

Index

ABANDONMENT OF APPEAL

Dismissal motion, **7:54, 7:55**

ABSTRACT OF RECORD

General treatment, **8:15 to 8:20**

Discovery material, **8:19**

Errors in record, **8:18**

Exhibits, **8:19**

Methods of abstracting record, **8:17, 8:18**

Preparing summary, **8:20**

ABUSE OF DISCRETION

Standards of appellate review, **10:96, 10:119 et seq.**

ACCEPTING AN APPELLATE CASE

General treatment, **2:1 to 2:23**

Adversary's costs and fees on appeal, financial condition of client to bear, **2:14**

Affirmative defenses, raising objections contemporaneously, **2:7**

Aggregate settlement of claims, **2:17**

Attorneys

conflicts of interest, **2:1 to 2:3**

disqualification of attorney or firm, **2:2, 2:3**

fee arrangements, **2:23**

who should handle appeal-trial counsel or new appellate counsel, **2:18 to 2:21**

withdrawal and substitution, **2:19 to 2:21**

Client's objective, **2:12**

Closing or opening argument by counsel before jury, raising objections contemporaneously, **2:7**

Conflicts of interest, **2:1 to 2:3**

Constitutional questions, raising objections contemporaneously, **2:7**

Contingent fee representation, **2:23**

Damage award, raising objections contemporaneously, **2:7**

Decision to appeal or seek writ, generally, **2:4 to 2:17**

Delay, **2:15**

Disqualification of attorney or firm, **2:2, 2:3**

Evidentiary issues, raising objections contemporaneously, **2:7**

Exceptions to preservation of error, **2:9**

Fees involved in appeal, financial condition of client to bear, **2:14**

Financial condition of client, **2:14**

Good faith basis, merits of appeal or writ application, **2:11**

Grounds for appeal or issuance of writ, **2:5**

Grounds of defense, raising objections contemporaneously, **2:7**

Instructing the jury, raising objections contemporaneously, **2:7**

LOUISIANA CIVIL APPELLATE PROCEDURE

ACCEPTING AN APPELLATE CASE—Cont'd

Interest on judgment during appellate process, financial condition of client to bear, **2:14**
Jury interrogatory form or verdict form, raising objections contemporaneously, **2:7**
Jury trial, grant or denial of, raising objections contemporaneously, **2:7**
Jury verdict, raising objections contemporaneously to inconsistencies in, **2:7**
Loss of consortium, inadequate number allowed, raising objections contemporaneously, **2:7**
“Lost opportunity” costs, who should handle appeal, **2:18**
Merits of case, **2:11**
Multiple clients in single matter, conflict of interest, **2:3**
New appellate counsel, handling of appeal by, **2:18 to 2:21**
Objective of client, **2:12**
Peremptory challenges, inadequate number allowed, raising objections contemporaneously, **2:7**
Peremptory exception, exceptions to preservation of error, **2:9**
Potential for success, **2:13**
Preservation of error, **2:6 to 2:10**
Proffer of evidence, proper raising and preserving of error, **2:6**
Psychological factors, **2:16**
Rules of Professional Conduct and imputed disqualification of law firm or lawyers, **2:3**
Settlement, **2:17**
Subject matter jurisdiction, exceptions to preservation of error, **2:9**
Substitution of counsel, **2:19 to 2:21**
Sufficiency of service on non-resident, raising objections contemporaneously, **2:7**
Summary judgment motion, raising objections contemporaneously to error in granting, **2:7**
Termination of association of lawyer with firm, **2:3**
Trial counsel, handling of appeal by, **2:18 to 2:21**
Waiver
 attorney's representation by former client, disqualification of attorney or firm, **2:2**
 imputed disqualification, **2:3**
Who should handle appeal, **2:18 to 2:21**
Withdrawal of counsel, **2:19 to 2:21**

ACQUIESCENCE

Adverse judgment, acquiescence in, **10:6**
Favorable judgment, acquiescence in, **10:7, 10:8**

ADDITIONAL EVIDENCE

Remand, **12:27**

ADDITUR OR REMITTITUR

Scope of review, **10:50**

INDEX

ADMINISTRATIVE COUNSEL

Emergency writ applications and stay orders, **1:37**

Supreme Court, **1:37**

ADMINISTRATIVE LAW AND PROCEDURE

Ethics, jurisdiction of courts of appeal, **1:45**

Initiating appeal from decision of administrative body, **3:92, 3:98**

Remand of administrative proceedings, **12:28**

Standards of appellate review, **10:154 to 10:157**

ADOPTION

Standards of appellate review, **10:86**

ADVANCE SHEETS

Oral argument, preparation for, **9:6**

ADVERSARY COSTS

Accepting an appellate case, financial condition of client to bear adversary's costs and fees on appeal, **2:14**

ADVERSE POSSESSION

Standards of appellate review, **10:80**

AFFIDAVITS

Hearsay, record on appeal, **6:20**

Motions, form, **7:32**

Supervisory writ, form, **13:39**

AFFIRMATIVE DEFENSES

Preservation of error, raising objections contemporaneously, **2:7**

Scope of review, **10:41, 10:42**

AGGREGATE SETTLEMENT OF CLAIMS

Accepting an appellate case, **2:17**

ALLOCATION AND APPORTIONMENT

Costs

general treatment, **14:10 to 14:14**

for detailed treatment see index heading Costs

ALTERNATIVE WRITS

Courts of appeal, application for rehearing of writ decision, **1:91**

AMENDMENT

Denial of writ to permit appeal, motion and order to amend, **7:42**

Initiating review of trial court decision, amendment of petition, **3:82**

Scope of review, amendment of judgment, **10:52**

AMICUS CURIAE

Briefs and appendices, **8:51, 8:87**

Oral argument, **9:51**

ANALOGIES

Oral argument, use of analogies in, **9:28**

ANNEXATION

Standards of appellate review, **10:81**

ANNULMENT OF MARRIAGE

Initiating review of trial court decision, **3:46**

ANSWER TO APPEAL

General treatment, **4:9 to 4:19**

Bond or undertaking, **4:14**

Contents, **4:11**

Costs, **4:14**

Filing, time of, **4:12**

Form of answer to appeal, **4:20**

Frivolous appeal, answer requesting damages for, **11:18**

Illustrations, procedurally

 insufficient answers, **4:13**

 sufficient answers, **4:13**

Insufficient answers, illustrations of procedurally, **4:13**

Necessity of filing, **4:10**

Non-appealing parties, effect of answer on, **4:18**

One party applying for writs, effect of, **4:19**

Order of appeal, **4:14**

Risks, generally, **4:15 to 4:18**

Scope of review, **10:43**

Sufficient answers, illustrations of procedurally, **4:13**

Time for filing, **4:12**

Unsupported and without foundation, dismissal of answer to appeal, **4:16**

APPENDICES

General treatment, **8:45, 8:79**

For detailed treatment see index heading BRIEFS AND APPENDICES

APPLICATIONS AND PETITIONS

Appeal, petition and order for, generally, **3:94 to 3:102**

Certiorari. See index heading CERTIORARI, WRIT OF

Devolutive appeal and injunctive relief, denial of liquor permit, **3:103**

Filing sheet, supervisory writ, **13:47**

Order, suspensive appeal, **7:37**

Rehearing, form, **12:33**

Supervisory writ. See index heading SUPERVISORY WRIT

Supreme Court. See index heading SUPREME COURT

ARBITRATION

Initiating review of trial court decision, nonappealability of interlocutory order
 compelling arbitration, **3:36**

ARGUMENT

Brief, argument in. See index heading BRIEFS AND APPENDICES

Oral argument. See index heading ORAL ARGUMENT

INDEX

ARREST

Force used to make arrest, finding of fact, **10:113**

ASSEMBLY OF MATERIALS

Briefs and appendices, **8:13**

ASSIGNMENT OF JUDGES

Supreme Court, **1:14**

ASSIGNMENTS OF ERROR

Briefs. See index heading **BRIEFS AND APPENDICES**

Scope of review, **10:24**

ASSOCIATE JUSTICES

Supreme Court, **1:18 et seq.**

ATTACHMENTS

Suspensive appeal, failure to timely file, **3:74**

ATTORNEYS

Accepting an appellate case. See index heading **ACCEPTING AN APPELLATE CASE**

Briefs and appendices, attorneys errors in, **8:4**

Disciplinary proceedings in Supreme Court, **1:3, 1:4**

Disqualification of attorney or firm, **2:2, 2:3**

Fees. See index heading **ATTORNEYS' FEES**

Oral argument. See index heading **ORAL ARGUMENT**

Supreme Court. See index heading **SUPREME COURT**

ATTORNEYS' FEES

Discretionary ruling by trial judge, review of, **10:151**

Disposition of appeal, taxing costs, **11:9**

Incorporated memorandum, motion to establish amount incurred in connection with appeal and collection of judgment, **14:26 to 14:27**

Initiating review of trial court decision, nonappealability of judgment compelling discovery with assessment of attorneys' fees, **3:36**

Motion to establish amount incurred in connection with appeal, **14:25 to 14:27**

Non-taxable costs, **14:20**

Opposition, memorandum in, **14:27**

Representation on appeal, **2:23**

AUTHORITY OR AUTHORITIES

Appellate court, authority of, generally, **5:4**

Briefs, citation of authorities, **8:63, 8:69**

Oral argument, knowledge of authorities, **9:6**

AUTOMATIC STAY

See index heading **STAY OF PROCEEDINGS**

AUTOMOBILE COLLISION

Parties' narrative of facts, form of, **6:49**

BACKUP JUDGE

Courts of appeal, final editing and concurrence or dissent preparation time, **1:86**

BAILIFFS

Courts of appeal, **1:62**

Supreme Court, **1:27**

BIFURCATED TRIALS

Standards of appellate review, **10:112**

BONDS AND UNDERTAKINGS

Acquiescence in favorable judgment, acceptance of cash bond, **10:8**

Answer to appeal, **4:14**

Cost of appeal, recovery of bond expense as, **5:45**

Dismissal of appeal, failure to comply with requirements of posting a bond, **7:56**,
7:57

Initiating review of trial court decision, **3:86 to 3:91**

New appeal bond, form of order requiring, **5:49**

Questions concerning appeal bond, **5:14**

Revocation of order of appeal because of insufficiency of bond, form, **5:48**

Stay of trial court. See index heading **STAY OF PROCEEDINGS**

Suspensive appeal bond, form, **5:47**

BRIEFS AND APPENDICES

General treatment, **8:1 to 8:102**

Abandonment of appeal, counsel's recommendation of, **8:23**

Abandonment of argument, content of brief, **8:77**

Abstract of record

general treatment, **8:15 to 8:20**

for detailed treatment see index heading **ABSTRACT OF RECORD**

Accuracy, copying excerpts to ensure, **8:17**

Amicus curiae briefs, **8:51, 8:87**

Appellant's brief, rules for, generally, **8:64 to 8:80**

Appellee's brief, rules for, generally, **8:81 to 8:83**

Appendix, use of, generally, **8:45, 8:79**

Argument

brevity and disciplines underlying the argument, **8:38**

crafting effective briefs, generally, **8:36 to 8:42**

gauging the "appeal" of the appeal, **8:41**

rules for appellant's brief, generally, **8:76, 8:77**

studying briefs in preparation for oral argument, **9:5**

subdivisions, use of, **8:39**

summary of argument, preparing, **8:37**

Assembly of materials, **8:13**

Assignments of error

general treatment, **8:31 to 8:34**

alternative, assignments in the alternative, **8:34**

content of appellate brief, **8:73, 8:74**

description, how to describe errors, **8:33**

relationship of errors to issues, **8:32**

Attorney error, effect of, **8:4**

Authorities, table of authorities, **8:69**

INDEX

BRIEFS AND APPENDICES—Cont'd

- Basis for decision on appeal, briefing implications, **11:23**
- Bottom line, **8:47**
- Brevity of argument, **8:38**
- Case citations, **8:57**
- Checklists
 - appellant's brief, **8:92 to 8:95**
 - appellee's brief, **8:96 to 8:99**
 - reply brief, **8:100 to 8:102**
- Citation forms, following rules in argument, **8:40**
- Citations, **8:57, 8:58, 8:63**
- Competing for court's time, **8:5**
- Conciseness in summary preparation, **8:20**
- Conclusions, **8:44, 8:78**
- Consolidated cases, **8:61**
- Construction of brief, generally, **8:8, 8:9**
- Contents
 - appellant's brief, **8:66 to 8:79**
 - appellee's brief, **8:82**
 - appendix, **8:45, 8:79**
 - argument, **8:76, 8:77**
 - assignments of error, **8:73, 8:74**
 - conclusion, **8:78**
 - reply briefs, **8:85**
 - syllabus, **8:68**
 - table of authorities, **8:69**
 - table of contents, **8:68**
 - title page, **8:67**
- Copying excerpts to ensure accuracy, **8:17**
- Copying or reproduction of briefs, **8:54, 14:23**
- Cost of reproduction of briefs as non-taxable, **14:23**
- Courts of appeal, **1:68**
- Cover of brief, **8:53**
- Crafting effective briefs, generally, **8:6 to 8:51**
- Damages for frivolous appeals, **11:20**
- Discovery material, **8:19**
- Disposition of appeal, generally, **11:20, 11:23**
- Do's and don't of argument, **8:40**
- Electronic filing, **8:55**
- Errors
 - assignments of error. See "Assignments of error" under this index heading
 - counsel, effect of errors of, **8:4**
 - dealing with errors in record, **8:18**
- "Ethical proof," establishment in presentation of facts, **8:26**
- Exhibits, **8:19**
- Extension of time for filing
 - general treatment, **8:88, 8:89**

