for names of minors, § 14:8
- Civil Appeals Court, writ of certiorari, § 14:15
- Court, designation of, § 14:3
- Designation. Names and naming, *infra*
- Disclosure, identity of appealing party disclosed by body of petition, § 14:13
- District Courts, appeals from tribunals other than, § 14:11
- Docket number, § 14:4
- Et al., prohibition of use in caption, § 14:7
- Exceptions, identity of appealing party disclosed by body of petition, § 14:13
- Extraordinary writ, petition for, § 14:17
- Identity of appealing party disclosed by body of petition, § 14:13
- Initials, use for names of minors, § 14:8
- Interlocutory appeals, § 14:16, 20:30
- Jurisdiction
 - Accurate party designations, jurisdictional necessity of, § 14:12, 14:13
 - Application to assume original jurisdiction, § 14:17
- Motions, § 14:18
- Multiple parties, § 14:10
- Names and naming
 - Generally, § 14:5
 - Appellant or appellee, designation as, § 14:6
 - Court, designation of, § 14:3
 - Initials, use for names of minors, § 14:8
 - Jurisdictional necessity of accurate party designations, § 14:12, 14:13

INDEX

CAPTIONS—Cont’d

- Names and naming—Cont’d
 - Party, designation as appellant or appellee, § 14:6
- Nominal parties to appeal, § 14:9
- Numbers and numbering, docket number, § 14:4
- Original jurisdiction, application to assume, § 14:17
- Party, designation as appellant or appellee, § 14:6
- Petitions
 - Certiorari writ, petition for, § 14:15
 - Extraordinary writ, petition for, § 14:17
 - Identity of appealing party disclosed by body of petition, § 14:13
- Sequence of parties, § 14:5
- Workers’ compensation cases, § 14:14

CASE MANAGEMENT

- Supreme Court of Oklahoma, § 1:19

CASH DEPOSIT

- Supersedeas by right, § 11:21

CASUALTY RATES

- Property and Casualty Rates, State Board for** (this index)

CERTIFICATES AND CERTIFICATION

- Answers. **Questions of Law or Fact** (this index)
- Briefs
 - Cross references, certified questions of law, § 13:61
 - Form and content requirement, certificate of service, § 13:55
 - Time for filing briefs, certified interlocutory appeal, § 13:22
- Captions, certiorari review of certified interlocutory orders, § 14:16
- Civil Appeals Court, jurisdiction to review certified interlocutory orders, § 1:35
- Commencement of appeal, certified interlocutory orders, § 4:43, 4:91
- Copies. **Certified Copy** (this index)
- Criminal Appeals Court
 - Commencement of action, filing certified copy in Criminal Appeals Court, § 25:41
 - Jurisdiction, certified copy of original record, § 25:121
 - Juvenile certification, standards of review, § 25:194
- Cross references, certified questions of law, § 13:61
- Form and content requirement, certificate of service, § 13:55
- Interlocutory appeals, certified interlocutory orders, § 14:16, 20:15 to 20:39
- Justiciability, certified questions of law, § 3:13
- Merits of case, certified interlocutory orders, § 20:18
- Preservation of error for appeal, certification of class, § 15:96
- Questions of Law or Fact** (this index)
- Supreme Court of Oklahoma, retransfer on certification by Civil Appeals Court, § 10:4
- Tenth Circuit Court of Appeals
 - Commencement of appeal, certificate of interested parties, § 26:74
 - Habeas corpus, certificate of appealability, § 26:321, 26:327
 - Time for filing briefs, certified interlocutory appeal, § 13:22

CERTIFIED COPY

- Filing certified copy of award in District Court, stays governed by constitutional provisions, § 11:44
- Liability on supersedeas bonds, certified copy of bond, § 11:69
- Stay and supersedeas
 - Filing certified copy of award in District Court, stays governed by constitutional provisions, § 11:44

CERTIFIED COPY—Cont'd

Stay and supersedeas—Cont'd

Liability on supersedeas bonds, certified copy of bond, § 11:69

CERTIORARI

Amicus curiae, § 5:21

Captions

Certified interlocutory orders, certiorari review of, § 14:16

Petition for, § 14:15

Civil Appeals Court (this index)

Criminal Appeals Court (this index)

Guilty plea, appeal by certiorari, § 25:74 et seq.

Interlocutory appeals, § 14:16, 20:24 to 20:31

Jurisdiction, remedial writs, § 22:66

Mandates, suspension of mandate pending petition for certiorari in United States

Supreme Court, § 18:3

Merits in pleadings, certiorari from Supreme Court to Court of Civil Appeals, § 17:9

Preservation of error for appeal

Generally, § 15:51

Estimating time to complete appellate process, § 15:179

Rehearing, § 16:2, 16:5 to 16:8, 17:15

Summary judgments, extra copies of record on certiorari, § 19:16

United States Supreme Court, § 27:2 to 27:6, 27:6

CHANGE OR MODIFICATION

Alternates or Alternatives (this index)

Necessary parties, entry of change of address, § 6:2

Petitions, amendment of petition in error, § 7:9

Preservation of error for appeal, varieties of appellate dispositions, § 15:181

Prior ruling, standard of review, § 15:148

Records, 12:36, § 12:36

Rehearing, standards, § 16:3

Stay and supersedeas

Attachment or temporary injunction, § 11:36

Terms of supersedeas or stay, § 11:51 to 11:55

Vacation or modification of judgment, § 26:193

CHECKLISTS

Appeal to Tenth Circuit from judgment, **App. F7**

Criminal accelerated appeals, **App. F6**

Criminal certiorari appeals, **App. F5**

Critical stages of appeal, checklists for State civil appeals, § 2:2 to 2:8

Felony and misdemeanor regular appeals, **App. F4**

Final judgment with cross appeal, **App. F2**

Final judgment with no cross appeal, **App. F1**

Original action in Oklahoma Supreme Court, **App. F3**

Workers' Compensation Court, appeal to Supreme Court, § 21:51

CHIEF JUDGE

Civil Appeals Court, three-judge panels, § 1:28

CHILDREN AND MINORS

Briefing schedule in appeals from proceedings on children or minors, § 13:24

Captions, use of initials for names of minors, § 14:8

Juveniles (this index)

Termination of parental rights, preservation of error for appeal, § 15:162

Youthful Offender Act, standards of review, § 25:223

INDEX

CHOICE OF LAW

Governing Law (this index)

CIRCUMSTANTIAL EVIDENCE

Criminal Appeals Court, standards of review, § **25:164**

CITATIONS

Briefs, form and content requirement, § **13:38, 13:45, 13:46**

Criminal Appeals Court

Briefing, form of citations, § **25:65**

Emergency panel decision, § **25:9**

Opinions or decisions, § **14:141**

Unpublished opinions, Memorandum, § **14:124**

Unpublished opinions, when to, § **14:134**

CIVIL APPEALS COURT

Generally, § **1:24 to 1:45**

Administrative operation, § **1:25**

Answer, certiorari from Supreme Court to Court of Civil Appeals, § **17:7**

Appointment of judges, § **1:32**

Arguments, oral argument, § **1:39**

Assignments

Permanent divisions, § **1:27**

Three-judge panels, § **1:27**

Briefing, certiorari from Supreme Court to Court of Civil Appeals, § **17:10**

Captions, writ of certiorari, § **14:15**

Certified interlocutory orders, jurisdiction to review, § **1:35**

Certiorari

Generally, § **1:42, 17:1 to 17:17**

Answer, certiorari from Supreme Court to Court of Civil Appeals, § **17:7**

Briefing, certiorari from Supreme Court to Court of Civil Appeals, § **17:10**

Constitutional power, certiorari from Supreme Court to Court of Civil Appeals,
§ **17:4**

Copies, certiorari from Supreme Court to Court of Civil Appeals, § **17:6**

Defective filing, certiorari from Supreme Court to Court of Civil Appeals, § **17:4**

Dismissal, certiorari from Supreme Court to Court of Civil Appeals, § **17:14**

Disposition, certiorari from Supreme Court to Court of Civil Appeals, § **17:12**

District Court jurisdiction, certiorari from Supreme Court to Court of Civil Appeals,
§ **17:16**

Fee for filing, certiorari from Supreme Court to Court of Civil Appeals, § **17:6**

Files and filing, certiorari from Supreme Court to Court of Civil Appeals, § **17:3,**
17:4, 17:6

Form and content, certiorari from Supreme Court to Court of Civil Appeals, § **17:5**

Further briefing, certiorari from Supreme Court to Court of Civil Appeals, § **17:10**

Jurisdiction of District Court, certiorari from Supreme Court to Court of Civil
Appeals, § **17:16**

Mandate, certiorari from Supreme Court to Court of Civil Appeals, § **17:17**

Merits in pleadings, certiorari from Supreme Court to Court of Civil Appeals, § **17:9**

Number of copies, certiorari from Supreme Court to Court of Civil Appeals, § **17:6**

Pending matters, certiorari from Supreme Court to Court of Civil Appeals, § **17:16**

Petitions, certiorari from Supreme Court to Court of Civil Appeals, § **17:3 to 17:5,**
17:9, 17:14, 17:15

Pleadings, certiorari from Supreme Court to Court of Civil Appeals, § **17:9**

Preservation of error, certiorari from Supreme Court to Court of Civil Appeals,
§ **17:11**

Rehearing petition, certiorari from Supreme Court to Court of Civil Appeals,
§ **17:15**

CIVIL APPEALS COURT—Cont’d

Certiorari—Cont’d

- Reply, certiorari from Supreme Court to Court of Civil Appeals, § 17:7
- Standards, certiorari from Supreme Court to Court of Civil Appeals, § 17:2
- Statistics, certiorari from Supreme Court to Court of Civil Appeals, § 17:13
- Supplemental authority, certiorari from Supreme Court to Court of Civil Appeals, § 17:8
- Supreme Court, generally, § 17:1 to 17:17
- Time to file petition, certiorari from Supreme Court to Court of Civil Appeals, § 17:3
- Voluntary dismissal, certiorari from Supreme Court to Court of Civil Appeals, § 17:14

Chief judge, three-judge panels, § 1:28

Constitutional law

- Certiorari from Supreme Court to Court of Civil Appeals, § 17:4
- Intermediate appellate courts, constitutional authority for, § 1:24
- Copies, certiorari from Supreme Court to Court of Civil Appeals, § 17:6
- Corporation commission, appeals from, § 21:27
- Court clerk, § 1:30
- Creation, § 1:25
- Cross-references, § 1:45
- Current Court of Civil Appeals judges, § 1:33
- Defective filing, certiorari from Supreme Court to Court of Civil Appeals, § 17:4
- Dismissal, certiorari from Supreme Court to Court of Civil Appeals, § 17:14
- Disqualification of judges, § 1:34
- District Court jurisdiction, certiorari from Supreme Court to Court of Civil Appeals, § 17:16
- Election of judges, § 1:32
- En banc rehearing, § 1:43
- Extraordinary writs, authority to issue, § 1:37
- Fee for filing, certiorari from Supreme Court to Court of Civil Appeals, § 17:6
- Files and filing, certiorari from Supreme Court to Court of Civil Appeals, § 17:3, 17:4, 17:6
- Form and content, certiorari from Supreme Court to Court of Civil Appeals, § 17:5
- Further briefing, certiorari from Supreme Court to Court of Civil Appeals, § 17:10
- Hearing. Rehearing, *infra*
- Interlocutory appeals, certified interlocutory orders, § 1:35, 20:22

Judges

- Appointment of judges, § 1:32
- Assignments, three-judge panels, § 1:27
- Chief judge, three-judge panels, § 1:28
- Current Court of Civil Appeals judges, § 1:33
- Disqualification, § 1:34
- Election of judges, § 1:32
- Presiding judges, three-judge panels, § 1:29
- Recusal, § 1:34
- Terms of court of judges, § 1:32
- Three-judge panels, four divisions of, § 1:26 to 1:29
- Vice-chief judge, three-judge panels, § 1:28

Jurisdiction

- Generally, § 1:35
- Certiorari from Supreme Court to Court of Civil Appeals, jurisdiction of District Court, § 17:16

Mandate

- Certiorari from Supreme Court to Court of Civil Appeals, § 17:17

INDEX

CIVIL APPEALS COURT—Cont'd

- Merits in pleadings, certiorari from Supreme Court to Court of Civil Appeals, § 17:9
- Number of copies, certiorari from Supreme Court to Court of Civil Appeals, § 17:6
- Opinions or decisions
 - Approval for publication, § 14:145
 - Reliance, § 14:128
- Oral argument, § 1:39
- Parol matters, oral argument, § 1:39
- Pending matters, certiorari from Supreme Court to Court of Civil Appeals, § 17:16
- Permanent divisions
 - Generally, § 1:26 to 1:29
 - Assignments, § 1:27
 - Chief judge and vice-chief judge, § 1:28
 - Presiding judges, § 1:29
 - Three-judge panels, four divisions of, § 1:26 to 1:29
 - Vice-chief judge, § 1:28
- Persuasive value of opinions, § 1:40
- Petitions, certiorari from Supreme Court to Court of Civil Appeals, § 17:3 to 17:5, 17:9, 17:14, 17:15
- Pleadings, certiorari from Supreme Court to Court of Civil Appeals, § 17:9
- Precedential value of opinions, § 1:40
- Preservation of error, certiorari from Supreme Court to Court of Civil Appeals, § 17:11
- Presiding judges, three-judge panels, § 1:29
- Records, certiorari from Supreme Court to Civil Appeals Court, § 17:3, 17:4, 17:6
- Recusal of judges, § 1:34
- Rehearing
 - Generally, § 16:6, 16:21
 - Certiorari from Supreme Court to Court of Civil Appeals, rehearing petition, § 17:15
 - En banc, § 1:43
- Reply, certiorari from Supreme Court to Court of Civil Appeals, § 17:7
- Review of Court of Civil Appeals decisions, § 1:41
- Standards, certiorari from Supreme Court to Court of Civil Appeals, § 17:2
- Statistics, certiorari from Supreme Court to Court of Civil Appeals, § 17:13
- Statutes governing creation and administrative operation, § 1:25
- Style of filings, § 1:38
- Summary judgments, assignment of appeal to Civil Appeals Court, § 19:12
- Supplemental authority, certiorari from Supreme Court to Court of Civil Appeals, § 17:8
- Supreme Court of Oklahoma
 - Generally, § 17:1 to 17:17
 - Assignment of appeals to, § 10:1
 - Retransfer on certification by, § 10:4
- Temporary divisions, § 1:31
- Terms of court of judges, § 1:32
- Three-judge panels, four divisions of, § 1:26 to 1:29
- Time or date
 - Certiorari from Supreme Court to Court of Civil Appeals, § 17:3
 - Temporary divisions, § 1:31
 - Timetable for Oklahoma state civil appeals, § 1:31
- Timetable for Oklahoma state civil appeals, § 1:24 to 1:45
- Vice-chief judge, three-judge panels, § 1:28
- Voluntary dismissal, certiorari from Supreme Court to Court of Civil Appeals, § 17:14

CLASS OR CLASSIFICATION

- Criminal appellate proceedings, classification of types, § 25:32

CLASS OR CLASSIFICATION—Cont’d

Preservation of error for appeal, class certification, § 15:96

CLEAR AND CONVINCING EVIDENCE

Standard of review, § 15:78

CLERK OF COURT

Civil Appeals Court, § 1:30

Computation of time, closing hours of clerk’s office, § 14:36

Filing of copies of appeal documents in trial court, § 14:52

CLOSING ARGUMENT

Criminal appeals court, § 25:165

COAPPELLANTS

Parties, § 5:4

COHEN ORDERS

Tenth Circuit Court of Appeals jurisdiction, § 26:9

COLLATERAL ESTOPPEL

Opinions or decisions, precedential effect, § 14:131

COLLATERAL MATTERS

Tenth Circuit Court of Appeals, collateral orders, § 26:9

Trial court jurisdiction pending appeal limited to collateral and ancillary matters,
§ 14:81

COMBINING AND COMBINATION

Rehearing, combining petition for, § 16:10, 16:14

COMMENCEMENT OF APPEAL

Generally, § 4:1 et seq.

Acceleration, judgments involving multiple claims or multiple parties, § 4:39

Accounting orders, § 4:84

Appealable event

Extension of appeal time, § 4:41

Necessity, § 4:1

Appeals from tribunals other than district courts, § 21:13 to 21:24

Arbitration-related proceedings, § 4:83

Attorneys’ fees

Exception, judgments involving multiple claims or multiple parties, § 4:20

Posttrial motions, § 4:52

Attorneys fees and costs, § 4:77

Banking board or commissioner, § 21:84 to 21:86

Calculation of time, § 4:42 et seq.

Certification of judgment as requiring resolution of at least one claim, § 4:24

Certified interlocutory orders, § 4:44, 4:91

Commencement to run upon filing, § 4:2

Condemnation cases

Generally, § 4:87

Judgments involving multiple claims or multiple parties, § 4:32

Conditional orders, § 4:5

Consolidated or severed district court proceedings, § 4:45

Contempt cases, § 4:35

Corporation commission

Generally, § 21:28

Oil and gas regulation, § 21:40

INDEX

COMMENCEMENT OF APPEAL—Cont'd

Costs and expenses

Exception, judgments involving multiple claims or multiple parties, § 4:20

Posttrial motions, § 4:52

Counter-appeals, cross-appeals, and other multiple appeals, § 4:62 et seq., 9:3

Criminal Appeals Court (this index)

Current disposition of matter, prerequisites for formalization of judgment, order, or decree, § 4:8

Current matters, prerequisites for formalization of judgment, order, or decree, § 4:8

Delay, timeliness of service within three days of filing, § 4:43

Demurrers, § 4:6

Dismissal motions, § 4:6

District courts, § 24:24

Docket entries, instruments not constituting judgment, order, or decree, § 4:13

Domestic relations proceedings, § 4:82

Effective date, judgments involving multiple claims or multiple parties, § 4:22

Eminent domain. Condemnation cases, *supra*

Enforcement stay, judgments involving multiple claims or multiple parties, § 4:38

Exceptions

Multiple claims or multiple parties, judgments involving, § 4:20

Posttrial motions, § 4:49

Execution proceedings, postjudgment, § 4:81

Expenses. Costs and expenses. *supra*

Extension of time

Appealable event, § 4:41

Posttrial motions, § 4:51, 4:53 et seq.

Federal jurisdictional authority for state court appeal, § 4:6

Federal procedural law, judgments involving multiple claims or multiple parties, § 4:17

Filing

Commencement to run upon, § 4:2

Posttrial motions, § 4:47, 4:54, 4:55

Prerequisites for formalization of judgment, order, or decree, § 4:9

Rendition of judgment triggering appeal time, filing rather than, § 4:16

Timeliness of service within three days of, § 4:43

Finality, actions combining breach of insurance contract and tortious bad faith, § 4:34

Final or finality, judgments involving multiple claims or multiple parties, § 4:18, 4:23

Foreclosure proceedings, § 4:86

Formalization of judgment, order, or decree, § 4:7 to 4:14

Former case law superseded, judgments involving multiple claims or multiple parties, § 4:21

Former law comparison, posttrial motions, § 4:61

Governing law, judgments involving multiple claims or multiple parties, § 4:17

Informal statements of hearings or proceedings, instruments not constituting judgment, order, or decree, § 4:12

Instructions, instruments not constituting judgment, order, or decree, § 4:15

Interest on money

Exception, judgments involving multiple claims or multiple parties, § 4:20

Posttrial motions, § 4:52

Interlocutory appeals

Certified interlocutory orders, § 4:44, 4:91

Commencement of review, certified interlocutory orders, § 20:24

Commence of appeal, time for, § 20:7, 20:8

Interlocutory orders certified, § 4:44, 4:91

Intervention, § 4:76

COMMENCEMENT OF APPEAL—Cont’d

Journal entry instructions, instruments not constituting judgment, order, or decree, § 4:15

Jury verdicts, instruments not constituting judgment, order, or decree, § 4:14

Juvenile appeals

Adoption Code, § 4:31

Mail or mailing

Timeliness of service within three days of filing, § 4:43

Minute entries or minute orders, instruments not constituting judgment, order, or decree, § 4:11

Miscellaneous orders, § 4:92

Mistake or error, calculation of time, § 4:42

Motions

Dismissal motions, § 4:6

Interlocutory appeals, § 20:8

Posttrial motions, orders disposing of, § 4:69

Strike, motions to strike, § 4:6

Multiple claims or multiple parties, judgments involving, § 4:17 et seq.

Non-parties, sanctioned attorneys, § 4:25

Oil and gas regulation, § 21:40

Orders compelling arbitration, § 4:36

Orders imposing monetary sanctions, § 4:27

Pending matters, calculation of time, § 4:46

Place or location, district courts, § 24:24

Postjudgment proceedings, judgments involving multiple claims or multiple parties, § 4:29

Posttrial motions

Generally, § 4:48 et seq.

Effect on appeal, duty to inform Supreme Court, § 4:56

Exceptions, § 4:49

Filing, § 4:47, 4:54, 4:55

Holidays and weekends, § 4:48

Orders disposing of, § 4:69

Prematurity

Petition in error, § 4:66, 4:67

Posttrial motions, § 4:50

Prerequisites for formalization of judgment, order, or decree, § 4:7 to 4:14

Probate proceedings

Multiple claims or multiple parties, judgments involving, § 4:30

Property-related proceedings, generally, § 4:88

Quashal of summons, orders for, § 4:68

Qui tam actions, defendants, § 4:28

Recasting improper appeal as another proceeding, § 4:40

Receivership proceedings, § 4:85

Records. Filing, supra

Rendition of judgment triggering appeal time, filing rather than, § 4:16

Reservation of matters, orders for, § 4:5

Service, prerequisites for formalization of judgment, order, or decree, § 4:9

Statutes

Formalization of judgment, order, or decree, prerequisites for, § 4:7

Multiple claims or multiple parties, judgments involving, § 4:17, 4:18

Stay of enforcement, judgments involving multiple claims or multiple parties, § 4:38

Strike, motions to strike, § 4:6

Substitution of parties, judgments involving multiple claims or multiple parties, § 4:33

Successive posttrial motions, § 4:59

INDEX

COMMENCEMENT OF APPEAL—Cont'd

- Sufficiency of trial court determinations, judgments involving multiple claims or multiple parties, § 4:24
- Summary judgment proceedings, § 4:70
- Summons, orders quashing, § 4:68
- Superseded case law, judgments involving multiple claims or multiple parties, § 4:21
- Tax commission, § 21:69
- Tax review court, § 21:79
- Tenth Circuit Court of Appeals** (this index)
- Timeliness of service within three days of filing, § 4:43
- Trial court
 - Consolidated trial court actions, § 4:66
 - Criminal Appeals Court, filings in trial court required for commencement of action, § 25:40
 - Multiple claims or multiple parties, judgments involving, § 4:24
 - Trial-related procedural orders, § 4:75
- Trial-related procedural orders, § 4:75
- Verdict of jury, instruments not constituting judgment, order, or decree, § 4:14
- Workers' compensation, § 4:90, 21:53
- Written judgment, prerequisites for formalization of judgment, order, or decree, § 4:7

COMMENCEMENT OF APPEAL PROBATE PROCEEDINGS

- Generally, § 4:89

COMMISSIONS

- Boards or Commissions** (this index)

COMMON LAW

- Supersedeas, § 11:26

COMPANION APPEALS

- Counter-appeals, cross-appeals, and other multiple appeals, § 9:8

COMPETENCY OR INCOMPETENCY

- Criminal Appeals Court, standards of review, § 25:166

COMPLETION

- Criminal Appeals Court
 - Perfection of appeal, § 25:60
 - Record on appeal, § 25:47
- Extensions of time for completion of record, motion for, § 14:42
- Motions, completion of record, § 14:42, 14:69
- Petition in error, § 7:1, 8:3
- Record on appeal
 - Generally, § 12:21 to 12:27
 - Accuracy, ensuring, § 12:26
 - Appellant's responsibility to ensure timely completion and transmission, § 12:21
 - Assembling record, procedure for, § 12:24
 - Court report's duties as to transcripts and exhibits, § 12:23
 - Exhibits, court report's duties as to, § 12:23
 - Notice of completion of record, § 12:25
 - Time for completion, § 12:22
 - Timely completion and transmission, appellant's responsibility to ensure, § 12:21
 - Transcripts, court report's duties as to, § 12:23
 - Transmission, § 12:27

COMPLIANCE OR NONCOMPLIANCE

- Interlocutory appeals, certified interlocutory orders, § 20:37

COMPLIANCE OR NONCOMPLIANCE—Cont'd

- Mandate directing compliance, § 18:2
- Sanctions for noncompliance, § 14:177, 14:178
- Stay and supersedeas, compliance failure, § 11:49, 11:58
- Tenth Circuit Court of Appeals
 - Certificate of compliance, § 26:97
 - Notices of noncompliance with rules, § 26:201

COMPONENTS

- Mandates, components of, § 18:6

COMPROMISE AND SETTLEMENT

- Conferences. **Settlement Conferences** (this index)
- Jurisdiction pending appeal, settlement agreements, § 14:85, 14:91
- Tobacco settlement agreement cases, stay and supersedeas, § 11:25

COMPUTATION OF TIME

- Generally, § 14:33 et seq.
- Clerk's office, closing hours of, § 14:36
- Covid-19 impact on, § 14:38
- Criminal Appeals Court, computation of appeal time, § 25:38
- Exceptions or exclusions, § 14:34, 14:37
- Holidays, § 14:35, 14:37
- Mail, service by, § 14:34
- Saturdays and Sundays, § 14:35
- Service by mail, § 14:34
- Tenth Circuit Court of Appeals, § 26:98
- Weekends, § 14:37

COMPUTERS

- Opinions or decisions, Oklahoma State Courts Network (OSCN), § 14:123

CONCESSIONS

- Oral argument, § 14:79

CONDEMNATION CASES

- Commencement of appeal
 - Generally, § 4:87
- Judgments involving multiple claims or multiple parties, § 4:32

CONDITIONAL ORDERS

- Commencement of appeal, § 4:5

CONDITIONS

- Stays governed by constitutional provisions, condition to appeal, § 11:43

CONDUCT

- Preservation of Error for Appeal** (this index)

CONFERENCES

- Settlement Conferences** (this index)
- Tenth Circuit Court of Appeals, § 26:196 et seq.

CONFESSION

- Criminal Appeals Court, standards of review, § 25:174

CONFIDENTIAL MATTERS

- Settlement conferences, confidential negotiations, § 14:101

CONFINEMENT

- Preservation of error for appeal, confinement to appellate record, § 15:155

INDEX

CONFIRMATION

Preservation of error for appeal, confirmation of sheriff's sale, § 15:100

CONFRONTATION CLAUSE

Criminal Appeals Court, standards of review, § 25:175

CONSOLIDATION

Counter-appeals, cross-appeals, and other multiple appeals, consolidation and companion appeals, § 4:66, 9:8

Preservation of error for appeal, standard of review, § 15:100

Tenth Circuit Court of Appeals, consolidated appeals, § 26:67

CONSTITUTIONAL LAW

Civil Appeals Court (this index)

Criminal Appeals Court (this index)

Double jeopardy, prohibition writs, § 25:138

Jurisdiction, writ of mandamus, § 22:61

Preservation of error for appeal

Generally, § 15:12

Standard of review, § 15:102

Service of process and papers, constitutional importance of, § 14:25

State as necessary party appellee when statute's constitutionality challenged, § 5:29

Stays governed by constitutional provisions, § 11:39 to 11:47

Tenth Circuit Court of Appeals

Constitutional challenges, § 26:144, 26:202

CONSTRUCTION OR INTERPRETATION

Mandates, interpretation of, § 18:5

Statutes—validity, construction, and application, § 15:152

Stay and supersedeas, construction of supersedeas bond, § 11:56 to 11:59

CONTEMPT

Criminal Appeals Court, contempt of court, § 25:26

Preservation of error for appeal

Standard of review, § 15:103

Supreme Court of Oklahoma, jurisdiction over contempt cases, § 1:11

CONTEMPT CASES

Commencement of appeal, § 4:35

CONTENTS

Criminal Appeals Court, record on appeal, § 25:46

Jurisdiction, original actions in Oklahoma Supreme Court, § 22:22

Motions, content of, § 14:57

Questions of law or fact, contents of certification order, § 23:9

Summary judgments, record on accelerated appeal, § 19:4

Tenth Circuit Court of Appeals, appendix to brief, § 26:257

CONTINUANCE OR CONTINUATION

Criminal Appeals Court, continuances, § 25:170

Preservation of error for appeal, standard of review, § 15:104

Stay and supersedeas, continuation of jurisdiction, § 11:48

Trial court, continuation of jurisdiction, § 11:48

CONTRACTS

Standard of review, § 15:105

Stipulation (this index)

Supersedeas bond, contractual liability on, § 11:56

Tenth Circuit Court of Appeals, attorneys' fees award pursuant to contract, § 26:28

CONTRIBUTORY NEGLIGENCE

Preservation of error for appeal, standard of review, § 15:106

CONVERSION

Supreme Court of Oklahoma, power as to conversion of appeals and original proceedings, § 1:13

COORDINATOR OF PROGRAM

Settlement conferences, § 14:94

COPIES AND COPYING

Appeals from tribunals other than district courts, § 21:17

Civil Appeals Court, certiorari from Supreme Court to, § 17:6

Costs of copying briefs and other documents, § 14:151

Criminal Appeals Court

Jurisdiction, filing of certified copy of original record, § 25:121

Number of copies of documents filed, § 25:20

Jurisdiction

Briefs, original actions in Oklahoma Supreme Court, § 22:18

Criminal Appeals Court, filing of certified copy of original record, § 25:121

Original actions in Oklahoma Supreme Court, § 22:18, 22:23

Motions, number of copies filed, § 14:60

Records, filing of copies of appeal documents in trial court, § 14:45 et seq.

Rehearing petitions, copies filed, § 16:12

Stay and Supersedeas (this index)

Summary judgments, extra copies of record on certiorari, § 19:16

Tenth Circuit Court of Appeals, copies of appendix to brief, § 26:269

Trial court, filing of copies of appeal documents in trial court, § 14:45 et seq.