BRIEFS AND APPENDICES—Cont'd

- Extension of time for filing—Cont'd
form, **7:39**
- Facts, statement of, **8:75**
- Factual issues, issue selection, **8:22**
- Failure to file brief, **8:90**
- Filing
 - electronic filing, **8:55**
 - extending time for filing. See "Extension of time for filing" under this index heading
 - failure to file brief, **8:90**
 - modifying time for filing, **8:88, 8:89**
 - sanction for failure to file brief, **8:90**
 - untimely filing of brief, **8:90**
- Format rules, **8:52**
- Form of reply briefs, **8:85**
- Formulation of issues, **8:35**
- Frivolous appeals, damages for, **11:20**
- Gauging the "appeal" of the appeal, **8:41**
- Impact statements, **8:44**
- Importance of brief, **8:7, 8:8**
- Instructions to jury, **8:58**
- Integrity of brief, **8:11, 8:12**
- Inventory, **8:43**
- Issue formulation, **8:35**
- Issue selection, **8:21 to 8:23**
- Italics, sparing use in argument, **8:40**
- Jurisdictional statement, **8:70**
- Jury instructions, **8:58**
- Leave of court to respond to amicus curiae briefs, **8:87**
- Legalese expressions, use in argument, **8:40**
- Legal issues, issue selection, **8:22**
- Length of briefs
 - appellant's brief, **8:80**
 - appellee's brief, **8:83**
 - reply briefs, **8:86**
- Local rules, effect of, **8:91**
- Low-key approach, **8:27**
- Mandatory briefs, **8:1**
- Mastery of case, **8:10 to 8:12**
- Memoranda, **8:14**
- Modification of time for filing, **8:88, 8:89**
- Motions
 - extension of time to file, form, **7:39**
 - strike, motion to, **8:72**
 - support or opposition to motions, **7:16**
 - writs and motions in brief, **8:62**
- Multiple parties, **8:61**

INDEX

BRIEFS AND APPENDICES—Cont'd

- Name, referring to parties by name in argument, **8:40**
- Non-taxable costs, costs of reproduction of briefs as, **14:23**
- Offensive language, use in argument, **8:40**
- Oral argument, studying briefs in preparation for, **9:5**
- Outline of argument, **8:37**
- Page references to record, **8:15**
- Parties, references to, generally, **8:59**
- Penalties, **8:2, 8:3**
- Post-disposition proceedings, remand, **12:21**
- Presentation of facts, **8:26**
- Procedural history, **8:29**
- Quotations, sparing use in argument, **8:40**
- Record, references to, **8:60**
- Red herring issues, **8:48**
- Remand, **12:21**
- Reply briefs
 - general treatment, **8:84 to 8:88**
 - checklists, **8:100 to 8:102**
 - form and content, **8:85**
 - special suggestions for reply briefs, **8:49, 8:50**
- Reproduction of briefs, **8:54, 14:23**
- Research, **8:14**
- Respondent's brief, special suggestions for, **8:48**
- Review and abstract of record, **8:15 to 8:20**
- Review and inventory of work, **8:43**
- Review of briefs, memoranda and research, **8:14**
- Rules applicable to various kinds of briefs, generally, **8:52 to 8:63**
- Service of briefs, **8:54**
- Short sentences, use in argument, **8:40**
- Special suggestions, **8:48 to 8:51**
- Standards of professionalism, **8:12**
- Statement of case
 - general treatment, **8:25 to 8:30**
 - appellant's brief, generally, **8:71, 8:72**
 - low-key approach, **8:27**
 - presentation of facts, **8:26**
 - procedural history, **8:29**
 - testing the statement, **8:30**
 - use of summary, **8:28**
- Statement of facts, **8:75**
- Statutes, **8:58**
- Strike, motion to, **8:72**
- Studying briefs in preparation for oral argument, **9:5**
- Style of briefs, **8:56**
- Subdivisions, use of, **8:39**
- Summaries, **8:20, 8:28, 8:37**

BRIEFS AND APPENDICES—Cont'd

Supervisory writ, review by Supreme Court, **13:15, 13:25**
Supplemental authorities, citation of, **8:63**
Syllabus, **8:46, 8:68**
Table of contents of appellant's brief, **8:68**
Testing the statement, **8:30**
Time or date
 appellant's brief, rules for, **8:65**
 appellee's brief, rules for, generally, **8:81**
 competing for court's time, **8:5**
 extension of time. See "Extension of time for filing" under this index heading
 modification of time for filing, **8:88, 8:89**
 reply briefs, **8:84**
 untimely filing of brief, **8:90**
Title page of appellant's brief, **8:67**
Underlines, sparing use in argument, **8:40**
Uniform Rules of Louisiana Courts of Appeal, **App. A**
Untimely filing of brief, **8:90**
Writing the brief, generally, **8:24 to 8:51**
Writs in brief, **8:62**

CANDOR

Oral argument, **9:36**

CASH

Stay of proceedings, security for suspensive appeal, **5:34**

CASHIER'S CHECKS

Stay of proceedings, security for suspensive appeal, **5:34**

CENTRAL STAFF

Courts of appeal, **1:60**

Supreme court, **1:25**

CERTIFICATE OF SERVICE

Exceptions, **7:28**

CERTIFICATION OF CLASS

Standards of appellate review, **10:125**

CERTIFIED COPY

Direct appeal to Supreme Court, certified copy of original record, **6:8**

CERTIFIED QUESTIONS

Supreme Court, instructions on certified questions of law, **1:11**

CERTIORARI, WRIT OF

Application

 general treatment, **3:65 to 3:68**

 consideration and processing of applications, **1:33, 1:34**

 copies of application, **3:66**

 form of application, **3:66**

INDEX

CERTIORARI, WRIT OF—Cont'd

- Copies of application, **3:66**
- Election cases, **3:69**
- Initiating review of trial court decision, **3:64 to 3:70**
- Time period for seeking certiorari, **3:67**

CHANGE

- Generally. See index heading MODIFICATION OR CHANGE

CHANGE IN CIRCUMSTANCES

- Motion to dismiss appeal, **7:60**

CHANGE OF VENUE

- Standards of appellate review, **10:160**

CHARTS

- Oral argument, use of charts, **9:45**

CHIEF JUDGE

- Court of Appeals, **1:57**

CHIEF JUSTICE

- Supreme Court, **1:17**

CHILD CUSTODY

- Discretionary ruling by trial judge, review of, **10:150**
- Initiating review of trial court decision, appealability of, **3:46**
- Stay of proceedings, appeal of judgment, **5:27**

CHILD SUPPORT

- Preparing the trial record, **6:17**

CITATIONS

- Briefs and appendices, **8:57, 8:58, 8:63**

CITY COURT

- Initiating review of trial court decision, appeals from courts of limited jurisdiction, **3:5**

CIVIL SERVICE COMMISSION

- Initiating review of administrative decision, **3:56**

CLERKS OF COURT

- Courts of appeal, **1:59**
- Supreme Court, **1:23**

CLIMAX/ANTICLIMAX RULE

- Oral argument, **9:16**

CLOSING ARGUMENT

- Preservation of error, raising objections contemporaneously closing or opening argument by counsel before jury, **2:7**

“COLD BENCH”

- Oral argument, **9:1**

COMPENSATION

See index heading WAGES, SALARY AND OTHER COMPENSATION

CONCLUSION OF BRIEF

General treatment, **8:44, 8:78**

CONCLUSIONS OF LAW

Standards of appellate review, **10:99**

CONFERENCE DAY

Courts of appeal, final editing and concurrence or dissent preparation time, **1:86**

CONFESION OF JUDGMENT

Initiating review of trial court decision, **3:8, 3:9**

Scope of review, **10:6**

CONFLICTS OF INTEREST

Accepting an appellate case, **2:1 to 2:3**

CONSENT JUDGMENTS

Initiating review of trial court decision, **3:59**

CONSENT OR ACQUIESCE

Adverse judgment, acquiescence in, **10:6**

CONSOLIDATED CASES

Briefs and appendices, **8:61**

Initiating review of trial court decision, **3:10**

Record on appeal, **6:12**

Scope of review, **10:5**

CONSTITUTIONAL LAW

Accepting an appellate case, raising objections contemporaneously, **2:7**

Scope of review, **10:22, 10:36**

Supervisory writ, **13:7**

Supreme Court review, **1:7**

CONSUMER LAW

Standards of appellate review, **10:90**

CONTEMPT OF COURT

Record on appeal, failure to timely file transcript, **6:32**

CONTINGENT FEE REPRESENTATION

Accepting an appellate case, **2:23**

CONTINUANCE

Motions, form, **7:45**

Standards of appellate review, **10:166**

CONTINUING JURISDICTION

Trial court's jurisdiction, effect of appeal on, **5:13 to 5:20**

COPIES

Accuracy, copying excerpts to ensure, **8:17**

INDEX

COPIES—Cont'd

Briefs and appendices, **8:54, 14:23**

CORRECTING RECORD ON APPEAL

General treatment, **6:33 to 6:39**

For detailed treatment see index heading **SUPPLEMENTING OR CORRECTING RECORD**

COSTS

General treatment, **14:1 to 14:28**

Adversary's costs and fees on appeal, financial condition of client to bear, **2:14**

Allocation by judgment of costs

 general treatment, **14:10 to 14:14**

 equitable assessment of costs, **14:11**

 public bodies, suits by or against, **14:14**

 splitting costs, **14:12**

 unjustifiable items of cost, **14:13**

Answer to appeal, **4:14**

Attorneys' fees. See index heading **ATTORNEYS' FEES**

Bond expense, recovery as cost of appeal, **5:45**

Briefs, cost of reproduction of briefs as non-taxable, **14:23**

Court reporter's fees, **14:17**

Designation of contents of record, effect of, **14:6**

Dismissals not favored, **14:4**

Disposition of appeal, taxing of costs, **11:8, 11:9**

Equitable assessment, **14:11**

Failure to pay, effect of, **14:3**

Filing fee of appellate court, **14:18**

First appellant, payment by, **14:2**

Incorporated memorandum, motion to establish amount incurred in connection with appeal and collection of judgment, **14:26, 14:27**

In forma pauperis appeals, **3:88 to 3:91, 14:24**

Initiating review of trial court decision, **3:42, 3:84, 3:91**

Judgment of costs, **14:10 to 14:14**

Litigation without prior payment of costs, **3:102**

Motion to establish amount incurred in connection with appeal, **14:25 to 14:27**

Non-taxable costs

 general treatment, **14:19 to 14:23**

 attorneys' fees, **14:20**

 briefs, cost of reproduction, **14:23**

 suspensive appeal bond premiums, **14:22**

 travel expenses, **14:21**

Opposition, memorandum in, **14:27**

Other appellants, costs paid by, **14:5**

Payment, **14:1 to 14:7**

Preparation of record, charges for, **14:16**

Prepayment of costs for in forma pauperis appeals, **14:24**

Public bodies, suits by or against, **14:14**

Record on appeal, cost of preparing, **6:3 to 6:7**

COSTS—Cont'd

Recovering costs
general discussion, **14:10 to 14:23**
allocation by judgment of costs, **14:10 to 14:14**
appellate court filing fee, **14:18**
charges for preparing the record, **14:16**
court reporter's fees, **14:17**
equitable assessment of costs, **14:11**
nontaxable costs. See "Nontaxable costs" under this index heading
public bodies, suits by or against, **14:14**
recoverable costs, **14:15 to 4:18**
reproduction of briefs, **14:23**
special statute, attorneys' fees absent statute, **14:20**
splitting costs, **14:12**
suspensive appeal bond premiums, **14:22**
travel expenses, **14:21**
unjustifiable items of cost, **14:13**
Rehearing or review, costs of, **14:9**
Reproduction of briefs, non-taxable costs, **14:23**
Splitting costs, **14:12**
Suspensive appeal bond premiums, **14:22**
Travel expenses, **14:21**
Trial court costs, generally, **14:7, 14:8**
Trial court's jurisdiction, effect of appeal on, **5:16**
Unjustifiable items, **14:13**

COURT REPORTERS

Costs and fees, **14:17**
Record on appeal, omissions by court reporter, **6:38**

COURTS

Clerks of court. See index heading **CLERKS OF COURT**
Contempt of court, **6:32**
Courts of appeal. See index heading **COURTS OF APPEAL**
Louisiana Supreme Court. See index heading **SUPREME COURT**
Reporters. See index heading **COURT REPORTERS**
Trial court. See index heading **TRIAL COURT**

COURTS OF APPEAL

General treatment, **1:42 to 1:93**
Administrative determinations involving ethics, **1:45**
Alternative writs, application for rehearing of writ decision, **1:91**
Appellate jurisdiction, **1:44 to 1:46**
Assignment of docket number, **1:67**
Author of opinion, selection of, **1:79, 1:80**
Backup judge, final editing and concurrence or dissent preparation time, **1:86**
Bailiffs, **1:62**
Briefs, **1:68**
Central staff, **1:60**

INDEX

COURTS OF APPEAL—Cont'd

Chief judge, **1:57**
Clerks of court, **1:59**
Composition of circuits, **1:50**
Conference day, final editing and concurrence or dissent preparation time, **1:86**
Day of opinion, **1:87**
Decision day, final editing and concurrence or dissent preparation time, **1:86**
Dismissal, handling apparent grounds for, **1:70**
Dissent preparation time, **1:86**
Divisions of courts, **1:49, 1:50**
Docket number, assignment of, **1:67**
Editing time for opinion, **1:86**
Electronic filing, **1:92**
Email notification, **1:63**
Ethics, administrative determinations involving, **1:45**
Ethics Board, appeals from, **1:66**
Ex proprio motu dismissal, processing appeals and writs, **1:70**
Fifth Circuit matters, **1:75, 13:50, 13:55**
First Circuit matters, **1:72, 1:99, 8:92, 8:96, 13:41, 13:51**
Fourth Circuit matters, **1:74, 8:95, 8:99, 8:102, 13:43, 13:48**
Initiating review of trial court decision, **3:2**
Judges
 General treatment, **1:56, 1:57**
 conferences, **1:78**
Jurisdiction
 general treatment, **1:42 to 1:48**
 appellate jurisdiction, **1:42 to 1:46**
 ethics, administrative determinations involving, **1:45**
 justiciable controversy, **1:43**
 law and fact, review of, **1:46**
 rulemaking, **1:48**
 supervisory jurisdiction, **1:47**
Justiciable controversy, **1:43**
Law and fact, review of, **1:46**
Law clerks, **1:61**
Lodging of appeal, **1:67**
Notice, **1:63, 1:65**
Number two judge, final editing and concurrence or dissent preparation time, **1:86**
Opinions, **1:79 to 1:82**
Oral argument. See index heading **ORAL ARGUMENT**
Order of authorship, selection of author of opinion, **1:79**
Panels, **1:51 to 1:54, 1:76**
Personnel of court
 general treatment, **1:55 to 1:62**
 bailiffs, **1:62**
 central staff, **1:60**
 chief judge, **1:57**