CORAM NOBIS

Criminal Appeals Court jurisdiction, § 25:132

CORONAVIRUS

Covid-19 Pandemic (this index)

CORPORATION COMMISSION

Generally, § 21:25 to 21:46

Appeals from tribunals other than district courts, § 21:25 to 21:46

Bonds, appeals from corporation commission, § 21:33

Briefing

Generally, § 21:37

Oil and gas regulation, § 21:45

Civil Appeals Court, appeals from corporation commission, § 21:27

Commencement

Generally, § 21:28

Oil and gas regulation, § 21:40

Enforcement of rates, appeals from corporation commission, § 21:33

Federal Natural Gas Policy Act of 1978, oil and gas regulation, § 21:43

Filed instruments served, oil and gas regulation, § 21:44

Inspection of utility company meters, appeals from corporation commission, § 21:35

Meters, appeals from corporation commission, § 21:35

Motions, appeals from corporation commission, § 21:30

Oil and gas regulation

Generally, § 21:39 to 21:46

Briefing, § 21:45

Commencement, § 21:40

Record on appeal, § 21:42

Standard of review, § 21:46

INDEX

CORPORATION COMMISSION—Cont'd

- Oil and gas regulation—Cont'd
 - Stay and supersedeas, § 21:41
 - Time for commencement, § 21:40
- Parties, appeals from corporation commission, § 21:29
- Posttrial motions, appeals from corporation commission, § 21:30
- Public utilities regulation, appeals from corporation commission, § 21:25 to 21:46
- Rate enforcement, appeals from corporation commission, § 21:33
- Record on appeal
 - Generally, § 21:31
 - Corporation commission, filed instruments served, § 21:44
 - Oil and gas regulation, § 21:42
- Refunds, appeals from corporation commission, § 21:34
- Service of filed instruments, oil and gas regulation, § 21:44
- Standard of review
 - Generally, § 21:38
 - Oil and gas regulation, § 21:46
- Stay and supersedeas
 - Generally, § 21:32, 21:33
 - Constitutional provisions, stays governed by, § 11:40
 - Oil and gas regulation, § 21:41
- Time for commencement
 - Generally, § 21:28
 - Oil and gas regulation, § 21:40

CORRECTIONS

- Records, § 12:36, 12:37, 14:20

CORRECTNESS

- Briefs, correctness presumption, § 13:41

COSTS AND EXPENSES

- Generally, § 14:146 et seq.
- Appeals from tribunals other than district courts, § 21:18
- Attorneys' Fees** (this index)
- Commencement of Appeal** (this index)
- Copying briefs and other documents, costs of, § 14:151
- Counter-appeals, cross-appeals, and other multiple appeals, § 9:6
- Criminal Appeals Court** (this index)
- Fees** (this index)
- Filing fees, § 14:150
- Governmental parties, § 14:155
- Interest on appeal, § 14:157
- Interest on money
 - Generally, § 14:158
 - Motion for trial-related interest, trial court determination of, § 14:158
- Interlocutory appeals, § 14:156, 20:24
- Jurisdiction, cost deposit, § 22:9
- Motions, trial court determination of motion for trial-related attorney's fees, costs, or interest, § 14:158
- Original actions, § 14:154
- Other nonrecoverable costs, § 14:152
- Payment to Supreme Court clerk, § 14:23
- Petitions, payment of cost deposit, § 7:6, 7:8
- Preservation of Error for Appeal** (this index)
- Printing briefs and other documents, costs of, § 14:151

COSTS AND EXPENSES—Cont’d

- Procedure for recovery, § **14:149**
- Questions of law or fact, procedure after certification, § **23:20**
- Record on appeal
 - Filing fees, procedure for designation of record, § **12:17**
 - Payment of transcription costs, procedure for designation of record, § **12:18**
- Records, filing fees, § **14:150**
- Recoverable and nonrecoverable costs under Sec. 978, § **14:151**
- Recoverable and nonrecoverable costs under Sec. 978 and Rule 1.14, § **14:150**
- Sanctions, failure to timely advance record-related costs, § **14:180**
- Stay and supersedeas, liability on supersedeas bonds, § **11:75**
- Summary judgments
 - Attorney’s fees, § **19:18**
 - Cost-effective resolution of appeals, § **19:15**
- Tenth Circuit Court of Appeals** (this index)
- Transcript, cost of, § **14:150**
- Trial court determination of motion for trial-related attorney’s fees, costs, or interest, § **14:158**
- Workers’ compensation, cost deposit, § **21:55**

COUNTER-APPEALS, CROSS-APPEALS, AND OTHER MULTIPLE APPEALS

- Generally, § **9:1 to 9:9**
- Appeals from tribunals other than district courts, § **21:22**
- Appearance, entry of, § **9:4**
- Briefs
 - Generally, § **9:9**
 - Time for filing briefs, § **13:9 et seq.**
- Commencement of counter or cross-appeal, § **4:62 et seq., 9:3**
- Companion appeals, § **9:8**
- Consolidation and companion appeals, § **9:8**
- Cost deposit, § **9:6**
- Critical stages of appeal
 - Counterappeal, briefing schedule, § **2:5, 2:6**
 - Crossappeal, briefing schedule, § **2:5, 2:6**
- Definitions, § **9:2**
- Deposits, cost deposit, § **9:6**
- Designation of record, § **9:7**
- Dockets, filing subsequent petition under prior docket number, § **9:6**
- Entry of appearance, § **9:4**
- Files and filing. Records, *infra*
- Mistake or error, petition in error and response, § **9:5**
- Names and naming, designation of record, § **9:7**
- Parties, counter-appellants, § **5:5**
- Petitions
 - Mistake or error, petition in error and response, § **9:5**
 - Prior docket number, filing subsequent petition under, § **9:6**
 - Prior docket number, filing subsequent petition under, § **9:6**
 - Record on appeal, designation by counterappellant, § **12:6**
- Records
 - Designation of record, § **9:7**
 - Prior docket number, filing subsequent petition under, § **9:6**
 - Response, petition in error and response, § **9:5**
 - Subsequent petitions, filing subsequent petition under prior docket number, § **9:6**
 - Summary judgments, counterappeals in accelerated appeals, § **19:10**
- Tenth Circuit Court of Appeals** (this index)

INDEX

COUNTER-APPEALS, CROSS-APPEALS, AND OTHER MULTIPLE APPEALS

—Cont'd

Time to commence counter or cross-appeal, § **9:3**

COUNTER-DESIGNATION

Criminal Appeals Court, record on appeal, § **25:44**

COUNTERPETITION

Response to petition in error, § **8:2**

Workers' compensation, counterpetition for review, time to file, § **21:54**

COUNTIES

Briefing schedule in appeals from proceedings on county budgets, § **13:24**

COURT OF CIVIL APPEALS

Civil Appeals Court (this index)

Oral argument, § **14:75**

COURT OF CRIMINAL APPEALS

Criminal Appeals Court (this index)

COURT ON THE JUDICIARY

Jurisdiction of Supreme Court versus jurisdiction of Court on the Judiciary, § **1:15**

COURT REPORTER

Criminal Appeals Court, nonpayment of fines and costs, § **25:147**

Filing of copies of appeal documents in trial court, § **14:52**

Record on appeal, procedure for designation of, § **12:18**

COURTS

Time or date

Administrative Procedures Act, time to appeal and what to file, § **24:6**

COVERS

Briefs, form and content requirement, § **13:54**

COVID-19 PANDEMIC

Computation of time, effect on, § **14:38**

Tenth Circuit Court of Appeals precautions, § **26:3**

CRIMINAL APPEALS COURT

Generally, § **1:46 to 1:56, 25:1 et seq.**

Abatement procedures, appellant's death, § **25:144**

Abatement procedures, defendant's death, § **25:144**

Ability to pay, § **25:146**

Abuse of discretion, § **25:157 et seq.**

Accelerated docket appeals

Generally, § **25:94 et seq.**

Assignment to accelerated docket, § **25:95**

Briefing, forms in lieu of, § **25:97**

Oral argument, § **25:96**

Administrative matters, jurisdiction over, § **1:53**

Admission to practice, § **25:22**

Aggravating circumstances, standards of review, § **25:159**

Amicus curiae briefs, § **25:69**

Appeal pending, appellant's death procedures, § **25:144**

Appearance failure, nonpayment of fines and costs, § **25:149**

Application for rehearing, § **25:101**

Appointment of judges, § **1:47**

Argument of counsel, generally, § **25:161**

CRIMINAL APPEALS COURT—Cont’d

Arguments. Oral argument, *infra*

Assignment to accelerated docket, § 25:95

Attorneys

Admission to practice, § 25:22

Ineffective assistance of counsel, *infra*

Post-Conviction Procedure Act, appeal of final judgment under, § 25:110

Prosecutorial misconduct, § 25:204

Standards of review

Ineffective assistance of counsel, § 25:189

Prosecutorial misconduct, § 25:204

Automatic appeals by State where statute declared unconstitutional, § 25:84

Bail pending appeal

Generally, § 25:53 *et seq.*

Bonds, bail bond pending appeal, § 25:162

Constitutionality of statute providing for, § 25:56

Guilty plea, bail when appealing, § 25:55

Standard of review for, § 25:57

Statutory scheme, § 25:54

Bonds, bail bond pending appeal, § 25:162

Briefs

Generally, § 25:62 *et seq.*

Accelerated docket appeals, forms in lieu of briefing, § 25:97

Amicus curiae briefs, § 25:69

Capital appeals, § 25:90

Certiorari, appeal by from plea of guilty or nolo contendere, § 25:78

Citations, form of, § 25:65

Extension of time, § 25:64

Filing failure, § 25:70

Frivolous appeals, § 25:71

Jurisdiction, documents to file, § 25:120

Number to file, § 25:67

Organization of brief, § 25:66

Preservation of error, § 25:227

Supplemental briefs, § 25:68

Time, § 25:63, 25:64

Burdens and standards for particular writs, § 25:134

Capital appeals

Generally, § 25:87 *et seq.*

Briefs, § 25:90

Commencement of appeal, § 25:88

Execution, stay of, § 25:89

Grounds for relief, post-conviction application, § 25:109

Mental retardation appeal procedures, § 25:93

Oral argument, § 25:91

Post-Conviction Procedure Act, appeal of final judgment under, § 25:107 *et seq.*,
25:112

Standard of review and decision, § 25:92, 25:166

Stay of execution, § 25:89

Certificates and certification

Commencement of action, filing certified copy in Criminal Appeals Court, § 25:41

Jurisdiction, certified copy of original record, § 25:121

Juvenile certification, standards of review, § 25:194

Questions of law, certification of, § 23:21 *et seq.*

INDEX

CRIMINAL APPEALS COURT—Cont'd

Certiorari

Generally, § 25:74 et seq.

Briefing in appeal, appeal by certiorari from plea of guilty or nolo contendere, § 25:78

Commencement of appeal, appeal by certiorari from plea of guilty or nolo contendere, § 25:76

Guilty plea, appeal by certiorari from, § 25:74 et seq.

Nolo contendere, appeal by certiorari from, § 25:74 et seq.

Perfection of appeal, appeal by certiorari from plea of guilty or nolo contendere, § 25:77

Circumstantial evidence, standards of review, § 25:164

Citations

Briefing, form of citations, § 25:65

Emergency panel decision, § 25:9

Classification of types of criminal appellate proceedings, § 25:32

Closing argument, § 25:165

Commencement of action

Capital appeals, § 25:88

Certified copy, filing in Criminal Appeals Court, § 25:41

Certiorari, appeal by from plea of guilty or nolo contendere, § 25:76

Fees, payment of filing fee, § 25:41

Jurisdiction, § 25:118

Payment of filing fee, § 25:41

Time to commence regular appeal, § 25:33 et seq.

Trial court, filings in required, § 25:40

Competency, standards of review, § 25:166

Completion

Perfection of appeal, § 25:60

Record on appeal, § 25:47

Computation of appeal time, § 25:38

Conditions to filing documents, § 25:18

Confession, standards of review, § 25:174

Confrontation clause, standards of review, § 25:175

Constitutional issues, § 25:229

Constitutional law

Automatic appeals by State where statute declared unconstitutional, § 25:84

Bail pending appeal, constitutionality of statute providing for, § 25:56

Emergency appellate division, constitutionality of, § 25:10

Prohibition writs, constitutionality of municipal ordinance, § 25:139

Standards of review, § 25:176

Contempt of court, § 25:26

Content, record on appeal, § 25:46

Continuances, standards of review, § 25:170

Copies

Jurisdiction, filing of certified copy of original record, § 25:121

Number of copies of documents filed, § 25:20

Coram nobis writ, jurisdiction, § 25:132

Costs and expenses

Commencement of action, payment of filing fee, § 25:41

Filing fees, § 25:17

Fines and costs, nonpayment of, infra

Counter-designation, record on appeal, § 25:44

Court reporter, nonpayment of fines and costs, § 25:147

Creation, § 1:46, 25:2

CRIMINAL APPEALS COURT—Cont’d

- Cross examination, § 25:171
- Cross-references, § 1:56
- Current Court of Criminal Appeals judges, § 1:48
- Death sentence. Capital appeals, *supra*
- Defendants, appeals by, § 25:34
- Deferral
 - Standards of review, deferral of sentence, § 25:217
 - Time to commence regular appeal, deferred judgment and sentence, § 25:35
- Definition of votes, § 25:29
- Delivery of record, perfection of appeal, § 25:60
- Demurrer to evidence, standards of review, § 25:174
- Denial of pretrial motion seeking statutory immunity for use of deadly force against an intruder, § 25:150
- Designation, record on appeal, § 25:43, 25:44
- Directed verdict, standards of review, § 25:174
- Discovery
 - Post-Conviction Procedure Act, appeal of final judgment under, § 25:111
 - Standards of review, discovery orders, § 25:175
- Disposition on appeal and preclusion principles, § 25:102
- District Court jurisdiction, § 25:117, 25:124
- Dockets. Accelerated docket appeals, *supra*
- Double jeopardy, prohibition writs, § 25:138
- Drug court program, revocation of defendant’s participation, § 25:36
- Emergency Appellate Division, § 1:50, 25:3 *et seq.*
- Emergency panel
 - Judges not qualification for emergency panel, § 25:4
 - Petitions, § 25:6, 25:7
 - Rehearing, petition for, § 25:6
- Error. Mistake or error, *infra*
- Evidence, § 25:230
 - Circumstantial evidence, § 25:164
 - Demurrer to, § 25:174
 - Discovery, *supra*
 - Insufficient evidence, § 25:190
 - Jurisdiction, filing of certified copy of supporting evidence, § 25:121
 - Standards of review
 - Circumstantial evidence, § 25:164
 - Demurrer to, § 25:174
 - Expert testimony, § 25:180
 - Insufficient evidence, § 25:190
- Evidentiary hearings
 - Jurisdiction, § 25:123
 - Post-Conviction Procedure Act, appeal of final judgment under, § 25:111
- Execution, stay of, § 25:89
- Expungement, appeal of order denying petition for expungement, § 25:27
- Extension of time, briefing, § 25:64
- Extraordinary writs
 - Generally, § 25:114 *et seq.*
 - Orders division and processing, § 25:115
- Files and filing
 - Briefing, filing failure, § 25:70
 - Fees, § 25:17
 - Fines and costs, nonpayment of, § 25:147
 - Jurisdiction, § 25:119 *et seq.*

INDEX

CRIMINAL APPEALS COURT—Cont'd

Files and filing—Cont'd

Number of copies of documents filed, § 25:20

Perfection of appeal, filing of record, § 25:60

Rehearing, petitions for, § 25:98, 25:101

Final judgment. Post-Conviction Procedure Act, appeal of final judgment under, *infra*

Final or finality

Nonpayment of fines and costs, final order, § 25:149

Post-Conviction Procedure Act, appeal of final judgment under, *infra*

Fines and costs, nonpayment of

Generally, § 25:145 *et seq.*

Appearance failure, § 25:149

Court reporter, § 25:147

Files and filing, § 25:147

Final order, § 25:149

Working off a fine, § 25:148

Flowcharts, § 25:31

Frivolous appeals, briefing, § 25:71

Governing standards

Mandamus, § 25:141

Prohibition writs, § 25:136

Guilty plea

Bail pending appeal, § 25:55

Certiorari, appeal by, § 25:74 *et seq.*

Standards of review, § 25:181

Withdrawal, § 25:222

Habeas corpus

Generally, § 25:143

Jurisdiction, § 25:116

Harmless error

Introduction, § 25:182

Constitutional error, § 25:182

Cumulative errors, § 25:186

Irregularities, § 25:186

Non-constitutional error, § 25:183

Structural exception, constitutional error, § 25:184

Hearings

Jurisdiction, § 25:123, 25:126

Preliminary hearing, standards of review, § 25:202

Indigence

Generally, § 25:24

Record on appeal, supplementation of, § 25:49

Standards of review, § 25:187

Ineffective assistance of counsel

Generally, § 25:110, 25:189

Post-Conviction Procedure Act, appeal of final judgment under, § 25:110

Record on appeal, § 25:51

Standards of review, § 25:189

Insanity, standards of review, § 25:166

Instructions, standards of review, § 25:191

Insufficient evidence, standards of review, § 25:190

Intent, notice of, § 25:80

Internal procedures, § 1:55

Invited error, § 25:232

Joinder of appellants, perfection of appeal, § 25:61

CRIMINAL APPEALS COURT—Cont'd

Joinder of counts, § 25:210

Judges

Generally, § 25:2

Appointment of, § 1:47

Current Court of Criminal Appeals judges, § 1:48

Emergency panel, non qualification for, § 25:4

Mandamus, qualification or disqualification, § 25:142

Qualification or disqualification, § 1:47, 1:49, 25:4, 25:142, 25:176

Terms of court, § 1:47

Jurisdiction

Generally, § 1:51, 25:2

Administrative matters, jurisdiction over, § 1:53

Brief, documents to file, § 25:120

Certified copy of original record, documents to file, § 25:121

Commencement of action, § 25:118

Copies, filing of certified copy of original record, § 25:121

Coram nobis writ, § 25:132

Court of Criminal Appeals looks to substance, not title of documents, § 25:133

District Court, § 25:117, 25:124

Evidence, filing of certified copy of supporting evidence, § 25:121

Evidentiary hearing, § 25:123

Extraordinary writs, generally, § 25:114 et seq.

Files and filing, § 25:119 et seq.

Habeas corpus writs, § 25:116

Hearings, § 25:123, 25:126

Indian Country, § 25:188

Justiciability, limitations on original jurisdiction, § 25:130

Limitations on original jurisdiction, § 1:52, 25:127 et seq.

Mandamus writs, § 25:116

Notice, § 25:122

Oral argument, § 25:123

Original jurisdiction and extraordinary writs, generally, § 25:114 et seq.

Original record, filing of certified copy of, § 25:121

Original transcript, filing of certified copy of, § 25:121

Petitions, § 25:120, 25:125

Record, filing of certified copy of original record, § 25:121

Rehearing, § 25:126

Response, § 25:123

Stay in District Court, § 25:124

Substitutions for appeal, § 25:131

Superintending control, limitations on original jurisdiction, § 25:129

Supporting evidence, filing of certified copy of, § 25:121

Supreme Court of state, limitations on original jurisdiction, § 25:128

Time to commence action, § 25:118

Transcript, filing of certified copy of original transcript, § 25:121

Writ of error coram nobis, § 25:132

Jury and jury trial

Substitution of juror, § 25:196

Verdicts, standards of review, § 25:193

Voir dire, § 25:241

Jury instructions, § 25:233

Justiciability, limitations on original jurisdiction, § 25:130

Juveniles

Generally, § 25:85, 25:86

INDEX

CRIMINAL APPEALS COURT—Cont'd

Juveniles—Cont'd

Standards of review, juvenile certification, § 25:194

Limitation of actions, prohibition writs, § 25:137

Limitations and restrictions

Original jurisdiction, limitations on, § 1:52, 25:127 et seq.

Prohibition writs, statute of limitations, § 25:137

Record on appeal, § 25:45

Rehearing, restriction on permissible grounds for filing petitions for, § 25:100

Magistrate decisions, appeals by State, § 25:83

Mandamus

Generally, § 25:140 et seq.

Authority, § 25:141

Governing standards, § 25:141

Judge's disqualification, § 25:142

Jurisdiction, § 25:116

Qualification or disqualification of judge, § 25:142

Standards governing, § 25:141

Mandate, § 25:103

Methods of appeal, § 25:14

Mistake or error

Perfection of appeal, petition in error, § 25:59

Preservation of error, § 25:231

Record on appeal, importance of presenting errors in record on direct appeal,
§ 25:52

Motion practice, § 25:21

Municipal appeal under 22 O.S. section 1053, § 25:160

Municipal ordinance, constitutionality of, § 25:139

Names and naming, designation of record on appeal, § 25:43, 25:44

New trial, standards of review, § 25:199

Nolo contendere, appeal by certiorari from, § 25:74 et seq.

Noncapital appeals

Grounds for relief, post-conviction application, § 25:106

Post-Conviction application, § 25:106

Procedures, post-conviction appeal, § 25:106

Nonverbal events at trial, preservation of error, § 25:236

Notice

Intent notice, appeals by State, § 25:80

Jurisdiction, § 25:122

Record on appeal, § 25:47

Number of copies of documents filed, § 25:20

Opinions, § 25:29

Oral argument

Generally, § 1:54, 25:28, 25:72, 25:73

Accelerated docket appeals, § 25:96

Capital appeals, § 25:91

Jurisdiction, § 25:123

Orders

Discovery, § 25:175

Organization

Generally, § 1:46, 25:2

Briefing, § 25:66

Original jurisdiction and extraordinary writs, generally, § 25:114 et seq.

Original record, filing of certified copy of, § 25:121

Original transcript, filing of certified copy of, § 25:121

CRIMINAL APPEALS COURT—Cont’d

- Parol matters. Oral argument, *supra*
- Payment of filing fee, commencement of action, § **25:41**
- Pending matters
 - Bail pending appeal, *supra*
 - Bonds, bail bond pending appeal, § **25:162**
 - Criminal matters, trial court jurisdiction pending appeal, § **25:15**
- Perfection of appeal
 - Generally, § **25:58 et seq.**
 - Certiorari, appeal by certiorari from plea of guilty or nolo contendere, § **25:77**
 - Completion of appeal, § **25:60**
 - Delivery of record, § **25:60**
 - Filing of record, § **25:60**
 - Joinder of appellants, § **25:61**
 - Mistake or error, petition in error, § **25:59**
 - Petition in error, § **25:59**
 - Record on appeal, § **25:60**
- Petitions
 - Emergency panel, § **25:6, 25:7**
 - Jurisdiction, § **25:120, 25:125**
 - Perfection of appeal, petition in error, § **25:59**
 - Rehearing, *infra*
- Photographs, standards of review, § **25:200**
- Plain error, § **25:158**
- Plain error, preservation of error, § **25:225**
- Pleas
 - Criminal Appeals Court, standards of review, § **25:19**
 - Guilty plea, *supra*
 - Nolo contendere, appeal by certiorari from, § **25:74 et seq.**
 - Standards of review, § **25:181**
- Poor persons
 - Generally, § **25:24**
 - Record on appeal, supplementation of, § **25:49**
 - Standards of review, § **25:187**
- Post-conviction appeals, standards of review, § **25:201**
- Post-Conviction DNA Act, § **25:113**
- Post-Conviction Procedure Act, appeal of final judgment under
 - 60-day limitations for supplemental applications, § **25:105**
 - Generally, § **25:104 et seq.**
 - Attorneys, ineffective assistance of counsel as grounds for relief, § **25:110**
 - Capital or noncapital post-conviction application, § **25:104 et seq.**
 - Discovery request, grounds for relief, § **25:111**
 - Evidentiary hearings, grounds for relief, § **25:111**
 - Ineffective assistance of counsel as grounds for relief, § **25:110**
 - One-year statute of limitations, § **25:105**
 - Post-Conviction DNA Act, § **25:113**
- Potential risks, appeal may carry, § **25:13**
- Preclusion principles, § **25:102**
- Preliminary hearing, standards of review, § **25:202**
- Preservation of error
 - Generally, § **25:224 et seq.**
 - Bifurcation, § **25:226**
 - Briefing, § **25:227**
 - Confessions, § **25:228**
 - Constitutional issues, § **25:229**

INDEX

CRIMINAL APPEALS COURT—Cont'd

Preservation of error—Cont'd

- Evidence, § **25:230**
- Invited error, § **25:232**
- Jury instructions, § **25:233**
- Jury selection, § **25:234**
- Motions in limine, § **25:235**
- Nonverbal events at trial, § **25:236**
- Plain error, § **25:225**
- Scrivener's errors, § **25:237**
- Two judge rule, § **25:240**

Primary authority

- Municipal appeals, § **25:82**
- State appeals, § **25:82**

Prohibition writs

- Generally, § **25:116, 25:135 et seq.**
- Authority, § **25:135**
- Constitutionality of municipal ordinance, § **25:139**
- Double jeopardy, § **25:138**
- Governing standards, § **25:136**
- Municipal ordinance, constitutionality of, § **25:140**
- Statute of limitations, § **25:137**

Pronouncement, time to commence regular appeal, § **25:37**

Pro se appeal

- Generally, § **25:25**
- Signing and filing of documents by pro se litigants or attorneys, § **25:23**

Prosecutorial misconduct, standards of review, § **25:204**

Publication of emergency panel decision, § **25:9**

Qualification or disqualification, judges, § **1:47, 1:49, 25:4, 25:142**

Questions of law, standards of review, § **25:205**

Record, filing of certified copy of original record, § **25:121**

Record on appeal

- Completion of record, § **25:47**
- Content, § **25:46**
- Counter-designation, § **25:44**
- Designation, § **25:43, 25:44**
- Errors in record, importance of presenting on direct appeal, § **25:52**
- Indigent, supplementation of record, § **25:49**
- Ineffective assistance of counsel, § **25:51**
- Notices required, § **25:47**
- Perfection of appeal, § **25:60**
- Restrictions, § **25:45**
- Supplementation of record, § **25:48 et seq.**

Records

- Briefing, filing failure, § **25:70**
- Expungement, § **25:27**
- Fines and costs, nonpayment of, § **25:147**
- Jurisdiction, § **25:119 et seq.**
- Number of copies of documents filed, § **25:20**
- Perfection of appeal, filing of record, § **25:60**
- Record, filing of certified copy of original record, § **25:121**
- Rehearing, petitions for, § **25:98, 25:101**

Rehearing

- Application for rehearing, petitions for rehearing, § **25:101**
- Emergency panel, petition for rehearing by, § **25:6**

CRIMINAL APPEALS COURT—Cont’d

Rehearing—Cont’d

- Files and filing, petitions for rehearing, § 25:98, 25:101
- Jurisdiction, § 25:126
- Petitions for, generally, § 25:98 et seq.
- Restriction on permissible grounds for filing petitions for rehearing, § 25:100
- Time to file petitions for rehearing, § 25:99

Response, jurisdiction, § 25:123

Restrictions. Limitations and restrictions, supra

Retroactive application of criminal procedure, § 25:206

Revocation of earned credit in prison disciplinary proceedings, § 25:150

Revocation proceedings, standards of review, § 25:207

Rules of Court of Criminal Appeals, § 25:11

Search warrant, standards of review, § 25:208

Self-representation, appeal pro se, § 25:25

Sentence and punishment

Capital punishment, § 25:92, 25:166

Deferral of sentence, § 25:217

Fines and costs, nonpayment of, supra

Standards of review

Generally, § 25:209

Capital punishment, § 25:92, 25:166

Deferral of sentence, § 25:217

Suspension of sentence, § 25:217

Suspension of sentence, § 25:217

Time to commence regular appeal, § 25:35

Service of documents filed, § 25:19

Severance of counts, § 25:210

Signing and filing of documents by pro se litigants or attorneys, § 25:23

Speedy trial, § 25:211

Standards

Bail pending appeal, standard of review for, § 25:57

Mandamus, standards governing, § 25:141

Particular writs, § 25:134

Review. Standards of review, infra

Standards of review

Abuse of discretion, § 25:157

Aggravating circumstances, § 25:159

Attorneys

Ineffective assistance of counsel, § 25:189

Bail bond pending appeal, § 25:162

Bonds, bail bond pending appeal, § 25:162

Capital punishment, § 25:92, 25:166

Certificates and certification, juvenile certification, § 25:194

Circumstantial evidence, § 25:164

Competency, § 25:166

Confession, § 25:174

Confrontation clause, § 25:175

Constitutional law, § 25:176

Continuances, § 25:170

Death sentence, § 25:92, 25:173

Deferral of sentence, § 25:217

Demurrer to evidence, § 25:174

Directed verdict, § 25:174

Discovery orders, § 25:175

INDEX

CRIMINAL APPEALS COURT—Cont'd

Standards of review—Cont'd

Dismissal motions, § 25:177

Disqualification of trial judge, § 25:176

Evidence

Circumstantial evidence, § 25:164

Demurrer to, § 25:174

Expert testimony, § 25:180

Insufficient evidence, § 25:190

Other crimes, § 25:179

Presumptions, § 25:203

Rulings on evidence, § 25:178

Expert testimony, § 25:180

Guilty plea, § 25:181

Harmless error, § 25:182 to 25:186

Hearings, preliminary hearing, § 25:202

Indian Country jurisdiction, § 25:188

Indigence, § 25:187

Ineffective assistance of counsel, § 25:189

Insanity, § 25:166

Instructions, § 25:191

Insufficient evidence, § 25:190

Joinder of counts, § 25:210

Juror substitution, § 25:196

Jury exposure to improper information, § 25:197

Jury selection, § 25:192

Jury verdicts, § 25:193

Juvenile certification, § 25:194

New trial, § 25:199

Other crimes, evidence of, § 25:179

Pending matters, bail bond pending appeal, § 25:162

Photographs, § 25:200

Plain error, § 25:158

Pleas, guilty plea, § 25:181

Post-conviction appeals, § 25:201

Preliminary hearing, § 25:202

Presumptions, § 25:203

Prosecutorial misconduct, § 25:204

Questions of law, § 25:205

Revocation proceedings, § 25:207

Search warrant, § 25:208

Sentence and punishment

Generally, § 25:209

Capital punishment, § 25:92, 25:166

Deferral of sentence, § 25:217

Suspension of sentence, § 25:217

Severance of counts, § 25:210

Speedy trial, § 25:211

Statutory construction, § 25:214

Sufficiency of evidence, § 25:215

Suspension of sentence, § 25:217

Time, continuances, § 25:170

Trial court

Disqualification of trial judge, § 25:176

CRIMINAL APPEALS COURT—Cont’d

Standards of review—Cont’d

Venue

Generally, § 25:218

Verdict

Directed verdict, § 25:174

Form, § 25:219

Jury verdicts, § 25:193

Voluntary intoxication, § 25:220

Youthful Offender Act, § 25:223

Standards of review attorneys

Prosecutorial misconduct, § 25:204

State, appeals by, § 25:79 et seq.

State appeal under 22 O.S. section 1053, § 25:160

Statute of limitations, § 25:137, 25:238

Statutes

Bail pending appeal, statutory scheme, § 25:54

Prohibition writs, statute of limitations, § 25:137

State, appeals by, § 25:79, 25:84

Statutory construction, § 25:214

Stays

Capital appeals, stay of execution, § 25:89

Jurisdiction, stay in District Court, § 25:124

Substitutes and substitutions

Juror substitution, standards of review, § 25:196

Original jurisdiction, extraordinary writ as substitute for appeal, § 25:131

Sufficiency of evidence, § 25:215

Sufficiency or insufficiency, insufficient evidence, § 25:190

Superintending control, limitations on original jurisdiction, § 25:129

Supplement and supplementation

Briefs, supplemental briefs, § 25:68

Record on appeal, supplementation of, § 25:48 et seq.

Scope limitations, supplementary materials, § 25:1

Supporting evidence, filing of certified copy of, § 25:121

Suppression of evidence, § 25:216

Supreme Court of state, limitations on original jurisdiction, § 25:128

Suspension of sentence, standards of review, § 25:217

Terms of court, judges, § 1:47

Time

Appealing out of time, § 25:39

Briefing, § 25:63, 25:64

Commencement of action, § 25:33 et seq.

Continuances, standards of review, § 25:170

Expungement, time for appeal of order denying petition for, § 25:27

Jurisdiction, time to commence action, § 25:118

Prohibition writs, statute of limitations, § 25:137

Rehearing, time to file petitions for, § 25:99

Timetables, § 25:30

Time computation, generally, § 25:16

Timetable for Oklahoma state criminal appeals, App. C

Transcript, filing of certified copy of original transcript, § 25:121

Trial court

Commencement of action, filings in trial court required, § 25:40

INDEX

CRIMINAL APPEALS COURT—Cont'd

Venue

Standards of review

Generally, § 25:218

Verdict

Directed verdict, § 25:174

Jury verdict, § 25:193

Standards of review

Directed verdict, § 25:174

Form, § 25:219

Jury verdicts, § 25:193

Waiver of right to appeal, § 25:12

Working off a fine, nonpayment of fines and costs, § 25:148

Writ of error coram nobis, jurisdiction, § 25:132

Youthful Offender Act, standards of review, § 25:223

CRIMINAL LAW

Jurisdiction, writ of mandamus, § 22:64

Supreme Court of Oklahoma, jurisdiction over all but criminal cases, § 1:9

CRITICAL STAGES OF APPEAL

Briefings, checklists, § 2:3 to 2:8

Checklists for State civil appeals, § 2:2 to 2:8

Counterappeal, briefing schedule, § 2:5, 2:6

Crossappeal, briefing schedule, § 2:5, 2:6

Interlocutory orders, briefing schedule regarding appeals of, § 2:7

Post-briefing stages, checklists, § 2:8

Pre-briefing checklists, § 2:3, 2:4

Summary, generally, § 2:2 to 2:8

CROSS-APPEALS

Counter-Appeals, Cross-Appeals, and Other Multiple Appeals (this index)

CROSS EXAMINATION

Criminal appeals court, § 25:171

CROSSPETITION

Response to petition in error, § 8:2

Workers' compensation, crosspetition for review, time to file, § 21:54

CROSS-REFERENCES

Briefs, § 13:58 et seq.