COURTS OF APPEAL—Cont'd

Personnel of court—Cont'd
 clerks of court, **1:59**
 judges, **1:56, 1:57**
 law clerks, **1:61**
 staff. See "Staff of court" under this index heading
Post-disposition proceedings, reconsideration of writ, **12:12 to 12:14**
Pre-argument research, **1:77**
Processing of appeals and writs, generally, **1:64 to 1:93**
Reading judge, final editing and concurrence or dissent preparation time, **1:86**
Record on appeal. See index heading RECORD ON APPEAL
Rehearing, **1:88, 1:91**
Research, **1:77**
Reviewing time, **1:85**
Rulemaking jurisdiction, **1:48**
Sample application, writ of supervisory review, **13:56**
Scope of review, generally, **10:2**
Screening staff, **1:69 to 1:75**
Second Circuit matters, **8:93, 8:97, 13:49, 13:52**
Sitting cycles, **1:83 to 1:87**
Staff of court
 general treatment, **1:58 to 1:62**
 bailiffs, **1:62**
 central staff, **1:60**
 clerks of court, **1:59**
 law clerks, **1:61**
Summary docket, screening for, **1:71 to 1:75**
Supervisory writs. See index heading SUPERVISORY WRIT
Terms of judges, **1:57**
Third Circuit matters, **1:73, 8:94, 8:98, 8:101, 13:42, 13:53**
Time or date
 opinion, day of opinion, **1:87**
 sitting cycles, **1:83 to 1:87**
 terms of judges, **1:57**
 writs, applications for, **1:90**
Volume in appellate courts, **1:93**
Weight or complexity, screening for, **1:71 to 1:75**
Writing time, **1:84**
Writs
 alternative writs, application for rehearing of writ decision, **1:91**
 applications for, generally, **1:89 to 1:91**
 panels, **1:54**
 processing of, generally, **1:64 to 1:93**
 supervisory writ, review by. See index heading SUPERVISORY WRIT

CREDIBILITY OF WITNESSES

Standards of appellate review, **10:71, 10:72**

INDEX

CROSS-APPEALS

 Damages for frivolous appeal, **11:18**

CROSS-DESIGNATION OF CONTENTS

 Record on appeal, form, **6:48**

CUSTODY

 Child. See index heading **CHILD CUSTODY**

 Habeas corpus proceedings, **5:27**

DAMAGES

 Earning capacity, loss of, **10:144**

 Excessive award, **10:136**

 Exemplary damages, **10:145**

 Frivolous appeals, **11:10 to 11:21**

 Inadequate award, **10:137, 10:138**

 Initiating review of trial court decision, **3:31**

 Interest, **10:141, 10:142**

 Jury determination of damages, **10:116**

 Lost wages, **10:144**

 Prejudgment interest, **10:141**

 Preservation of error, raising objections contemporaneously, **2:7**

 Punitive damages, **10:145**

 Remand, **10:146**

 Special damages, **10:95, 10:143 to 10:145**

 Standards of appellate review

 general treatment, **10:95**

 earning capacity, loss of, **10:144**

 excessive award, **10:136**

 exemplary damages, **10:145**

 inadequate award, **10:137, 10:138**

 interest, **10:141, 10:142**

 jury determination of damages, **10:116**

 lost wages, **10:144**

 prejudgment interest, **10:141**

 remand, **10:146**

 rulings on damages, generally, **10:135 to 10:153**

 special damages, **10:95, 10:143 to 10:145**

DATE

 See index heading **TIME OR DATE**

DAY OF OPINION

 Courts of appeal, **1:87**

DEATH OF PARTY

 Initiating review of trial court decision, who may seek review, **3:7**

DECISION DAY

 Courts of appeal, final editing and concurrence or dissent preparation time, **1:86**

DECLARATORY JUDGMENTS

Initiating review of trial court decision, **3:43**

DECLINATORY EXCEPTIONS

Initiating review of trial court decision, review of judgments overruling, **3:36**

DEFAULT JUDGMENTS

Initiating review of trial court decision, **3:52**

Initiating review of trial court decision, nonappealability of refusal to confirm default judgment, **3:36**

Record on appeal, **6:28, 6:29**

Scope of review, **10:10**

DEFENSES

Scope of review, **10:41, 10:42**

DELAY

Accepting an appellate case, **2:15**

DEMAND

See index heading REQUEST OR DEMAND

DE NOVO REVIEW

Petition for appeal via trial de novo, **3:100**

Standards of appellate review, **10:55 to 10:67, 10:107, 10:108**

DEPARTMENT OF STATE

Stay of proceedings, excusal from posting suspensive appeal bond, **5:32**

DEPOSITIONS

Record on appeal, preparation of, **6:32**

DEVOLUTIVE APPEALS

Initiating review of trial court decision, **3:73 to 3:77, 3:90**

Petition, denial of liquor permit, **3:103**

Stay of proceedings, **5:23**

Trial court's jurisdiction, effect of appeal on, **5:7**

DIRECTED VERDICT

Standards of appellate review, **10:167**

DISABILITY

Standards of appellate review, workers' compensation cases, **10:156**

DISCIPLINARY PROCEEDINGS

Supreme Court, **1:3 to 1:5**

DISCOVERY

Briefs and appendices, **8:19**

Standards of appellate review, **10:128**

DISCRETIONARY MATTERS

Abuse of discretion, standards of appellate review, **10:96, 10:119 et seq.**

Initiating review of trial court decision, **3:62 to 3:70**

Remand, **12:22**

INDEX

DISCRETIONARY MATTERS—Cont'd

Standards of appellate review, **10:96, 10:118 to 10:153**

Supervisory writ, review by, **13:2**

DISMISSAL

Abandonment of appeal, form, **7:54**

Bond, failure to comply with requirements of posting, **7:56, 7:57**

Costs, dismissals not favored, **14:4**

Courts of appeal, handling apparent grounds for dismissal, **1:70**

Disposition of appeal, generally, **11:14, 11:19**

Erroneous record, **6:42**

Form of motion to dismiss appeal, **7:48 to 7:60**

Frivolous appeals, **11:19**

Incomplete record, **6:42**

Initiating review of trial court decision, **3:17 to 3:21, 3:24**

Insufficiency of record on appeal, form, **7:58**

Joint motions

 general treatment, **7:18**

 form, **7:61**

Judgment unappealable, form, **7:53**

Lack of record, **6:43 to 6:46**

Lack of right to appeal, form, **7:52**

Late filing of record on appeal, form, **7:50**

Premature appeal and no proper notice, **7:59**

Presumption that missing transcript or statement would support judgment, **6:45, 6:46**

Record on appeal

 general treatment, **6:42 to 6:46**

 incomplete or erroneous record, **6:42**

 lack of record, **6:43 to 6:46**

 presumption that missing transcript or statement would support judgment, **6:45, 6:46**

 timeliness, **6:44, 7:50**

Responding to appeal, **4:6 to 4:8**

Scope of review, dismissal of less than all claims, **10:30**

Settlement by parties, form of joint motion to dismiss appeal after, **7:61**

Standards of appellate review, **10:159, 10:161, 10:162, 10:164, 10:165**

Timeliness

 Record on appeal, **6:44, 7:50**

 Untimely appeal, form, **7:48, 7:49**

 Untimely perfection, form, **7:51**

DISPOSITION OF APPEAL

General treatment, **11:1 to 11:29**

Answer, requesting damages for frivolous appeal, **11:18**

Basis for decision, **11:22 to 11:24**

Briefs and briefing, **11:20, 11:23**

Costs, taxing, **11:8, 11:9**

Cross-appeal, requesting damages for frivolous appeal, **11:18**

DISPOSITION OF APPEAL—Cont'd

 Damages for frivolous appeals, **11:10 to 11:21**
 Dismissal, generally, **11:14, 11:19**
 Frivolous appeals, **11:10 to 11:21**
 Memorandum opinions, **11:27**
 Modification of trial court judgment, **11:1, 11:2**
 Money judgment, entry of, **11:6**
 Nature of recovery, **11:21**
 Opinions, generally, **11:25 to 11:29**
 Oral argument, requesting damages for frivolous appeal, **11:20**
 Post-disposition proceedings. See index heading **POST-DISPOSITION PROCEEDINGS**
 Pro se litigants, **11:15**
 Publication of opinions, **11:28, 11:29**
 Rendering of appellate court judgment, **11:4 to 11:9**
 Rendering opinions, **11:25 to 11:29**
 Requesting damages for frivolous appeal, **11:17 to 11:20**
 Reversal of trial court judgment, **11:1 to 11:3**
 Revision of trial court judgment, **11:1, 11:2**
 Setting aside of trial court judgment, **11:1, 11:2**
 Summary disposition, **11:27**
 Supervisory writ, review by, **13:45, 13:46**
 Taxing costs, **11:8, 11:9**
 Types of dispositions, **11:1 to 11:21**
 Unpublished opinions, **11:29**

DISQUALIFICATION

 Attorney or firm, **2:2, 2:3**

DISSENT

 Preparation time, courts of appeal, **1:86**

DISSOLUTION OF MARRIAGE

 Initiating review of trial court decision of annulment of marriage, **3:46**

DISTRICTS

 Supreme Court, **1:21**

DIVISIONS OF COURTS

 Courts of appeal, **1:49, 1:50**

DIVORCE

 Initiating review of trial court decision, **3:46**

DOCKET NUMBERS

 Courts of appeal, **1:67**

DRESS CODES

 Oral argument, **9:12**

EDITING TIME FOR OPINION

 Courts of appeal, **1:86**

INDEX

ELECTIONS

Initiating review of trial court decision, election cases, **3:69**
Supervisory writs, election cases, **13:18**
Supreme Court justices, **1:20**

ELECTRONIC AUDIO AND VIDEO EVIDENCE

Record on appeal, **6:19**

ELECTRONIC FILING

Briefs, **8:55**
Courts of appeal, **1:92**

EMAIL NOTIFICATION

Courts of appeal, **1:63**

EMERGENCY WRIT APPLICATIONS

Supreme Court, **1:37**

EMOTION

Oral argument, **9:11**

ENFORCEMENT OF JUDGMENT

Post-disposition proceedings, **12:31**
Trial court's jurisdiction, effect of appeal on, **5:3**

ENTRY OF JUDGMENT

General treatment, **11:6**

EQUITABLE ASSESSMENT

Costs, **14:11**

ERRORS

Briefs, errors in. See index heading BRIEFS AND APPENDICES
Record on appeal, **6:33 to 6:39, 6:42**
Scope of review, harmless error, **10:11**

ESTIMATES

Record on appeal, estimated cost of preparing, **6:3 to 6:7**

“ETHICAL PROOF”

Briefs and appendices, establishment in presentation of facts, **8:26**

ETHICS

Board of Ethics, appeals from decisions of, **1:66**
Jurisdiction of courts of appeal, administrative determinations involving ethics, **1:45**

EVICTION PROCEEDINGS

Stays, **5:26**

EVIDENCE

Admissibility of evidence, **10:129**
Exhibits. See index heading EXHIBITS
Objections to evidence, **10:46, 10:47**
Preservation of error, raising objections contemporaneously, **2:7**

EVIDENCE—Cont'd

Presumptions concerning missing transcript, **6:45, 6:46**
Scope of review, proffer of evidence, **10:29**
Standards of appellate review
 admissibility of evidence, **10:129**
 findings of fact, **10:94, 10:111 to 10:113**
 reopening case for additional evidence, **10:93 to 10:95**
 substantial evidence, **10:97**
 sufficiency of evidence, **10:70**
 taking evidence to jury room, **10:117**
Taking evidence to jury room, **10:117**

EXCEPTIONS

General treatment, **7:19 to 7:31**
Certificate of service, **7:28**
Grounds, **7:20 to 7:24**
Initiating exception
 general treatment, **7:25 to 7:29**
 certificate of service, **7:28**
 failure to raise no cause of action, **7:26**
 form and contents, **7:29**
 number of copies, **7:27**
 time and place of filing, **7:26 to 7:28**
No cause of action
 failure to raise no cause of action, **7:26**
 form, **7:63**
 grounds for exception, **7:21**
Nonjoinder, grounds for exception, **7:23**
Number of copies, **7:27**
Oral argument, **7:30**
Peremptory exceptions, form, **7:62 to 7:65**
Place of filing, **7:26 to 7:28**
Prescription
 form, **7:64**
 grounds for exception, **7:22**
 remand to consider exception of prescription, **12:25**
Preservation of error, **2:9**
Res judicata, grounds for exception, **7:24**
Res judicata, peremptory exception, **7:65**
Ruling on exceptions, **7:31**
Scope of review, **10:44**
Service, certificate of, **7:28**
60-day rule, **3:76, 3:77**
Supervisory writ, Supreme Court review of decision on exception through, **7:31**
30-day rule, **3:76, 3:77**
Time requirements, **3:74, 7:26 to 7:28**
Written motion, request for oral argument by, **7:30**