Civil Appeals Court, § 1:45

Criminal Appeals Court, § 1:56

District court acting as appeals court, § 1:58

Record on appeal from summary judgments and certain dismissals, § 12:38

Settlement conferences, § 14:111

Supreme Court of Oklahoma, § 1:23

CURRENT MATTERS

Civil Appeals Court judges, current, § 1:33

Commencement of appeal, prerequisites for formalization of judgment, order, or decree, § 4:8

Criminal Appeals Court judges, current, § 1:48

Settlement conferences, current rules, § 14:93

Supreme Court of Oklahoma, current Supreme Court Justices, § 1:7

DAMAGES

- Preservation of error for appeal
 - Excessive damages, § 15:18
 - Standard of review, § 15:107 et seq.
- Supersedeas bond liability, damages caused by delay, § 11:76
- Tenth Circuit Court of Appeals, potential waiver of damages, § 26:82

DEATH AND DEATH ACTIONS

- Capital Appeals** (this index)
- Death penalty. **Capital Appeals** (this index)
- Preservation of error for appeal
 - Criminal Appeals Court capital cases, § 25:231
 - Party's death, § 15:177
- Sentence. **Capital Appeals** (this index)
- Substitution upon death of party, § 5:11

DEATH SENTENCE

- Capital Appeals** (this index)

DECISIONS

- Opinions or Decisions** (this index)

DECLARATORY JUDGMENTS

- Standard of review, § 15:110

DECLARATORY RELIEF

- Jurisdiction, standards governing assumption of original jurisdiction and issuance of remedial writs, § 22:47

DEFAULT AND DEFAULT JUDGMENTS

- Preservation of error for appeal, § 15:165
- Stay and supersedeas, default of order modifying conditions of supersedeas or stay, § 11:54
- Tenth circuit court of appeals
 - Standard of review, § 26:147
- Vacation of judgment, § 15:165

DEFECTS

- Civil Appeals Court, defective filing, § 17:4
- Service of process and papers, failure to serve as fatal defect, § 14:26

DEFENDANTS

- Criminal appeals court
 - Abatement procedures, upon death, § 25:144
 - Appeals, § 25:34
 - Pendency of appeal procedures, upon death, § 25:144

DEFENSES

- Preservation of Error for Appeal** (this index)

DEFERRAL

- Criminal Appeals Court** (this index)

DEFICIENCY LETTERS

- Tenth Circuit Court of Appeals, § 26:201

DEFINITIONS

- Appealable order, § 4:5
- Briefs, § 13:2
- Counter-appeals, cross-appeals, and other multiple appeals, § 9:2
- Decree, § 4:4

INDEX

DEFINITIONS—Cont'd

Final order, § 4:3
Interlocutory appeals, § 20:1, 20:5
Judgment, § 4:3
Record on appeal, § 12:1
Votes, § 25:29

DELAY

Commencement of appeal, timeliness of service within three days of filing, § 4:43
Rehearing, § 16:8
Stay and supersedeas, liability on supersedeas bonds for damages caused by delay, § 11:76

DELIVERY

Criminal Appeals Court, delivery of record, § 25:60
Record on appeal, delivery to court reporter, § 12:18
Supersedeas by right, § 11:23, 11:24

DEMURRER

Commencement of appeal, § 4:6
Criminal Appeals Court, demurrer to evidence, § 25:174
Preservation of error for appeal, standard of review, § 15:112

DE NOVO STANDARD OF REVIEW

Preservation of error for appeal, § 15:89, 15:154

DE NOVO TRIAL

New Trial (this index)

DEPOSITS

Counter-appeals, cross-appeals, and other multiple appeals, § 9:6
District courts, appeals from tribunals other than, § 21:18
Interlocutory appeals, cost deposits, § 20:24
Jurisdiction, original actions in Oklahoma Supreme Court, § 22:9
Petitions, payment of cost deposit, § 7:6, 7:8
Supersedeas by right, deposit of cash, § 11:21
Workers' compensation, cost deposit, § 21:55

DEPRIVED CHILDREN

Briefing schedule in appeals from proceedings on, § 13:24

DESIGNATION

Names and Naming (this index)

DIRECTED VERDICT

Criminal Appeals Court, standards of review, § 25:174
Preservation of error for appeal, § 15:6, 15:112

DIRECTIONS

Instructions or Directions (this index)

DISCIPLINARY PROCEEDINGS

Jurisdiction, exclusive original jurisdiction of Supreme Court in bar discipline cases, § 22:48
Preservation of error for appeal, § 15:96

DISCLOSURE

Captions, identity of appealing party disclosed by body of petition, § 14:13
Tenth circuit court of appeals, statements
Bankruptcy debtors, § 26:75
Nongovernmental corporations, § 26:75

DISCLOSURE—Cont’d

- Tenth circuit court of appeals, statements—Cont’d
 - Organizational victims of crime, § **26:75**
 - Principal brief not required, Fed.R.App.P. 26.1, § **26:225**
 - Unincorporated associations, diversity cases, § **26:75**

DISCOVERY

- Criminal Appeals Court
 - Post-Conviction Procedure Act, appeal of final judgment under, § **25:111**
 - Standards of review, discovery orders, § **25:175**
- Jurisdiction, prohibition writ, § **22:58**
- Preservation of error for appeal, standard of review, § **15:112**
- Tenth circuit court of appeals
 - Rulings, standard of review, § **26:148**

DISCRETION

- Jurisdiction
 - Mandamus writ, § **22:63**
 - Standards governing assumption of original jurisdiction and issuance of remedial writs, § **22:37**
- Preservation of error for appeal, § **15:77**
- Stay and supersedeas, § **11:2**
- Tenth Circuit Court of Appeals, stay of execution of judgment pending appeal, § **26:79**

DISMISSAL

- Briefs, suspension of briefing time when motion to dismiss pending, § **13:27**
- Civil Appeals Court, certiorari from Supreme Court to, § **17:14**
- Commencement of appeal, dismissal motions, § **4:6**
- Motions, § **4:6, 14:67 et seq.**
- Preservation of error for appeal
 - Summary judgments, § **15:158**
 - Varieties of appellate dispositions, § **15:184**
- Sanctions, dismissal for noncompliance, § **14:178**
- Settlement conferences, § **14:109, 14:112**
- Suspension or revocation, dismissal motion, § **13:27**
- Tenth Circuit Court of Appeals
 - Settlement conferences, § **26:198**
 - Voluntary or not will not result in finality unless practical matter precludes of same claims, § **26:16**

DISPOSITION OF APPEAL

- Certiorari from Supreme Court to Court of Civil Appeals, § **17:13**
- Criminal appeals, disposition on appeal and preclusion principles, § **25:102**
- Motions, § **14:65**
- Preservation of Error for Appeal** (this index)
- Reversal for appellant operating in favor of non-appellant, § **15:182**
- Tenth Circuit Court of Appeals** (this index)

DISQUALIFICATION

- Qualification or Disqualification** (this index)
- Tenth Circuit Court of Appeals** (this index)

DISTINCTIONS

- Accelerated appeal and fast track appeal, distinction between, § **19:19**
- Appealability and enforceability of trial court’s decision, distinctions between, § **11:3 to 11:5**
- Rehearing and en banc determination, distinctions between, § **26:288**

INDEX

DISTINCTIONS—Cont'd

Stay and supersedeas, distinctions between appealability and enforceability of trial court's decision, § **11:3 to 11:5**

DISTRICT COURTS

Generally, § **1:57 to 1:59**

Administrative Procedures Act

Generally, § **24:1 et seq.**

Agencies, APA's application to, § **24:4**

Arguments, oral argument, § **24:16**

Briefing, § **24:16**

De novo trial, § **24:15**

Exhaustion of administrative remedies doctrine, § **24:11**

Final order required, § **24:3 to 24:28**

Oral argument, § **24:16**

Parol matters, oral argument, § **24:16**

Record on appeal, § **24:14, 24:15**

Requirements of APA, § **24:28**

Service of process and papers, § **24:12**

Standard of review, § **24:18**

Stay of decision, § **24:13**

Supreme Court of State, further appeal to, § **24:19**

Time to appeal and what to file, § **24:6**

Venue, § **24:8**

Agencies, APA's application to, § **24:4**

Arguments, oral argument, § **24:16**

Authority for exercise of appellate jurisdiction, § **24:1**

Briefs, § **13:23, 24:16**

Captions, appeals from tribunals other than District Courts, § **14:11**

Civil Appeals Court, certiorari from Supreme Court to, § **17:16**

Commencement of action, § **24:24**

Costs and expenses, appeals from tribunals other than District Courts, § **14:153**

Criminal Appeals Court, District Court jurisdiction, § **25:117, 25:124**

Cross-references, district court acting as appeals court, § **1:59**

De novo trial

Generally, § **24:23**

Administrative Procedures Act, § **24:15**

Due process constraints on appellate process, § **24:2**

Exhaustion of administrative remedies doctrine, § **24:11**

Expungement orders, Supreme Court of Oklahoma Jurisdiction over expungement orders of district court, § **1:10**

Final order required, Administrative Procedures Act, § **24:3 to 24:28**

Hospice Licensing Act, other appeals from tribunals other than District Courts, § **21:101**

Inferiority to District Court of tribunal, board or officer required, § **24:22**

Jurisdiction

Generally, § **24:1 et seq.**

Administrative Procedures Act, *supra*

Stay and supersedeas, transfer of jurisdiction from district court to Tenth Circuit Court, § **26:101**

Justiciability, standing to appeal decisions from tribunals other than district courts, § **3:28**

Method of commencement of action, § **24:24**

Names and naming, appeals from tribunals other than District Courts, § **21:21**

Necessity of exercise of judicial function by tribunal, board or officer, § **24:21**

DISTRICT COURTS—Cont'd

New trial

Generally, § 24:23

Administrative Procedures Act, § 24:15

Oral argument, Administrative Procedures Act, § 24:16

Other appeals from tribunals other than, § 21:93 to 21:100

Parol matters, Administrative Procedures Act, § 24:16

Petitions, appeals from tribunals other than district courts, § 21:17, 21:19

Place or location

Commencement of action, § 24:24

Venue, § 24:8

Record, necessity of, § 24:25

Record on appeal, § 21:21, 24:14, 24:15

Records

Appeals from tribunals other than, § 21:15

Necessity of record, § 24:25

Response to petition in error for appeals from tribunals other than district courts, § 21:19

Service of process and papers, § 24:12

Standard of review

Generally, § 24:26

Administrative Procedures Act, § 24:18

Standards

Generally, § 24:26

Administrative Procedures Act, § 24:18

Appeals from tribunals other than district courts, § 21:4 to 21:10

Professional Responsibility Tribunal, other appeals from tribunals other than District Courts, § 21:96

Statutory authority, district court acting as appeals court, § 1:58, 24:27

Stay and supersedeas

Decision, stay of, § 24:13

Filing certified copy of award in, § 11:44

Jurisdiction, § 25:124

Transfer of jurisdiction from district court, § 26:101

Tribunals other than district courts, appeals from, § 21:23

Supreme Court of State, further appeal to, § 24:19

Tenth Circuit Court of Appeals

Bankruptcy Court, § 26:308 et seq.

Stay of execution of judgment pending appeal, Federal District Court setting amount of bond, § 26:84

Time or date

Administrative Procedures Act, time to appeal, § 24:6

Commencement, time for, § 24:24

Tribunals other than district courts, appeals from, § 21:14, 21:16

Venue, § 24:8

DOCKET ENTRIES

Commencement of appeal, § 4:13

DOCKETS AND DOCKETING

Captions, docket number, § 14:4

Counter-appeals, cross-appeals, and other multiple appeals, filing subsequent petition under prior docket number, § 9:6

Criminal Appeals Court (this index)

Oral argument, accelerated docket, § 14:77

Record on appeal, procedure for designation of, § 12:10

INDEX

DOCKETS AND DOCKETING—Cont'd

Tenth Circuit Court of Appeals, docketing statement, § 26:70

DOMESTIC RELATIONS

Commencement of appeal, § 4:82

Preservation of error for appeal, § 15:116

Stays governed by constitutional provisions, § 11:45

Trial court, matrimonial litigation, § 14:84

DOUBLE JEOPARDY

Criminal Appeals Court, prohibition writs, § 25:138

DRIVERS' LICENSES

Briefing schedule in appeals from proceedings on, § 13:24

DRUG COURT PROGRAM

Commencement of appeal of revocation of defendant's participation, § 25:36

DURATION

Settlement conferences, § 14:107

Stay and supersedeas, duration of stay by supersedeas, § 11:18

ELECTIONS

Civil Appeals Court, election of judges, § 1:32

Preservation of error for appeal, election disputes, § 15:117

ELECTRONIC FILING

Tenth Circuit Court of Appeals (this index)

EMERGENCIES

Obtaining stay or supersedeas from Supreme Court, emergency applications, § 11:33

EMERGENCY APPELLATE DIVISION

Criminal Appeals Court, § 1:50, 25:3 et seq.

EMERGENCY PANEL

Criminal Appeals Court

Judges, non qualification for emergency panel, § 25:4

Mandate, § 25:8

Petitions, § 25:6, 25:7

Rehearing, petition for, § 25:6

Judges, non qualification for emergency panel, § 25:4

Petitions, § 25:6, 25:7

Rehearing, petition for, § 25:6

EMINENT DOMAIN

Commencement of appeal

Generally, § 4:87

Judgments involving multiple claims or multiple parties, § 4:32

Multiple claims or multiple parties, judgments involving, § 4:32

EN BANC

Civil Appeals Court, en banc rehearing, § 1:43

Tenth Circuit Court of Appeals

Generally, § 26:288 et seq.

Caution, filing petition for, § 26:290

Distinctions between rehearing and, § 26:288

Filing petition for, § 26:291

Procedure, § 26:293

ENFORCEMENT

- Commencement of appeal, enforcement stay, § 4:38
- Corporation commission, enforcement of rates, § 21:33
- Jurisdiction, original actions in Oklahoma Supreme Court, § 22:30
- Mandate, enforcement of, § 18:5
- Stay and supersedeas
 - Distinctions between appealability and enforceability of trial court's decision, § 11:3 to 11:5
 - Foreign judgment enforcement proceedings, stays governed by constitutional provisions, § 11:46
 - Liability on supersedeas bonds, § 11:74
 - Vacation of supersedeas allowing execution but not enforcement of bond, § 11:55

ENTRY OF APPEARANCE

- Generally, § 6:1 et seq.
- Appeals from tribunals other than district courts, § 21:12
- Attorneys not licensed in Oklahoma, § 6:5
- Counter-appeals, cross-appeals, and other multiple appeals, § 9:4
- Interlocutory appeals, § 20:9, 20:10, 20:24
- Jurisdiction, original actions in Oklahoma Supreme Court, § 22:11
- Tenth Circuit Court of Appeals, commencement of appeal, § 26:74
- Withdrawal of counsel, § 6:4

EQUITY

- Preservation of error for appeal
 - Generally, § 15:15
 - Disposition of appeal, § 15:169
 - Standard of review, § 15:74, 15:85 et seq.
- Sanctions, inherent equitable power, § 14:183

ERISA CLAIMS

- Standard of review, § 26:152

ERROR

- Mistake or Error** (this index)

ESTIMATES

- Preservation of error for appeal, estimating time to complete appellate process, § 15:177

ET AL.

- Captions, prohibition of use of et al. in caption, § 14:7

EVIDENCE

- Admission of Evidence** (this index)
- Briefs, form and content requirement, § 13:49
- Criminal appeals court
 - Preservation of error, § 25:230
- Criminal Appeals Court** (this index)
- Discovery** (this index)
- Preservation of error for appeal
 - Generally, § 15:16
 - Equitable cases, § 15:16
 - Insufficiency of, § 15:54
 - Standard of review, § 15:70, 15:81 et seq., 15:112, 15:118
 - Sufficiency of evidence, *infra*
 - Witness testimony, § 15:41, 15:56
- Record on appeal, procedure for designation of record, § 12:20

INDEX

EVIDENCE—Cont'd

- Service of process and papers, proof of service, § 14:26, 14:27
- Supporting evidence, filing of certified copy of, § 25:121
- Tenth Circuit Court of Appeals, standard of review of evidentiary rulings, § 26:153
- Witness testimony, preservation of error for appeal, § 15:41, 15:56

EVIDENTIARY HEARING

- Jurisdiction, original actions in Oklahoma Supreme Court, § 22:27

EXCEPTIONS OR EXCLUSIONS

- Briefs, exclusion of testimony, § 13:48
- Captions, identity of appealing party disclosed by body of petition, § 14:13
- Commencement of appeal, judgments involving multiple claims or multiple parties, § 4:20
- Commencement of appeal, posttrial motions, § 4:49
- Computation of time, § 14:34, 14:37
- Justiciability
 - Mootness doctrine, § 3:20
 - Public interest exception, § 3:25
- Preservation of error for appeal, § 15:7
- Service of process and papers, workers' compensation appeals, § 14:27
- Tenth Circuit Court of Appeals, appendix to brief, § 26:263
- Trial court, jurisdiction pending appeal, § 14:89

EXCESS OR EXCESSIVENESS

- Preservation of error for appeal, excessive damages, § 15:18
- Record on appeal, excessive designation of, § 12:11

EXCLUSIONS

- Exceptions or Exclusions** (this index)

EXCLUSIVENESS OR EXCLUSIVITY

- Jurisdiction, standards governing assumption of original jurisdiction and issuance of remedial writs, § 22:49
- Supreme Court of Oklahoma
 - Attorneys, exclusive authority over, § 1:16
 - Jurisdiction, exclusive jurisdiction over appeals, § 1:17

EXECUTION OF INSTRUMENTS

- Commencement of appeal, postjudgment execution proceedings, § 4:81
- Preservation of error for appeal, § 15:118
- Stay and supersedeas
 - Stays governed by constitutional provisions, § 11:44
 - Supersedeas by right, § 11:22
 - Vacation of supersedeas allowing execution but not enforcement of bond, § 11:55
- Tenth Circuit Court of Appeals** (this index)

EXECUTION OF PERSON

- Criminal Appeals Court, stay of execution, § 25:89

EXECUTORS AND ADMINISTRATORS

- Stay and supersedeas, special provisions staying certain judgments and orders, § 11:38

EXEMPLARY DAMAGES

- Preservation of error for appeal, § 15:108

EXHAUSTION OF ADMINISTRATIVE REMEDIES

- District Courts, § 24:11

EXHIBITS

Record on appeal, procedure for designation of, § 12:15

EXPENSES

Costs and Expenses (this index)

EXPIRATION

Justiciability, expiration of order appealed, § 3:15

EXPUNGEMENT

Criminal appeals, § 25:27

Supreme Court of Oklahoma Jurisdiction over expungement orders of district court,
§ 1:10

EXTENSIONS OF TIME

Generally, § 14:39 et seq.

Briefs, § 13:25, 14:40

Commencement of appeal, posttrial motions, § 4:51, 4:53 et seq.

Completion of record, motion to extend time for, § 14:42

Criminal Appeals Court, briefing, § 25:64

Files and filing, motion to extend time to file petition for rehearing, § 14:43

Motions, § 14:40 et seq., 14:66

Petition motion, § 14:41, 14:43

Records

Completion of record, motion to extend time for, § 14:42

Rehearing, motion to extend time to file petition for, § 14:43

Rehearing, motion to extend time to file petition for rehearing, § 14:43

Responses, motion to extend time to respond to petition, § 14:41

Tenth Circuit Court of Appeals, commencement of appeal, § 26:51

EXTRA COPIES

Summary judgments, extra copies of record on certiorari, § 19:16

EXTRAORDINARY WRITS

Captions, petition for extraordinary writ, § 14:17

Civil Appeals Court, authority to issue extraordinary writs, § 1:37

Criminal Appeals Court (this index)

Habeas corpus

Generally, § 25:143

Jurisdiction, § 25:116

Jurisdiction (this index)

Mandamus. **Criminal Appeals Court** (this index)

Petitions, original actions in Oklahoma Supreme Court, § 22:10

Prohibition writs. **Criminal Appeals Court** (this index)

Quo warranto, § 22:67

Tenth Circuit Court of Appeals (this index)

FACSIMILE

Tenth Circuit Court of Appeals, commencement of appeal by filing by facsimile,
§ 26:61

FAILURE TO PROSECUTE

Standard of review, § 15:120

FAILURE TO STATE A CLAIM

Preservation of error for appeal

Generally, § 15:18

Standard of review, § 15:121

INDEX

FAST TRACK

- Oral argument on accelerated docket and fast track, § 14:77
- Practice and procedure, generally, § 14:72, 14:73
- Speedy trial, criminal appeals
 - Standards of review, § 25:211
- Summary judgments, distinction between accelerated appeal and fast track appeal, § 19:19

FATAL DEFECT

- Service of process and papers, failure to serve as fatal defect, § 14:26

FEDERAL DISTRICT COURT

- Tenth Circuit Court of Appeals, Federal District Court setting amount of bond, § 26:84

FEDERAL ENTITIES

- Tenth Circuit Court of Appeals, suspension of appeal period, § 26:33

FEDERAL LAW

- Commencement of appeal, judgments involving multiple claims or multiple parties, § 4:17

FEDERAL NATURAL GAS POLICY ACT OF 1978

- Corporation commission, oil and gas regulation, § 21:43

FEDERAL RULES OF APPELLATE PROCEDURE

- Tenth Circuit Court of Appeals** (this index)

FEES

- Attorneys' Fees** (this index)
- Civil Appeals Court, fee for filing certiorari from Supreme Court to, § 17:6
- Jurisdiction, original actions in Oklahoma Supreme Court, § 22:33
- Privacy protections, sensitive information
 - Payments, fees, § 14:23
- Questions of law or fact, procedure after certification, § 23:20
- Summary judgments, accelerated appeals, § 19:18
- Tenth Circuit Court of Appeals** (this index)

FINAL JUDGMENT

- Criminal Appeals Court** (this index)

FINAL OR FINALITY

- Commencement of appeal, judgments involving multiple claims or multiple parties, § 4:18, 4:23
- Costs and expenses, procedure for recovery, § 14:149
- Criminal Appeals Court** (this index)
- District courts, final order required, § 24:3 to 24:28
- Mandate communicating finality, § 18:2
- Tenth Circuit Court of Appeals, appeal of final orders, § 26:7 et seq.

FINES AND COSTS

- Criminal Appeals Court** (this index)

FIRST TIME ARGUMENTS

- Briefs, form and content requirement, § 13:44

FLOWCHARTS

- Appeal to Tenth Circuit from judgment, **App. E7**
- Criminal accelerated appeals, **App. E6**
- Criminal appeals, § 25:31
- Criminal certiorari appeals, **App. E5**
- Felony and misdemeanor regular appeals, **App. E4**

FLOWCHARTS—Cont’d

- Final judgment with cross appeal, **App. E2**
- Final judgment with no cross appeal, **App. E1**
- Original action in Oklahoma Supreme Court, **App. E3**

FOOTNOTES

- Opinions or decisions, citation of footnotes, § **14:142**

FORCIBLE ENTRY AND DETAINER ACTIONS

- Stays governed by constitutional provisions, § **11:42**

FORECLOSURE PROCEEDINGS

- Commencement of appeal, § **4:86**

FOREIGN JUDGMENT

- Stays governed by constitutional provisions, foreign judgment enforcement proceedings, § **11:46**

FORMALITY OR INFORMALITY

- Commencement of appeal, formalization of judgment, order, or decree, § **4:7 to 4:14**
- Settlement conferences, informal procedure, § **14:103**
- Statutes, prerequisites for formalization of judgment, order, or decree, § **4:7**

FREQUENCY

- Tenth Circuit Court of Appeals, frequency of oral argument, § **26:271**

FRIVOLOUS APPEALS

- Criminal Appeals Court, briefing, § **25:71**
- Sanctions, § **14:162**

FUNDAMENTAL ERROR

- Standard of review, § **15:122**

GARNISHMENT

- Standard of review, § **15:123**

GAS AND OIL

- Oil and Gas Regulation** (this index)

GHOSTWRITING

- Briefs in Tenth Circuit Court, § **26:223**

GOVERNING LAW

- Amicus curiae, § **5:18**
- Commencement of appeal, judgments involving multiple claims or multiple parties, § **4:17**
- Law in effect when appeal decided, § **15:80**
- Preservation of error for appeal, § **15:79**
- Sources of appellate procedure, § **1:2 to 1:4**

GOVERNMENT

- Costs and expenses, governmental parties, § **14:155**

GUARDIANS

- Stay and supersedeas, special provisions staying certain judgments and orders, § **11:38**

GUILTY PLEA

- Bail pending appeal, § **25:55**
- Certiorari, appeal by, § **25:74 et seq.**
- Standards of review, § **25:181**

HABEAS CORPUS

- Generally, § **25:143**

INDEX

HABEAS CORPUS—Cont'd

Jurisdiction, § 22:68 et seq., 25:116

Tenth Circuit Court of Appeals (this index)

HARMLESS ERROR

Criminal appeals court

Introduction, § 25:182

Constitutional error, § 25:182

Cumulative errors, § 25:186

Irregularities, § 25:186

Non-constitutional error, § 25:183

Standards of review, § 25:182 to 25:186

Structural exception, constitutional error, § 25:184

Preservation of error for appeal, standard of review, § 15:76

Tenth Circuit Court of Appeals (this index)

HEARINGS

Civil Appeals Court (this index)

Criminal Appeals Court (this index)

Jurisdiction, original actions in Oklahoma Supreme Court, § 22:27

Rehearing (this index)

HIGHLY SENSITIVE DOCUMENTS (“HSDS”)

Tenth Circuit Court of Appeals, motion, § 26:107

HISTORY

Questions of law or fact, historical development of Uniform Certification of Law Act,
§ 23:1

Settlement conferences, historical development and background, § 14:92

HOLIDAYS

Computation of time, § 14:35, 14:37

Tenth Circuit Court of Appeals, time to file notice, § 26:37

HOSPICE LICENSING ACT

District Courts, other appeals from tribunals other than, § 21:101

HYPOTHETICAL QUESTIONS

Justiciability, § 3:10 to 3:13

IDENTITY AND IDENTIFICATION

Captions, identity of appealing party disclosed by body of petition, § 14:13

IMMUNITY

Tenth Circuit Court of Appeals

Order denying state-law immunity from suit, § 26:10

Qualified immunity, § 26:178

IN CHIEF BRIEFS

Generally, § 13:10, 13:14 et seq., 13:30

Appeals from tribunals other than district courts, § 21:24

INCLEMENT WEATHER

Tenth Circuit Court of Appeals, time to file notice, § 26:37

INCORPORATION BY REFERENCE

Service of process and papers, methods of service, § 14:29

INDEX

Briefs, form and content requirement for index of subjects, § 13:53

INDIGENTS

- Criminal Appeals Court
 - Generally, § 25:24
 - Record on appeal, supplementation of, § 25:49
 - Standards of review, § 25:187
- Record on appeal, supplementation of, § 25:49
- Standards of review, § 25:187
- Tenth Circuit Court of Appeals, in forma pauperis appeals, § 26:64

INEFFECTIVE ASSISTANCE OF COUNSEL

- Generally, § 25:110, 25:189
- Post-Conviction Procedure Act, appeal of final judgment under, § 25:110
- Record on appeal, § 25:51
- Standards of review, § 25:189

INFORMAL STATEMENTS

- Commencement of appeal, § 4:12

IN FORMA PAUPERIS FILINGS

- Three-strike rule for prisoners, § 7:7, 25:42

INHERENT POWER

- Sanctions, inherent equitable power, § 14:183

INITIAL BRIEF

- Stay and supersedeas, liability on supersedeas bonds, § 11:68

INITIALS

- Captions, use of initials for names of minors, § 14:8

INITIATIVE PETITIONS

- Original jurisdiction of Supreme Court, § 22:73

INJUNCTIONS

- Jurisdiction, remedial writs, § 22:72
- Preservation of error for appeal, standard of review, § 15:124
- Stay and supersedeas
 - Injunctions pending appeal, § 11:29 to 11:31
 - Special provisions staying certain judgments and orders, § 11:36
- Tenth Circuit Court of Appeals
 - Jurisdiction, appeal of interlocutory orders, § 26:19
 - Standard of review, § 26:157
 - Stay of execution of judgment pending appeal, § 26:87

IN LIMINE MOTION

- Preservation of error for appeal, § 15:30, 26:119

INSANITY

- Criminal Appeals Court, standards of review, § 25:166

INSPECTION

- Corporation commission, inspection of utility company meters, § 21:35

INSTRUCTIONS OR DIRECTIONS

- Commencement of appeal, instruments not constituting judgment, order, or decree, § 4:15
- Jury instructions. **Instructions to Jury** (this index)

INSTRUCTIONS TO JURY

- Briefs, form and content requirement, § 13:48
- Criminal Appeals Court, standards of review, § 25:191

INDEX

INSTRUCTIONS TO JURY—Cont'd

- Preservation of error for appeal
 - Generally, § 15:26, 15:55
 - Standard of review, § 15:132
 - Tenth Circuit Court, failure to object to instructions to jury, § 26:118
 - Standard of review, Tenth Circuit Court, § 26:163

INTENT

- Criminal Appeals Court, notice of intent, § 25:80
- Notice of intent, § 25:80
- Supersedeas bond, construction of, § 11:57

INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS

- Preservation of error for appeal, § 15:125

INTERESTED PARTIES

- Tenth Circuit Court of Appeals, certificate of interested parties, § 26:74

INTEREST ON APPEAL

- Costs and expenses, § 14:157

INTEREST ON MONEY

- Commencement of appeal
 - Exception, judgments involving multiple claims or multiple parties, § 4:20
 - Posttrial motions, § 4:52
- Costs and expenses
 - Generally, § 14:158
 - Motion for trial-related interest, trial court determination of, § 14:158
- Exception, judgments involving multiple claims or multiple parties, § 4:20
- Motions, § 4:52
- Posttrial motions, § 4:52
- Summary judgments, accelerated appeals, § 19:18
- Supersedeas bond, liability on, § 11:75
- Tenth Circuit Court of Appeals, post judgment motions, § 26:47

INTERJECTION

- Tenth Circuit Court of Appeals
 - Standard of review, § 26:158

INTERLOCUTORY APPEALS

- Generally, § 20:1 to 20:39
- Absence of certification, certified interlocutory orders, § 20:39
- Appearance, petition in error and entry of, § 20:9, 20:10
- Appointment of receiver, vacation of, § 20:14
- Briefs, § 13:20 et seq., 20:12, 20:35
- Captions, § 14:16, 20:30
- Certified interlocutory orders, § 14:16, 20:15 to 20:39
- Certiorari, § 14:16, 20:24 to 20:31
- Civil Appeals Court, certified interlocutory orders, § 1:35, 20:22
- Commencement of review, certified interlocutory orders, § 20:24
- Commence of appeal, time for, § 20:7, 20:8
- Compliance failure, certified interlocutory orders, § 20:37
- Costs and expenses, § 14:156, 20:24
- Critical stages of appeal, briefing schedule regarding appeals of interlocutory orders, § 2:7
- Deferral, § 20:3
- Definitions, § 20:1, 20:5
- Entry of appearance, petition in error and, § 20:9, 20:10