INDEX

EXCESSIVE DAMAGE AWARDS

Standards of appellate review, **10:136**

EXCHANGE DAY

Courts of appeal, processing appeals and writs, **1:84**

EXECUTION OF JUDGMENT

Stay of proceedings, **5:22 to 5:24**

EXECUTORY PROCESS

Initiating review of trial court decision, **3:38**

EXEMPLARY DAMAGES

Standards of appellate review, **10:145**

EXHAUSTION OF REMEDIES

General treatment, **2:22**

Judgment notwithstanding the verdict, **2:22**

Substantive amendments, **2:22**

EXHIBITS

Briefs and appendices, **8:19**

Record on appeal, **6:13**

EXONERATION

Surety, exoneration on bond for suspensive appeal, **5:43**

EXPEDITED APPEAL

Motion and order, form, **7:38**

EXPEDITED CONSIDERATION

Supervisory writ, review by courts of appeal, **13:36**

EXPENSES

Costs and Fees. See index headings COSTS; FEES

EXPERT TESTIMONY

Scope of review, **10:47**

Standards of appellate review. See index heading STANDARDS OF APPELLATE REVIEW

EXPROPRIATION PROCEEDINGS

Initiating review of trial court decision, **3:51**

EX PROPRIO MOTU

Courts of appeal, processing appeals and writs, **1:70**

EXTENSION OF RETURN DAY

Trial court's jurisdiction, effect of appeal on, **5:15**

EXTENSION OF TIME

Briefs, extension of time for filing. See index heading BRIEFS AND APPENDICES

Return day for appeal, form of motion and order to extend, **5:50**

Supervisory writ, extension of time for filing application for, **13:35**

FAMILY LAW DECREES

Initiating review of trial court decision, **3:46 to 3:49**

LOUISIANA CIVIL APPELLATE PROCEDURE

FEES

Accepting an appellate case, financial condition of client to bear fees, **2:14**
Appellate court filing fee, **14:18**
Attorneys' fees. See index heading **ATTORNEYS' FEES**
Incorporated memorandum, motion to establish amount incurred in connection with appeal and collection of judgment, **14:26, 14:27**
Initiating review of trial court decision, **3:84**
Motion to establish amount incurred in connection with appeal, **14:25 to 14:27**
Opposition, memorandum in, **14:27**
Trial court's jurisdiction, effect of appeal on, **5:16**

FIFTH CIRCUIT

Processing of appeals and writs, screening for weight or complexity, **1:75**
Supervisory writ, review by, **13:50, 13:55**

FILING AND RECORDING

Appellate court filing fee, **14:18**
Briefs. See index heading **BRIEFS AND APPENDICES**
Motions, filing requirements, **7:14**
Supervisory writ. See index heading **SUPERVISORY WRIT**

FILING SHEET

Supervisory writ, form, **13:47**

FINAL JUDGMENT

Initiating review of trial court decision, **3:14 to 3:21, 3:26 to 3:28, 3:60, 3:61**
Partial final judgments, **3:23 to 3:34**
Partial summary judgment, **3:26 to 3:28, 10:62, 10:121, 10:122**
Post-disposition proceedings, **12:11**
Scope of review, **10:4, 10:5**

FINANCIAL CONDITION OF CLIENT

Accepting an appellate case, **2:14**

FINDINGS OF FACT

Standards of appellate review, **10:94, 10:111 to 10:113**

FIRST APPELLANT

Payment of costs, **14:2**

FIRST CIRCUIT

Briefs, **8:92, 8:96, 8:100**
Processing of appeals and writs, screening for weight or complexity, **1:72**
Record on appeal, preparing the trial record, **6:18**
Supervisory writ, review by, **13:41, 13:51**

FORCE OR VIOLENCE

Arrest, force used to make, finding of fact, **10:113**

FORMA PAUPERIS

See index heading **IN FORMA PAUPERIS PROCEEDINGS**

INDEX

FOURTH CIRCUIT

Briefs, **8:95, 8:99, 8:102**

Screening for weight or complexity, **1:74**

Supervisory writ, review by, **13:43, 13:48**

FRAUD

Standards of appellate review, **10:89**

FRIVOLOUS APPEALS

Damages, **11:10 to 11:21**

GARNISHMENT

Trial court's jurisdiction, effect of appeal on, **5:19**

GOOD FAITH

Accepting an appellate case, merits of appeal or writ application, **2:11**

HABEAS CORPUS

Stay of proceedings, appeal of judgment in civil habeas corpus proceeding, **5:27**

HARMLESS ERROR

Scope of review, **10:11, 10:12**

HEARSAY

Affidavits, record on appeal, **6:20**

HOSTILITY

Oral argument, **9:42**

HUSBAND AND WIFE

Initiating review of trial court decision of annulment of marriage, **3:46**

IMPACT STATEMENTS

Briefs and appendices, **8:44**

INADEQUACY OF DAMAGE AWARDS

Standards of appellate review, **10:137, 10:138**

INCOMPLETE RECORD

Dismissal of appeal, **6:42**

INDIGENT PERSONS

In forma pauperis proceedings. See index heading IN FORMA PAUPERIS PROCEEDINGS

Motions, form, **7:43, 7:44**

IN FORMA PAUPERIS PROCEEDINGS

Costs, **3:88 to 3:91, 14:24**

Discretionary ruling by trial judge, review of, **10:149**

Initiating review of trial court decision. See index heading INITIATING REVIEW OF TRIAL COURT DECISION

Workers' compensation claimant right to proceed, initiating review of trial court decision, **3:36**

INITIATING

Exceptions, **7:25 to 7:29**

INITIATING—Cont'd

Motions, **7:9 to 7:14**

Review of trial court. See index heading INITIATING REVIEW OF TRIAL COURT DECISION

INITIATING REVIEW OF TRIAL COURT DECISION

General treatment, **3:1 to 3:107**

Administrative body, initiating appeal from decision of, **3:92**

Amendment of petition, **3:82**

Annulment of marriage, appealability of, **3:46**

Arbitration, nonappealability of interlocutory order compelling, **3:36**

Attachments, failure to timely file suspensive appeal, **3:74**

Attorneys' fees, nonappealability of judgment compelling discovery with assessment of, **3:36**

Bond or undertaking on appeal, **3:86 to 3:91**

Certification of class, nonappealability of interlocutory order compelling, **3:36**

Certiorari, writs of, **3:64 to 3:69**

City court, appeals from courts of limited jurisdiction, **3:5**

Civil service commission, **3:56**

Confession of judgment, **3:8, 3:9**

Consent judgments, **3:59**

Consolidation of actions, **3:10**

Contents of written motion or petition, **3:80**

Costs, **3:42, 3:84, 3:91**

Court of appeal, place of seeking review, **3:2**

Custody, visitation or support of person, appealability of, **3:46**

Damages, **3:31**

Death of party during pendency of action, who may seek review, **3:7**

Declaratory judgments, **3:43**

Declinatory exceptions, review of judgments overruling, **3:36**

Decretal language, **3:15, 3:16**

Default judgments, **3:36, 3:52**

Denial of writ, **3:70**

Devolutive appeals, **3:73 to 3:77, 3:90**

Discretionary review by writ, **3:62 to 3:70**

Dismissal, **3:17 to 3:21, 3:24**

Divorce, appealability of, **3:46**

Election cases, **3:69**

Exceptions to 30-day and 60-day rules, **3:76, 3:77**

Executory process, **3:38**

Expropriation proceedings, **3:51**

Family law decrees, **3:46 to 3:49**

Fees, **3:84**

Final judgments, **3:14 to 3:21, 3:60, 3:61**

Incorrectly designated applications for appeal, **3:71**

In forma pauperis proceedings

generally, **3:88 to 3:91**

INDEX

INITIATING REVIEW OF TRIAL COURT DECISION—Cont'd

- In forma pauperis proceedings—Cont'd
 - workers' compensation, nonappealability of order allowing claimant right to proceed, **3:36**
- Injunctions, **3:40**
- Interdiction proceedings, **3:57**
- Interlocutory judgments, **3:32 to 3:37**
- Intervenors, review sought by, **3:12**
- Judgment denying motion to enforce judgment, nonappealability of interlocutory order compelling, **3:36**
- Judgment on the pleadings, **3:25, 3:39**
- Judicial commitment, **3:58**
- Jury trial, nonappealability of denial of, **3:36**
- Justice of the peace courts, appeals from courts of limited jurisdiction, **3:5**
- Juvenile court decrees, **3:48**
- Legal representatives, review sought by, **3:11**
- Limited jurisdiction, appeals from courts of, **3:5**
- Multiple parties, appeal by, **3:81**
- New trial, **3:22, 3:44, 3:45**
- Non-interested parties, who may seek review, **3:13**
- Nullity petition, seeking to alter final judgment, **3:14**
- Order of appeal, **3:79 to 3:83, 3:85**
- Order on new trial motion, **3:44, 3:45**
- Palpable error standard for supervisory writs, **3:37**
- Parental rights, deprivation of, **3:47**
- Parish courts, appeals from courts of limited jurisdiction, **3:5**
- Partial final judgments, **3:23 to 3:34**
- Partial new trials, **3:22**
- Partial summary judgment, **3:26 to 3:28**
- Parties, generally, **3:6 to 3:10**
- Pendente lite alimony, appealability of, **3:46**
- Peremptory exceptions, review of judgments overruling, **3:36**
- Place of seeking review, **3:2 to 3:5**
- Post-judgment motions, effect of, **3:78**
- Post-trial procedure, guidelines for, **3:93**
- Procedure for initiating appeal, generally, **3:71 to 3:92**
- Rejection of demand for damages, **3:31**
- Right, appeal as matter of, **3:14 to 3:61**
- Security
 - generally, **3:83**
 - filings appellate bond, **3:86, 3:87**
- Separately tried matters, **3:29, 3:30**
- Shortened delay periods for appeals, **3:75**
- State, actions by or against in connection with contracts, **3:50**
- Substitution of parties, **3:7**
- Summary judgment, **3:25 to 3:28, 3:39**
- Supervisory writs, **3:63**

INITIATING REVIEW OF TRIAL COURT DECISION—Cont'd

Supreme Court

- interlocutory judgments, review of, **3:37**
- palpable error standard for supervisory writs, **3:37**
- place of seeking review, **3:3, 3:4**
- rulings not subject to Supreme Court review, **3:4**

Suspensive appeals, **3:73 to 3:77**

Temporary restraining orders, **3:41**

Timely appeal, seeking to alter final judgment, **3:14**

Timely application for new trial, seeking to alter final judgment, **3:14**

Time periods

- general treatment, **3:72 to 3:78**
- certiorari, writs of, **3:67**

Unemployment compensation reviews, **3:55**

Venue, nonappealability of judgment sustaining exception of improper, **3:36**

Who may seek review, generally, **3:6 to 3:13**

Workers' compensation reviews, **3:53, 3:54**

Writ

- discretionary review by, **3:62 to 3:70**
- supervisory, **3:104**

Wrongful issuance of writ of sequestration, damages, **3:31**

INJUNCTIONS

Initiating review of trial court decision, **3:40**

Scope of appellate review, **10:14, 10:15, 10:152**

Standards of appellate review, preliminary injunction, **10:78**

Stay of proceedings, **5:25**

INJUNCTIVE RELIEF

Petition, denial of liquor permit, **3:103**

Stay of proceedings, **5:25**

INSTRUCTIONS TO JURY

Briefs and appendices, **8:58**

Preservation of error, raising objections contemporaneously, **2:7**

Scope of review, issues raised first in trial court, **10:19**

Standards of appellate review, **10:106 to 10:108**

INSUFFICIENCY OF RECORD ON APPEAL

Dismissal of appeal, form, **7:58**

INSURANCE

Standards of appellate review, **10:85**

INTEGRITY

Briefs and appendices, **8:11, 8:12**

INTERDICTION PROCEEDINGS

Initiating review of trial court decision, **3:57**

INTEREST

Standards of appellate review, **10:141, 10:142**

INDEX

INTEREST—Cont'd

Trial court's jurisdiction, effect of appeal on, **5:18**

INTEREST ON JUDGMENT

Accepting and appellate case, financial condition of client to bear interest on judgment during appellate process, **2:14**

INTERLOCUTORY JUDGMENTS

Initiating review of trial court decision, **3:32 to 3:37**

INTERROGATORIES

Accepting an appellate case, raising objections contemporaneously to jury interrogatory form, **2:7**

Standards of appellate review, **10:106 to 10:108**

INTERVENORS

Initiating review of trial court decision, **3:12**

INVENTORY

Briefs and appendices, **8:43**

INVOLUNTARY DISMISSAL

Standards of appellate review, **10:164, 10:165**

ISSUE FORMULATION

Briefs and appendices, **8:35**

ISSUE SELECTION

Briefs and appendices, **8:21 to 8:23**

ITALICS

Briefs and appendices, sparing use in argument, **8:40**

JOINDER

Exceptions, nonjoinder as ground for exception, **7:23**

JONES ACT

Standards of appellate review, **10:174**

JUDGES

Backup judge, final editing and concurrence or dissent preparation time, **1:86**

Courts of appeal. See index heading COURTS OF APPEAL

Oral argument, dealing with questions from judges, **9:35**

Supreme Court. See index heading SUPREME COURT

JUDGMENT NOTWITHSTANDING VERDICT

Exhaustion of remedies, **2:22**

Scope of review, **10:51**

Standards of appellate review, **10:168, 10:169**

JUDGMENT OF COSTS

General treatment, **14:10 to 14:14**

JUDGMENT ON THE PLEADINGS

Initiating review of trial court decision, **3:25, 3:39**

LOUISIANA CIVIL APPELLATE PROCEDURE

JUDGMENT ON THE PLEADINGS—Cont'd

Standards of appellate review, **10:163**

JUDICIAL ADMINISTRATOR

Office of, **1:24**

JUDICIAL COMMITMENT

Initiating review of trial court decision, **3:58**

JUDICIAL COUNCIL

Supreme Court, **1:29**

JURISDICTION

Brief, jurisdictional statement in, **8:70**

Courts of appeal. See index heading COURTS OF APPEAL

Louisiana Supreme Court. See index heading SUPREME COURT

Scope of review, issues raised first in trial court, **10:20**

Trial court. See index heading TRIAL COURT'S JURISDICTION, EFFECT OF APPEAL ON

JURY INTERROGATORY FORM OR VERDICT FORM

Preservation of error, raising objections contemporaneously, **2:7**

JURY SELECTION

Scope of review, issues raised first in trial court, **10:19**

JURY TRIALS

Initiating review of trial court decision, nonappealability of denial of jury trial, **3:36**

Instructions to jury. See index heading INSTRUCTIONS TO JURY

Preservation of error, raising objections contemporaneously to grant or denial of jury trial, **2:7**

Preserving issue for review, **10:31**

Standards of appellate review, **10:102 to 10:117**

Verdicts. See index heading VERDICTS

JUSTICE OF THE PEACE COURTS

Initiating review of trial court decision, appeals from courts of limited jurisdiction, **3:5**

JUSTICES OF SUPREME COURT

General treatment, **1:16 to 1:21**

JUVENILE COURT DECREES

Initiating review of trial court decision, **3:48**

LAW CLERKS

Courts of appeal, **1:61**

Supreme Court, **1:26**

LAW OF THE CASE

Scope of review, **10:25**

LEAVE OF COURT

Amicus curiae briefs, leave of court to respond to, **8:87**

INDEX

LEGALESE EXPRESSIONS

Briefs and appendices, **8:40**

LEGAL REPRESENTATIVES

Initiating review of trial court decision, **3:11**

LENGTH

Briefs and appendices. See index heading BRIEFS AND APPENDICES

Oral argument, **9:53, 9:54**

LIBRARIAN

Supreme Court, **1:28**

LIMITATIONS AND RESTRICTIONS

Scope of review, **10:3 to 10:27**

LIQUOR PERMIT

Devolutive appeal, petition, **3:103**

Injunctive relief, petition, **3:103**

LIS PENDENS

Standards of appellate review, **10:175**

LOCAL RULES

Briefs and appendices, effect of local rules, **8:91**

LOCATION OR PLACE

Exceptions, place of initiating, **7:26 to 7:29**

Initiating review of trial court decision, **3:2 to 3:5**

LODGING RECORD

Court of Appeals, record on appeal, **6:31, 6:32**

LOGIC

Oral argument, **9:11**

LOSS OF CONSORTIUM

Preservation of error, raising objections contemporaneously, **2:7**

“LOST OPPORTUNITY” COSTS

Accepting an appellate case, **2:18**

LOST OR UNAVAILABLE TRANSCRIPTS

Record on appeal, **6:30**

LOUISIANA SUPREME COURT

See index heading SUPREME COURT

LUMP SUM

Payment of costs of appeal to trial court clerk, **14:2**

MAIL OR MAILING

Notice of appeal, lodging record in court of appeals, **6:31**

Post-disposition proceedings, mailing application for rehearing, **12:3**

Supervisory writ, mailing application for, **13:19**

LOUISIANA CIVIL APPELLATE PROCEDURE

MANDAMUS

Post-disposition proceedings, **12:14**

MANDATORY BRIEFS

Briefs and appendices, **8:1**

MARRIAGE

Initiating review of trial court decision of annulment of marriage, **3:46**

MATCHING TECHNIQUE

Oral argument, **9:41**

MEDICAL ISSUES

Oral argument, **9:44, 9:45**

MEDICAL MALPRACTICE

Standard of review, **10:84**

MEMORANDUM OR MEMORANDA

Briefs and appendices, **8:14**

Disposition of appeal, memorandum opinions, **11:27**

Incorporated memorandum, motion to establish amount incurred in connection with appeal and collection of judgment, **14:26, 14:27**

Opposition, memorandum in, **14:27**

Supervisory writ, review by, **13:14, 13:22**

Suspensive appeal for abandonment, **6:51**

Tax costs against trial defendants cast in judgment, **14:28**

MERITS OF CASE

Accepting an appellate case, **2:11**

MINERAL RIGHTS

Supervisory writ, application for writ, **13:12**

MISTRIAL

Standards of appellate review, **10:148**

MIXED QUESTIONS OF LAW AND FACT

Standards of appellate review, **10:101**

MODIFICATION OR CHANGE

Amendment. See index heading **AMENDMENT**

Briefs and appendices, modification of time for filing, **8:88, 8:89**

Dismissal of appeal, change in circumstances, **7:60**

Scope of review, effect of change in law, **10:27**

Trial court judgment, modification of, **11:1, 11:2**

MONEY JUDGMENT

Entry of judgment, **11:6**

Prescription of judgment, **5:46**

MOOTNESS

Remand to determine mootness, **12:30**

Scope of review, moot appeals, **10:13**

INDEX

MOTIONS

- General treatment, **7:1 to 7:63**
- Abandonment of appeal, dismissal for, **7:54**
- Affidavit for motion, form, **7:32**
- Alternative post-trial motions, scope of review, **10:48 to 10:53**
- Amendment of denial of writ to permit appeal, form, **7:42**
- Appeal, generally, **3:105**
- Bond, failure to comply with requirements of posting, **7:56, 7:57**
- Briefs. See index heading **BRIEFS AND APPENDICES**
- Change in circumstances, motion to dismiss appeal, **7:60**
- Continuance, form, **7:45**
- Devolutive appeal, **7:33, 7:34**
- Dismissal of appeal, **7:47 to 7:60**
- Expedited appeal, form, **7:38**
- Filing requirements, **7:14**
- Forms, generally, **7:32 to 7:59**
- Indigent persons, form, **7:43, 7:44**
- Initiating motions, **7:9 to 7:14**
- Insufficiency of record on appeal, dismissal of appeal, **7:61**
- Joint motions to dismiss appeal, **7:18, 7:61**
- Lack of right to appeal, dismissal of appeal, **7:52**
- Motion and order for suspensive appeal, **7:35**
- Oral argument, **7:15, 7:40**
- Oral motions, **7:10**
- Overview, **7:1 to 7:3**
- Perfection of appeal, dismissal for untimeliness, **7:51**
- Premature appeal and no proper notice, dismissal of appeal, **7:59**
- Prescription, remand for trial of exception based on, **7:47**
- Record on appeal
 - dismissal of appeal for insufficiency, form, **7:58**
 - late filing, form, **7:50**
 - motion and order supplementing, form, **7:41**
- Remand, motions for, **7:46, 7:47**
- Return day for appeal, form of motion and order to extend, **5:50**
- Rule or statute, motions provided for by, **7:5, 7:6**
- Rules governing, generally, **7:3**
- Ruling on, **7:17**
- Service requirements, **7:14**
- Settlement, joint motion to dismiss appeal after, **7:61**
- Special assignment for argument, indigent persons, **7:43**
- Special hearing, indigent persons, **7:44**
- Standards of appellate review. See index heading **STANDARDS OF APPELLATE REVIEW**
- Supervisory writ, Supreme Court review by, **7:17**
- Supplementing record on appeal, motion and order, **7:41**
- Suspensive appeal, **7:37**
- Suspensive appeal, medical malpractice, **7:36**

MOTIONS—Cont'd

Time requirements

 brief, extension of time to file, **7:39**

 dismissal of appeal, form, **7:48 to 7:60**

 initiating motions, **7:9**

 Trial court, motions to be raised only in, **7:8**

Types of, **7:4 to 7:8**

 Unappealable judgment, dismissal of appeal, **7:53**

 Written motions, **7:11 to 7:14**

MOTOR VEHICLES

 Parties' narrative of facts of collision, form of, **6:49**

MULTIPLE DECREES

 Scope of review, **10:5**

MULTIPLE PARTIES

 Briefs and appendices, **8:61**

 Conflict of interest, accepting an appellate case, **2:3**

 Initiating review of trial court decision, **3:81**

NAME

 Briefs and appendices, referring to parties by name in argument, **8:40**

NARRATIVE OF FACTS

 General treatment, **6:25 to 6:30**

 For detailed treatment see index heading **RECORD ON APPEAL**

NEW APPEAL BOND

 Form of order requiring, **5:49**

NEW TRIAL

 Initiating review of trial court decision, **3:22, 3:44, 3:45**

 Remand for new trial, **12:23, 12:24**

 Scope of review, **10:49**

 Standards of appellate review, **10:171**

NO CAUSE OF ACTION

 Form, **7:63**

 Grounds for exception, **7:21**

 Standards of appellate review, **10:57, 10:58**

NONJOINDER

 Exceptions, nonjoinder as ground for exception, **7:23**

NON-RESIDENT

 Preservation of error, raising objections contemporaneously to sufficiency of service on non-resident, **2:7**

NON-TAXABLE COSTS

 General treatment, **14:19 to 14:23**

 For detailed treatment see index heading **Costs**

INDEX

NON-VERBAL TECHNIQUES

Oral argument, **9:40 to 9:43**

NOTICE OR KNOWLEDGE

Appeal, notice of, generally, **3:106, 3:107**

Courts of appeal, **1:63, 1:65**

Dismissal of appeal, lack of proper notice, **7:59**

Supervisory writ, notice of

application for, **13:33**

intent to apply for rehearing based on grant of, **3:104**

NULLITY, ACTION OF

Scope of review, **10:53**

NULLITY PETITION

Initiating review of trial court decision, seeking to alter final judgment, **3:14**

NUMBER OR QUANTITY

Exceptions, number of copies, **7:27**

Post-disposition proceedings, number of rehearings, **12:7**

OFFENSIVE LANGUAGE

Briefs and appendices, **8:40**

OFFERS OF PROOF

Record on appeal, content and form of record on appeal to appellate court, **6:11**

OFFICERS

Stay of proceedings, excusal from posting suspensive appeal bond, **5:32**

OPENING

Accepting an appellate case, raising objections contemporaneously to closing or opening argument, **2:7**

Oral argument, **9:18, 9:52**

OPINIONS

Author of opinion, selection of, **1:39, 1:79, 1:80**

Courts of appeal, **1:79 to 1:82**

Formal opinion, **11:26**

Memorandum, **11:27**

Publication, **11:28, 11:29**

Remand, effect of, **1:80**

Rendering opinion, **11:25 to 11:29**

Summary disposition, **11:27**

Supreme Court, **1:39, 1:41**

Types of opinions, generally, **11:25 to 11:29**

OPTIONS OF APPELLEE

Responding to appeal, **4:5**

ORAL ARGUMENT

General treatment, **9:1 to 9:55**

Advance sheets, use for preparation for argument, **9:6**

ORAL ARGUMENT—Cont'd

Amiable aggressiveness, use of, **9:43**
Amicus curiae, argument by, **9:51**
Analogies, use of, **9:28**
Authorities, knowledge of, **9:6**
Briefs, study of, **9:5**
Candor, **9:36**
Case themes, **9:19**
Charts, use of, **9:45**
Climax/anticlimax rule, **9:16**
"Cold bench," defined, **9:1**
Complicated issues, **9:44, 9:45**
Content of request for oral argument, **9:47**
Crafting effective arguments, **9:1 to 9:45**
Demonstrative aids, overuse of, **9:39**
Dress codes, **9:12**
Emotion and logic, **9:11**
Exceptions, **7:30**
Frivolous appeal, requesting damages for, **11:20**
Hostility, avoidance of, **9:42**
Judges' questions, dealing with, **9:35**
Knowledge of particular matters, **9:3 to 9:7**
Length of argument, **9:53, 9:54**
Logic, **9:11**
Manner of talking, **9:31**
Matching technique to establish rapport, **9:41**
Medical issues, **9:44, 9:45**
Mock court, preparation for argument, **9:9**
Motions, **7:15, 7:40**
Non-verbal techniques, **9:40 to 9:43**
Opening argument, **9:52**
Opening the presentation, **9:18**
Order of argument, **9:52**
Outline of argument, **9:8**
Overhead projector, use of, **9:38**
Overuse of demonstrative aids, **9:39**
Parties, argument by, **9:50**
Persuasiveness, **9:24 to 9:26**
Physical evidence, **9:37**
Podiums, use of, **9:33**
Post-disposition proceedings, **12:9, 12:21**
Practicing the argument, **9:9**
Preparation, **9:2 to 9:9**
Preparation for argument
 advance sheets, use of, **9:6**
 mock court, assembly of, **9:9**
 multi-party appeal, **9:8**

INDEX

ORAL ARGUMENT—Cont'd

Preparation for argument—Cont'd
 rehearsal of time, **9:9**
Primacy principle, **9:14**
Psychological considerations, **9:13, 9:20**
Purpose and significance, **9:1**
Quotes, seeing and hearing, **9:38**
Rapport, establishing, **9:41**
Rebuttal, **9:23**
Reconsideration of appeal, **12:9**
Record on appeal, knowledge of, **9:3**
Remand, **12:21**
Requesting oral argument, **9:46, 9:47**
Rhetorical questions, use of, **9:29**
Rules of court, knowledge of, **9:4**
Simplification of complicated factual and medical issues, **9:44**
Spontaneity, **9:34**
Strengths and weaknesses, **9:15, 9:16**
Structuring the argument, **9:17 to 9:23**
Supervisory writ, review by, **13:25, 13:45**
Supreme Court
 length of argument, **9:54**
 scheduling of argument, **1:38**
 supervisory writ, review by, **13:25**
 time for holding of argument, **9:49**
Techniques for effective argument, **9:10 to 9:45**
Time or date
 holding of argument, time for, **9:48, 9:49**
 requesting oral argument, **9:46**
Understatement, use of, **9:30**
Verbal techniques, **9:27 to 9:31**
Visual communication, **9:32 to 9:39**
Waiver of argument, **9:55**
Weaknesses and strengths, **9:15, 9:16**
Who may argue, **9:50, 9:51**
Word pictures, use of, **9:21**
Wrapping up, **9:22**

ORDER OF ARGUMENT

General treatment, **9:52**

ORDER OF AUTHORSHIP

Courts of appeal, selection of author of opinion, **1:79**

ORDERS OF COURT

Abandonment of appeal, **7:54**
Amendment of denial of writ to permit appeal, motion and order, **7:42**
Appeal, petition and order for, generally, **3:79 to 3:83, 3:85, 3:94, 3:95, 3:98, 3:100, 3:101**

ORDERS OF COURT—Cont'd

- Expedited appeal, **7:38**
- Extension of time to file brief, motion and order, **7:39**
- Failure to comply with requirements of posting a bond, **7:57**
- Initiating review of trial court decision, new trial motion, **3:44, 3:45**
- New appeal bond, form of order requiring, **5:49**
- Oral argument, motion and order seeking, **7:40**
- Rehearing, application and order for, **12:33**
- Return day for appeal, form of motion and order to extend, **5:50**
- Revocation of order of appeal because of insufficiency of bond, **5:48**
- Supplementing record on appeal, motion and order, **7:41**
- Suspensive appeal, medical malpractice, **7:36**

ORIGINAL JURISDICTION

- Supreme Court, **1:2 to 1:5**

OUTLINE OF ARGUMENT

- General treatment, **9:8**

OVERHEAD PROJECTOR

- Oral argument, **9:38**

PAGE REFERENCES

- Briefs and appendices, **8:15**

PALPABLE ERROR

- Supreme Court standard for supervisory writs, **3:37**

PANELS

- Courts of appeal, **1:51 to 1:54, 1:76**

PARENTAL RIGHTS

- Suspensive appeal, deprivation of parental rights, **3:47**

PARISH COURTS

- Initiating review of trial court decision, appeals from courts of limited jurisdiction, **3:5**