INTERLOCUTORY APPEALS—Cont’d

Files and filing

Certified interlocutory orders, § **20:25, 20:26, 20:31**

Certiorari, time to file petition for, § **20:25, 20:26**

Commencement of appeal, time for, § **20:7**

Number filed, certified interlocutory orders, § **20:31**

Time or date, § **20:7, 20:25, 20:26**

Merits of case, certified interlocutory orders, § **20:18**

Mistake or error

Petition in error and entry of appearance, § **20:9**

Response to petition in error and entry of appearance, § **20:10**

Motions

Commencement of appeal, § **20:8**

Posttrial motions, *infra*

Number filed, certified interlocutory orders, § **20:31**

Partial summary adjudication, § **20:4**

Petitions

Certified interlocutory orders, § **20:24 to 20:31**

Certiorari, petition for, § **20:24 to 20:31**

Entry of appearance, petition in error and, § **20:9, 20:10**

Mistake or error, petition in error and entry of appearance, § **20:9**

Time to file petition for certiorari, certified interlocutory orders, § **20:25, 20:26**

Posttrial motions

Certified interlocutory orders, § **20:27**

Time to commence appeal, § **20:8**

Preservation of error for appeal, § **15:18**

Recasting, certified interlocutory orders, § **20:38**

Receiver, vacation of appointment of, § **20:14**

Records

Generally, § **20:11**

Certified interlocutory orders, § **20:25, 20:26, 20:31, 20:34**

Certiorari, time to file petition for, § **20:25, 20:26**

Commencement of appeal, time for, § **20:7**

Number filed, certified interlocutory orders, § **20:31**

Time or date, § **20:7, 20:25, 20:26**

Response to petition in error and entry of appearance, § **20:10**

Right, interlocutory orders appealable by, § **20:5 to 20:14**

Stay pending disposition of appeal, § **20:5**

Stay pending disposition of certified interlocutory appeal, § **20:33**

Summary judgment, certified interlocutory orders, § **20:17**

Tenth Circuit Court of Appeals

Appeal of interlocutory orders, § **26:19 et seq.**

Certified interlocutory appeals, commencement, § **26:69**

Termination of litigation, certified interlocutory orders, § **20:19**

Time or date

Generally, § **20:2**

Certified interlocutory orders, time to file petition for certiorari, § **20:25, 20:26**

Commence of appeal, time for, § **20:7, 20:8**

Files and filing, § **20:7, 20:25, 20:26**

Posttrial motions, time to commence appeal, § **20:8**

Vacation of appointment of receiver, § **20:14**

INTERLOCUTORY ORDERS

Appealable by right, § **26:38**

INDEX

INTERNAL PROCEDURES

- Criminal Appeals Court, § 1:55
- Supreme Court of Oklahoma, § 1:21, 1:44

INTERNET

- Oklahoma Supreme Court opinions or decisions, Oklahoma State Courts Network (OSCN), § 14:123
- Oklahoma Supreme Court opinions or decisions, World Wide Web site of, § 1:22

INTERPRETATION

- Construction or Interpretation** (this index)

INTERPRETED PROCEEDINGS

- Record on appeal, § 12:14

INTERVENTION

- Commencement of appeal, § 4:76
- Parties, § 5:7
- Preservation of error for appeal, § 15:126
- State as necessary party appellee, § 5:29
- Tenth Circuit Court of Appeals** (this index)

INVITED ERROR

- Preservation of error for appeal, § 15:3

JOINDER

- Criminal Appeals Court
 - Appellants, perfection of appeal, § 25:61
 - Counts, standards of review, § 25:210

JOINT APPEALS

- Tenth Circuit Court of Appeals, § 26:6

JOURNAL ENTRY

- Commencement of appeal, journal entry instructions, § 4:15
- Preservation of error for appeal, § 15:75

JUDGES

- Civil Appeals Court** (this index)
- Criminal Appeals Court** (this index)
- Disqualification, § 15:53
- Doctrines from case law, § 15:128
- Emergency panel, non qualification for, § 25:4
- Jurisdiction, disqualification of judge, § 22:64
- Permanent divisions. **Civil Appeals Court** (this index)
- Preservation of error for appeal
 - Disqualification of judge, § 15:22, 15:115
 - Standard of review, § 15:115
- Qualification or disqualification
 - Civil Appeals Court, disqualification of judges, § 1:34
 - Criminal Appeals Court, § 1:47, 1:49, 25:4, 25:142, 25:176
 - Jurisdiction, disqualification of judge, § 22:64
- Settlement conferences, § 14:100
- Tenth Circuit Court of Appeals
 - Disqualification of appellate judges, § 26:208
 - Remand, assignment to different judge on, § 26:286
 - Three-judge panels, four divisions of, § 1:26 to 1:29

JUDGMENT NOTWITHSTANDING THE VERDICT

- Preservation of error for appeal, § 15:127

JUDICIAL SALE

Preservation of error for appeal, standard of review, § 15:129

JURISDICTION

Generally, § 3:1 *et seq.*

Adequacy of remedies, standards governing assumption of original jurisdiction and issuance of remedial writs, § 22:38

Amicus curiae, § 5:15, 22:29

Appeals from tribunals other than district courts, § 21:8

Appearance entry, original actions in Oklahoma Supreme Court, § 22:11

Appendix, original actions in Oklahoma Supreme Court, § 22:21 *et seq.*

Arguments, oral argument, § 22:28

Arrest, prohibition writ, § 22:57

Attachments, original actions in Oklahoma Supreme Court, § 22:21

Attorneys

Bar discipline cases, exclusive original jurisdiction in, § 22:48

Original actions in Oklahoma Supreme Court, attorney's fees, § 22:33

Attorney's fees, original actions in Oklahoma Supreme Court, § 22:33

Banking board or commissioner, commencement of appeal, § 21:86

Bar discipline cases, exclusive original jurisdiction of Supreme Court in, § 22:48

Briefs, original actions in Oklahoma Supreme Court, § 22:14 *et seq.*, 22:20, 22:21, 22:24

Captions

Accurate party designations, jurisdictional necessity of, § 14:12, 14:13

Application to assume original jurisdiction, § 14:17

Certiorari, remedial writs, § 22:66

Civil Appeals Court (this index)

Commencement of appeal, federal jurisdictional authority for state court appeal, § 4:6

Constitutional authority, writ of mandamus, § 22:61

Contents of appendix, original actions in Oklahoma Supreme Court, § 22:22

Copies

Briefs, original actions in Oklahoma Supreme Court, § 22:18

Original actions in Oklahoma Supreme Court, § 22:18, 22:23

Cost deposit, original actions in Oklahoma Supreme Court, § 22:9

Criminal Appeals Court (this index)

Criminal matters, writ of mandamus, § 22:64

Declaratory relief, standards governing assumption of original jurisdiction and issuance of remedial writs, § 22:47

Deposits, original actions in Oklahoma Supreme Court, § 22:9

Disciplinary matters, exclusive original jurisdiction of Supreme Court in bar discipline cases, § 22:48

Discovery, prohibition writ, § 22:58

Discretion

Mandamus writ, § 22:63

Standards governing assumption of original jurisdiction and issuance of remedial writs, § 22:37

Dismissal for lack of jurisdiction, § 3:6

Disqualification of judge, writ of mandamus, § 22:64

District Courts (this index)

Elements of appellate jurisdiction, § 3:3

Enforcement, original actions in Oklahoma Supreme Court, § 22:30

Entry of appearance, original actions in Oklahoma Supreme Court, § 22:11

Evidentiary hearing, original actions in Oklahoma Supreme Court, § 22:27

Exclusive remedy, standards governing assumption of original jurisdiction and issuance of remedial writs, § 22:49

Extraordinary writs. Remedial writs, *infra*

INDEX

JURISDICTION—Cont'd

- Fees of attorney, original actions in Oklahoma Supreme Court, § 22:33
- Files and filing
 - Habeas corpus writ, § 22:71
 - Original actions in Oklahoma Supreme Court, § 22:5, 22:7, 22:8, 22:18, 22:23
- Habeas corpus, § 22:68 et seq., 25:116
- Hearings, original actions in Oklahoma Supreme Court, § 22:27
- Injunctions, remedial writs, § 22:72
- Judge's disqualification, writ of mandamus, § 22:64
- Justiciability
 - Relation of justiciability and jurisdiction, § 3:1
 - Standards governing assumption of original jurisdiction and issuance of remedial writs, § 22:39 et seq.
- Mandamus, § 22:61 et seq., 25:116
- Mandates, retesting in trial court, § 18:1
- Mootness, standards governing assumption of original jurisdiction and issuance of remedial writs, § 22:41
- Motions, original actions in Oklahoma Supreme Court, § 22:26
- Notice, § 22:12, 25:122
- Numbers and numbering
 - Appendix filed, original actions in Oklahoma Supreme Court, § 22:23
 - Brief, original actions in Oklahoma Supreme Court, § 22:18
 - Filed, original actions in Oklahoma Supreme Court, § 22:8, 22:23
- Oral argument, § 22:28, 25:123
- Original "actions" vs original "proceedings," § 22:3, 22:4
- Original jurisdiction, generally, § 22:5 et seq.
- Overview of original jurisdiction and extraordinary writs, § 22:1 et seq.
- Parol matters, oral argument, § 22:28
- Parties, § 5:6, 22:42, 22:43
- Pending matters, prohibition writ, § 22:57
- Petitions
 - Extraordinary writ petition, original actions in Oklahoma Supreme Court, § 22:10
 - Original actions in Oklahoma Supreme Court, § 22:10, 22:21
 - Standards governing assumption of original jurisdiction and issuance of remedial writs, § 22:49
- Preservation of error for appeal
 - Generally, § 15:23, 15:24
 - Standard of review, § 15:130
- Procedural requirements, § 3:4
- Prohibition writ, § 22:50 et seq.
- Publici juris, standards governing assumption of original jurisdiction and issuance of remedial writs, § 22:45
- Qualified immunity, prohibition writ, § 22:58
- Quo warrant, § 22:67
- Raised by parties or by Court sua sponte, § 3:2
- Records. Files and filing, supra
- References, original actions in Oklahoma Supreme Court, § 22:19
- Rehearing, original actions in Oklahoma Supreme Court, § 22:32
- Relief granted, § 3:4
- Relief granted, refusal, § 3:4
- Remedial writs
 - Arrest, prohibition writ, § 22:57
 - Certiorari, § 22:66
 - Constitutional authority, writ of mandamus, § 22:61
 - Criminal matters, writ of mandamus, § 22:64

JURISDICTION—Cont’d

Remedial writs—Cont’d

Discovery, prohibition writ, § 22:58

Discretion, writ of mandamus, § 22:63

Disqualification of judge, writ of mandamus, § 22:64

Files and filing, habeas corpus writ, § 22:71

Habeas corpus, § 22:68 et seq., 25:116

Injunctions, § 22:72

Judge’s disqualification, writ of mandamus, § 22:64

Mandamus writ, § 22:61 et seq.

Original actions in Oklahoma Supreme Court, § 22:10

Pending matters, prohibition writ, § 22:57

Prohibition writ, § 22:50 et seq.

Qualified immunity, prohibition writ, § 22:58

Quo warranto, § 22:67

Standards governing assumption of original jurisdiction and issuance of remedial writs, § 22:36 et seq.

Statutory authority, writ of mandamus, § 22:61

Supreme Court of State, writ of mandamus, § 22:64

Reply brief, original actions in Oklahoma Supreme Court, § 22:16

Res judicata, original actions in Oklahoma Supreme Court, § 22:34, 22:35

Response brief, original actions in Oklahoma Supreme Court, § 22:13, 22:15, 22:24

Sanctions, original actions in Oklahoma Supreme Court, § 22:33

Size of brief, original actions in Oklahoma Supreme Court, § 22:17

Standards governing assumption of original jurisdiction and issuance of remedial writs, § 22:36 et seq.

Standing, standards governing assumption of original jurisdiction and issuance of remedial writs, § 22:42

Statutory authority, overview, § 22:2

Statutory authority, writ of mandamus, § 22:61

Stay and supersedeas

Continuation of, § 11:48

District Court, stay in, § 25:124

Standards governing assumption of original jurisdiction and issuance of remedial writs, § 22:44

Subject matter jurisdiction

Preservation of error for appeal, § 15:24

Standard of review, § 15:153

Superintending control

Criminal Appeals Court, limitations on original jurisdiction, § 25:129

Standards governing assumption of original jurisdiction and issuance of remedial writs, § 22:46

Supreme Court of Oklahoma

Generally, § 22:5 et seq.

Bar discipline cases, exclusive original jurisdiction in, § 22:48

Capacity of Supreme Court, original or appellate jurisdictional, § 1:12

Contempt cases, jurisdiction over, § 1:11

Court on the Judiciary, jurisdiction of, § 1:15

Criminal cases, jurisdiction over all but, § 1:9

Exclusive jurisdiction over appeals, § 1:17

Initiative petitions and referendums, § 22:73

Mandamus, writ of, § 22:64

Tenth Circuit Court of Appeals (this index)

Time, original actions in Oklahoma Supreme Court, § 22:7, 22:31

Trial Court (this index)

INDEX

JURISDICTION—Cont'd

United States Supreme Court, § 27:1

JUROR QUESTIONNAIRES

Record on appeal, § 12:16

JURY AND JURY TRIAL

Commencement of appeal, jury verdicts, § 4:14

Criminal Appeals Court

Jury verdicts, standards of review, § 25:193

Substitution of jurors, standards of review, § 25:196

Voir dire, § 25:241

Instructions to jury. **Instructions to Jury** (this index)

Preservation of error for appeal

Advisory, standard of review, § 15:88

Instructions to jury, *supra*

Misconduct of juror, § 15:25

Selection of jury, § 15:27

Standard of review, § 15:134

Verdict, *infra*

Voir dire, § 15:167

Right and waiver, § 15:134

Tenth circuit court of appeals

Instruction to transcript pages, instructions and relevant objections, § 26:260

Verdicts, standards of review, § 25:193, 26:164

Voir dire, § 25:241

JUSTICES OF SUPREME COURT

Appointment, § 1:6

Current Supreme Court Justices, § 1:7

Disqualification, § 1:8

Qualification, § 1:6

Recusal, § 1:8

Terms, § 1:6

JUSTICIABILITY

Generally, § 3:1 *et seq.*

Advisory opinions, § 3:10 to 3:13

Attorneys' fees, standing to appeal orders determining amount of, § 3:27

Attorneys, standing of, § 3:27

Bankruptcy, effect on appeal, § 3:8

Bonds, validation of, § 3:12

Certified questions of law, § 3:13

Criminal Appeals Court, limitations on original jurisdiction, § 25:130

District courts, standing to appeal decisions from tribunals other than, § 3:28

Exceptions

Mootness doctrine, § 3:20

Public interest exception, § 3:25

Expiration of order appealed, mootness, § 3:15

Filing same action in another court, mootness, § 3:18

Hypothetical questions, § 3:10 to 3:13

Jurisdiction

Appealed jurisdiction, appellate jurisdiction independent of, § 3:7

Relation of justiciability and jurisdiction, § 3:1

Standards governing assumption of original jurisdiction and issuance of remedial writs, § 22:39 *et seq.*

Loss of standing by subsequent events, § 3:29

JUSTICIABILITY—Cont’d

Mootness

Generally, § 3:14

Benefits of judgment, voluntary acceptance of, § 3:17

Exceptions to mootness doctrine, § 3:20

Expiration of order appealed, § 3:15

Filing same action in another court, § 3:18

Payment of judgment as voluntary, § 3:16

Public interest, exceptions to mootness doctrine, § 3:20

Repetition capability, exceptions to mootness doctrine, § 3:20

Temporary injunction moot after determining merits, § 3:19

Parties. Standing, infra

Payment of judgment as voluntary, § 3:16

Political questions, § 3:30

Public interest exception

Mootness doctrine, § 3:20

Standing, § 3:25

Questions of law or fact, certified questions of law, § 3:13

Repetition capability, exceptions to mootness doctrine, § 3:20

Sanctions, standing of attorneys, § 3:27

Schemes, statutes authorizing validation of statutory schemes, § 3:12

Standing

Generally, § 3:21

Attorneys, standing of, § 3:27

District courts, standing to appeal decisions from tribunals other than, § 3:28

Exceptions, public interest exception, § 3:25

Loss of standing by subsequent events, § 3:29

Public interest exception, § 3:25

Sanctions, standing of attorneys, § 3:27

Statutorily conferred standing, § 3:23

Subsequent events, loss of standing by, § 3:29

Taxpayers’ standing, § 3:26

Time, standing, § 3:22, 3:29

Statutes, § 3:11, 3:12, 3:23

Subsequent events, loss of standing by, § 3:29

Taxpayers’ standing, § 3:26

Time, standing, § 3:22, 3:29

JUVENILES

Criminal Appeals Court

Generally, § 25:85, 25:86

Standards of review, juvenile certification, § 25:194

Standards of review, juvenile certification, § 25:194

LAW OF THE CASE

Judge-made doctrines, § 14:128

Opinions or decisions, precedential effect, § 14:131

LEGAL DUTY

Preservation of error for appeal, § 15:135

LEGAL THEORY

Preservation of error for appeal, § 15:29

LICENSES AND PERMITS

Briefing schedule in appeals from proceedings on drivers’ licenses, § 13:24

INDEX

LICENSES AND PERMITS—Cont'd

Hospice Licensing Act, other appeals from tribunals other than District Courts,
§ 21:101

Necessary parties

Attorneys not licensed in state, § 6:5

Licenses and permits, attorneys not licensed in state, § 6:5

State Board of Medical Licensure and Supervision, other appeals from tribunals other
than District Courts, § 21:99

Stays governed by constitutional provisions, § 11:39

LIENS AND ENCUMBRANCES

Stay and supersedeas, effect of supersedeas or stay on judgment lien, § 11:62

LIMITATION OF ACTIONS

Statute of Limitations (this index)

LIMITATIONS AND RESTRICTIONS

Amicus curiae, § 5:14

Criminal Appeals Court (this index)

Preservation of Error for Appeal (this index)

Questions of law or fact, answer limited to questions fairly comprised within certified
question, § 23:14

Statute of Limitations (this index)

Tenth Circuit Court of Appeals (this index)

LIS PENDENS

Stay and supersedeas, effect on lis pendens, § 11:63

LOCATION

Place or Location (this index)

MAGISTRATES

Criminal Appeals Court, appeals by State, § 25:83

Tenth Circuit Court of Appeals, magistrate judge's decision, § 26:304 et seq.

MAIL OR MAILING

Computation of time, service by mail, § 14:34

Petitions, filing petition and paying cost deposit by mail, § 7:8

Posttrial motions, commencement of appeal, § 4:49

Prison mailbox rule, § 26:62, 26:108

Service of process and papers, computation of time for service by mail, § 14:34

Timeliness of service within three days of filing, § 4:43

MANDAMUS

Criminal Appeals Court (this index)

Jurisdiction, § 22:61 et seq., 25:116

MANDATES

Generally, § 18:1 to 18:8

Certiorari from Supreme Court to Court of Civil Appeals, § 17:17

Certiorari, suspension of mandate pending petition for certiorari in United States
Supreme Court, § 18:3

Compliance, mandate directing, § 18:2

Components of mandate, § 18:6

Criminal appeals court, § 25:103

Enforcement of mandate, § 18:5

Finality, mandate communicating, § 18:2

Interpretation of mandate, § 18:5

Jurisdiction, revesting in trial court, § 18:1

MANDATES—Cont'd

Pending matters, suspension of mandate pending petition for certiorari in United States Supreme Court, § 18:3

Petitions, suspension of mandate pending petition for certiorari in United States Supreme Court, § 18:3

Recall of mandate, § 18:4

Supreme Court of the United States, suspension of mandate pending petition for certiorari in United States Supreme Court, § 18:3

Suspension of mandate pending petition for certiorari in United States Supreme Court, § 18:3

Tenth Circuit Court of Appeals (this index)

Time when mandate issues, § 18:8

Trial court jurisdiction, § 18:1

United States Supreme Court, suspension of mandate pending petition for certiorari in United States Supreme Court, § 18:3

MANDATORY MATTERS

Tenth Circuit Court of Appeals, mandatory settlement conferences, § 26:196

MANNER

Method or Manner (this index)

MATRIMONIAL LITIGATION

Trial court, jurisdiction pending appeal, § 14:84

MEDIATION

Tenth Circuit Court of Appeals, settlement conferences, § 26:197

MEDICAL LICENSURE AND SUPERVISION BOARD OF STATE

District Courts, other appeals from tribunals other than, § 21:99

MEMORANDUM

Opinions or decisions, § 14:116

Publication, unpublished opinions

Opinions or decisions, § 14:124

MENTAL RETARDATION

Criminal appeals court, capital appeals procedures, § 25:93

MERITS

Certified interlocutory orders, merits of case, § 20:18

Certiorari from Supreme Court to Court of Civil Appeals, merits in pleadings, § 17:9

METERS

Corporation commission's appeals, inspection of utility company meters, § 21:35

METHOD OR MANNER

Criminal Appeals Court, methods of appeal, § 25:14

District courts, method of commencement of action, § 24:24

Service of process and papers, methods of service, § 14:29, 14:31

Tenth Circuit Court of Appeals, manner of filing appendix to brief, § 26:217

MINORITY OPINIONS

Generally, § 14:133

MINORS

Children or Minors (this index)

MINUTES

Commencement of appeal, minute entries or minute orders, § 4:11

INDEX

MISTAKE OR ERROR

- Amicus curiae, errors preserved in trial court, § **5:14**
- Appeals from tribunals other than district courts, § **21:17, 21:19**
- Banking board or commissioner, § **21:87, 21:88**
- Commencement of appeal, calculation of time, § **4:42**
- Coram nobis writ, § **25:132**
- Counter-appeals, cross-appeals, and other multiple appeals, petition in error and response, § **9:5**
- Criminal Appeals Court** (this index)
- Interlocutory appeals
 - Petition in error and entry of appearance, § **20:9**
 - Response to petition in error and entry of appearance, § **20:10**
- Petitions** (this index)
- Preservation of Error for Appeal** (this index)
- Records, filing of copies of appeal documents in trial court, § **14:47, 14:48**
- Response to petition in error. **Petitions** (this index)
- Sanctions, failure to timely respond to petition in error, § **14:179**
- Summary judgments, petition in error, § **19:2, 19:7**
- Tax review court, response to petition in error, § **21:80**

MISTRIAL

- Preservation of error for appeal, standard of review, § **15:137**

MODIFICATION

- Change or Modification** (this index)

MONEY JUDGMENTS

- Stay and supersedeas
 - Right, supersedeas by, § **11:19, 11:21**
 - Stay pending time for filing posttrial motions, § **11:8 to 11:11**

MOOTNESS

- Justiciability** (this index)
- Standards governing assumption of original jurisdiction and issuance of remedial writs, § **22:41**
- Tenth Circuit Court of Appeals, § **26:55**

MOTIONS

- Generally, § **14:54 et seq.**
- Affidavit, supporting facts by, § **14:58**
- Affirmation, § **14:70**
- Briefs, § **13:27, 14:69**
- Captions, § **14:18**
- Commencement of appeal
 - Dismissal motions, § **4:6**
 - Interlocutory appeals, § **20:8**
 - Posttrial motions, orders disposing of, § **4:69**
 - Strike, motions to strike, § **4:6**
- Completion of record, § **14:42, 14:69**
- Content of motions, § **14:57**
- Copies filed, number of, § **14:60**
- Corporation commission, appeals from, § **21:30**
- Costs and expenses, trial court determination of motion for trial-related attorney's fees, costs, or interest, § **14:158**
- Criminal Appeals Court, motion practice, § **25:21**
- Dismissal, § **4:6, 14:67 et seq.**
- Disposition, § **14:65**

MOTIONS—Cont’d

- Extension of time, § 14:40 et seq., 14:66
- Files and filing
 - Copies filed, number of, § 14:60
 - Response, § 14:56
 - Time, § 14:56, 14:61, 14:69
- Hearing motions, § 14:64
- Interest on money, § 4:52, 14:163
- Interlocutory Appeals** (this index)
- Jurisdiction, original actions in Oklahoma Supreme Court, § 22:26
- Number of copies filed, § 14:60
- Oral argument, § 14:74
- Pending matters, § 14:69
- Posttrial Motions** (this index)
- Preservation of error for appeal
 - Directed verdict, insufficiency of evidence, § 15:6
 - In limine motion, § 15:30
 - Summary judgments, dismissal motion, § 15:158
- Records
 - Completion of record, § 14:69
 - Files and filing, supra
- Replies, § 14:63
- Responses
 - Required, § 14:55
 - Size of, § 14:59
 - Time to file response, § 14:56
- Reversal, § 14:70
- Service of motion, § 14:62
- Size of motions and responses, § 14:59
- Stay and supersedeas
 - Liability on supersedeas bonds, § 11:68, 11:69
 - Pending matters, time for filing posttrial motions, § 11:8 to 11:11
- Strike, commencement of appeal, § 4:6
- Summary judgments, motion for Supreme Court to retain appeal, § 19:9
- Supreme Court of Oklahoma
 - Motions, retention of appeal, § 10:2, 10:3
 - Sua sponte retransfer by Supreme Court, retention of appeal, § 10:5
- Suspension or revocation, § 13:27, 14:69
- Tenth Circuit Court of Appeals** (this index)
- Time
 - Briefing time, § 14:69
 - Completion of record, § 14:69
 - Files and filing, § 14:56, 14:61, 14:69
 - Posttrial motions, supra
 - Response, time to file, § 14:56
- Trial court, jurisdiction pending appeal, § 14:83, 14:90
- Voluntary or involuntary dismissal, § 14:67, 14:68

MOTOR CARRIERS

- District Courts, other appeals from tribunals other than, § 21:100

MULTIPLE APPEALS

- Counter-Appeals, Cross-Appeals, and Other Multiple Appeals** (this index)

MULTIPLE PARTIES

- Captions, § 14:10

INDEX

MULTIPLE PARTIES—Cont'd

Commencement of appeal, judgments involving multiple parties, § 4:17 et seq.

Parties

Captions, § 14:10

Commencement of appeal, judgments involving multiple parties, § 4:17 et seq.

Statutes, judgments involving multiple claims or multiple parties, § 4:17, 4:18

MUNICIPAL APPEALS

Primary authority

Criminal appeals court, § 25:82

MUNICIPAL CORPORATIONS

Criminal Appeals Court, constitutionality of municipal ordinance, § 25:140

NAMES AND NAMING

Captions (this index)

Counter-appeals, cross-appeals, and other multiple appeals, designation of record, § 9:7

Criminal Appeals Court, designation of record on appeal, § 25:43, 25:44

District Courts, appeals from tribunals other than, § 21:21

Opinions or Decisions (this index)

Parties, designation as appellant or appellee, § 14:6

Record on Appeal (this index)

Trial court, filing of copies of appeal documents in, § 14:49 et seq.

NARRATIVE STATEMENT

Record on appeal, § 12:28 to 12:33

NECESSARY PARTIES

Generally, § 6:1, 6:2

Address change, entry of, § 6:2

Appearance, entry of, § 6:1 to 6:3

Attorneys not licensed in state, § 6:5

Change of address, entry of, § 6:2

Licenses and permits, attorneys not licensed in state, § 6:5

State as necessary party appellee, § 5:29, 5:30

Withdrawal, entry of, § 6:4

NECESSITY

Amicus curiae, avoidance of unnecessary repetition, § 5:24

Record on appeal, necessity of designation of, § 12:2

Service of process, necessity of, § 14:26, 14:27

NEGLIGENCE

Preservation of error for appeal, standard of review, § 15:106

NEW TRIAL

Administrative Procedures Act, de novo trial, § 24:15

Criminal Appeals Court, standards of review, § 25:199

District Courts

Generally, § 24:23

Administrative Procedures Act, § 24:15

Preservation of error for appeal

Motions, § 15:5

Standard of review, § 15:138 et seq.

Tenth Circuit Court of Appeals, § 26:115

NOLO CONTENDERE

Criminal Appeals Court, appeal by certiorari from nolo contendere, § 25:74 et seq.

NOMINAL PARTIES

Captions, nominal parties to appeal, § 14:9

NONCAPITAL APPEALS

Criminal Appeals Court (this index)

NON-PARTIES

Commencement of appeal

Sanctioned attorneys, § 4:25

NOTICE

Briefs, notice of completion of record, § 13:8

Criminal Appeals Court

Intent notice, appeals by State, § 25:80

Jurisdiction, § 25:122

Record on appeal, § 25:47

Intent, notice of, § 25:80

Jurisdiction, § 22:12, 25:122

Preservation of error for appeal, summary judgments, § 15:160

Record on appeal, § 12:23, 25:47

Tax review court, notice of appeal, § 21:78

Tenth Circuit Court of Appeals

Noncompliance with rules, § 26:201

N.O.V. JUDGMENT

Preservation of error for appeal, § 15:127

NUMBERS AND NUMBERING

Amount or Quantity (this index)

Appeals from tribunals other than district courts, § 21:17

Appendix filed, original actions in Oklahoma Supreme Court, § 22:23

Briefs (this index)

Captions, docket number, § 14:4

Civil Appeals Court, certiorari from Supreme Court to, § 17:6

Criminal Appeals Court, number of copies of documents, § 25:20

Interlocutory appeals, § 20:31

Jurisdiction

Appendix filed, original actions in Oklahoma Supreme Court, § 22:23

Brief, original actions in Oklahoma Supreme Court, § 22:18

Filed, original actions in Oklahoma Supreme Court, § 22:8, 22:23

Motions, number of copies filed, § 14:60

Petition in error, number filed, § 7:5, 8:4

Records, number of documents to file, § 14:21

Rehearing petitions, number of filed copies, § 16:12

Statistics (this index)

Tenth Circuit Court of Appeals (this index)

NUNC PRO TUNC

Preservation of error for appeal, disposition of appeal, § 15:177

NUNC PRO TUNC ORDERS

Trial court, jurisdiction pending appeal, § 14:87

OBJECTIONS

Briefs, objections to noncomplying brief, § 13:57

Tenth Circuit Court, preservation of error for appeal upon failure to object to instructions to jury, § 26:120

INDEX

OFFICIAL CITATION FORM

Opinions or decisions, § 14:136

OIL AND GAS REGULATION

Generally, § 21:39 to 21:46

Briefing, § 21:45

Commencement, § 21:40

Record on appeal, § 21:42

Standard of review, § 21:46

Stay and supersedeas, § 21:41

Time for commencement, § 21:40

OPINIONS OR DECISIONS

Generally, § 14:113 et seq.

Affirmance by summary opinion, § 14:118, 14:121

Citations, § 14:141

Citing to unpublished opinions, § 14:134

Civil Appeals Court opinions

Approval for publication, § 14:145

Reliance, § 14:128

Collateral estoppel effect, § 14:131

Computers, Oklahoma State Courts Network (OSCN), § 14:123

Court of Civil Appeals opinions, § 14:126

Criminal Appeals Court, § 25:29

Designation

Official citation form, designation by court, § 14:138

Publication, designation for, § 14:119

Disregard of paragraph citation, § 14:144

Examples, § 14:139

Footnotes, citation of, § 14:142

Forms, § 14:136, 14:138, 14:144

Forms, rule 1.200, § 14:137

Internet, Oklahoma State Courts Network (OSCN), § 14:123

Less than a majority, § 14:143

Memorandum, § 14:116

Minority opinions, § 14:133

Names or naming. Designation, *supra*

Official citation form, § 14:138

Oklahoma State Courts Network (OSCN), § 14:123

Paragraph citation form, § 14:136, 14:144

Precedential effect, § 14:125 et seq.

Prospective or retroactive effect, § 14:129

Publication

Generally, § 14:122

Citing to unpublished opinions, § 14:134

Civil Appeals Court opinions, approval for publication, § 14:145

Designation for, § 14:119

Memorandum of unpublished opinions, § 14:124

Motion to publish or withdraw from publication, § 14:119

Precedential effect of appellate opinions, § 14:125

Rehearing, effect on publication after, § 14:120

Time or date, citing published opinions, § 14:135

Rehearing, effect on publication after, § 14:120

Reports

Citation to Oklahoma Reports, § 14:140

Res judicata effect, § 14:131

OPINIONS OR DECISIONS—Cont’d

- Stay and supersedeas, distinctions between appealability and enforceability of trial court’s decision, § **11:3 to 11:5**
- Summary disposition, generally, § **14:117**
- Summary Judgments** (this index)
- Supreme Court as official publisher, § **14:115**
- Supreme Court of Oklahoma, Oklahoma State Courts Network (OSCN), § **14:123**
- Syllabus in appellate opinions, § **14:132**
- Taint on precedential value of decisions, § **14:127**
- Time or date
 - Citing published opinions, § **14:135**
 - Effective date and enforceability of appellate opinion, § **14:114**
- Unpublished opinions, Memorandum, § **14:124**
- Unpublished opinions, when to, § **14:134**
- Withdrawal of opinion upon application of parties, § **14:130**

ORAL ARGUMENT

- Generally, § **14:74 et seq.**
- Accelerated docket, § **14:77, 25:96**
- Amicus curiae, § **5:28**
- Capital appeals, § **25:91**
- Civil Appeals Court, § **1:39**
- Concessions, § **14:79**
- Court of Civil Appeals, § **14:75**
- Criminal Appeals Court
 - Generally, § **1:54, 25:72, 25:73**
 - Accelerated docket appeals, § **25:95**
 - Capital appeals, § **25:91**
 - Jurisdiction, § **25:123**
- District Courts, Administrative Procedures Act, § **24:16**
- Dockets and docketing, accelerated docket, § **14:77**
- Fast track, oral argument on accelerated docket and, § **14:77**
- Jurisdiction, § **22:28, 25:123**
- Motions, § **14:74**
- Original actions, § **14:78**
- Rehearing, § **16:18**
- Scheduling conflicts, § **14:80**
- Summary judgments, accelerated appeals, § **19:14**
- Supreme Court, § **14:75**
- Supreme Court of Oklahoma, § **1:20**
- Tenth Circuit Court of Appeals** (this index)

ORDERS COMPELLING ARBITRATION

- Commencement of appeal, § **4:36**

ORGANIZATION

- Briefing, § **25:66**
- Criminal Appeals Court
 - Generally, § **1:46, 25:2**
 - Briefing, § **25:66**
- Supreme Court of Oklahoma, § **1:5**

ORIGINAL ACTIONS

- Amicus curiae, § **5:20**
- Briefs, cross references, § **13:58**
- Costs and expenses, § **14:154**
- Petitions, original actions in Oklahoma Supreme Court, § **22:10, 22:21**

INDEX

ORIGINAL ACTIONS—Cont'd

Preservation of error for appeal, estimating time to complete appellate process, § 15:180

Sanctions, § 14:164, 14:181

ORIGINAL JURISDICTION

Jurisdiction (this index)

ORIGINAL RECORDS

Criminal Appeals Court, filing of certified copy of original record, § 25:121

ORIGINAL TRANSCRIPT

Criminal Appeals Court, filing of certified copy of original transcript, § 25:121

OWN MOTION

Supreme Court of Oklahoma, sua sponte retransfer by Supreme Court, § 10:5

PAGES

Briefs, page limitations, § 13:34

PARAGRAPH CITATION FORM

Opinions or decisions, § 14:136, 14:144

PARENTS AND CHILDREN

Preservation of error for appeal, termination of parental rights, § 15:162

PAROL MATTERS

Oral Argument (this index)

Preservation of error for appeal, § 15:75

Summary judgments, § 19:14

Supreme Court of Oklahoma, § 1:20

Tenth Circuit Court of Appeals (this index)

PARTIES

Generally, § 5:1 to 5:30

Amicus Curiae (this index)

Capacity of parties on appeal, § 5:8

Captions (this index)

Coappellants, § 5:4

Commencement of appeal, judgments involving multiple parties, § 4:17 et seq.

Corporation commission, appeals from, § 21:29

Corporations, representation required, § 5:9

Counter appellants, § 5:5

Crossappellants, § 5:5

Death of party, substitution upon, § 5:11

Designation as appellant or appellee, § 14:6

Intervention, § 5:7

Jurisdiction, § 5:6, 22:42, 22:43

Justiciability (this index)

Limited liability companies, representation required, § 5:9

Multiple parties

Captions, § 14:10

Commencement of appeal, judgments involving multiple parties, § 4:17 et seq.

Necessary Parties (this index)

Preservation of error for appeal, § 15:31

Standing (this index)

State as necessary party appellee, § 5:29, 5:30

Substitution of Parties (this index)

PARTIES—Cont'd

Tenth Circuit Court of Appeals

Commencement of appeal, certificate of interested parties, § 26:74

Jurisdiction, standing to appeal, § 26:53

Standing to appeal, jurisdiction, § 26:53

Substitution of parties, § 26:207

PARTITION

Preservation of error for appeal, § 15:141

PATENTS

Tenth Circuit Court of Appeals, stay of execution of judgment pending appeal, § 26:87

PAYMENTS

Criminal Appeals Court, commencement of action by payment of filing fee, § 25:41

Filing fees

Privacy protections, sensitive information, § 14:24

Justiciability, payment of judgment as voluntary, § 3:16

Petitions, payment of cost deposit, § 7:6, 7:8

Record on appeal, payment of transcription costs, § 12:18

Tenth Circuit Court of Appeals, commencement of appeal, § 26:63

PENDENT JURISDICTION

Tenth Circuit Court of Appeals, appeal of interlocutory orders, § 26:27

PENDING MATTERS

Bonds, bail bond pending appeal, § 25:162

Briefs, suspension of briefing time when motion to dismiss pending, § 13:27

Civil Appeals Court, certiorari from Supreme Court to, § 17:16

Commencement of appeal, calculation of time, § 4:46

Criminal Appeals Court (this index)

Guilty plea, bail pending appeal, § 25:55

Jurisdiction, prohibition writ, § 22:57

Mandates, suspension of mandate pending petition for certiorari in United States

Supreme Court, § 18:3

Motions, § 14:69

Questions of law or fact, procedure for certifying questions of law, § 23:10

Rehearing, § 16:6

Stay and supersedeas, time for filing posttrial motions, § 11:8 to 11:11

Tenth Circuit Court of Appeals (this index)

United States Supreme Court, stay by lower court pending outcome of petition for writ of certiorari, § 27:3

PERFECTION OF APPEAL

Criminal Appeals Court (this index)

PERLMAN DOCTRINE

Tenth circuit court of appeals, § 26:11

PERMANENT DIVISIONS

Civil Appeals Court (this index)

PERSONAL CONFLICTS

Amicus curiae, § 5:17

PERSONAL JURISDICTION

Standard of review, § 15:141

PERSUASION

Civil Appeals Court, persuasive value of opinions, § 1:40

INDEX

PETITIONS

Generally, § 7:1 et seq.

Amendment of petition in error, § 7:9

Amicus curiae, petition for rehearing, § 5:22

Banking board or commissioner, petition in error, § 21:87, 21:88

Captions (this index)

Civil Appeals Court, certiorari from Supreme Court to, § 17:3 to 17:5, 17:9, 17:14, 17:15

Completion, petition in error, § 7:1, 8:3

Cost deposit, payment of, § 7:6, 7:8

Counter-appeals, cross-appeals, and other multiple appeals

 Mistake or error, petition in error and response, § 9:5

 Prior docket number, filing subsequent petition under, § 9:6

Counterpetition

 Response to petition in error, § 8:2

 Workers' compensation, counterpetition for review, time to file, § 21:54

Criminal Appeals Court (this index)

Crosspetition, response to petition in error, § 8:2

Deposits, payment of cost deposit, § 7:6, 7:8

District courts, appeals from tribunals other than, § 21:17, 21:19

Emergency panel, § 25:6, 25:7

Error. Mistake or error, *infra*

Extensions of time, petition motion, § 14:41, 14:43

Extraordinary writ petition, original actions in Oklahoma Supreme Court, § 22:10

Files and filing

 Generally, § 7:4, 7:5, 7:8

 Petitions, filing of copies of appeal documents in trial court, § 14:47, 14:48

 Response to petition in error, § 8:1, 8:4

Interlocutory Appeals (this index)

Jurisdiction

 Extraordinary writ petition, original actions in Oklahoma Supreme Court, § 22:10

 Original actions in Oklahoma Supreme Court, § 22:10, 22:21

 Standards governing assumption of original jurisdiction and issuance of remedial writs, § 22:49

Mail, filing petition and paying cost deposit by, § 7:8

Mandates, suspension of mandate pending petition for certiorari in United States Supreme Court, § 18:3

Mistake or error

 Generally, § 7:1 et seq.

 Appearance, petition in error and entry of, § 20:9, 20:10

 Preservation of error for appeal, § 15:57

 Response to petition in error, *infra*

Multiple appeals, § 7:2

Number filed, petition in error, § 7:5, 8:4

Oral argument, grant, § 14:75

Original actions in Oklahoma Supreme Court, § 22:10, 22:21

Payment of cost deposit, § 7:6, 7:8

Preservation of error for appeal, § 15:57

Prior docket number, filing subsequent petition under, § 9:6

Records. Files and filing, *supra*

Rehearing, petitions for, § 16:1 to 16:21

Response

 Extensions of time, motion to extend time to respond to petition, § 14:41

 Mistake or error. Response to petition in error, *infra*

 Rehearing, response to petition for, § 16:16

PETITIONS—Cont'd

Response to petition in error

Generally, § 8:1 to 8:5, 9:5

Banking board or commissioner, response to petition in error, § 21:88

Completion of form, § 8:3

Counter-appeals, cross-appeals, and other multiple appeals, response to petition in error, § 9:5

Counterpetition, § 8:2

Crosspetition, § 8:2

District courts, response to petition in error for appeals from tribunals other than, § 21:19

Files and filing, § 8:1, 8:4, 14:48

Interlocutory appeals, response to petition in error and entry of appearance, § 20:10

Mistake or error, response to petition in error and entry of appearance, § 20:10

Number filed, § 8:4

Time to file, § 8:1

Sanctions, failure to timely respond to petition in error, § 14:179

Second petition

Rehearing, second petition for, § 16:13

Tenth Circuit Court of Appeals, second habeas corpus petition, § 26:322

Separate appeals required for separate cases, § 7:3

Standards governing assumption of original jurisdiction and issuance of remedial writs, § 22:49

Summary judgments, accelerated appeals, § 19:2, 19:7

Supplemental petition in error, § 7:9

Tax review court, response to petition in error, § 21:80

Tenth Circuit Court of Appeals

Habeas corpus, second or successive petition for, § 26:322

Rehearing, petition for, § 26:291, 26:292

Three-strike rule for prisoners in forma pauperis filings, § 7:7, 25:42

Time to file, § 8:1, 21:54

Trial court, jurisdiction pending appeal, § 14:83

United States Supreme Court, petition for certiorari, § 27:2 to 27:6

Workers' Compensation (this index)

PHOTOGRAPHS

Criminal Appeals Court, standards of review, § 25:200

PLACE OR LOCATION

Commencement of action, district courts, § 24:24

District courts

Commencement of action, § 24:24

Venue, § 24:8

Records, place to file documents on appeal, § 14:22

Settlement conferences, place of, § 14:97

Venue, district courts, § 24:8

PLAIN ERROR

Criminal Appeals Court, preservation of error, § 25:225

PLEADINGS

Civil Appeals Court, certiorari from Supreme Court to, § 17:9

Preservation of error for appeal

Amendment of pleadings, § 15:93

Standard of review, § 15:66, 15:93

Standard of review, Tenth Circuit Court of Appeals

Amendment to pleading, § 26:135

INDEX

PLEADINGS—Cont’d

Standard of review, Tenth Circuit Court of Appeals—Cont’d
Pleading fraud, § **26:171**

PLEAS

Criminal Appeals Court (this index)
Guilty Plea (this index)

POLITICAL QUESTIONS

Justiciability, § **3:30**

POLITICAL SUBDIVISIONS

State or Political Subdivisions (this index)

POOR PERSONS

Indigents (this index)

PORTIONS OF RECORD

Filing of copies of appeal documents in trial court, § **14:51**

POSTBRIEFING STAGES

Critical stages of appeal, checklists, § **2:8**

POST-CONVICTION APPEALS

Criminal Appeals Court, standards of review, § **25:201**

POST-CONVICTION DNA ACT

Criminal appeals court, § **25:113**

POST-CONVICTION PROCEDURE ACT

Criminal Appeals Court (this index)

POSTJUDGMENT ACTIONS OR PROCEEDINGS

Commencement of appeal, judgments involving multiple claims or multiple parties,
§ **4:29**

Sanctions, advisory committee comment on postjudgment procedures, § **14:171**

Tenth Circuit Court of Appeals

Joinder determination, § **26:169**

Postjudgment motion, § **26:174**

Trial court, jurisdiction pending appeal, § **14:90**

POST JUDGMENT ORDERS

Suspend appeal time, does not

Tenth circuit court of appeals, § **26:12**

POSTOPINION PROCEDURE

Summary judgments, accelerated appeals, § **19:17**

POSTPONEMENT

Rehearing, standards, § **16:6**

POSTTRIAL MOTIONS

Appealing order disposing of post-trial motion, § **4:56**

Certified interlocutory orders, § **20:27**

Commencement of appeal, orders disposing of posttrial motions, § **4:69**

Commencement of Appeal (this index)

Corporation commission, appeals from, § **21:30**

Interlocutory Appeals (this index)

Jurisdiction pending appeal, § **14:83**

Service, § **4:49**

Stay and supersedeas, time for filing, § **11:8 to 11:11**

Tenth Circuit Court of Appeals, stay of execution of judgment pending appeal, § **26:79**

POSTTRIAL MOTIONS—Cont’d

Time to commence interlocutory appeals, § 20:8

PRACTICE ON APPEAL

Electronic filing, procedures, § 14:1

PRACTICE POINTERS

Questions of law or fact, § 23:5

PREBRIEFING

Critical stages of appeal, prebriefing checklists, § 2:3, 2:4

PRECEDENTS

Appellate opinions, § 14:125

Civil Appeals Court, precedential value of opinions, § 1:40

Court of Civil Appeals opinions, § 14:126

Opinions or decisions, precedential effect, § 14:125 et seq.

Precedential value

Court of Civil Appeals opinions, § 14:128

Questions of law or fact

Answers to certified questions, precedential value of, § 23:4

Procedure for certifying questions of law, § 23:11

Taint on precedential value of decisions, § 14:127

United States Supreme Court, plurality or equally-divided opinion, § 27:5

Unpublished (Memorandum) opinions, § 14:124

PRECLUSION DOCTRINES

Standard of review, § 15:142

PREEMPTION

Standard of review, § 26:172

PREJUDGMENT INTEREST

Tenth circuit court of appeals, § 26:173

PRELIMINARY MATTERS

Criminal Appeals Court, preliminary hearing, § 25:202

PREMATURITY

Commencement of appeal

Petition in error, § 4:66, 4:67

Posttrial motions, § 4:50

Rehearing, premature petition, § 16:7

Tenth Circuit Court of Appeals, commencement of appeal, § 26:50

PRESENTATION

Tenth Circuit Court of Appeals, presentation of oral argument, § 26:276

PRESERVATION OF APPELLATE ERROR

Amendment of complaint

Specific issues, § 26:116

Specific issues

Amendment of complaint, § 26:116

Inconsistent verdicts, § 26:117

Tenth Circuit Court of Appeals, § 26:109 et seq.

Invited error doctrine, § 26:110

PRESERVATION OF ERROR FOR APPEAL

Generally, § 15:1 et seq.

Generally, § 15:44

Abuse of discretion, standard of review, § 15:77

INDEX

PRESERVATION OF ERROR FOR APPEAL—Cont'd

- Acceleration, estimating time to complete appellate process, § 15:177
- Additur, varieties of appellate dispositions, § 15:180
- Adequacy or inadequacy of damages, § 15:17
- Administrative decisions, standard of review, § 15:91
- Adverse possession, § 15:92
- Advisory, standard of review, § 15:88
- Affirmance rates
 - Varities of appellate dispositions, § 15:186
- Affirmance, varieties of appellate dispositions, § 15:178
- Agency officer's proposed findings and conclusions, § 21:11
- Alternate grounds
 - Appellate decision, § 15:174
- Alternate grounds, § 15:45, 15:184
- Amendment of complaint, § 26:115
- Amendment of pleadings, standard of review, § 15:93
- Amendments of pleadings, § 15:9
- Amicus curiae, § 5:14, 15:45
- Appellate court's decision, § 15:168
- Arbitration, standard of review, § 15:94
- Arguments
 - Briefs on appeal, § 15:48
 - Standard of review, § 15:65
- Assumption of risk, standard of review, § 15:106
- Attorneys
 - Disqualification, § 15:52
 - Fees. Attorney's fees, *supra*
 - Misconduct of attorney, § 15:13
- Attorney's fees
 - Standard of review, § 15:45, 15:95
- Attorney's fees, costs, ancillary relief
 - Specific rules, § 15:10
- Bar disciplinary proceedings, standard of review, § 15:96
- Bifurcation, § 25:226
- Bifurcation, Criminal Appeals Court, § 25:226
- Briefs
 - Generally, § 15:47 *et seq.*
 - Amicus curiae brief, § 15:45
 - Criminal appeals, § 25:227
- Capacity to sue, § 15:11
- Capital cases, Criminal Appeals Court, § 25:231
- Certification of class, standard of review, § 15:96
- Certiorari
 - Generally, § 15:51
 - Estimating time to complete appellate process, § 15:179
- Change in law after trial court's decision, § 15:173
- Choice of law, § 15:97
- Choice of law, standard of review, § 15:79
- Civil Appeals Court, certiorari from Supreme Court to, § 17:11
- Class certification, standard of review, § 15:96
- Conduct. Misconduct, *infra*
- Confessions, § 25:228
- Confinement to appellate record, summary judgments, § 15:155
- Confirmation of sheriff's sale, standard of review, § 15:100
- Consolidation, standard of review, § 15:101

PRESERVATION OF ERROR FOR APPEAL—Cont’d

- Constitutional issues
 - Generally, § 15:13
 - Standard of review, § 15:102
- Contempt, standard of review, § 15:103
- Continuances, standard of review, § 15:104
- Contributory negligence, standard of review, § 15:106
- Costs and expenses. Attorney’s fees, *supra*
- Criminal Appeals Court** (this index)
- Damages
 - Excessive damages, § 15:17
 - Standard of review, § 15:107 *et seq.*
- Death of party, disposition of appeal, § 15:177
- Default judgments, vacation of judgment, § 15:165
- Defenses, generally, § 15:14
- Demurrer, standard of review, § 15:112
- De novo standard of review, § 15:89, 15:154
- Directed verdict, standard of review, § 15:112
- Disciplinary proceedings, standard of review, § 15:96
- Discovery, standard of review, § 15:113
- Discretion, standard of review, § 15:77
- Dismissal
 - Summary judgments, § 15:158
 - Varieties of appellate dispositions, § 15:184
- Disposition of appeal, generally, § 15:164 *et seq.*
- Disqualification
 - Counsel, § 15:52
 - Judges, *infra*
 - Trial judge, § 15:53
- Domestic relations, standard of review, § 15:116
- Effect of remand
 - Varieties of appellate dispositions, § 15:185
- Election disputes, standard of review, § 15:117
- Equity
 - Disposition of appeal, § 15:169
 - Standard of review, § 15:71, 15:85 *et seq.*
- Estimating time to complete appellate process, § 15:177
- Evidence
 - Generally, § 15:16
 - Discovery, standard of review, § 15:113
 - Insufficiency of, § 15:54
 - Presumptions, *infra*
 - Standard of review, § 15:70, 15:81 *et seq.*, 15:112, 15:118
 - Sufficiency of evidence, *infra*
 - Witness testimony, § 15:41, 15:56
- Exceptions, § 15:7
- Excessive damages, § 15:17
- Execution of instruments, standard of review, § 15:119
- Exemplary damages, standard of review, § 15:108
- Failure to state a claim
 - Generally, § 15:18
 - Standard of review, § 15:121
- Federal trilogy status in Oklahoma, § 15:158
- Files and filing
 - Briefs on appeal, § 15:47

INDEX

PRESERVATION OF ERROR FOR APPEAL—Cont'd

Files and filing—Cont'd

Petition, generally, § 15:1 et seq.

Presenting issues, trial court, § 15:2

Filing another action, § 15:19

Fundamental error, § 15:20

Governing law, standard of review, § 15:79

Harmless error, standard of review, § 15:76

Injunctions, standard of review, § 15:124

In limine motion, § 15:30, 26:119

Instructions to jury

Generally, § 15:26, 15:55

Standard of review, § 15:132

Intentional infliction of emotional distress, § 15:125

Interlocutory orders, § 15:21

Intervention, standard of review, § 15:126

Invited error, § 15:3

Journal entry, standard of review, § 15:75

Judge-made doctrines, § 15:128

Judges

Disqualification of judge, § 15:22, 15:115

Standard of review, § 15:115

Judgment notwithstanding the verdict, standard of review, § 15:127

Judicial sale, standard of review, § 15:129

Jurisdiction

Generally, § 15:23, 15:24

Standard of review, § 15:130

Subject matter

Standard of review, § 15:131

Jury and jury trial

Advisory, standard of review, § 15:88

Instructions to jury, *supra*

Misconduct of juror, § 15:25

Selection of jury, § 15:27

Standard of review, § 15:134

Verdict, *infra*

Voir dire, § 15:167

Jury issues other than instructions, § 15:133

Jury selection, § 25:234

Legal duty, § 15:135

Legal theory, § 15:29

Limitation of actions, § 15:36

Limitations issues, § 15:136

Limitations or restrictions

Standard of review, § 15:134

Statute of limitations, § 15:36

Summary judgments, § 15:154

Mandate, § 15:180

Misconduct

Attorney, § 15:13

Juror, § 15:25

Mistrials, standard of review, § 15:137

Modification, varieties of appellate dispositions, § 15:181

Motions

In limine motion, § 15:30

PRESERVATION OF ERROR FOR APPEAL—Cont'd

Motions—Cont'd

Summary judgments, dismissal motion, § 15:158

Motions in limine, § 25:235

Necessity of request or objection to findings of fact, § 26:120

Negligence, standard of review, § 15:106

New trial

Denial

Standard of review, § 15:139

Grant

Standard of review, § 15:140

Motions, § 15:5

Standard of review, § 15:138 et seq.

Nonverbal events at trial, criminal appeals, § 25:236

Notice, summary judgments, § 15:160

N.O.V. judgment, standard of review, § 15:127

Nunc pro tunc entry, disposition of appeal, § 15:177

Oral rulings of trial court, standard of review, § 15:75

Original actions, estimating time to complete appellate process, § 15:181

Parental rights, termination of, § 15:162

Parties, § 15:31

Partition actions, standard of review, § 15:141

Petition in error, § 15:57

Plain error, Criminal Appeals Court, § 25:225

Pleadings

Amendment of pleadings, § 15:93

Standard of review, § 15:66, 15:93

Presumptions

Standard of review, § 15:64 et seq., 15:70, 15:74

Summary judgments, § 15:159

Probate cases, standard of review, § 15:143

Procedural errors, generally, § 15:32

Process, § 15:33

Public law issues, § 15:34

Public policy issues, § 15:144

Punitive damages, standard of review, § 15:108

Qualified immunity, § 15:145

Question of law or fact

Standard of review, § 15:61

Quiet title, § 15:146

Rates of affirmance for Supreme Court and Court of Civil Appeals, § 15:178

Receivers, standard of review, § 15:147

Record on appeal, § 15:58

Records

Briefs on appeal, § 15:49

Disposition of appeal, § 15:171

Files and filing, supra

Standard of review, record silent, § 15:64

Referee, standard of review, § 15:72

Rehearing

Generally, § 15:50

Estimating time to complete appellate process, § 15:179

Remand, varieties of appellate dispositions, § 15:176

Remittitur

Standard of review, § 15:109

INDEX

PRESERVATION OF ERROR FOR APPEAL—Cont'd

Remittitur—Cont'd

Varieties of appellate dispositions, § 15:179

Restrictions. Limitations or restrictions, *supra*

Resulting trust, standard of review, § 15:149

Reversal

Appellate decision, § 15:175

New grounds, reversal on, § 15:4

Varieties of appellate dispositions, § 15:182

Sales

Judicial sale, standard of review, § 15:129

Sheriff's sale, standard of review, § 15:100

Sanctions, standard of review, § 15:150

Scrivener's errors, § 25:237

Separation of actions, standard of review, § 15:101

Separation of powers, § 15:59

Sheriff's sale, standard of review, § 15:100

Silence of record, standard of review, § 15:64

Sovereign immunity, § 26:121

Special master, appointment of, § 15:172

Specific rules, § 15:8

Standard of review, § 15:63 *et seq.*

Statute of limitations, § 15:36

Statutes

Limitation of actions, § 15:36

Standard of review, § 15:73

Stipulations, § 15:37

Subject matter jurisdiction, § 15:24

Sufficiency of evidence

Generally, § 15:38, 15:54

Appellate court, § 15:85

Factual determinations, § 15:84

Law action tried, § 15:82

Standard of proof, § 15:86

Standard of review, § 15:83

Summary judgments

Confinement to appellate record, § 15:155

De novo standard of review, § 15:154

Dismissal motion, § 15:158

Federal trilogy status in Oklahoma, § 15:161

First instance determinations on issues not addressed by trial court, § 15:157

Notice, § 15:160

Preservation before commencement of appeal, § 15:39

Presumptions, § 15:159

Restrictions, § 15:154

Surprise, § 15:40

Termination of parental rights, § 15:162

Testimony, § 15:41, 15:56

Time, limitation of actions, § 15:36

Trial court

Standard of review, § 15:63, 15:69, 15:75

Trial administration, § 15:163

Trial court's reasoning, § 15:156

Tribunals other than district courts, § 21:11

Trusts, standard of review, § 15:149

PRESERVATION OF ERROR FOR APPEAL—Cont’d

- Two judge rule, Criminal Appeals Court, § 25:240
- Undecided issue
 - Disposition of appeal, § 15:170
- Vacating or setting aside
 - Generally, § 15:164, 15:183
 - Default judgments, § 15:165
- Validity of trial court decision, recognition of, § 15:35
- Varieties of appellate dispositions, § 15:178
- Venue, § 15:41, 15:163
- Verdict
 - Jury and jury trial, § 15:28, 15:74
 - Standard of review, § 15:74, 15:112, 15:127
- Verification, § 15:43
- Voir dire, § 15:167
- Witness testimony, § 15:41, 15:56

PRESIDING JUDGES

- Civil Appeals Court, three-judge panels, § 1:29

PRESUMPTIONS

- Briefs, presumption of correctness of trial court’s decision, § 13:41
- Preservation of error for appeal
 - Standard of review, § 15:64 et seq., 15:70, 15:74
 - Summary judgments, § 15:159
- Standard of review, § 15:64 et seq., 15:74, 25:203
- Summary judgments, § 15:159

PRETRIAL PROCEEDINGS

- Tenth Circuit Court of Appeals, standard of review, § 26:159

PREVAILING PARTY

- Sanctions, § 14:163, 14:166

PRINTING

- Costs of printing briefs and other documents, § 14:151

PRIOR MATTERS

- Commencement of appeal
 - Judgments involving multiple claims or multiple parties, former case law superseded, § 4:21
 - Posttrial motions, former law comparison, § 4:61
- Counter-appeals, cross-appeals, and other multiple appeals, filing subsequent petition under prior docket number, § 9:6
- Multiple claims or multiple parties, judgments involving, § 4:21
- Petitions, filing subsequent petition under prior docket number, § 9:6
- Posttrial motions, former law comparison, § 4:61
- Summary judgments, accelerated appeals, § 19:11

PRISONERS

- Three-strike rule for in forma pauperis filings, § 7:7, 25:42

PRIVACY PROTECTION

- Generally, § 14:24

PRIVATE DISPUTE RESOLUTION

- Settlement conferences, § 14:98

INDEX

PROBATE PROCEEDINGS

- Commencement of appeal
 - Generally, § 4:89
 - Multiple claims or multiple parties, judgments involving, § 4:30
 - Multiple claims or multiple parties, judgments involving, § 4:30
 - Preservation of error for appeal, standard of review, § 15:143

PROCEDURAL ERRORS

- Preservation of Error for Appeal** (this index)

PROCEDURAL REQUIREMENTS

- Jurisdiction, § 3:4

PROCEDURE

- Questions of law, procedure for certifying, § 23:6 et seq.
- Record on appeal, procedure for designation of, § 12:4 to 12:18
- Tenth Circuit Court of Appeals, procedural formalities, § 26:272

PROCESS SERVICE

- Service of Process and Papers** (this index)

PROFESSIONAL RESPONSIBILITY TRIBUNAL

- District Courts, other appeals from tribunals other than, § 21:94 to 21:95

PROHIBITION WRITS

- Criminal Appeals Court** (this index)
 - Jurisdiction, § 22:50 et seq.
 - Statute of limitations, § 25:137

PRONOUNCEMENT

- Criminal Appeals Court, time to commence regular appeal, § 25:37

PROPERTY

- Commencement of Appeal** (this index)
- State Board for Property and Casualty Rates. **Property and Casualty Rates, State Board for** (this index)
- Supersedeas by right, real property, § 11:23

PROPERTY AND CASUALTY RATES, STATE BOARD FOR

- Generally, § 21:60 to 21:66
- Briefing, response to petition in error, § 21:65
- Commencement of appeal, § 21:61
- Mistake or error, response to petition in error, § 21:62
- Petitions, response to petition in error, § 21:62
- Record preparation, response to petition in error, § 21:63
- Response to petition in error, § 21:62
- Standard of review, response to petition in error, § 21:66
- Stay of decision, response to petition in error, § 21:64

PRO SE

- Criminal Appeals Court, pro se appeal, § 25:25

PROSECUTORIAL MISCONDUCT

- Criminal Appeals Court, standards of review, § 25:204

PUBLICATION

- Court of Civil Appeals opinions, Approved, § 14:126
- Criminal Appeals Court, publication of emergency panel decision, § 25:9
- Opinions or Decisions** (this index)
- Service of process and papers, publication as method of service, § 14:31

PUBLIC INTEREST

- Amicus curiae, public interest litigation, § 5:13
- Justiciability
 - Mootness doctrine, public interest exception, § 3:20
 - Standing, public interest exception, § 3:25
- Mootness doctrine, public interest exception, § 3:20
- Standing, public interest exception, § 3:25

PUBLIC JURIS

- Standards governing assumption of original jurisdiction and issuance of remedial writs, § 22:45

PUBLIC POLICY ISSUES

- Preservation of error for appeal, § 15:144

PUBLIC UTILITIES

- Corporation commission, public utilities regulation, § 21:25 to 21:46
- State as necessary party appellee, § 5:30

PUNISHMENT

- Sentence and Punishment** (this index)

PUNITIVE DAMAGES

- Preservation of error for appeal, standard of review, § 15:108

QUALIFICATION OR DISQUALIFICATION

- Attorney disqualification orders, § 4:79
- Judges** (this index)
- Preservation of Error for Appeal** (this index)
- Supreme Court of Oklahoma, qualification or disqualification of Justices of, § 1:6, 1:8
- Tenth Circuit Court of Appeals, disqualification of appellate judges, § 26:208

QUALIFIED IMMUNITY

- Preservation of error for appeal, § 15:145

QUANTITY

- Amount or Quantity** (this index)

QUASHAL

- Commencement of appeal, orders for quashal of summons, § 4:68

QUESTION OF LAW OR FACT

- Preservation of error for appeal
 - Standard of review, § 15:61
- Presumptions on appellate review, § 15:62

QUESTIONS OF LAW OR FACT

- Acceptance or rejection of question, procedure after certification, § 23:13
- Advantages, certified questions of law, § 23:3
- Briefs, § 13:61, 23:17
- Certified questions of law
 - Generally, § 23:1 et seq.
 - Acceptance or rejection of question, procedure after certification, § 23:13
 - Advantages of certification, § 23:3
 - Amicus curiae, § 5:23
 - Briefing, procedure after certification, § 23:17
 - Contents of certification order, § 23:9
 - Costs, procedure after certification, § 23:20
 - Federal standards for certifying to state court, § 23:12
 - Fees, procedure after certification, § 23:20

INDEX

QUESTIONS OF LAW OR FACT—Cont'd

Certified questions of law—Cont'd

Historical development of Uniform Certification of Law Act, § 23:1

Limitations, answer limited to questions fairly comprised within certified question, § 23:14

Pending causes, procedure for certifying questions of law, § 23:10

Practice pointers, § 23:5

Precedent

Answers to certified questions, precedential value of, § 23:4

Procedure for certifying questions of law, § 23:11

Procedure for certifying questions of law, § 23:6 et seq.