PARTIAL FINAL JUDGMENTS

- Initiating review of trial court decision, **3:23 to 3:34**

PARTIAL NEW TRIALS

- Initiating review of trial court decision, **3:22**

PARTIAL STAYS

- Trial court proceedings, **5:29**

PARTIES

- Briefs and appendices, **8:59**

- Initiating review of trial court decision, **3:6 to 3:10**

- Multiple parties. See index heading **MULTIPLE PARTIES**

- Oral argument, **9:50**

- Record on appeal, parties narrative of facts, **6:49**

INDEX

PENALTIES

Briefs and appendices, **8:2, 8:3**

PENDENTE LITE ALIMONY

Initiating review of trial court decision, **3:46**

PEREMPTORY CHALLENGES

Preservation of error, raising objections contemporaneously, **2:7**

Standards of appellate review, **10:104**

PEREMPTORY EXCEPTIONS

General treatment, **7:62 to 7:65**

Accepting an appellate case, exceptions to preservation of error, **2:9**

Scope of review, **10:44**

PERFECTION OF APPEAL

Dismissal for untimeliness, motions, **7:51**

PERSONNEL

Courts of appeal. See index heading COURTS OF APPEAL

Supreme Court. See index heading SUPREME COURT

PETITIONS

See index heading APPLICATIONS AND PETITIONS

PHYSICAL EVIDENCE

Oral argument, **9:37**

PLACE OR LOCATION

Exceptions, place of initiating, **7:26 to 7:29**

Initiating review of trial court decision, **3:2 to 3:5**

PLEADING

Scope of review, **10:29**

PODIUMS

Oral argument, use of podiums, **9:33**

POOR PERSONS

In forma pauperis proceedings. See index heading IN FORMA PAUPERIS PROCEEDINGS

Motions, form, **7:43, 7:44**

POSSESSORY ACTION

Stay of proceedings, suspensive appeal from judgment, **5:27**

POST-ARGUMENT CONFERENCES

Supreme Court, **1:40**

POST-DISPOSITION PROCEEDINGS

General treatment, **12:1 to 12:33**

Additional evidence, remand for, **12:27**

Administrative proceedings, remand of, **12:28**

Application for reconsideration of appeal, length, **12:1**

Authority to remand, **12:18**

Briefs, remand, **12:21**

POST-DISPOSITION PROCEEDINGS—Cont'd

- Court of appeals, reconsideration of writ, **12:12 to 12:14**
- Discretion as to remand, **12:22**
- Enforcement of judgment, **12:31**
- Extension of time for application for rehearing, **12:4**
- Final judgment, reconsideration of appeal, **12:11**
- Length of application for reconsideration of appeal, **12:1**
- Mailing application for rehearing, **12:3**
- Mandamus, **12:14**
- Number of rehearsings, **12:7**
- Oral argument, **12:9, 12:21**
- Prohibition, **12:14**
- Protective writ, application for, **12:32**
- Reconsideration of appeal, **12:1 to 12:11**
- Reconsideration of appeal, length of application for, **12:1**
- Reconsideration of writ, **12:12 to 12:17**
- Rehearing, application for, **12:1 to 12:7**
- Remand
 - general treatment, **12:18 to 12:30**
 - for detailed treatment see index heading **REMAND**
- Response to application for rehearing, **12:8**
- Ruling on application for reconsideration of appeal, **12:10**
- Seeking remand, **12:19 to 12:21**
- Supervisory writ in court of appeals, **12:14**
- Supreme Court, **12:15 to 12:17**
- Time or date
 - rehearing, application for, **12:2 to 12:4**
 - remand, **12:20**

POST-JUDGMENT MOTIONS

- Initiating review of trial court decision, **3:78**

POST-TRIAL PROCEDURE

- Guidelines for, initiating review of trial court decision, **3:93**

POTENTIAL FOR SUCCESS

- Accepting an appellate case, **2:13**

PRE-ARGUMENT RESEARCH

- Courts of appeal, **1:77**

PREMATURE EXECUTION OF JUDGMENT

- Stay of proceedings, damages, **5:22**

PREPARATION OF RECORD

- Charges, **14:16**

- Record on appeal, **6:3 to 6:20**

PRESCRIPTION

- Exceptions. See index heading **EXCEPTIONS**

- Peremptory exception, form, **7:64**

INDEX

PRESCRIPTION—Cont'd

- Record on appeal, preparing the trial record, **6:16**
- Remand for trial of exception based on prescription, form, **7:47**
- Standards of appellate review, **10:69**
- Trial court's jurisdiction, effect of appeal on, **5:46**

PRESERVATION OF ERROR

- Accepting an appellate case. See index heading **ACCEPTING AN APPELLATE CASE**
- Scope of review, **10:28 to 10:34**

PRESUMPTIONS

- Record on appeal, presumptions concerning missing transcript, **6:45, 6:46**

PROCESS

- See index heading **SERVICE OF PROCESS AND PAPERS**

PROCESSING OF APPEALS AND WRITS

- Courts of appeal. See index heading **COURTS OF APPEAL**

PROFFER OF EVIDENCE

- Accepting an appellate case, proper raising and preserving of error, **2:6**

PROHIBITION

- Post-disposition proceedings, **12:14**

PRO SE LITIGANTS

- Disposition of appeal, **11:15**

PROTECTIVE WRITS

- Post-disposition proceedings, **12:32**

PSYCHOLOGICAL CONSIDERATIONS

- Accepting an appellate case, **2:16**
- Oral argument, **9:13, 9:20**

PUBLICATION OF OPINIONS

- Disposition of appeal, **11:28, 11:29**

PUBLIC BODIES

- Costs in suits by or against public bodies, **14:14**

PUBLIC SERVICE COMMISSION

- Review of trial court decision, **1:8**

PUNITIVE DAMAGES

- Standards of appellate review, **10:145**

QUANTUM

- Scope of review, appeals involving additur and remittitur, **10:50**

QUESTIONING OF WITNESSES

- Scope of review, issues raised first in trial court, **10:19**

QUOTATIONS

- Argument, sparing use in, **8:40**

READING JUDGE

Courts of appeal, final editing and concurrence or dissent preparation time, **1:86**

REBUTTAL

Oral argument, **9:23**

RECONSIDERATION

Post-disposition proceedings, **12:1 to 12:14**

Supreme Court, reconsideration of writ application, **1:36**

Trial court's jurisdiction, effect of appeal on, **5:2**

RECORDING

See index heading **FILING AND RECORDING**

RECORD ON APPEAL

General treatment, **6:1 to 6:51**

Abandonment, dismissal of appeal for nonpayment, **6:6**

Affidavits, hearsay, **6:20**

Appellate court, record on appeal corrected by parties by, **6:34**

Appellate court review, content and form of record, **6:10 to 6:20**

Attorney error, **6:38**

Automobile collision, parties' narrative of facts, **6:49**

Briefs and appendices, references to record, **8:60**

Certified copy of original record, direct appeal to Supreme Court, **6:8**

Child support, preparing the trial record, **6:17**

Consolidated cases, **6:12**

Contempt of court for failure to timely file transcript, preparation of record in court of appeals, **6:32**

Content and form, **6:7 to 6:20**

Correcting record

general treatment, **6:33 to 6:39**

for detailed treatment see index heading **SUPPLEMENTING OR CORRECTING RECORD**

Cost of preparing trial record, **6:3 to 6:7**

Court reporter omissions, **6:38**

Courts of appeal

lodging record in court of appeal, **6:31, 6:32**

withdrawing record, **6:41**

Cross-designation of contents of record, form, **6:48**

Deadline for supplementation or correction of record, **6:37**

Default judgments, **6:28, 6:29**

Depositions, preparation of record in court of appeals, **6:32**

Designating record

general treatment, **6:21 to 6:24**

costs, payment to appellate court, **14:6**

form, **6:47**

statement of points relied on, **6:22, 6:23**

stipulation as to record, **6:24**

Dismissal

general treatment, **6:42 to 6:46**

for detailed treatment see index heading **DISMISSAL**

INDEX

RECORD ON APPEAL—Cont'd

Electronic audio and video evidence, **6:19**
Errors, **6:33 to 6:39, 6:42**
Errors by the parties, **6:38**
Estimated cost of preparing trial record, **6:3 to 6:7**
Evidence introduced at trial, correction of, **6:38**
Exhibits, **6:13**
First Circuit, preparing the trial record, **6:18**
Hearsay affidavits, **6:20**
Incomplete record, dismissal of appeal, **6:42**
Lack of record, dismissal of appeal, **6:43 to 6:46**
Lodging record in court of appeals, **6:31, 6:32**
Lost or unavailable transcripts, **6:30**
Mailing notice of appeal, lodging record in court of appeals, **6:31**
Motions. See index heading MOTIONS
Narrative of facts
 general treatment, **6:25 to 6:30**
 form, **6:49, 6:50**
 stipulated narrative, **6:26**
 trial court's narrative, **6:27**
Notices, omission from record, **6:11**
Offers of proof, content and form of record on appeal to appellate court, **6:11**
Oral argument, knowledge of record, **9:3**
Parties narrative of facts, form, **6:49**
Preparation of record in court of appeals, **6:32**
Preparing trial record, generally, **6:3 to 6:20**
Prescription, preparing the trial record, **6:16**
Presumptions concerning missing transcript, **6:45, 6:46**
Returns, omission from record, **6:11**
Scope of review, no review of matters not apparent on record, **10:18**
Significance, **6:1**
Stipulations
 generally, **6:24, 6:26**
 record on appeal corrected by parties by stipulation, **6:34**
Subpoenas, omission from record, **6:11**
Summary judgments, **6:14, 6:15**
Supplementing or correcting record, **6:33 to 6:39, 7:41**
Support of motion to dismiss motion
 suspensive appeal for abandonment
 form, **6:51**
Supreme Court
 content and form of record, **6:8, 6:9**
 withdrawing record, **6:40**
Time or date
 dismissal of appeal, timeliness, **6:44, 7:50**
 lodging record in Court of Appeals, **6:31**
 reduction, time for filing written application for, **6:4**

RECORD ON APPEAL—Cont'd

Transcript and narrative of facts, **6:25 to 6:30**
Transcript delivery, preparation of record in court of appeals, **6:32**
Trial court
 omissions, **6:38**
 record on appeal corrected by parties by trial court, **6:34**
Trial court clerk, possible errors by, **6:38**
Trial judge's narrative of facts, form, **6:50**
Withdrawing record, **6:40, 6:41**

RECUSAL

Scope of review, recusal of trial judge, **10:19**

RED HERRING ISSUES

Briefs and appendices, **8:48**

REHEARING

Application and order, form, **12:33**
Costs, **14:9**
Courts of appeal, **1:88, 1:91**
Notice of intent to apply for, grant of supervisory writ, **3:104**
Post-disposition proceedings, generally, **12:1 to 12:7**
Supreme Court, **1:36**

REMAND

General treatment, **12:18 to 12:30**
Administrative proceeding, **12:28**
Authority to remand, **12:18**
Briefs, **12:21**
Discretion as to remand, **12:22**
Evidence, remand to consider additional evidence, **12:27**
Mootness, remand to determine, **12:30**
Motions for remand, form, **7:46, 7:47**
New trial, **12:23, 12:24**
Oral argument, **12:21**
Prescription, remand to consider exception of, **12:25**
Procedural errors in conduct of trial, remand due to, **12:26**
Seeking remand, **12:19 to 12:21**
Selection of opinion author, effect of remand, **1:80**
Standards of appellate review, **10:146**
Time limits, **12:20**
Written reasons for judgment, remand to provide, **12:29**

REMITTITUR OR ADDITUR

Scope of review, **10:50**

REPLY BRIEFS

See index heading **BRIEFS AND APPENDICES**

REPRODUCTION

Briefs and appendices, **8:54, 14:23**

INDEX

REQUEST OR DEMAND

Frivolous appeal, requesting damages for, **11:17 to 11:20**
Oral argument, **9:46, 9:47**

RESEARCH

Briefs and appendices, **8:14**
Courts of appeal, **1:77**

RES JUDICATA

Grounds for exceptions, **7:24**
Peremptory exception, **7:65**
Standards of appellate review, **10:91**

RESPONDING TO APPEAL

General treatment, **4:1 to 4:20**
Abandonment of appeal, involuntary dismissal due to, **4:7**
Answer. See index heading ANSWER TO APPEAL
Concerns of appellee, **4:1 to 4:3**
Dismissal, **4:6 to 4:8**
Illustrations, procedurally
 insufficient answers, **4:13**
 sufficient answers, **4:13**
Insufficient answers, illustrations of procedurally, **4:13**
Lack of jurisdiction, involuntary dismissal due to, **4:7**
Lack of right to appeal, involuntary dismissal due to, **4:7**
Obligations of appellee, **4:4**
Options of appellee, **4:5**
Sufficient answers, illustrations of procedurally, **4:13**
Technicalities as ground for dismissal, **4:8**

RESPONSE TO APPLICATION FOR REHEARING

General treatment, **12:8**

RESTRAINING ORDERS

Appeal as matter of right, **3:41**

RESTRICTIONS

Scope of review, **10:3 to 10:27**

RETURN DAY

Form of motion and order to extend return day for appeal, **5:50**
Trial court's jurisdiction, effect of appeal on, **5:15**

REVERSAL OF TRIAL COURT JUDGMENT

General treatment, **11:1 to 11:3**

REVIEW OF RECORD

Briefs and appendices, **8:15 to 8:20**

REVISION OF TRIAL COURT JUDGMENT

General treatment, **11:1, 11:2**

REVOCATION

Order of appeal, revocation because of insufficiency of bond, **5:48**

RHETORICAL QUESTIONS

Oral argument, **9:29**

RISK OF HARM

Standards of appellate review, determination of unreasonable risk of harm, **10:75**