Reformulation of question, power as to, § 23:16

Statement of facts relevant to question, § 23:15

Statutes

Necessity of statutory authority to answer certified question, § 23:2

Procedure for certifying questions of law, § 23:8

Supreme Court or Criminal Appeals Court, certification by, § 23:21 et seq.

Time, procedure after certification, § 23:13 et seq.

Transmission of decision to certifying court, § 23:19

Uniform Certification of Law Act, historical development of, § 23:1

Contents of certification order, § 23:9

Costs, procedure after certification, § 23:20

Criminal Appeals Court, standards of review, § 25:205

Fees, procedure after certification, § 23:20

Historical development of Uniform Certification of Law Act, § 23:1

Justiciability, certified questions of law, § 3:13

Limitations, answer limited to questions fairly comprised within certified question, § 23:14

Pending causes, procedure for certifying questions of law, § 23:10

Practice pointers, § 23:5

Precedent

Answers to certified questions, precedential value of, § 23:4

Procedure for certifying questions of law, § 23:11

Procedure for certifying questions of law, § 23:6 et seq.

Reformulation of question, power as to, § 23:16

Statement of facts relevant to question, § 23:15

Statutes, certified questions of law, § 23:2, 23:8

Tenth Circuit Court of Appeals, standard of review, § 26:126, 26:127

Time, procedure after certification, § 23:13 et seq.

Transmission of decision to certifying court, § 23:19

Uniform Certification of Law Act, historical development of, § 23:1

QUI TAM ACTIONS

Commencement of appeal, termination order, § 4:28

QUORUM

Supreme Court of Oklahoma, § 1:5

QUOTATIONS

Briefs, form and content requirement, § 13:47

QUO WARRANTO

Jurisdiction, § 22:67

RATES AND CHARGES

Corporation commission, appeals from, § 21:33

Property and Casualty Rates, State Board for (this index)

REAL PROPERTY

Supersedeas by right, § 11:23

REASONABLE EXPENSES

Sanctions, § 14:174

REBUTTAL

Tenth Circuit Court of Appeals, oral argument, § 26:278

RECALL

Mandate, recall of, § 18:4

RECASTING

Interlocutory appeals, certified interlocutory orders, § 20:38

RECEIVERS AND RECEIVERSHIP

Appointments

Interlocutory appeals, vacation of appointment of receiver, § 20:14

Stay and supersedeas, appointment of receivers, § 11:37

Commencement of appeal, § 4:85

Interlocutory appeals, vacation of appointment of receiver, § 20:14

Jurisdiction, Tenth Circuit Court of Appeals, § 26:22

Preservation of error for appeal, standard of review, § 15:147

Stay and supersedeas

Appointment of receivers, § 11:37

Tenth Circuit Court of Appeals, stay of execution of judgment pending appeal,
§ 26:87

Tenth Circuit Court of Appeals

Jurisdiction, appeal of interlocutory orders, § 26:22

Stay of execution of judgment pending appeal, § 26:87

RECITALS

Supersedeas bond, recitals in, § 11:59

RECORD ON APPEAL

Generally, § 12:1 et seq.

Accelerated appeals from summary judgments. **Summary Judgments** (this index)

Accuracy of record, assurance, § 12:26

Alternates and alternatives, designation of record, § 12:10, 12:20

Amendment or correction of appellate record, § 12:36, 12:37

Assembly of record

Completion of record, § 12:24

Summary judgments, record on accelerated appeal, § 19:6

Banking board or commissioner, § 21:89

Completion of record

Generally, § 12:21 to 12:27

Accuracy, ensuring, § 12:26

Appellant's responsibility to ensure timely completion and transmission, § 12:21

Assembling record, procedure for, § 12:24

Court report's duties as to transcripts and exhibits, § 12:23

Exhibits, court report's duties as to, § 12:23

Notice of completion of record, § 12:25

Time for completion, § 12:22

Timely completion and transmission, appellant's responsibility to ensure, § 12:21

Transcripts, court report's duties as to, § 12:23

Transmission, § 12:27

Corporation commission

Generally, § 21:31

INDEX

RECORD ON APPEAL—Cont'd

Corporation commission—Cont'd

Oil and gas regulation, § 21:42

Costs and expenses

Filing fees, procedure for designation of record, § 12:15

Payment of transcription costs, procedure for designation of record, § 12:18

Counterappellant, designation of record by, § 12:6

Court reporter, procedure for designation of record, § 12:18

Criminal Appeals Court (this index)

Crossappellant, designation of record by, § 12:6

Defined, § 12:1

Delivery to court reporter, procedure for designation of record, § 12:18

Designation of record, generally, § 12:2 et seq.

District courts, § 21:21, 24:14, 24:15

Docket sheet, procedure for designation of record, § 12:10

Evidence, procedure for designation of record, § 12:20

Excessive designations, § 12:11, 12:12

Exhibits, procedure for designation of record, § 12:15

Expenses. Costs and expenses, *supra*

Filing fees, procedure for designation of record, § 12:17

Forms, designation of record for, § 12:9

Importance of designation of record, § 12:2

Indigents, supplementation of record on appeal, § 25:49

Ineffective assistance of counsel, § 25:51

Interpreted proceedings, § 12:14

Juror questionnaires, § 12:16

Narrative statement of record, § 12:28 to 12:33

Necessity of designation of record, § 12:2

Notice, § 12:23, 25:47

Notice of completion, § 12:25

Oil and gas regulation, § 21:42

Payment of transcription costs, procedure for designation of record, § 12:18

Poor persons, supplementation of record on appeal, § 25:49

Preservation of error for appeal, § 15:58

Procedure for designation of record, § 12:4 to 12:18

Sealed documents, § 26:208

Sealed documents, references to, § 13:50

Sealing documents, § 12:3

Special master, appointment to clarify or supplement record, § 12:38

Statute, designation of record by, § 12:8

Stipulation, designation of record by, § 12:7, 12:19

Sufficiency or insufficiency of evidence, procedure for designation of record, § 12:20

Supplement and supplementation, § 12:35, 12:38, 25:48 et seq.

Supreme Court, amendment or correction of appellate record before or after transmission to, § 12:36, 12:37

Tax commission, preparation of record on appeal, § 21:71

Tax review court, preparation of record on appeal, § 21:81

Time

Completion of record, § 12:22

Narrative statement of record, § 12:28

Transcripts

Cost of transcription, procedure for designation of record, § 12:18

Procedure for designation of record, § 12:12, 12:18

Transmission of record, § 12:27

Workers' compensation, preparation of record on appeal, § 21:57

RECORDS

- Amicus curiae, filing brief, § 5:19
- Briefs** (this index)
- Civil Appeals Court, certiorari from Supreme Court to, § 17:3, 17:4, 17:6
- Clerk of court, filing of copies of appeal documents in trial court, § 14:52
- Commencement of Appeal** (this index)
- Copies of appeal documents in trial court, filing of, § 14:45 et seq.
- Corporation commission, filed instruments served, § 21:44
- Corrections to filed documents, § 14:20
- Costs and expenses, filing fees, § 14:150
- Counter-Appeals, Cross-Appeals, and Other Multiple Appeals** (this index)
- Court reporter, filing of copies of appeal documents in trial court, § 14:52
- Criminal Appeals Court** (this index)
- Designation of records, filing of copies of appeal documents in trial court, § 14:49 et seq.
- District courts
 - Appeals from tribunals other than, § 21:15
 - Record, necessity of, § 24:25
- Extensions of time
 - Completion of record, motion to extend time for, § 14:42
 - Rehearing, motion to extend time to file petition for, § 14:43
- Form of documents filed on appeal, § 14:19
- Interlocutory Appeals** (this index)
- Jurisdiction** (this index)
- Justiciability, filing same action in another court, § 3:18
- Mistake or error, filing of copies of appeal documents in trial court, § 14:47, 14:48
- Motions** (this index)
- Number of documents to file, § 14:21
- Petitions** (this index)
- Place to file documents on appeal, § 14:22
- Portions of record, filing of copies of appeal documents in trial court, § 14:51
- Preservation of Error for Appeal** (this index)
- Privacy protections, § 14:24
- Professional Responsibility Tribunal, other appeals from tribunals other than District Courts, § 21:95
- Rehearing, filing petitions for, § 16:1 to 16:9, 16:12
- Reporter, filing of copies of appeal documents in trial court, § 14:52
- Reports** (this index)
- Response to petition in error, filing of copies of appeal documents in trial court, § 14:48
- Sanctions, failure to timely advance record-related costs, § 14:180
- Stay and Supersedeas** (this index)
- Stipulation of parties, filing of copies of appeal documents in trial court, § 14:50
- Sufficiency of evidence, filing of copies of appeal documents in trial court, § 14:51
- Summary Judgments** (this index)
- Tenth Circuit Court of Appeals** (this index)
- United States Supreme Court, time to file petition for writ of certiorari, § 27:2
- Workers' compensation, time to file counter or cross-petition for review, § 21:54

RECOVERY

- Costs, recoverable and nonrecoverable under Sec. 978, § 14:151
- Costs, recoverable and nonrecoverable under Sec. 978 and Rule 1.14, § 14:150

RECUSAL

- Civil Appeals Court judges, § 1:34
- Supreme Court of Oklahoma Justices, § 1:8

INDEX

REDUCTION OR DECREASE

Briefing time, reduction of, § 13:26

REFEREE

Preservation of error for appeal, standard of review, § 15:72

REFERENCES

Jurisdiction, original actions in Oklahoma Supreme Court, § 22:19

Tenth Circuit Court of Appeal

Consensual reference, § 26:306

Nonconsensual reference, § 26:305

REFERENDUM PROCEEDINGS

Original jurisdiction of Supreme Court, § 22:73

REFORMULATION

Questions of law or fact, power as to reformulation of question, § 23:16

REFUNDS

Corporation commission, appeals from, § 21:34

REHEARING

Generally, § 16:1 to 16:10

Amicus curiae, rehearing petition, § 5:22

Argument, petition for rehearing, § 16:18

Brief, petitions for rehearing, § 16:10, 16:14, 16:15, 16:17

Certiorari, § 16:2, 16:5 to 16:8, 17:15

Changes, standards, § 16:3

Civil Appeals Court

Generally, § 16:6, 16:21

Certiorari from Supreme Court to Court of Civil Appeals, rehearing petition, § 17:15

En banc, § 1:43

Combining, petition for rehearing, § 16:10, 16:14

Copies filed, petitions for rehearing, § 16:12

Criminal Appeals Court (this index)

Delay, standards, § 16:8

Emergency panel, petition for rehearing, § 25:6

En banc, Civil Appeals Court, § 1:43

Extensions of time, motion to extend time to file petition for rehearing, § 14:43

Filing petitions for rehearing, § 16:1 to 16:9, 16:12

Form of petition for rehearing, § 16:14

Jurisdiction, original actions in Oklahoma Supreme Court, § 22:32

Length of petition for rehearing, § 16:14

Number of filed copies, petitions for rehearing, § 16:12

Opinions or decisions, effect on publication after rehearing, § 14:120

Oral argument, § 14:76, 16:18

Pending matters, standards, § 16:6

Petitions for rehearing, § 16:1 to 16:21

Postponement, standards, § 16:6

Premature petition, standards, § 16:7

Preservation of error for appeal

Generally, § 15:50

Estimating time to complete appellate process, § 15:179

Reliance on materials outside record, § 16:11

Reply briefs on rehearing, § 16:17

Response to petition for rehearing, § 16:16

Second petition for rehearing, § 16:13

Standards, § 16:1 to 16:8

REHEARING—Cont’d

Supreme Court, § 16:4, 16:6, 16:20

Tenth Circuit Court of Appeals

Generally, § 26:288 et seq.

Distinctions between rehearing and en banc determination, § 26:288

Filing petition for rehearing, § 26:291

Petition for rehearing, § 26:286 et seq.

Time, petitions for rehearing, § 16:7 to 16:9

RELEASE

Stay and supersedeas, release or exoneration of supersedeas bond, § 11:65

RELIEF GRANTED

Jurisdiction, § 3:4

RELIEF REFUSAL

Procedural deficiencies

Appellate jurisdiction, § 3:4

REMAND

Preservation of error for appeal, varieties of appellate dispositions, § 15:176

Tenth Circuit Court of Appeals

Class action, order disposing of motion, remand removal, § 26:30

Disposition of appeal, § 26:285, 26:286

Judges, assignment to different judge on remand, § 26:286

Jurisdiction, remands to state court, § 26:29

Removal, order disposing of motion, § 26:30

Supplemental state claims, § 26:8

REMEDIAL WRITS

Jurisdiction (this index)

REMITTITUR

Preservation of error for appeal

Standard of review, § 15:109

Varieties of appellate dispositions, § 15:179

Standard of review, § 15:109

Varieties of appellate dispositions, § 15:179

REMOVAL

Summary judgments, removal of case from accelerated procedure, § 19:8

RENDITION

Commencement of appeal, filing rather than rendition of judgment triggering appeal time, § 4:16

REPETITION

Amicus curiae, avoidance of unnecessary repetition, § 5:24

Justiciability, repetition capability as exception to mootness doctrine, § 3:20

REPLY

Amicus curiae, § 5:27

Civil Appeals Court, certiorari from Supreme Court to, § 17:7

Jurisdiction, original actions in Oklahoma Supreme Court, § 22:16

Motions, § 14:63

REPLY BRIEF

Generally, § 13:12, 13:17, 13:19, 13:31

District courts, appeals from tribunals other than, § 21:24

Jurisdiction, original actions in Oklahoma Supreme Court, § 22:16

INDEX

REPLY BRIEF—Cont’d

Rehearing, § 16:17

REPORTER

Filing of copies of appeal documents in trial court, § 14:52

REPORTS

Citation to Oklahoma Reports, § 14:140

Opinions or decisions

Citation to Oklahoma Reports, § 14:141

Professional Responsibility Tribunal, other appeals from tribunals other than District Courts, § 21:95

Settlement conferences, § 14:108, 14:112

REQUEST

Tenth Circuit Court of Appeals, request for oral argument, § 26:270

RESERVATION

Commencement of appeal, orders for reservation of matters, § 4:5

RES JUDICATA

Jurisdiction, original actions in Oklahoma Supreme Court, § 22:34, 22:35

Opinions, precedential effect, § 14:131

RESPECT

Briefs, respectfulness required, § 13:4

RESPONSE

Amicus curiae, response to brief, § 5:26

Banking board or commissioner, response to petition in error, § 21:88

Counter-appeals, cross-appeals, and other multiple appeals, § 9:5

Criminal Appeals Court, jurisdiction, § 25:123

District courts, response to petition in error for appeals from tribunals other than, § 21:19

Extensions of time, motion to extend time to respond to petition, § 14:41

Filing of copies of appeal documents in trial court, response to petition in error, § 14:48

Interlocutory appeals, response to petition in error and entry of appearance, § 20:10

Jurisdiction, original actions in Oklahoma Supreme Court, § 22:13, 22:15, 22:24

Mistake or error, response to petition in error. **Petitions** (this index)

Motions

Required, § 14:55

Size of, § 14:59

Time to file response, § 14:56

Petitions (this index)

Rehearing, response to petition for, § 16:16

Sanctions, failure to timely respond to petition in error, § 14:179

Size of motions, § 14:59

Summary judgments, accelerated appeals, § 19:7

Tax review court, response to petition in error, § 21:80

Time to file response to motions, § 14:56

Workers’ compensation, petitions for review and response, § 21:52

RESTRAINING ORDERS

Injunction pending appeal, § 11:30, 11:31

RESTRICTIONS

Limitations and Restrictions (this index)

RESULTING TRUST

Preservation of error for appeal, standard of review, § 15:149

RETARDATION

Criminal appeals court, capital appeals procedures, § 25:93

RETENTION OF APPEAL

Supreme Court of Oklahoma (this index)

RETRANSFER

Supreme Court of Oklahoma

Civil Appeals Court, retransfer on certification by, § 10:4

Supreme Court, sua sponte retransfer by, § 10:5

REVERSAL

Motions, § 14:70

Preservation of error for appeal, varieties of appellate dispositions, § 15:182

Tenth Circuit Court of Appeals, disposition of appeal, § 26:279, 26:283

REVOCACTION

Suspension or Revocation (this index)

RIGHT

Supersedeas by, § 11:14 to 11:27

RULES OF COURT

Criminal Appeals Court, § 25:11

SALES

Judicial sale, standard of review, § 15:129

Preservation of error for appeal

Judicial sale, standard of review, § 15:129

Sheriff's sale, standard of review, § 15:100

Sheriff's sale, standard of review, § 15:100

Supersedeas by right, sale of real property, § 11:23

SANCTIONED ATTORNEYS

Non-parties

Commencement of appeal, § 4:25

SANCTIONS

Generally, § 14:159 et seq.

Amount of fees, § 14:165

Attorney's fees, awarded, § 14:167

Attorney's fees, denied, § 14:168

Attorneys' fees, generally, § 14:161

Authority, sources of, § 14:159

Briefs, sanctions for violations of rules governing briefing, § 13:56, 13:57

Costs, failure to timely advance record-related costs, § 14:180

Dismissal for noncompliance, § 14:178

Equity, inherent equitable power, § 14:183

Frivolous appeals, § 14:162

Inherent equitable power, § 14:183

Jurisdiction, original actions in Oklahoma Supreme Court, § 22:33

Justiciability, standing of attorneys, § 3:27

Mistake or error, failure to timely respond to petition in error, § 14:179

Noncompliance, sanctions for, § 14:177, 14:178

Original action, § 14:164, 14:181

Petitions, failure to timely respond to petition in error, § 14:179

Postjudgment procedures, advisory committee comment on, § 14:171

INDEX

SANCTIONS—Cont’d

- Preservation of error for appeal, standard of review, § 15:150
- Prevailing party, § 14:163, 14:166
- Reasonable expenses, § 14:174
- Records, failure to timely advance record-related costs, § 14:180
- Response, failure to timely respond to petition in error, § 14:179
- Sanctions on appellant, § 14:175
- Sanctions or denial of sanctions, Examples, § 14:182
- Statutory authority, § 14:160 et seq.
- Supreme Court rules, sanctions under, § 14:176
- Tenth Circuit Court of Appeals
 - Appeal, sanctions on, § 26:48, 26:200
 - Attorneys’ fees award as sanction, § 26:300
 - District court, standard of review of sanctions in, § 26:179
- Time or date
 - Petition in error, failure to timely respond to, § 14:179
 - Postjudgment procedures, advisory committee comment on, § 14:171
 - Record-related costs, failure to timely advance, § 14:180
- Trial court, attorneys’ fees in, § 14:161

SARS-COV-2

- Covid-19 Pandemic** (this index)

SATURDAYS AND SUNDAYS

- Computation of time, § 14:35

SAVINGS PROVISIONS

- Sources of appellate procedure, § 1:3

SCHEDULING

- Oral argument scheduling conflicts, § 14:80
- Tenth Circuit Court of Appeals
 - Conflicts, § 26:100
 - Oral argument, § 26:272

SCHEMES

- Justiciability, statutes authorizing validation of statutory schemes, § 3:12

SEALS AND SEALED RECORDS

- Tenth Circuit Court of Appeals, sealing of record on appeal, § 26:208

SEARCH WARRANT

- Criminal Appeals Court, standards of review, § 25:208

SECOND PETITION

- Rehearing, second petition for, § 16:13
- Tenth Circuit Court of Appeals, second habeas corpus petition, § 26:322

SECURITIES COMMISSION

- Appeals from tribunals other than district courts, § 21:98

SELECTION OF CASES

- Settlement conferences, § 14:96

SELF-REPRESENTATION

- Criminal Appeals Court, appeal pro se, § 25:25

SENSITIVE INFORMATION

- Privacy protections
 - Filing, § 14:24

SENTENCE AND PUNISHMENT

Criminal Appeals Court (this index)
Death sentence. **Capital Appeals** (this index)
Fines and costs. **Criminal Appeals Court** (this index)
Sanctions (this index)

SEPARATE MATTERS

Appeals, separate appeals for separate cases, § 7:3
Tenth Circuit Court of Appeals, separate addendum, § 26:261

SEPARATION OF ACTIONS

Preservation of error for appeal, standard of review, § 15:101

SEPARATION OF POWERS

Preservation of error for appeal, § 15:60

SEQUENCE

Captions, sequence of parties, § 14:5

SERVICE

Service of process and papers, exceptions, § 14:28

SERVICE OF PROCESS AND PAPERS

Generally, § 14:25 et seq.
Address of record, place of service, § 14:30
Commencement of appeal, prerequisites for formalization of judgment, order, or decree, § 4:9
Computation of time, service by mail, § 14:34
Constitutional importance of service, § 14:25
Corporation commission, oil and gas regulation, § 21:44
Court orders and notices, § 14:32
Criminal Appeals Court, service of documents filed, § 25:19
Defects, failure to serve as fatal defect, § 14:26
District courts, § 24:12
Exceptions, workers' compensation appeals, § 14:27
Fatal defect, failure to serve as, § 14:26
Incorporation by reference, methods of service, § 14:29
Mail, computation of time for service by, § 14:34
Methods of service, § 14:29, 14:31
Motions, service of, § 14:62
Necessity of service, § 14:26, 14:27
Proof of service, § 14:26, 14:27
Publication as method of service, § 14:31
Tenth Circuit Court of Appeals (this index)
Workers' compensation appeals, exceptions, § 14:27

SETTING ASIDE

Vacating or Setting Aside (this index)

SETTLEMENT CONFERENCES

Generally, § 14:92 et seq.
Administrator of program, § 14:94
Alternatives, § 14:98
Confidential negotiations, § 14:101
Coordinator of program, § 14:94
Cross references, § 14:111
Current rules, § 14:93
Dismissal, § 14:109, 14:112
Duration, § 14:107

INDEX

SETTLEMENT CONFERENCES—Cont'd

- Forms, § 14:95, 14:112
- Full settlement authority, attendees with, § 14:105
- Historical development and background, § 14:92
- Informal procedure, § 14:103
- Judges, § 14:100
- Nonbinding negotiations, § 14:101
- Place of, § 14:97
- Preparation, § 14:106
- Private dispute resolution, § 14:98
- Reports, § 14:108, 14:112
- Selection of cases, § 14:96
- Statement of, § 14:102
- Statistics, § 14:110
- Tenth Circuit Court of Appeals, § 26:196 et seq.
- Time or date, § 14:97, 14:107
- Voluntariness, § 14:104
- Withdrawal of order for, § 14:99

SHERIFF'S SALE

- Preservation of error for appeal, standard of review, § 15:100

SIGNATURES

- Briefs
 - Form and content requirement of signature block, § 13:55
 - Tenth Circuit Court Rule, § 26:235
- Criminal appeals, signature and filing of documents by attorneys and pro se litigants, § 25:23

SILENCE

- Preservation of error for appeal, silence of record, § 15:64

SIZE

- Amicus curiae, size of brief, § 5:25
- Jurisdiction, original actions in Oklahoma Supreme Court, § 22:17
- Motions and responses, size of, § 14:59
- Rehearing, length of petition for, § 16:14
- Responses, size of, § 14:59
- Supreme Court of Oklahoma, original actions in, § 22:17

SPECIAL PROVISIONS

- Stay and supersedeas, special provisions staying certain judgments and orders, § 11:36

SPECIFIED MATTERS

- Trial court, jurisdiction pending appeal, § 14:82

SPEED

- Fast Track** (this index)
- Summary judgments, faster resolution of appeals, § 19:15

STAMPS AND STAMPED MATTER

- Tenth Circuit Court of Appeals, filing of stamped copy of appendix to brief, § 26:269

STANDARD OF REVIEW

- Generally, § 15:91 et seq.
- Choice of law, § 15:97
- Citizens Participation Act, § 15:98
- Class certification, § 15:99
- Clear and convincing evidence, § 15:78

STANDARD OF REVIEW—Cont’d

- Contracts, § 15:105
- Failure to prosecute, § 15:120
- Fundamental error, § 15:122
- Garnishment, § 15:123
- Harmless Error** (this index)
- Judge-made doctrines, § 15:128
- Jurisdiction, subject matter, § 15:153
- Legal duty, § 15:135
- Personal jurisdiction, § 15:141
- Reconsideration, modification, amendment, or vacation of prior ruling, § 15:148
- State appeals, § 25:213
- Statutory cause of action, § 15:151
- Subject matter jurisdiction, § 15:153
- Tenth circuit Court of Appeals** (this index)

STANDARDS

- Administrative Procedures Act, § 24:18
- Appeals from tribunals other than district courts, § 21:4 to 21:10
- Banking board or commissioner, § 21:91
- Briefs, form and content requirement, § 13:36
- Civil Appeals Court, certiorari from Supreme Court to, § 17:2
- Corporation commission
 - Generally, § 21:38
 - Oil and gas regulation, § 21:46
- Criminal Appeals Court** (this index)
- Declaratory judgments, § 15:110
- Disqualification of counsel, § 15:114
- District courts
 - Generally, § 24:26
 - Administrative Procedures Act, § 24:18
 - Appeals from tribunals other than district courts, § 21:4 to 21:10
 - Professional Responsibility Tribunal, other appeals from tribunals other than District Courts, § 21:96
- Documentary evidence, § 26:150
- ERISA claims, § 26:152
- Guilty plea, § 25:181
- Indigents, § 25:187
- Ineffective assistance of counsel, § 25:189
- Judgments
 - Matter of law, § 26:160
 - Pleadings, § 26:161
- Jurisdiction, standards governing assumption of original jurisdiction and issuance of remedial writs, § 22:36 et seq.
- Oil and gas regulation, § 21:46
- Petitions, standards governing assumption of original jurisdiction and issuance of remedial writs, § 22:49
- Poor persons, § 25:187
- Preclusion doctrines, § 15:142
- Preservation of error for appeal, § 15:63 et seq.
- Procedural rules and trial procedure, § 26:175
- Professional Responsibility Tribunal, other appeals from tribunals other than District Courts, § 21:96
- Rehearing, § 16:1 to 16:8
- State law, § 26:184

INDEX

STANDARDS—Cont'd

- Statute of limitations, § **26:185**
- Statutes, preservation of error for appeal, § **15:73**
- Statutes—validity, construction, and application, § **15:152**
- Stay and supersedeas, standards governing assumption of original jurisdiction and issuance of remedial writs, § **22:44**
- Sufficiency or insufficiency, preservation of error for appeal, § **15:83**
- Summary judgment, § **26:189**
- Tax commission, standard of review, § **21:73**
- Tax review court, standard of review, § **21:78**
- Tenth Circuit Court of Appeals
 - Disposition of appeal, § **26:124 et seq.**
 - Documentary evidence, § **26:150**
 - Failure to state a claim, § **26:155**
 - Habeas corpus, § **26:322**
- Trial court, standards of review
 - Preservation of error for appeal, § **15:63, 15:75**
- Venue
 - Generally, § **25:218**
- Verdicts
 - Directed verdict, § **25:174**
 - Form, § **25:219**
 - Jury verdicts, § **25:193**
 - Preservation of error for appeal, § **15:74, 15:112, 15:127**
- Workers' compensation, standard of review, § **21:59**

STANDING

- Jurisdiction, standards governing assumption of original jurisdiction and issuance of remedial writs, § **22:42**
- Justiciability** (this index)
- Tenth Circuit Court of Appeals, jurisdiction, § **26:53**

STATE APPEALS

- Primary authority
 - Criminal appeals court, § **25:82**
- Standard of review, § **25:213**

STATE BOARD OF MEDICAL LICENSURE AND SUPERVISION

- District courts, other appeals from tribunals other than, § **21:99**

STATEMENT OF FACTS

- Questions of law or fact, statement of facts relevant to, § **23:15**

STATEMENTS

- Settlement conferences, statement of, § **14:102**
- Tenth Circuit Court of Appeals, statement of execution date, § **26:325**

STATE OR POLITICAL SUBDIVISIONS

- Criminal Appeals Court, appeals by State, § **25:79 et seq.**
- Statutes, appeals by State, § **25:79, 25:84**
- Stay and supersedeas, special provisions staying certain judgments and orders, § **11:34**

STATISTICS

- Civil Appeals Court, certiorari from Supreme Court to, § **17:12**
- Settlement conferences, § **14:110**
- Supreme Court of Oklahoma, retention of appeal, § **10:6**
- Tenth Circuit Court of Appeals
 - Disposition of appeal, § **26:279**

STATISTICS—Cont’d

United States Supreme Court, statistical improbability of obtaining certiorari, § 27:6

STATUTE OF LIMITATIONS

Criminal Appeals Court, prohibition writs, § 25:137

Preservation of error for appeal, § 15:36

STATUTES

Bail pending appeal, statutory scheme, § 25:54

Civil Appeals Court, statutes governing creation and administrative operation, § 1:25

Commencement of appeal

Formalization of judgment, order, or decree, prerequisites for, § 4:7

Multiple claims or multiple parties, judgments involving, § 4:17, 4:18

Criminal Appeals Court

Bail pending appeal, statutory scheme, § 25:54

Prohibition writs, statute of limitations, § 25:137

State, appeals by, § 25:79, 25:84

District court acting as appeals court, statutory authority, § 1:58, 24:27

Formalization of judgment, order, or decree, prerequisites for, § 4:7

Jurisdiction, writ of mandamus, § 22:61

Justiciability, § 3:11, 3:12, 3:23

Legislative history, § 14:170

Limitation of actions. **Statute of Limitations** (this index)

Multiple claims or multiple parties, judgments involving, § 4:17, 4:18

Preservation of error for appeal

Limitation of actions, § 15:36

Standard of review, § 15:73

Prohibition writs, statute of limitations, § 25:137

Questions of law certified, § 23:2, 23:8

Record on appeal, designation of record by statute, § 12:8

Sanctions, statutory authority, § 14:160 et seq.

Sources of appellate procedure, § 1:1

Standard of review, construction, and application, § 15:152

Standard of review, preservation of error for appeal, § 15:73

State, appeals by, § 25:79, 25:84

Statutory authority, § 14:169, 14:171, 14:172

Statutory authority, Standards, § 14:173

Supersedeas by right, § 11:16

Tenth Circuit Court of Appeals, attorneys’ fees award pursuant to statute, § 26:300

Validity, construction, and application, standard of review, § 15:152

STATUTORY CONSTRUCTION

Criminal Appeals Court

Standards of review, § 25:214

STAY AND SUPERSEDEAS

Generally, § 11:1 et seq.

Appointment of receivers, special provisions staying certain judgments and orders,
§ 11:37

Assignment of documents, supersedeas by right, § 11:24

Attachments

Liens, effect of supersedeas or stay on attachment lien, § 11:62

Special provisions staying certain judgments and orders, § 11:36

Auto license suspension proceedings, stays governed by constitutional provisions,
§ 11:39

Banking commission proceedings, stays governed by constitutional provisions, § 11:41

INDEX

STAY AND SUPERSEDEAS—Cont'd

Bankruptcy

Effect on supersedeas, § **11:64**

Petition as staying all state court proceedings, § **11:47**

Bonds

Compliance failure, statutory requirements for supersedeas bond, § **11:58**

Construction of supersedeas bond, § **11:56 to 11:59**

Liability on supersedeas bond, § **11:50, 11:66 to 11:76**

Limitation on amount, § **11:20**

Recitals in supersedeas bond, § **11:59**

Release or exoneration of supersedeas bond, § **11:65**

Right, supersedeas by, § **11:19, 11:21**

Sufficiency and liability on supersedeas bond, § **11:50**

U.S. Treasury bonds, supersedeas by right, § **11:21**

Vacation of supersedeas allowing execution but not enforcement of bond, § **11:55**

Capital appeals, stay of execution, § **25:89**

Cash deposit, supersedeas by right, § **11:21**

Certified copy

Filing certified copy of award in District Court, stays governed by constitutional provisions, § **11:44**

Liability on supersedeas bonds, certified copy of bond, § **11:69**

Commencement of appeal, judgments involving multiple claims or multiple parties, § **4:38**

Common law supersedeas, § **11:26**

Compliance failure, § **11:49, 11:58**

Condition to appeal, stays governed by constitutional provisions, § **11:43**

Constitutional provisions, stays governed by, § **11:39 to 11:47**

Construction of supersedeas bond, § **11:56 to 11:59**

Continuation of jurisdiction, § **11:48**

Contractual liability on supersedeas bond, § **11:56**

Copies. Certified copy, *supra*

Corporation commission

Generally, § **21:32, 21:33**

Constitutional provisions, stays governed by, § **11:40**

Oil and gas regulation, § **21:41**

Costs and expenses, liability on supersedeas bonds, § **11:75**

Criminal Appeals Court

Capital appeals, stay of execution, § **25:89**

Jurisdiction, stay in District Court, § **25:124**

Damages caused by delay, liability on supersedeas bonds, § **11:76**

Default of order modifying conditions of supersedeas or stay, § **11:54**

Delay, liability on supersedeas bonds for damages caused by, § **11:76**

Delivery

Documents, supersedeas by right, § **11:24**

Possession of real property, supersedeas by right, § **11:23**

Deposit of cash, supersedeas by right, § **11:21**

Discretionary stay

Orders and judgments not covered by supersedeas, § **11:27**

Supersedeas versus, § **11:2**

Distinctions between appealability and enforceability of trial court's decision, § **11:3 to 11:5**

District Court

Decision, stay of, § **24:13**

Filing certified copy of award in, § **11:44**

Jurisdiction, § **25:124**

STAY AND SUPERSEDEAS—Cont'd

District Court—Cont'd

Tribunals other than district courts, appeals from, § 21:23

Domestic relations cases, stays governed by constitutional provisions, § 11:45

Duration of stay by supersedeas, § 11:18

Emergency applications, obtaining stay or supersedeas from Supreme Court, § 11:33

Enforcement

Distinctions between appealability and enforceability of trial court's decision, § 11:3 to 11:5

Foreign judgment enforcement proceedings, stays governed by constitutional provisions, § 11:46

Liability on supersedeas bonds, § 11:74

Vacation of supersedeas allowing execution but not enforcement of bond, § 11:55

Execution issuance, effect of stay or supersedeas, § 11:13

Execution of instruments

Stays governed by constitutional provisions, § 11:44

Supersedeas by right, § 11:22

Vacation of supersedeas allowing execution but not enforcement of bond, § 11:55

Execution without threat of tort action, § 11:61

Executors and administrators, special provisions staying certain judgments and orders, § 11:38

Files and filing

Certified copy of award filed in District Court, stays governed by constitutional provisions, § 11:44

Pending matters, time for filing posttrial motions, § 11:8 to 11:11

Time of obtaining stay or supersedeas, § 11:12

Forcible entry and detainer actions, stays governed by constitutional provisions, § 11:42

Foreign judgment enforcement proceedings, stays governed by constitutional provisions, § 11:46

Guardians, special provisions staying certain judgments and orders, § 11:38

Initial brief, liability on supersedeas bonds, § 11:68

Injunctions

Pendency of appeal, § 11:29 to 11:31

Special provisions staying certain judgments and orders, § 11:36

Intent, construction of supersedeas bond, § 11:57

Interest on money, liability on supersedeas bonds, § 11:75

Interlocutory appeals, stay pending disposition of certified interlocutory appeals, § 20:33

Judgment lien, effect of supersedeas or stay on, § 11:62

Jurisdiction

Continuation of, § 11:48

District Court, stay in, § 25:124

Standards governing assumption of original jurisdiction and issuance of remedial writs, § 22:44

Liability on supersedeas bond, § 11:50, 11:66 to 11:76

Licenses, stays governed by constitutional provisions, § 11:39

Liens and encumbrances, effect of supersedeas or stay on judgment lien and attachment lien, § 11:62

Lis pendens, effect of supersedeas or stay on, § 11:63

Modification

Attachment or temporary injunction, special provisions staying certain judgments and orders, § 11:36

Terms of supersedeas or stay, § 11:51 to 11:55

INDEX

STAY AND SUPERSEDEAS—Cont'd

Money judgments

Right, supersedeas by, § 11:19, 11:21

Stay pending time for filing posttrial motions, § 11:8 to 11:11

Motions

Liability on supersedeas bonds, § 11:68, 11:69

Pending matters, time for filing posttrial motions, § 11:8 to 11:11

Oil and gas regulation, § 21:41

Opinions or decisions, distinctions between appealability and enforceability of trial court's decision, § 11:3 to 11:5

Pending matters, time for filing posttrial motions, § 11:8 to 11:11

Posttrial motions, time for filing, § 11:8 to 11:11

Real property, supersedeas by right, § 11:23

Receivers and receivership

Appointment of receivers, § 11:37

Tenth Circuit Court of Appeals, stay of execution of judgment pending appeal, § 26:87

Recitals in supersedeas bond, § 11:59

Record of court, liability on supersedeas bonds, § 11:70

Records

Court record, liability on supersedeas bonds, § 11:70

Files and filing, *supra*

Release or exoneration of supersedeas bond, § 11:65

Right, supersedeas by, § 11:14 to 11:27

Sale of real property, supersedeas by right, § 11:23

Special provisions staying certain judgments and orders, § 11:36

Standards governing assumption of original jurisdiction and issuance of remedial writs, § 22:44

State or political subdivisions, special provisions staying certain judgments and orders, § 11:34

Statutes, supersedeas by right, § 11:16

Sufficiency of supersedeas bond, § 11:50

Summary of provisions, § 11:6, 11:7

Supreme Court, obtaining stay or supersedeas from, § 11:32, 11:33

Suspension of auto license, stays governed by constitutional provisions, § 11:39

Temporary injunctions, special provisions staying certain judgments and orders, § 11:36

Tenth Circuit Court of Appeals (this index)

Time or date

Delay, liability on supersedeas bonds for damages caused by, § 11:76

Pending matters, time for filing posttrial motions, § 11:8 to 11:11

Temporary injunctions, § 11:36

Tobacco settlement agreement cases, § 11:25

Trial court

Continuation of jurisdiction, § 11:48

Distinctions between appealability and enforceability of trial court's decision, § 11:3 to 11:5

Liability on supersedeas bonds, § 11:66

United States Supreme Court, stay by lower court pending outcome of petition for writ of certiorari, § 27:3

U.S. Treasury bonds, supersedeas by right, § 11:21

Vacation of supersedeas allowing execution but not enforcement of bond, § 11:55

Workers' compensation proceedings, stays governed by constitutional provisions, § 11:43

STIPULATION

- Filing of copies of appeal documents in trial court, stipulation of parties, § 14:50
- Preservation of error for appeal, § 15:37
- Record on appeal, designation of record by stipulation, § 12:7, 12:19

STRIKING MOTION

- Commencement of appeal, § 4:6

STRING CITATIONS

- Briefs, form and content requirement, § 13:46

STYLE

- Civil Appeals Court, style of filings, § 1:38

SUA SPONTE

- Supreme Court of Oklahoma, sua sponte retransfer by, § 10:5

SUBHEADINGS

- Briefs, form and content requirement, § 13:40

SUBJECT INDEX

- Briefs, form and content requirement, § 13:53

SUBJECT MATTER JURISDICTION

- Standard of review, § 15:153

SUBSEQUENT MATTERS

- Counter-appeals, cross-appeals, and other multiple appeals, filing subsequent petition under prior docket number, § 9:6
- Justiciability, loss of standing by subsequent events, § 3:29
- Time or date
 - Counter-appeals, cross-appeals, and other multiple appeals, filing subsequent petition under prior docket number, § 9:6
 - Justiciability, loss of standing by subsequent events, § 3:29

SUBSTITUTES AND SUBSTITUTIONS

- Criminal Appeals Court
 - Jurisdiction, substitutions for appeal, § 25:131
 - Juror substitution, standards of review, § 25:196
- Parties. **Substitution of Parties** (this index)
- Tenth Circuit Court of Appeals** (this index)

SUBSTITUTION OF PARTIES

- Generally, § 5:10
- Commencement of appeal, judgments involving multiple claims or multiple parties, § 4:33
- Death of party, substitution upon, § 5:11
- Tenth Circuit Court of Appeals, § 26:207

SUCCESSIVE MATTERS

- Commencement of appeal, successive posttrial motions, § 4:59
- Tenth Circuit Court of Appeals, successive habeas corpus petition, § 26:322

SUFFICIENCY OR INSUFFICIENCY

- Briefs, insufficient evidence contentions, § 13:49, 26:258
- Commencement of appeal, sufficiency of trial court determinations, § 4:24
- Criminal Appeals Court, insufficient evidence, § 25:190
- Filing of copies of appeal documents in trial court, sufficiency of evidence, § 14:51
- Preservation of error for appeal
 - Generally, § 15:38, 15:54
 - Standard of review, § 15:83

INDEX

SUFFICIENCY OR INSUFFICIENCY—Cont'd

- Record on appeal, sufficiency or insufficiency of evidence, § 12:20
- Standard of review, preservation of error for appeal, § 15:87
- Supersedeas bond, sufficiency of, § 11:50

SUMMARY

- Briefs, form and content requirement, § 13:37, 13:39
- Critical Stages of Appeal** (this index)
- Opinions or Decisions** (this index)

SUMMARY JUDGMENTS

- Accelerated appeals
 - Generally, § 19:1 to 19:19
 - Appearance, § 19:2, 19:7
 - Argument, oral argument, § 19:14
 - Assembly, record on accelerated appeal, § 19:6
 - Assignment of appeal to Civil Appeals Court, § 19:12
 - Attorney's fees, § 19:18
 - Briefing, § 19:13
 - Certiorari, extra copies of record on certiorari, § 19:16
 - Civil Appeals Court, assignment of appeal to, § 19:12
 - Content, record on accelerated appeal, § 19:4
 - Copies, extra copies of record on certiorari, § 19:16
 - Costs and expenses
 - Attorney's fees, § 19:18
 - Cost-effective resolution of appeals, § 19:15
 - Counterappeals in accelerated appeals, § 19:10
 - Crossappeals in accelerated appeals, § 19:10
 - Distinction between accelerated appeal and fast track appeal, § 19:19
 - Expenses. Costs and expenses, *supra*
 - Extra copies of record on certiorari, § 19:16
 - Faster resolution of appeals, § 19:15
 - Fast track appeal, distinction between accelerated appeal and, § 19:19
 - Fees, attorney's fees, § 19:18
 - Files and filing, record on accelerated appeal, § 19:3
 - Interest on money, § 19:18
 - Mistake or error, petition in error, § 19:2, 19:7
 - Motion for Supreme Court to retain appeal, § 19:9
 - Oral argument, § 19:14
 - Parol matters, oral argument, § 19:14
 - Petition in error, § 19:2, 19:7
 - Postopinion procedure, § 19:17
 - Prior appeals, § 19:11
 - Records
 - Generally, § 12:39, 19:3 to 19:6
 - Extra copies of record on certiorari, § 19:16
 - Removal of case from accelerated procedure, § 19:8
 - Response to petition in error and appearance, § 19:7
 - Speed, faster resolution of appeals, § 19:15
 - Supreme Court to retain appeal, motion for, § 19:9
 - Transcripts, record on accelerated appeal, § 19:5
- Appearance, accelerated appeals, § 19:2, 19:7
- Argument, oral argument, § 19:14
- Assembly, record on accelerated appeal, § 19:6
- Assignment of appeal to Civil Appeals Court, § 19:12
- Attorney's fees, accelerated appeals, § 19:18

SUMMARY JUDGMENTS—Cont’d

- Briefing, accelerated appeals, § 19:13
- Certiorari, extra copies of record on, § 19:16
- Civil Appeals Court, assignment of appeal to, § 19:12
- Commencement of appeal, § 4:70
- Content, record on accelerated appeal, § 19:4
- Copies, extra copies of record on certiorari, § 19:16
- Costs and expenses
 - Attorney’s fees, § 19:18
 - Cost-effective resolution of appeals, § 19:15
- Counterappeals in accelerated appeals, § 19:10
- Crossappeals in accelerated appeals, § 19:10
- Distinction between accelerated appeal and fast track appeal, § 19:19
- Expenses. Costs and expenses, *supra*
- Extra copies of record on certiorari, accelerated appeals, § 19:16
- Faster resolution of appeals, § 19:15
- Fast track appeal, distinction between accelerated appeal and, § 19:19
- Fees, accelerated appeals, § 19:18
- Files and filing, record on accelerated appeal, § 19:3
- Interest on money, accelerated appeals, § 19:18
- Interlocutory appeals, certified interlocutory orders, § 20:17
- Mistake or error, petition in error, § 19:2, 19:7
- Motion for Supreme Court to retain appeal, § 19:9
- Oral argument, accelerated appeals, § 19:14
- Parol matters, accelerated appeals, § 19:14
- Petition in error, accelerated appeals, § 19:2, 19:7
- Postopinion procedure, accelerated appeals, § 19:17
- Preservation of Error for Appeal** (this index)
- Prior matters, accelerated appeals, § 19:11
- Records
 - Generally, § 19:3 to 19:6
 - Accelerated appeal, record on, § 12:39, 19:3
 - Extra copies of record on certiorari, § 19:16
- Removal of case from accelerated procedure, § 19:8
- Response to petition in error and appearance, accelerated appeals, § 19:7
- Speed, faster resolution of appeals, § 19:15
- Standards of review, § 26:189
- Supreme Court to retain appeal, motion for, § 19:9
- Tenth Circuit Court of Appeals, preservation of appellate error, § 26:123
- Transcripts, record on accelerated appeal, § 19:5

SUMMONS

- Commencement of appeal, orders quashing summons, § 4:68

SUPERINTENDING CONTROL

- Criminal Appeals Court, limitations on original jurisdiction, § 25:129
- Standards governing assumption of original jurisdiction and issuance of remedial writs, § 22:46

SUPERSEDEAS

- Stay and Supersedeas** (this index)

SUPERSEDED CASE LAW

- Commencement of appeal, judgments involving multiple claims or multiple parties, § 4:21

INDEX

SUPERVISION

State Board of Medical Licensure and Supervision, other appeals from tribunals other than District Courts, § 21:99

SUPPLEMENT AND SUPPLEMENTATION

Briefs, Criminal Appeals Court, § 25:68

Civil Appeals Court, certiorari from Supreme Court to, § 17:8

Criminal Appeals Court

Briefs, supplemental briefs, § 25:68

Record on appeal, supplementation of, § 25:48 et seq.

Petitions, supplemental petition in error, § 7:8, 7:9

Record on appeal, supplementation of, § 12:35, 25:48 et seq.

Tenth Circuit Court of Appeals, supplemental appendix to brief, § 26:268

SUPPORTING EVIDENCE

Criminal Appeals Court, filing of certified copy of supporting evidence, § 25:121

SUPREME COURT OF OKLAHOMA

Generally, § 1:5 to 1:23

Accelerated appeal, motion to retain in, § 10:3

Administrative directives, § 1:14

Appointment of Supreme Court Justices, § 1:6

Arguments, oral arguments, § 1:20

Assignment of appeals to Civil Appeals Court, § 10:1

Attorneys, exclusive authority over, § 1:16

Capacity of Supreme Court, original or appellate jurisdictional, § 1:12

Case management, § 1:19

Certification by Civil Appeals Court, retransfer on, § 10:4

Certification of questions of law, § 23:21 et seq.

Certiorari. **Civil Appeals Court** (this index)

Civil Appeals Court (this index)

Contempt cases, jurisdiction over, § 1:11

Conversion of appeals and original proceedings, power as to, § 1:13

Court of Civil Appeals opinions, § 14:126

Court on the Judiciary, jurisdiction of Supreme Court versus jurisdiction of, § 1:15

Creation, § 1:5

Criminal Appeals Court, limitations on original jurisdiction, § 25:128

Criminal cases, jurisdiction over all but, § 1:9

Cross-references, § 1:23

Current Supreme Court Justices, § 1:7

District courts, further appeal to Supreme Court of State, § 24:19

Exclusivity

Attorneys, exclusive authority over, § 1:16

Jurisdiction, exclusive jurisdiction over appeals, § 1:17

Internal procedures, § 1:21, 1:44

Jurisdiction

Generally, § 22:5 et seq.

Bar discipline cases, exclusive original jurisdiction in, § 22:48

Capacity of Supreme Court, original or appellate jurisdictional, § 1:12

Contempt cases, jurisdiction over, § 1:11

Court on the Judiciary, jurisdiction of, § 1:15

Criminal cases, jurisdiction over all but, § 1:9

Exclusive jurisdiction over appeals, § 1:17

Expungement order of district court, jurisdiction over, § 1:10

Mandamus, writ of, § 22:64

SUPREME COURT OF OKLAHOMA—Cont’d

Justices of Supreme Court

Appointment, § 1:6

Current Supreme Court Justices, § 1:7

Disqualification, § 1:8

Qualification, § 1:6

Recusal, § 1:8

Terms, § 1:6

Motions, retention of appeal, § 10:2, 10:3

Opinions or decisions

Court as official publisher, § 14:115

Oklahoma State Courts Network (OSCN), § 14:123

Opinions or decisions, Oklahoma State Courts Network (OSCN), § 14:123

Oral arguments, § 1:20

Organization, § 1:5

Parol matters, oral arguments, § 1:20

Qualification or disqualification of Justices of Supreme Court, § 1:6, 1:8

Quorum, § 1:5

Record on appeal, amendment or correction of appellate record before or after transmission to Supreme Court, § 12:36, 12:37

Recusal, Justices of Supreme Court, § 1:8

Rehearing, § 16:4, 16:6, 16:20

Retention of appeal

Generally, § 10:1 to 10:6

Accelerated appeal, motion to retain in, § 10:3

Assignment of appeals to Civil Appeals Court, § 10:1

Certification by Civil Appeals Court, retransfer on, § 10:4

Civil Appeals Court

Assignment of appeals to, § 10:1

Retransfer on certification by, § 10:4

Motion to retain, § 10:2, 10:3, 21:20

Retransfer

Civil Appeals Court, retransfer on certification by, § 10:4

Supreme Court, sua sponte retransfer by, § 10:5

Statistics, § 10:6

Sua sponte retransfer by Supreme Court, § 10:5

Supreme Court, sua sponte retransfer by, § 10:5

Tribunal appeals, § 21:20

Retransfer

Civil Appeals Court, retransfer on certification by, § 10:4

Supreme Court, sua sponte retransfer by, § 10:5

Sanctions under Supreme Court rules, § 14:176

Size, original actions in Oklahoma Supreme Court, § 22:17

Statistics, retention of appeal, § 10:6

Stay and supersedeas, obtaining stay or supersedeas from Supreme Court, § 11:32, 11:33

Sua sponte retransfer by Supreme Court, retention of appeal, § 10:5

Summary judgment motion for Supreme Court to retain appeal, § 19:9

Terms of Supreme Court Justices, § 1:6

Time, current Supreme Court Justices, § 1:7

Timetable for original actions, **App. B**

United States Supreme Court (this index)

Workers’ Compensation (this index)

World wide web site, § 1:22, 14:13

INDEX

SUPREME COURT OF UNITED STATES

United States Supreme Court (this index)

SURPRISE

Preservation of error for appeal, § 15:40

SUSPENSION OR REVOCATION

Briefs, § 13:27, 14:69

Criminal Appeals Court, suspension of sentence, § 25:217

Dismissal motion, § 13:27

Mandates, suspension of mandate pending petition for certiorari in United States Supreme Court, § 18:3

Motions, § 13:27, 14:69

Post Judgment Orders (this index)

Stays governed by constitutional provisions, suspension of auto license, § 11:39

Tenth Circuit Court of Appeals, suspension of appeal period, § 26:39 et seq.

United States Supreme Court, suspension of mandate pending petition for certiorari in, § 18:3

SYLLABUS IN APPELLATE OPINIONS

Generally, § 14:132

TAINT

Opinions or decisions, taint on precedential value of decisions, § 14:127

TAX COMMISSION

Generally, § 21:67 to 21:75

Alternative procedures, § 21:67

Appeals not specifically provided for in Uniform Tax Procedure Code, § 21:74

Appeal to District Court, § 21:75

Assessment of tax, appeal where order fails to make assessment and no other remedy is provided, § 21:70

Briefing, § 21:72

Commencement of appeal, § 21:69

Record on appeal, preparation of, § 21:71

Standard of review, § 21:73

Time of commencement, § 21:69

TAXPAYERS' STANDING

Justiciability, § 3:26

TAX REVIEW COURT

Generally, § 21:76 to 21:82

Briefing, § 21:82

Commencement of appeal, § 21:79

Mistake or error, response to petition in error, § 21:80

Notice of appeal, § 21:78

Petitions, response to petition in error, § 21:80

Record on appeal, preparation of, § 21:81

Response to petition in error, § 21:80

Standard of review, § 21:78

TEMPORARY MATTERS

Civil Appeals Court, temporary divisions, § 1:31

Stay and supersedeas, temporary injunctions, § 11:36

TENTH CIRCUIT COURT OF APPEALS

Generally, § 26:1 et seq.

Addendum, separate, § 26:261

TENTH CIRCUIT COURT OF APPEALS—Cont’d

- Administrative decisions, § 26:56
- Administrative remedies
 - Exhaustion, standard of review, § 26:151
- Advantage of counsel, oral argument, § 26:277
- Affirmance
 - Alternate grounds, § 26:113, 26:129
 - Disposition of appeal, § 26:282
- Amount of bond, Federal District Court setting, § 26:84
- Appeals from preliminary injunctions, § 26:204
- Appearance, entry of, § 26:74
- Appendix to brief
 - Generally, § 26:255 et seq.
- Addendum, separate, § 26:261
- Appellant’s brief, § 26:242
- Avoiding duplication, § 26:256
- Contents, § 26:257
- Copies, filed stamped copy, § 26:269
- Deficiencies, § 26:262
- Exclusions, § 26:263
- Files and filing, § 26:269
- Manner of filing, § 26:217
- Multiple appellants, § 26:256
- Number filed and served, 26:214
- Relevant transcript, harmless error analysis required, § 26:259
- Separate addendum, § 26:261
- Service, 26:218
- Stamped copy, filing of, § 26:269
- Sufficiency of evidence issue, contents in case raising, § 26:258
- Supplemental, § 26:268
- Application for enforcement and answer, § 26:313
- Application for writ of habeas corpus, § 26:320
- Assignment to different judge on remand, § 26:286
- Attorneys
 - Admission to Tenth Circuit bar, commencing appeal, § 26:73
 - Criminal cases, § 26:76
 - Fees. Attorneys’ fees, infra
 - Oral argument, attorney’s advantage, § 26:277
 - Postconviction cases, § 26:76
- Attorneys’ fees
 - Generally, § 26:300
 - Contract, award pursuant to, § 26:300
 - Final order appeals, generally, § 26:46
 - Notice of appeal, § 26:66
 - Post-judgment orders determining fees, § 26:46
 - Sanction, award as, § 26:300
 - Statute, award pursuant to, § 26:300
- Attorney’s fees
 - Standard of review, § 26:136
- Availability of supersedeas bond, stay of execution of judgment pending appeal, § 26:86
- Bankruptcy Court
 - Generally, § 26:308 et seq.
 - Bankruptcy Panel, § 26:309 et seq.
 - District Court, § 26:310 et seq.

INDEX

TENTH CIRCUIT COURT OF APPEALS—Cont'd

Bankruptcy Panel, § 26:309 et seq.

Bankruptcy petition

Special rules for appellant, § 26:34

Bar admission, § 26:210

Bond decisions, standard of review, § 26:137

Bonds, stay of execution of judgment pending appeal, § 26:80 et seq., 26:88

Briefs

Generally, § 26:212 et seq.

Accuracy, effective brief-writing, § 26:250

Appellant, § 26:222

Appendix to brief, *supra*

Argument, appellant's brief, § 26:231, 26:231 et seq.

Assist court in reading brief, effective brief-writing, § 26:253

Attachments, appellant's brief, § 26:240

Certificates

Compliance certificate, appellant's brief, § 26:236

Privacy and virus-scanning certifications, § 26:239

Service certificate, appellant's brief, § 26:236

Checklists, § 26:221

Compliance certificate, appellant's brief, § 26:236

Conclusion, appellant's brief, § 26:233

Copies, number of, § 26:214

Corporate disclosure statement under appellant's brief, § 26:226

Cover of appellant's brief, § 26:224

Credibility, effective brief-writing, § 26:250

Disclosure, corporate disclosure statement under appellant's brief, § 26:226

Effective brief-writing, § 26:248 et seq.

Extensions of time, § 26:213

Files and filing, § 26:208

Ghostwriting, § 26:223

Injection of personality avoided, effective brief-writing, § 26:252

Issues, appellant's brief, § 26:229

Joint briefing, § 26:219

Jurisdiction, appellant's brief, § 26:228

Length, appellee's brief, § 26:215

Motions for oversized briefs, § 26:215

Number of copies, § 26:214

Number of copies, § 26:218

Oral argument, appellant's brief, § 26:234

Oversized briefs, motions for, § 26:215

Parties referenced, appellee's brief, § 26:246

Record references, appellant's brief, § 26:232

References, appellee's brief, § 26:246

Reply briefs, appellee's brief, § 26:243

Review or enforcement of administrative decisions, § 26:318

Selection of issues, effective brief-writing, § 26:249

Service of process certificate, appellant's brief, § 26:238

Signature, § 26:235

Size, motions for oversized briefs, § 26:215

Sloppiness avoided, effective brief-writing, § 26:251

Statement of prior or related appeals, § 26:227

Statement of the case, appellant's brief, § 26:230

Statements

Argument, appellant's brief, § 26:231

TENTH CIRCUIT COURT OF APPEALS—Cont’d

Briefs—Cont’d

Statements—Cont’d

Issues, appellant’s brief, § 26:229

Jurisdiction, appellant’s brief, § 26:228

Supplemental authorities, § 26:254

Surreply briefs, appellee’s brief, § 26:245

Table of authorities, § 26:227

Table of contents, § 26:227

Text formatting, appellee’s brief, § 26:224

Time or date, § 26:208

Unpublished opinions referenced, appellee’s brief, § 26:247

Capital cases. Habeas corpus, *infra*

Certificate of compliance, § 26:97

Certificate of good standing, § 26:210, 26:217

Certificates and certification

Commencement of appeal, certificate of interested parties, § 26:74

Commencement of certified interlocutory appeals, § 26:69

Habeas corpus, certificate of appealability, § 26:321, 26:327

Standard of review of certification under Rule 54(b), § 26:138

Certification of questions of law to a state court, § 26:203

Certified interlocutory appeal, § 26:24

Choice of law

Standard of review, § 26:139

Claim or issue preclusion, standard of review, § 26:140

Class actions, standard of review, § 26:141

Class certification orders, permissive appeals, § 26:25

Cohen orders, jurisdiction, § 26:9

Collateral orders, jurisdiction, § 26:9

Commencement of appeal

Generally, § 26:58 *et seq.*

Admission to Tenth Circuit bar, § 26:73

Appearance, entry of, § 26:74

Bankruptcy petition, special rules for appellant, § 26:34

Certificate of interested parties, § 26:74

Certified interlocutory appeals, § 26:69

Consolidated appeals, § 26:67

Criminal cases, attorneys, § 26:76

Cross-appeals, § 26:52

Docketing statement, § 26:70

Entry of appearance, § 26:74

Extensions of time, § 26:51

Facsimile, filing by, § 26:61

Federal entities, suspension of appeal period, § 26:33

Federal Rule of Appellate Procedure, suspension of appeal period, § 26:41

Fees, payment of, § 26:63

Files and filing, time to file notice, § 26:32 *et seq.*

Holiday, time to file notice, § 26:37

Inclement weather, time to file notice, § 26:37

Interested parties, certificate of, § 26:74

Joint appeals, § 26:67

Notices, § 26:32 *et seq.*, 26:65

Parties, certificate of interested parties, § 26:74

Payment of fee, § 26:63

Postconviction cases, attorneys, § 26:76

INDEX

TENTH CIRCUIT COURT OF APPEALS—Cont'd

Commencement of appeal—Cont'd

Preliminary record, § 26:77

Premature appeals, § 26:50

Prison mailbox rule, § 26:62

Protective appeals, § 26:50

Record

Designation of, § 26:72

Preliminary record, § 26:77

“Separate document” requirement, § 26:35

Suspension of appeal period, § 26:39 et seq.

Time or date

Extensions of time, § 26:51

Notice, time to file, § 26:32 et seq.

Premature appeals, § 26:50

Suspension of appeal period, § 26:39 et seq.

Transcript ordered, § 26:71

Weather's inclement, time to file notice, § 26:37

Weekend, time to file notice, § 26:37

Compliance or noncompliance, notices of noncompliance with rules, § 26:201

Compliance with appellate mandate, standard of review, § 26:143

Computation of time, § 26:98

Conferences, settlement conferences, § 26:196 et seq.