RULES AND RULEMAKING

Briefs and appendices, **8:58**

Courts of appeal, **1:48**

Exceptions, **7:31**

Motions, **7:5, 7:6, 7:17**

Oral argument, **9:4**

Supreme Court, **1:13**

SCHEDES AND SCHEDULING

Argument in Supreme Court, **1:38**

SCOPE OF REVIEW

General treatment, **10:1 to 10:53**

Acquiescence in adverse judgment, **10:6**

Acquiescence in favorable judgment, **10:7, 10:8**

Affirmative defenses asserted on appeal, **10:41, 10:42**

Alternative post-trial motions, **10:48 to 10:53**

Amendment of judgment, **10:52**

Answer to appeal, **10:43**

Apparent of record, no review of matters not, **10:18**

Assignment of error, **10:24**

Cash bond, acceptance of, **10:8**

Change in law, effect of, **10:27**

Confession of judgment, **10:6**

Consolidated cases, **10:5**

Constitutional law, **10:22, 10:36**

Courts of appeal, generally, **10:2**

Default judgment, **10:10**

Dismissal of less than all claims, **10:30**

Evidence, proffer of, **10:29**

Exceptions, **10:44**

Expert testimony, **10:47**

Final judgment, **10:4, 10:5**

Harmless error, **10:11, 10:12**

Injunctive relief, **10:14, 10:15, 10:152**

Issues raised first in trial court, **10:19 to 10:24**

Judgment notwithstanding verdict, **10:51**

Jurisdiction, issues raised first in trial court, **10:20**

Jury instructions, issues raised first in trial court, **10:19**

Jury selection issues, issues raised first in trial court, **10:19**

Law of the case, **10:25**

INDEX

SCOPE OF REVIEW—Cont'd

Limitations on review, **10:3 to 10:27**
Moot appeals, **10:13**
Multiple decrees, **10:5**
New theories asserted on appeal, **10:37 to 10:43**
New trial motions, **10:49**
Nullity, action of, **10:53**
Objections to evidence, **10:46, 10:47**
Payment of judgment, limitations on review, **10:9**
Peremptory exceptions, **10:44**
Pleading, **10:29**
Pleading and objecting, preserving issues, **10:28**
Preserving issue for review, **10:28 to 10:34**
Quantum, appeals involving additur and remittitur, **10:50**
Questioning of witnesses, issues raised first in trial court, **10:19**
Raising issue before appellate court, **10:35 to 10:47**
Reasons underlying trial court's judgment, **10:16, 10:17**
Recusal of trial judge, issues raised first in trial court, **10:19**
Remittitur or additur, **10:50**
Service of process, **10:21**
Supreme Court, generally, **10:1**
Waiver, **10:32, 10:33**

SCREENING

Courts of appeal, **1:69 to 1:75**

SECOND CIRCUIT

Briefs, **8:93, 8:97**
Supervisory writ, review by, **13:49, 13:52**

SECOND LEVEL OF REVIEW

Execution of judgments during, **5:24**

SECURITY

Bonds. See index heading **BONDS AND UNDERTAKINGS**
Initiating review of trial court decision. See index heading **INITIATING REVIEW OF TRIAL COURT DECISION**
Stay of proceedings, **5:34**

SELF REPRESENTATION

Disposition of appeal, **11:15**

SEPARATELY TRIED MATTERS

Initiating review of trial court decision, **3:29, 3:30**

SEQUESTRATION

Initiating review of trial court decision, damages for wrongful issuance of writ of sequestration, **3:31**
Standards of appellate review, sequestration of witness, **10:134**

SERVICE OF PROCESS AND PAPERS

Briefs and appendices, **8:54**

LOUISIANA CIVIL APPELLATE PROCEDURE

SERVICE OF PROCESS AND PAPERS—Cont'd

- Exceptions, certificate of service, **7:28**
- Motions, service requirements, **7:14**
- Scope of review, **10:21**
- Supervisory writ, service of application for, **13:11**

SETTING ASIDE

- Trial court judgment, **11:1, 11:2**

SETTLEMENT

- Accepting an appellate case, **2:17**
- Aggregate settlement of claims, **2:17**
- Joint motion to dismiss appeal after settlement, form, **7:61**
- Standards of appellate review, admission of settlement amount, **10:73**

SIGNATURE

- Supervisory writ, form and contents, **13:39**

SITTING CYCLES

- Courts of appeal, **1:83 to 1:87**
- Supreme Court, **1:41**

SPECIAL ASSIGNMENT FOR ARGUMENT

- Indigent persons, motions involving, **7:43**

SPECIAL DAMAGES

- Standards of appellate review, **10:95, 10:143 to 10:145**

SPECIAL HEARING

- Indigent persons, motions involving, **7:44**

SPLITTING COSTS

- General treatment, **14:12**

SPONTANEITY

- Oral argument, **9:34**

STAFF OF COURT

- Courts of appeal. See index heading COURTS OF APPEAL
- Supreme Court. See index heading SUPREME COURT

STANDARDS OF APPELLATE REVIEW

- General treatment, **10:54 to 10:175**
- Abandoned action, **10:66**
- Abuse of discretion, **10:96, 10:119 et seq.**
- Administrative determinations, **10:154 to 10:157**
- Admissibility of evidence, **10:129**
- Adoption, **10:86**
- Adverse possession, **10:80**
- Allocation of fault, **10:115, 10:116**
- Annexation, **10:81**
- Annulment of judgment, **10:153**
- Bifurcated trials, findings of fact, **10:112**

INDEX

STANDARDS OF APPELLATE REVIEW—Cont'd

- Case management, control of, **10:120**
- Causation, manifest error, **10:76**
- Certification of class, **10:125**
- Class certification, **10:87, 10:125**
- Class decertification, **10:88**
- Conclusions of law, **10:99, 10:100**
- Conduct of trial, **10:147**
- Constructive knowledge, manifest error, **10:77**
- Consumer law, **10:90**
- Continuance, motion for, **10:166**
- Credibility of witnesses, **10:71, 10:72**
- Damages. See index heading **DAMAGES**
- De novo review, **10:55 to 10:67, 10:107, 10:108**
- Directed verdict, motion for, **10:167**
- Disability issue, workers' compensation cases, **10:156**
- Discovery matters, **10:128**
- Discretionary rulings by trial judge, **10:96, 10:118 to 10:153**
- Dismissal and dismissal motions, **10:159, 10:161, 10:162, 10:164, 10:165**
- Docket, control of, **10:120**
- Duty, **10:56**
- Evidence. See index heading **EVIDENCE**
- Excessive damage awards, **10:136**
- Expert testimony
 - credibility, **10:72**
 - de novo review, **10:65**
 - fees, discretion in setting expert witness fees and assigning costs, **10:124**
 - qualification of expert witnesses, **10:127**
- Fault, allocation of, **10:74**
- Fees, discretion in setting expert witness fees and assigning costs, **10:124**
- Findings of fact, **10:94, 10:111 to 10:113**
- Fraud, **10:89**
- Inadequacy of damage awards, **10:137, 10:138**
- Injunction, preliminary, **10:78**
- Instructions to jury, **10:106 to 10:108**
- Insurance, **10:85**
- Interest, **10:141, 10:142**
- Interrogatories, **10:106 to 10:108**
- Involuntary dismissal, **10:164, 10:165**
- Jones Act, **10:174**
- Judgment notwithstanding verdict, motion for, **10:168, 10:169**
- Judgment on the pleadings, motion for, **10:163**
- Jury trials, **10:102 to 10:117**
- Lis pendens, grant of, **10:175**
- Lost wages, **10:144**
- Manifest error, **10:68 to 10:98, 10:162**
- Medical malpractice, **10:84**

STANDARDS OF APPELLATE REVIEW—Cont'd

Mistrial, **10:148**
Mixed questions of law and fact, **10:101**
Motions, generally, **10:158 to 10:173**
New trial, motion for, **10:171**
No cause of action, review of exception of, **10:57, 10:58**
Overview, **10:54 to 10:98**
Penalty wages, payment of, **10:92**
Peremptory challenges, **10:104**
Prematurity, review of exception of, **10:61**
Prescription, matters relating to, **10:69**
Presumed revocation of will, manifest error, **10:82**
Redhibitory defect, **10:79**
Remand from supreme court, **10:146**
Reopening case for additional evidence, **10:93 to 10:95**
Res judicata, **10:91**
Risk of harm, determination of unreasonable, **10:75**
Sanctions, review of discretionary ruling by trial judge, **10:131 to 10:133**
Sequestration of witness, **10:134**
Settlement amount, admission of, **10:73**
Special damages, **10:95, 10:143 to 10:145**
Statutory standards, **10:98**
Substantial evidence, **10:97**
Sufficiency of evidence, **10:70**
Summary judgment, **10:60, 10:62, 10:121, 10:122, 10:170**
Supervisory writ, review by, **13:1**
Tort cases, **10:110**
Unfair trade practices, **10:90**
Unseaworthiness claims, **10:174**
Venue, change of, **10:160**
Verdicts. See index heading **VERDICTS**
Videotape evidence, admissibility, **10:129**
Wages, **10:92, 10:144**
Workers' compensation cases, **10:83, 10:155, 10:156**

STATE DEPARTMENT

Stay of proceedings, excusal from posting suspensive appeal bond, **5:32**

STATEMENT OF CASE

Briefs. See index heading **BRIEFS AND APPENDICES**

STATE OFFICERS

Stay of proceedings, excusal from posting suspensive appeal bond, **5:32**

STATUTES

Briefs and appendices, **8:58**
Motions provided for by statute, **7:5, 7:6**
Standards of appellate review, **10:98**

INDEX

STAY OF PROCEEDINGS

Administrative decision, **3:98**
Automatic stay of trial court proceedings, generally, **5:28, 5:29**
Bonds and undertakings
 general treatment, **5:30 to 5:36**
 amount of bond, **5:31**
 application for new bond, **5:36**
 commercial sureties, **5:38**
 cost bond, **5:33**
 department of State, excusal from posting suspensive appeal bond, **5:32**
 exhausting collection from judgment debtor, **5:41**
 exoneration of surety, **5:43**
 individual sureties, **5:39**
 injunctive relief, suspension of, **5:25**
 obligee on bond, **5:35**
 officer, excusal from posting suspensive appeal bond, **5:32**
 parties excused from requirement, **5:32**
 recovery against surety, **5:40, 5:41**
 security other than bond, **5:34**
 state officers, excusal from posting suspensive appeal bond, **5:32**
 supplemental bond, **5:36**
 surety. See “Surety on bond” under this index heading
Calculation of delay for execution, **5:24**
Cash, security for suspensive appeal, **5:34**
Cash bonds, security for suspensive appeal, **5:34**
Cashier’s checks, security for suspensive appeal, **5:34**
Civil habeas corpus proceeding, appeal of judgment, **5:27**
Costs of appeal, recovery of bond expense as, **5:45**
Custody, visitation, or support provisions, appeal of judgment, **5:27**
Devolutive appeal, effect of, **5:23**
Eviction, suspension of, **5:26**
Execution of judgment, suspension of, **5:22 to 5:24**
Exoneration of surety on bond for suspensive appeal, **5:43**
Injunctive relief, suspension of, **5:25**
Officer, excusal from posting suspensive appeal bond, **5:32**
Partial stays of trial court proceedings, **5:29**
Possessory action, suspensive appeal from judgment, **5:27**
Premature execution of judgment, damages, **5:22**
Second level of review, execution of judgments during, **5:24**
Security for suspensive appeal, **5:34**
Succession representative, order confirming, appointing or removing, **5:27**
Supervisory writ, review by, **13:37 to 13:39**
Supplemental bond application, suspensive appeal, **5:36**
Supreme Court, **1:37**
Surety on bond
 general treatment, **5:37 to 5:43**
 commercial sureties, **5:38**

STAY OF PROCEEDINGS—Cont'd

Surety on bond—Cont'd
exhausting collection from judgment debtor, **5:41**
exoneration of surety, **5:43**
failure to pay suspensive appeal bond, **5:42**
individual sureties, **5:39**
recovery against surety, **5:40, 5:41**
Surviving spouse, execution of judgment granting interim allowance, **5:27**
Suspensive appeals, **5:30 to 5:36**
Termination of stay, **5:44**
Trial court proceedings, stay of, generally, **5:21 to 5:45**
Types of suspension of trial court proceedings, generally, **5:21 to 5:27**

STIPULATIONS

Record on appeal. See index heading RECORD ON APPEAL

STRIKE, MOTION TO

Briefs of appellant, **8:72**

SUBJECT MATTER JURISDICTION

Preservation of error, exceptions, **2:9**

SUBPOENAS

Omission from record, **6:11**

SUBSTANTIAL EVIDENCE

Standards of appellate review, **10:97**

SUBSTANTIVE AMENDMENTS

Exhaustion of remedies, **2:22**

SUBSTITUTION OF COUNSEL

Accepting an appellate case, **2:19 to 2:21**

SUBSTITUTION OF PARTIES

Initiating review of trial court decision, **3:7**

SUCCESSION REPRESENTATIVE

Stay of proceedings, order confirming, appointing or removing succession representative, **5:27**

SUFFICIENCY OF SERVICE ON NON-RESIDENT

Preservation of error, raising objections contemporaneously, **2:7**

SUMMARIES

Briefs and appendices, **8:20, 8:28, 8:37**

SUMMARY DISPOSITION

Disposition of appeal, **11:27**

SUMMARY DOCKET

Screening, **1:71 to 1:75**

SUMMARY JUDGMENT

Forms, Grant to defendant, **3:97**

INDEX

SUMMARY JUDGMENT—Cont'd

Initiating review of trial court decision, **3:25 to 3:28, 3:39**
Partial summary judgment, **3:26 to 3:28, 10:62, 10:121, 10:122**
Preservation of error, raising objections contemporaneously, **2:7**
Record on appeal, **6:14, 6:15**
Standards of appellate review, **10:60, 10:62, 10:121, 10:122, 10:170**