Consensual reference

Appellate procedure, § 26:306

Consideration, jurisdiction, § 26:57

Consolidated appeals, commencement of appeal, § 26:67

Constitutional challenges

On appeal, § 26:202

Standard of review, § 26:144

Content and form of briefs, generally, § 26:220

Contents, appendix to brief, § 26:257

Contractual construction

Standard of review, § 26:145

Copies of appendix to brief, filed stamped copy, § 26:269

Costs and expenses

Generally, § 26:301

Attorney fees, standard of review, § 26:136

Attorneys' fees, *supra*

Supersedeas bond, stay of execution of judgment pending appeal, § 26:86

COVID-related precautions, § 26:3

Cross-appeals

Briefs, § 26:244

Commencement of appeal, § 26:52, 26:68

Damages

Potential waiver of, § 26:82

Punitive, § 26:177

Standard of review, § 26:146

Death penalty cases. Habeas corpus, *infra*

Deficiency letters, § 26:201

Disclosure statements

Bankruptcy debtors, § 26:75

Nongovernmental corporations, § 26:75

Organizational victims of crime, § 26:75

Unincorporated associations, diversity cases, § 26:75

TENTH CIRCUIT COURT OF APPEALS—Cont’d

Discovery rulings, standard of review, § 26:148

Discretion

Standard of review of abuse, § 26:132

Stay of execution of judgment pending appeal, § 26:79

Dismissal

Settlement conferences, § 26:198

Stipulated dismissal of appeal, § 26:99

Voluntary dismissal of appeal, § 26:99

Voluntary or not will not result in finality unless practical matter precludes of same claims, § 26:16

Disposition of appeal

Generally, § 26:279 et seq.

Affirmance, § 26:282

Effect of appeal, § 26:280

Fact-issues, standard of review, § 26:126

Issuance, § 26:280

Judges, assignment to different judge on remand, § 26:286

Legal issues, standard of review, § 26:125

Mandate, § 26:287

Motions

Postjudgment motions, standard of review, § 26:174

Postjudgment motions, standard of review, § 26:174

Pretrial proceedings, standard of review, § 26:159

Pro se parties, § 26:176

Questions of law or fact, standard of review, § 26:126, 26:127

Remand, § 26:285

Reversal, § 26:279, 26:283

Standard of review, § 26:124 et seq.

Statistics, § 26:279

Vacation or modification of judgment, § 26:193

Varieties, § 26:281

Disqualification of appellate judges, § 26:208

Disqualification of trial judge, standard of review, § 26:149

Distinctions between rehearing and en banc determination, § 26:288

District Court

Bankruptcy Court, § 26:310 et seq.

Stay of execution of judgment pending appeal, Federal District Court setting amount of bond, § 26:84

Docketing statement, § 26:314

Docketing statement, commencement of appeal, § 26:70

Effectiveness of oral argument, § 26:274 et seq.

Electronic filing, § 26:312

Generally, § 26:90

Notice of appeal, § 26:60, 26:61

En banc determination

Generally, § 26:28 et seq.

Caution, § 26:290

Distinctions between rehearing and, § 26:288

Procedure, § 26:286

Entry of appearance, commencement of appeal, § 26:74

Evidentiary rulings, standard of review, § 26:153

Exclusions, appendix to brief, § 26:263

Execution of judgment. Stay of execution of judgment pending appeal, infra

Expenses. Costs and expenses, supra

INDEX

TENTH CIRCUIT COURT OF APPEALS—Cont'd

- Extensions of time, commencement of appeal, § 26:51
- Extensions of time, standard of review, § 26:154
- Extraordinary writs
 - Generally, § 26:303
 - Appeal of interlocutory orders, § 26:26
- Facsimile, commencement of appeal by filing by, § 26:61
- Fact-issues, standard of review, § 26:126
- Federal District Court setting amount of bond, stay of execution of judgment pending appeal, § 26:84
- Federal entities, suspension of appeal period, § 26:33
- Federal Rule of Appellate Procedure
 - Generally, § 26:1
 - Suspension of appeal period, § 26:41
- Federal Rules of Appellate Procedure
 - Length of limits, § 26:96
- Fees
 - Attorney fees and costs, § 26:136
 - Attorneys' fees, *supra*
 - Commencement of appeal by payment of, § 26:63
- Files and filing
 - Appendix to brief, 26:217, § 26:269
 - Commencement of appeal, time to file notice, § 26:32 *et seq.*
 - Electronic filing, § 26:91
 - Generally, § 26:90
 - Notice of appeal, § 26:60, 26:61
 - Facsimile, commencement of appeal by filing by, § 26:61
 - Form of papers filed, § 26:92
 - Length of limitations, § 26:95
 - Privacy protection, § 26:93
 - Service requirements, § 26:267
- Final decision
 - Appeals, other orders, § 26:13
- Final order
 - Form, § 26:14
 - Substance, § 26:15
- Final orders, appeal of, § 26:7 *et seq.*, 26:46, 26:49
- Form of appendix, § 26:264
- Forum selection clause
 - Standard of review, § 26:156
- Frequency of oral argument, § 26:271
- Habeas corpus
 - Generally, § 26:320 *et seq.*
 - Application for writ, § 26:320
 - Certificate of appealability, § 26:321, 26:327
 - Death penalty cases
 - Generally, § 26:324 *et seq.*
 - Certificate of appealability, § 26:327
 - Pending matters, stay pending appeal, § 26:326
 - Statement of execution date, § 26:325
 - Stay pending appeal, § 26:326
 - Time or date, statement of execution date, § 26:325
 - Pending matters, death penalty cases, § 26:326
 - Petitions, second or successive, § 26:322
 - Second petition, § 26:322

TENTH CIRCUIT COURT OF APPEALS—Cont’d

Habeas corpus—Cont’d

Standard of review, § 26:323

Statement of execution date, death penalty cases, § 26:325

Stay pending appeal, death penalty cases, § 26:326

Successive petition, § 26:322

Time or date, statement of execution date in death penalty cases, § 26:325

Harmless error

Analysis, appendix must include entire relevant transcript, § 26:259

Standard of review, § 26:128

History, § 26:4

Holiday, time to file notice, § 26:37

Immunity from suit under state law, appeals from denial, § 26:10

Inclement weather, time to file notice, § 26:37

Indigence, in forma pauperis appeals, § 26:64

In forma pauperis appeals, jurisdiction, § 26:64

Injunctions

Jurisdiction, appeal of interlocutory orders, § 26:21

Standard of review, § 26:157

Stay of execution of judgment pending appeal, § 26:87

Instructions to jury

Preservation of error upon failure to object, § 26:118

Standard of review, § 26:163

Interested parties, certificate of, § 26:74

Interest on money, post judgment motions, § 26:47

Interjection

Standard of review, § 26:158

Interlocutory appeals, commencement of certified, § 26:69

Interlocutory orders, appeal of, § 26:19 et seq.

Intervention on appeal, § 26:206

Joint appeals, § 26:67

Judges

Disqualification of appellate judges, § 26:208

Magistrate judge’s decision, appeal from, § 26:304 et seq.

Misconduct complaint procedure, § 26:216

Remand, assignment to different judge on, § 26:286

Judicial estoppel, standard of review, § 26:162

Judicial misconduct

Complaint procedure, § 26:209

Jurisdiction

Generally, § 26:5 et seq.

Class certification orders, permissive appeals, § 26:25

Cohen orders, § 26:9

Collateral orders, § 26:9

Consideration, § 26:57

Consolidated or severed district court proceedings, § 26:18

Extraordinary writs, appeal of interlocutory orders, § 26:26

Federal Arbitration Act, interlocutory orders, § 26:23

Final orders, appeal of, § 26:5 et seq.

Indigence, in forma pauperis appeals, § 26:64

In forma pauperis appeals, § 26:64

Injunctions, appeal of interlocutory orders, § 26:21

Interlocutory orders, appeal of, § 26:19 et seq.

Mootness, § 26:55

Other jurisdictional considerations, § 26:55

INDEX

TENTH CIRCUIT COURT OF APPEALS—Cont'd

Jurisdiction—Cont'd

- Parties, standing to appeal, § 26:53
- Pendent jurisdiction, appeal of interlocutory orders, § 26:27
- Personal, § 26:170
- Receivers and receiverships, appeal of interlocutory orders, § 26:22
- Remands to state court, § 26:29
- Standing to appeal, § 26:53
- Stay orders, § 26:17
- Supplemental, § 26:190
- Voluntary or not will not result in finality unless practical matter precludes of same claims, § 26:16

Jury instruction

- Transcript pages, instructions and relevant objections, § 26:260

Justiciability issues

- Mootness, § 26:165
- Ripeness, § 26:165
- Standing, § 26:165

Law of the case and the mandate rule, § 26:199

Length of limits

- Documents filed, § 26:95
- Federal Rules of Appellate Procedure, § 26:96

Local rules, § 26:307

Magistrate judge's decision, appeal from, § 26:304 et seq.

Mandate

- Disposition of appeal, § 26:287
- Mandatory settlement conferences, § 26:196
- Manner of filing appendix to brief, § 26:218
- Mediation, settlement conferences, § 26:197

Money judgment

- Interest, appellate disposition, § 26:302

Mootness

- Jurisdiction, § 26:55
- Justiciability issues, § 26:165

Motions

- Generally, § 26:102
- Disposition of appeal
 - Postjudgment motions, standard of review, § 26:174
- Highly sensitive documents ("HSDs"), § 26:107
- New trial motion, § 26:115
- Postjudgment motions, standard of review, § 26:174
- Preservation of error upon failure to object, motions in limine, § 26:119
- Stay of execution of judgment pending appeal, posttrial motions, § 26:79

Motion to dispose

- Remand removal, class action, § 26:30

New trial motion, § 26:115

Noncompliance with rules, notice of, § 26:201

Nonconsensual reference

- Appellate procedure, § 26:305

Notice

- Commencement of appeal, § 26:32 et seq., 26:65
- Deemed to file appeal, § 26:36
- Electronic filing of notice of appeal, § 26:59, 26:60
- Noncompliance with rules, § 26:201

TENTH CIRCUIT COURT OF APPEALS—Cont'd

- Number filed and served
 - Appendix to brief, **26:214**
- Oral argument
 - Generally, **26:270 et seq.**
 - Advantage of counsel, **26:277**
 - Attorney's advantage, **26:277**
 - Effectiveness, **26:274 et seq.**
 - Frequency of, **26:271**
 - Preparation, **26:275**
 - Presentation, **26:276**
 - Procedural formalities, **26:272**
 - Rebuttal, **26:278**
 - Request for, **26:270**
 - Scheduling, **26:272**
 - Transcribing or obtaining court's recording, **26:273**
- Orders dismissing federal claims, **26:8**
- Parol matters. Oral argument, *supra*
- Parties
 - Commencement of appeal, certificate of interested parties, **26:74**
 - Jurisdiction, standing to appeal, **26:53**
 - Standing to appeal, jurisdiction, **26:53**
 - Substitution of parties, **26:207**
- Patent infringement, stay of execution of judgment pending appeal, **26:87**
- Payment of fee, commencement of appeal, **26:63**
- Pendent jurisdiction, appeal of interlocutory orders, **26:27**
- Pending matters
 - Death penalty cases, habeas corpus, **26:326**
 - Stay of execution of judgment pending appeal, *infra*
- Perlman Doctrine, **26:11**
- Petition for review, **26:313**
- Petitions
 - Habeas corpus, second or successive petition for, **26:322**
- Postjudgment motions, **26:39 et seq.**
- Post judgment orders
 - Suspend appeal time, does not, **26:12**
- Posttrial motions, stay of execution of judgment pending appeal, **26:79**
- Practitioner's guide, **26:2**
- Prejudgment Interest, **26:173**
- Preliminary record, commencement of appeal, **26:77**
- Premature appeals, commencement of appeal, **26:50**
- Preparation of oral argument, **26:275**
- Presentation of oral argument, **26:276**
- Preservation of appellate error, **26:109 et seq.**
 - Invited error doctrine, **26:110**
- Pretrial proceedings, standard of review, **26:159**
- Prison mailbox rule, **26:62**
- Prison mailbox rule, **26:108**
- Privacy redaction
 - Special caution, **26:265**
- Procedural formalities, oral argument, **26:272**
- Punitive damages, **26:177**
- Qualification or disqualification, disqualification of appellate judges, **26:208**
- Qualified immunity, **26:178**
- Questions of law or fact, standard of review, **26:126, 26:127**

INDEX

TENTH CIRCUIT COURT OF APPEALS—Cont'd

Rebuttal, oral argument, § 26:278

Receivers and receivership

Jurisdiction, appeal of interlocutory orders, § 26:22

Stay of execution of judgment pending appeal, § 26:87

Record, § 26:317

Records

Designation of record, commencement of appeal, § 26:72

Files and filing, *supra*

Preliminary record, commencement of appeal, § 26:77

Rehearing

Generally, § 26:289 *et seq.*

Distinctions between rehearing and en banc determination, § 26:288

Remand

Disposition of appeal, § 26:285

Judges, assignment to different judge on remand, § 26:286

Jurisdiction, remands to state court, § 26:29

Removal, order disposing of motion, § 26:30

Supplemental state claims, § 26:8

Request for oral argument, § 26:270

Reversal, disposition of appeal, § 26:279, 26:283

Reversing on an alternate ground that appellant has waived, § 26:114

Review or enforcement of administrative agency decisions, § 26:299 *et seq.*

Rights, appeal as a matter, § 26:20

Ripeness, § 26:54

Justiciability issues, § 26:165

Sanctions

Appeal, sanctions on, § 26:49, 26:200

Attorneys' fees award as, § 26:300

Standard of review, § 26:179

Scheduling

Conflicts, § 26:100

Oral argument, § 26:272

Scheduling order modification, standard of review, § 26:180

Sealed documents, § 26:266

Sealing of record on appeal, § 26:208

Second habeas corpus petition, § 26:322

Separate addendum, appendix to brief, § 26:261

"Separate document" requirement

Commencement of appeal, § 26:35

Service, § 26:315

Service

Generally, § 26:94

Appendix to brief, 26:218

Settlement conferences, § 26:196 *et seq.*

Sovereign immunity

Preservation of error upon failure to object, motions in limine, § 26:121

Sovereign immunity and qualified immunity, § 26:121

Sovereign immunity, standard of review, § 26:182

Specialized procedures, § 26:319

Stamped copy of appendix to brief, filing of, § 26:269

Standard of review

Motion to amend, judgment, § 26:168

Standard of review

Abstention, § 26:134

TENTH CIRCUIT COURT OF APPEALS—Cont’d

Standard of review—Cont’d

- Administrative remedies, exhaustion, § 26:151
- Affirmance on alternate grounds, § 26:129
- Amendment to pleading, § 26:135
- Choice of law, § 26:139
- Class actions, § 26:141
- Commenting on evidence by district court, § 26:142
- Condition of mind with particularity, § 26:171
- Constitutional challenges, § 26:144
- Contractual construction, § 26:145
- Damages, § 26:146
- Default judgments, § 26:147
- Discovery rulings, § 26:148
- Disposition of appeal, § 26:124 et seq.
- Disqualification of trial judge, § 26:149
- Forum selection clause, § 26:156
- Habeas corpus, § 26:323
- Judgment, motion to amend, § 26:168
- Judicial estoppel, § 26:162
- Legal issues, § 26:125
- Mistake, § 26:171
- Mistrial, § 26:167
- Plain error, § 26:131
- Pleading fraud, § 26:171
- Pleadings on judgments, § 26:161
- Preemption, § 26:172
- Pro se parties, § 26:176
- Reversing on alternate grounds, § 26:130
- Scheduling order modification, § 26:180
- Securities cases, § 26:181
- Specific standards, § 26:133
- Standing, § 26:183
- Stay pending appeal, § 26:186
- Venue, § 26:194
- Voluntary dismissal authorization, § 26:192
- Waiver of privileges, § 26:195
- Standing, § 26:53
 - Justiciability issues, § 26:165
- Statement of execution date, death penalty cases, § 26:325
- Statistics
 - Disposition of appeal, § 26:279
- Statute, attorneys’ fees award pursuant to, § 26:300
- Stay, § 26:316
- Stay of execution of judgment pending appeal
 - Generally, § 26:78 et seq.
 - Amount of bond, Federal District Court setting, § 26:84
 - Availability of supersedeas bond, § 26:86
 - Bonds, § 26:80 et seq., 26:88
 - Cost of supersedeas bond, § 26:86
 - Damages, potential waiver of, § 26:82
 - Discretion, § 26:79
 - District Courts, Federal District Court setting amount of bond, § 26:84
 - Federal District Court setting amount of bond, § 26:84
 - Functions of bonds, § 26:81

INDEX

TENTH CIRCUIT COURT OF APPEALS—Cont'd

- Stay of execution of judgment pending appeal—Cont'd
 - Functions of other securities, § 26:81
 - Injunctions, § 26:87
 - Motions, posttrial motions, § 26:79
 - Patent infringement, § 26:87
 - Posting bond, without, § 26:85
 - Posttrial motions, § 26:79
 - Receivers and receivership, § 26:87
 - Supersedeas bond, § 26:80 et seq., 26:86
 - Transfer of jurisdiction from district court, stay of judgments pending appeal, § 26:101
 - Waiver of damages, § 26:82
- Stay or supersedeas
 - Execution of judgment. Stay of execution of judgment pending appeal, supra
 - Habeas corpus, stay pending appeal in death penalty cases, § 26:326
- Substitution of parties, § 26:207
- Successive habeas corpus petition, § 26:322
- Summary judgment, preservation of appellate error, § 26:123
- Supersedeas. Stay or supersedeas, supra
- Supplemental appendix to brief, § 26:268
- Suspension of appeal period, § 26:39 et seq.
- Time or date
 - Commencement of appeal, supra
 - Computation of time, § 26:98
 - Estimating time to complete appellate process, § 26:205
 - Habeas corpus, statement of execution date in death penalty cases, § 26:325
 - Suspension of appeal period, § 26:39 et seq.
 - Timetable for Tenth Circuit appeals, App. D
- Transcript
 - Appendix to brief, contents if sufficiency of evidence issue raised, § 26:258
 - Commencement of appeal, ordering transcript, § 26:71
- Transferred actions
 - Standard of review, § 26:191
 - Stay of judgments pending appeal, transfer of jurisdiction from district court, § 26:101
- Venue, standard of review, § 26:194
- Waiver
 - Damages, stay of execution of judgment pending appeal, § 26:82
 - Right to appeal, contractual waiver, § 26:31
- Weather, time to file notice of commencement of appeal, § 26:37

TENTH CIRCUIT COURT OF APPEALS, STATEMENTS

- Disclosure
 - Principal brief not required, Fed.R.App.P. 26.1, § 26:228

TERMINATION

- Certified interlocutory orders, termination of litigation, § 20:19
- Commencement of appeal, order
 - Qui tam actions, § 4:28
- Preservation of error for appeal, termination of parental rights, § 15:162

TERMINATION OF PARENTAL RIGHTS

- Preservation of error for appeal, § 15:162

TERMS OF COURT

- Civil Appeals Court, § 1:32

TERMS OF COURT—Cont'd

Criminal Appeals Court, § 1:47
 Supreme Court of Oklahoma, § 1:6

TESTIMONY

Preservation of error for appeal, § 15:41, 15:56

THREE-JUDGE PANELS

Civil Appeals Court, four divisions of three-judge panels, § 1:26 to 1:29

THREE-STRIKE RULE

In forma pauperis prisoner filings, § 7:7, 25:42

TIME OR DATE

Banking board or commissioner, commencement of appeal, § 21:85
 Briefs, time for filing briefs, § 13:8 et seq.
 Civil Appeals Court
 Certiorari from Supreme Court to Court of Civil Appeals, § 17:3
 Temporary divisions, § 1:31
 Timetable for Oklahoma state civil appeals, § 1:31

Commencement of Appeal (this index)

Computation of Time (this index)

Corporation commission

 Oil and gas regulation, time for commencement, § 21:40

 Time for commencement

 Generally, § 21:28

 Oil and gas regulation, § 21:40

Counter-appeals or cross-appeals, time to commence, § 9:3

Criminal appeals court

 Appealing out of time, § 25:39

 Computation of time, generally, § 25:16

Criminal Appeals Court (this index)

Critical stages of appeal, timetables and flowcharts, § 2:1

Current Matters (this index)

Delay (this index)

District courts

 Administrative Procedures Act, time to appeal, § 24:6

 Commencement, time for, § 24:24

 Tribunals other than district courts, appeals from, § 21:14, 21:16

Extensions of Time (this index)

Interlocutory Appeals (this index)

Interlocutory orders appealable by right, § 26:38

Jurisdiction, original actions in Oklahoma Supreme Court, § 22:7, 22:31

Justiciability, standing, § 3:22, 3:29

Limitation of actions. **Statute of Limitations** (this index)

Mandates, time when mandate issues, § 18:8

Motions (this index)

Nunc pro tunc, preservation of error for appeal, § 15:177

Oil and gas regulation, time for commencement, § 21:40

Opinions or Decisions (this index)

Pending Matters (this index)

Petitions, time to file, § 8:1, 21:54

Posttrial Motions (this index)

Preservation of error for appeal, limitation of actions, § 15:36

Questions of law or fact, procedure after certification, § 23:13 et seq.

Record on appeal

 Completion of record, § 12:22

INDEX

TIME OR DATE—Cont'd

Record on appeal—Cont'd

Narrative statement of record, § 12:28

Rehearing, petitions for, § 16:7 to 16:9

Response to motions, time to file, § 14:56

Sanctions

Petition in error, failure to timely respond to, § 14:179

Postjudgment procedures, advisory committee comment on, § 14:171

Record-related costs, failure to timely advance, § 14:180

Service, timeliness of service within three days of filing commencement of appeal, § 4:43

Settlement conferences, § 14:97, 14:107

Sources of appellate procedure, § 1:2

Statute of Limitations (this index)

Stay and supersedeas

Delay, liability on supersedeas bonds for damages caused by, § 11:76

Pending matters, time for filing posttrial motions, § 11:8 to 11:11

Temporary injunctions, § 11:36

Subsequent matters

Counter-appeals, cross-appeals, and other multiple appeals, filing subsequent petition under prior docket number, § 9:6

Justiciability, loss of standing by subsequent events, § 3:29

Successive matters

Commencement of appeal, successive posttrial motions, § 4:59

Tenth Circuit Court of Appeals, successive habeas corpus petition, § 26:322

Supreme Court of Oklahoma Justices, current, § 1:7

Tax commission, time of commencement, § 21:69

Temporary matters

Civil Appeals Court, temporary divisions, § 1:31

Stay and supersedeas, temporary injunctions, § 11:36

Tenth Circuit Court of Appeals (this index)

Timetable for Oklahoma state civil appeals, **App. A**

Timetable for Oklahoma state criminal appeals, **App. C**

Timetable for original actions in Oklahoma Supreme Court, **App. B**

United States Supreme Court, time to file petition for writ of certiorari, § 27:2

Weekend

Computation of time, § 14:37

Tenth Circuit Court of Appeals, time to file notice of commencement of appeal, § 26:37

Workers' compensation

Commencement of proceeding, § 21:53

Counter or cross-petition for review, time to file, § 21:54

TOBACCO SETTLEMENT AGREEMENT CASES

Stay and supersedeas, § 11:25

TRANSCRIPTS

Cost of transcription, § 12:18, 14:150

Criminal Appeals Court, filing of certified copy of original transcript, § 25:121

Record on appeal, procedure for designation of record, § 12:12, 12:18

Summary judgments, record on accelerated appeal, § 19:5

Tenth Circuit Court of Appeals (this index)

TRANSFER

Retransfer (this index)

TRANSFER—Cont'd

Tenth Circuit Court of Appeals

Standard of review, transferred actions, § 26:191

Stay of judgments pending appeal, transfer of jurisdiction from district court,
§ 26:101

TRANSMISSION

Questions of law or fact, transmission of decision to certifying court, § 23:19

Record on appeal, transmission of, § 12:27

TRIAL COURT

Amicus curiae, errors preserved in trial court, § 5:14

Ancillary matters, trial court jurisdiction pending appeal limited to, § 14:81

Bonds, liability on supersedeas bonds, § 11:66

Briefs, presumption of correctness of trial court's decision, § 13:41

Collateral and ancillary matters, trial court jurisdiction pending appeal limited to,
§ 14:81

Commencement of appeal

Criminal Appeals Court, filings in trial court required for commencement of action,
§ 25:40

Orders imposing monetary sanctions, § 4:27

Trial court determinations, judgments involving multiple claims or multiple parties,
§ 4:24

Trial-related procedural orders, § 4:75

Continuation of jurisdiction, § 11:48

Copies of appeal documents in trial court, filing of, § 14:45 et seq.

Costs and expenses, trial court determination of motion for trial-related attorney's fees,
costs, or interest, § 14:158

Criminal Appeals Court

Commencement of action, filings in trial court required, § 25:40

Distinctions between appealability and enforceability of trial court's decision, § 11:3 to
11:5

Exceptions, jurisdiction pending appeal, § 14:89

Jurisdiction pending appeal

Generally, § 14:81 et seq.

Ancillary matters, jurisdiction limited to, § 14:81

Collateral matters, jurisdiction limited to, § 14:81

Criminal matters, § 25:15

Exceptions, § 14:89

Matrimonial litigation, § 14:84

Motions, § 14:83, 14:90

Nunc pro tunc orders, § 14:87

Petitions, § 14:83

Postjudgment motion, § 14:90

Posttrial motions and petitions, § 14:83

Settlement agreements, § 14:85, 14:86, 14:91

Jury and Jury Trial (this index)

Mandates, trial court jurisdiction, § 18:1

Matrimonial litigation, jurisdiction pending appeal, § 14:84

Motions, jurisdiction pending appeal, § 14:83, 14:90

Petitions, jurisdiction pending appeal, § 14:83

Postjudgment motion, jurisdiction pending appeal, § 14:90

Posttrial Motions (this index)

Preservation of error for appeal

Standard of review, § 15:63, 15:69, 15:75

Trial administration, § 15:163

INDEX

TRIAL COURT—Cont'd

- Settlement agreements, jurisdiction pending appeal, § 14:85, 14:91
- Standards of review
 - Preservation of error for appeal, § 15:63, 15:75
- Stay and supersedeas
 - Continuation of jurisdiction, § 11:48
 - Distinctions between appealability and enforceability of trial court's decision, § 11:3 to 11:5
 - Liability on supersedeas bonds, § 11:66

TRIBUNAL REVIEW BOARD

- Appeals from tribunals other than district courts, § 21:6

TRUSTS AND TRUSTEES

- Banking board or commissioner, trust company acquisition, § 21:92
- Preservation of error for appeal, standard of review, § 15:149

TWO JUDGE RULE

- Preservation of error for appeal, Criminal Appeals Court, § 25:240

UNEMPLOYMENT COMPENSATION

- District courts, appeals from tribunals other than, § 21:9

UNIFORM CERTIFICATION OF LAW ACT

- Historical development of, § 23:1

UNITED STATES SUPREME COURT

- Generally, § 27:1 to 27:4
- Certiorari, § 27:2 to 27:6, 27:6
- Files and filing, time to file petition for writ of certiorari, § 27:2
- Jurisdiction, § 27:1
- Pending matters, stay by lower court pending outcome of petition for writ of certiorari, § 27:3
- Petition for certiorari, § 27:2 to 27:6
- Precedential value of plurality or equally-divided opinion, § 27:5
- Stay by lower court pending outcome of petition for writ of certiorari, § 27:3
- Suspension of mandate pending petition for certiorari in United States Supreme Court, § 18:3
- Time to file petition for writ of certiorari, § 27:2

UNITED STATES TREASURY BONDS

- Supersedeas by right, § 11:21

VACATING OR SETTING ASIDE

- Default judgments, preservation of error for appeal, § 15:165
- Interlocutory appeals, vacation of appointment of receiver, § 20:14
- Preservation of error for appeal
 - Generally, § 15:164, 15:183
 - Default judgments, § 15:165
- Stay and supersedeas, vacation of supersedeas allowing execution but not enforcement of bond, § 11:55

VALIDITY OR INVALIDITY

- Preservation of error for appeal, recognition of validity of trial court decision, § 15:35
- Sources of appellate procedure, § 1:4

VARIETIES

- Preservation of error for appeal, varieties of appellate dispositions, § 15:178
- Tenth Circuit Court of Appeals** (this index)

VENUE

- Criminal Appeals Court
 - Standards of review
 - Generally, § 25:218
- District courts, § 24:8
- Preservation of error for appeal, § 15:42, 15:166

VERBOSITY

- Briefs, avoidance of verbosity, § 13:6

VERDICTS

- Commencement of appeal, jury verdict, § 4:14
- Criminal Appeals Court
 - Directed verdict, § 25:174
 - Jury verdicts, § 25:193
 - Standards of review
 - Directed verdict, § 25:174
 - Form, § 25:219
 - Jury verdicts, § 25:193
- Directed verdict, § 25:174
- Preservation of error for appeal
 - Jury and jury trial, § 15:28, 15:74
 - Standard of review, § 15:74, 15:112, 15:127
- Standards of review
 - Directed verdict, § 25:174
 - Form, § 25:219
 - Jury verdicts, § 25:193, 26:164
 - Preservation of error for appeal, § 15:74, 15:112, 15:127

VERIFICATION

- Preservation of error for appeal, § 15:43

VICE-CHIEF JUDGE

- Civil Appeals Court, three-judge panels, § 1:28

VOIR DIRE

- Criminal Appeals Court, § 25:241
- Standard of review for appeal, § 15:167

VOLUNTARY INTOXICATION

- Criminal appeals court, standards of review, § 25:220

VOLUNTARY OR INVOLUNTARY MATTERS

- Civil Appeals Court, certiorari from Supreme Court to, § 17:14
- Dismissal motion, § 14:67, 14:68
- Settlement conferences, § 14:104
- Tenth Circuit Court of Appeals, dismissal of remaining claims after disposition will not result in finality unless practical matter precludes of same claims, § 26:16

WAIVER

- Briefs, time for filing, § 13:28
- Criminal Appeals Court, waiver of right to appeal, § 25:12
- Jury trial right, § 15:134
- Tenth Circuit Court of Appeals
 - Damages, waiver of, § 26:82
 - Right to appeal, contractual waiver, § 26:31

INDEX

WEATHER

Tenth Circuit Court of Appeals, time to file notice of commencement of appeal,
§ 26:37

WEEKEND

Computation of time, § 14:37
Tenth Circuit Court of Appeals, time to file notice of commencement of appeal,
§ 26:37

WITHDRAWAL

Necessary parties, entry of withdrawal, § 6:4
Opinions or decisions, withdrawal of opinion upon application of parties, § 14:130
Settlement conferences, withdrawal of order for, § 14:99

WITNESSES

Preservation of error for appeal, § 15:41, 15:56

WORKERS' COMPENSATION

Generally, § 21:47 et seq.
Administrative Procedures Act, § 21:49
Bonds, § 21:56
Briefing, § 21:58
Captions, § 14:14
Commencement of proceedings, § 4:90, 21:53
Cost deposit, § 21:55
Counterpetition for review, time to file, § 21:54
Crosspetition for review, time to file, § 21:54
Deposits, cost deposit, § 21:55
Files and filing, time to file counter or cross-petition for review, § 21:54
Petitions
 Review and response, petitions for, § 21:52
 Time to file counter or cross-petition for review, § 21:54
Record on appeal, preparation of, § 21:57
Service of process and papers, exceptions, § 14:27
Settlement agreements during appeal, trial court jurisdiction, § 14:86
Standard of review, § 21:59
Stays governed by constitutional provisions, § 11:43
Supreme Court
 Checklist for appeal, § 21:51
Time
 Commencement of proceeding, § 21:53
 Counter or cross-petition for review, time to file, § 21:54
Transition, § 21:47

“WORKING OFF”

Criminal Appeals Court, “working off” a fine, § 25:148

WORLD WIDE WEB

Supreme Court of Oklahoma, Oklahoma State Courts Network (OSCN), § 14:123
Supreme Court of Oklahoma, World Wide Web site of, § 1:22

WRITINGS AND WRITTEN MATTERS

Commencement of appeal, prerequisites for formalization of judgment, order, or
decree, § 4:7

WRIT OF ERROR CORAM NOBIS

Criminal Appeals Court, jurisdiction, § 25:132

YOUTHFUL OFFENDER ACT

Criminal Appeals Court, standards of review, § **25:223**