SUPERVISORY WRIT

General treatment, **13:1 to 13:55**
Affidavit, form and contents of, **13:39**
Application
 courts of appeal, **13:32 to 13:44**
 form and content of application, **13:13, 13:38 to 13:43, 13:47 to 13:50**
 Supreme Court, **13:10 to 13:20**
Argument on application, **13:45**
Briefs and appendices, **13:15, 13:25**
Checklists, **13:51 to 13:55**
Conflicting decisions, **13:4**
Constitutional law, **13:7**
Courts of appeal
 general treatment, **13:27 to 13:46**
 application for writ, **13:32 to 13:44**
 argument on application, **13:45**
 disposition of application, **13:45, 13:46**
 expedited consideration, **13:36**
 extension of time for filing application for writ, **13:35**
 grounds for writ, **13:27 to 13:31**
 jurisdiction, generally, **1:47**
 notice requirements, **13:33, 13:46**
 opposition to application, **13:45**
 reconsideration of writ, **12:13**
 stay of proceedings, **13:37 to 13:39**
 time for filing application for writ, **13:34, 13:35**
Discretion of Supreme Court, **13:2**
Disposition of application, **13:45, 13:46**
Election cases, **13:18**
Expedited consideration, **13:36**
Extension of time for filing application for writ, **13:35**
Filing and recording
 general treatment, **13:11**
 opposition to application, time for filing, **13:23**
 time for filing, **13:16 to 13:20, 13:23**
Filing sheet, form, **13:47**
Grounds for writ
 courts of appeal, **13:27 to 13:31**
 Supreme Court, **13:3 to 13:9**
Initiating review of trial court decision, **3:63**
Intake form, **13:48 to 13:50, 13:52, 13:55**

SUPERVISORY WRIT—Cont'd

- Mailing application for writ, **13:19**
- Memorandum or memoranda, **13:14, 13:22**
- Mineral rights, owners of, **13:12**
- Modification of precedents, **13:6**
- Notice requirements, **13:33, 13:46**
- Opposition to application, **13:45**
- Oral argument, **13:25**
- Overruling precedents, **13:6**
- Overview, **13:1**
 - Reconsideration of writ, court of appeals, **12:13**
 - Recording. See "Filing and recording" under this index heading
 - Reply to opposition, **13:24**
 - Sample application, form, **13:56**
 - Service of application for writ, **13:11**
 - Signature, form and contents of, **13:39**
 - Standards of review, **13:1**
 - Stay of proceedings, **13:37 to 13:39**
 - Supreme Court
 - general treatment, **13:2 to 13:26**
 - application for writ, **13:10 to 13:20**
 - briefs and appendices, **13:15, 13:25**
 - conflicting decisions, **13:4**
 - constitutional law, **13:7**
 - content of application for writ, **13:13**
 - discretion of court, **13:2**
 - disposition, **13:26**
 - election cases, **13:18**
 - filings application for writ, **13:11**
 - gross departure from proper judicial proceedings, **13:8**
 - grounds for writ, **13:3 to 13:9**
 - jurisdiction, generally, **1:9 to 1:11**
 - mailing application for writ, **13:19**
 - memorandum, **13:14, 13:22**
 - mineral rights, owners of, **13:12**
 - modification of precedents, **13:6**
 - opposition to application for writ, **13:21 to 13:23**
 - oral argument, **13:25**
 - overruling precedents, **13:6**
 - reply to opposition, **13:24**
 - service of application for writ, **13:11**
 - time requirements
 - application for writ, **13:16 to 13:20**
 - opposition to application for writ, **13:23**
 - unresolved issues of law, **13:5**
 - Time requirements
 - courts of appeal, **13:34, 13:35**

INDEX

SUPERVISORY WRIT—Cont'd

Time requirements—Cont'd

Supreme Court. See "Supreme Court" under this index heading

Trial court's jurisdiction, effect of appeal on, **5:9**

SUPPLEMENTAL BOND APPLICATION

Stay of proceedings, suspensive appeal, **5:36**

SUPPLEMENTING OR CORRECTING RECORD ON APPEAL

General treatment, **6:33 to 6:39, 7:41**

Deadline, **6:37**

Hearing, **6:36**

Issues other than corrections, **6:39**

Jurisdiction of courts to correct record, **6:35**

Permissibility, **6:33**

Scope of corrections, **6:38**

Time when made, **6:37**

SUPREME COURT

General treatment, **1:1 to 1:41**

Additional Supreme Court jurisdiction, **1:12**

Administrative counsel, **1:37**

Appellate jurisdiction, generally, **1:6 to 1:8**

Applications

consideration and processing of, generally, **1:32 to 1:36**

supervisory writ, application for, **13:10 to 13:20**

Argument, scheduling of, **1:38**

Assignment of judges, **1:14**

Associate justices, **1:18 et seq.**

Attorneys

disciplinary proceedings, **1:3, 1:4**

Bailiff, **1:27**

Central staff, **1:25**

Certified questions of law, instructions on, **1:11**

Certiorari, consideration and processing of applications for, **1:33, 1:34**

Chief justice, **1:17**

Civil staff, **1:25**

Clerk of court, **1:23**

Conflicting decisions, consideration and processing of writ applications, **1:35**

Constitutional law, generally, **1:7**

Definition of jurisdiction, **1:1**

Disciplinary proceedings, **1:3 to 1:5**

Districts, **1:21**

Election and term of justices, **1:20**

Emergency writ applications and stay orders, administrative counsel, **1:37**

Erroneous interpretation or application of constitution or laws, consideration and processing of writ applications, **1:35**

Factors supporting writ grants by Supreme Court, **1:35**

Grants of writs, factors supporting, **1:35**

SUPREME COURT—Cont'd

Gross departure from proper judicial proceedings, consideration and processing of writ applications, **1:35**

Initiating review. See index heading **INITIATING REVIEW OF TRIAL COURT DECISION**

Judges

assignment of judges, **1:14**

disciplinary proceedings, **1:5**

Supreme Court Justices, generally, **1:16 to 1:21**

Judicial administrator, office of, **1:24**

Judicial council, **1:29**

Jurisdiction, generally, **1:1 to 1:14**

Justices of Supreme Court, **1:16 to 1:21**

Law clerks, **1:26**

Librarian, **1:28**

Opinion author, selection of, **1:39**

Opinions, writing of, **1:41**

Oral argument. See index heading **ORAL ARGUMENT**

Original jurisdiction, generally, **1:2 to 1:5**

Overruling or modification of controlling precedents, consideration and processing of writ applications, **1:35**

Personnel of court

general treatment, **1:15 to 1:41**

associate justices, **1:18 et seq.**

bailiff, **1:27**

central staff, **1:25**

chief justice, **1:17**

clerk of court, **1:23**

death sentence, **1:31**

interim appointee, justices of court, **1:21**

judicial council, **1:29**

justices of the court, **1:16 to 1:21**

law clerks, **1:26**

librarian, state law librarian, **1:28**

office of judicial administrator, **1:24**

staff. See "Staff of court" under this index heading

staggered elections, justices of court, **1:21**

Post-argument conferences, **1:40**

Post-disposition proceedings, **12:15 to 12:17**

Processing of appeals and writs, **1:30 to 1:41**

Public Service Commission, review of trial court decision on order of, **1:8**

Qualifications to serve as justice, **1:19**

Reconsideration of writ application, **1:36**

Record on appeal. See index heading **RECORD ON APPEAL**

Rehearing of writ application, **1:36**

Remand, standards of appellate review, **10:146**

Right, appeals as of, **1:31**

Rulemaking, **1:13**

Scheduling of argument, **1:38**

INDEX

SUPREME COURT—Cont'd

Scope of review, generally, **10:1**

Significant unresolved issues of law, consideration and processing of writ applications, **1:35**

Sitting cycles, **1:41**

Staff of court

general treatment, **1:22 to 1:29**

bailiff, **1:27**

central and civil staffs, **1:25**

clerk of court, **1:23**

judicial counsel, **1:29**

law clerks, **1:26**

librarian, state law librarian, **1:28**

office of judicial administrator, **1:24**

Stay orders, **1:37**

Supervisory jurisdiction, generally, **1:9 to 1:11**

Supervisory writs. See index heading **SUPERVISORY WRIT**

Writing of opinions, **1:41**

Wrists

consideration and processing of applications, **1:32 to 1:36**

supervisory jurisdiction on issuance, **1:10**

supervisory writs. See index heading **SUPERVISORY WRIT**

SURETY AND SURETYSHIP

Bonds. See index heading **BONDS AND UNDERTAKINGS**

Stay of trial court. See index heading **STAY OF PROCEEDINGS**

SURVIVING SPOUSE

Stay of proceedings, execution of judgment granting interim allowance, **5:27**

SUSPENSIVE APPEALS

Bond, form, **5:47**

Initiating review of trial court decision, **3:73 to 3:77**

Motion, **5:51, 7:36**

Non-taxable costs, bond premiums as, **14:22**

Order, **7:36, 7:37**

Petition, **7:37**

Stay of trial court, **5:30 et seq.**

Trial court's jurisdiction, effect of appeal on, **5:8**

SYLLABUS

Briefs and appendices, **8:46, 8:68**

TABLE OF CONTENTS

Briefs and appendices, **8:68**

TAXING COSTS

Disposition of appeal, **11:8, 11:9**

TEMPORARY RESTRAINING ORDERS

Appeal as matter of right, **3:41**

TERMINATION

Stay of proceedings, **5:44**

TERMS OF JUDGES

Courts of appeal, **1:57**

THIRD CIRCUIT

Briefs, **8:94, 8:98, 8:101**

Screening for weight or complexity, **1:73**

Supervisory writ, review by, **13:42, 13:53**

TIME OR DATE

Answer to appeal, **4:12**

Briefs. See index heading BRIEFS AND APPENDICES

Courts of appeal. See index heading COURTS OF APPEAL

Delay, accepting an appellate case, **2:15**

Dismissal. See index heading DISMISSAL

Extension of time. See index heading EXTENSION OF TIME

Initiating exception, **7:26 to 7:29**

Initiating review. See index heading INITIATING REVIEW OF TRIAL COURT DECISION

Motions. See index heading MOTIONS

Oral argument. See index heading ORAL ARGUMENT

Post-disposition proceedings. See index heading POST-DISPOSITION PROCEEDINGS

Premature appeal, dismissal of appeal, **7:59**

Record on appeal. See index heading RECORD ON APPEAL

Remand, **12:20**

Supervisory writs. See index heading SUPERVISORY WRIT

TITLE PAGE

Briefs and appendices, **8:67**

TORT CASES

Standards of appellate review, **10:110**

TRANSCRIPTS

Record on appeal, **6:25 to 6:30**

TRAVEL EXPENSES

Non-taxable costs, **14:21**

TRIAL COURT

Application for writs from trial court, costs of, **14:8**

Initiating review. See index heading INITIATING REVIEW OF TRIAL COURT DECISION

Jurisdiction. See index heading TRIAL COURT'S JURISDICTION, EFFECT OF APPEAL ON

Motions to be raised only in, **7:8**

Payment of trial court costs, **14:7**

Record on appeal. See index heading RECORD ON APPEAL

TRIAL COURT'S JURISDICTION, EFFECT OF APPEAL ON

General treatment, **5:1 to 5:51**

After appeal taken or writ granted, generally, **5:5 to 5:20**

Before appeal taken or writ granted, generally, **5:1 to 5:4**

INDEX

TRIAL COURT'S JURISDICTION, EFFECT OF APPEAL ON—Cont'd

Application for writ, **5:9**
Authority of appellate court, **5:4**
Bond or undertaking, questions concerning, **5:14**
Certifying judgment, **5:17**
Continuing jurisdiction, **5:13 to 5:20**
Costs and fees, **5:16**
Decretal language, **5:17**
Devolutive appeals, **5:7**
Enforcement of judgment, **5:3**
Extension of return day, **5:15**
Interest owed, **5:18**
Money judgment, prescription of, **5:46**
Nonreviewable matters, continuing jurisdiction of trial court over, **5:13**
Overview of jurisdiction, **5:5**
Partial appeals, **5:11**
Partial judgment, appeals of, **5:12**
Prescription of judgment, **5:46**
Reconsideration of decision, **5:2**
Return day, **5:15**
Scope of appeal, effect of, **5:10 to 5:12**
Stay of trial court. See index heading **STAY OF PROCEEDINGS**
Supervisory writ application, **5:9**
Surety, questions concerning, **5:14**
Suspensive appeals, **5:8**
Wage garnishments, **5:19**

TRIAL JUDGE

Record on appeal, trial judge's narrative of facts, **6:50**

UNAPPEALABLE JUDGMENT

Dismissal of appeal, form, **7:53, 7:54**

UNDERLINES

Argument, sparing use of underlines in, **8:40**

UNDERSTATEMENT

Oral argument, **9:30**

UNDERTAKINGS

See index heading **BONDS AND UNDERTAKINGS**

UNEMPLOYMENT COMPENSATION

Initiating review of trial court decision, **3:55**

UNFAIR TRADE PRACTICES

Standards of appellate review, **10:90**

UNIFORM RULES OF LOUISIANA COURTS OF APPEAL

Briefs and appendices, **App. A**

UNSEAWORTHINESS CLAIMS

Standards of appellate review, **10:174**

VENUE

Initiating review of trial court decision, nonappealability of judgment sustaining exception of improper, **3:36**

Standards of appellate review, change of venue, **10:160**

VERBAL TECHNIQUES

Oral argument, **9:27 to 9:31**

VERDICTS

Directed verdict, **10:167**

Judgment notwithstanding verdict. See index heading JUDGMENT NOTWITHSTANDING VERDICT

Preservation of error, raising objections contemporaneously to claimed inconsistencies in jury's verdict, **2:7**

Standards of appellate review

general treatment, **10:109**

directed verdict, **10:167**

judgment notwithstanding verdict, **10:168**

VIDEOTAPE EVIDENCE

Record on appeal, **6:19**

Standards of appellate review, **10:129**

VISITATION

Initiating review of trial court decision, appealability of, **3:46**

VISUAL COMMUNICATION

Oral argument, **9:32 to 9:39**

WAGES, SALARY AND OTHER COMPENSATION

Attorneys' fees. See index heading ATTORNEYS' FEES

Garnishments, trial court's jurisdiction, **5:19**

Standards of appellate review, **10:92, 10:144**

Worker's compensation. See index heading WORKERS' COMPENSATION

WAIVER

Accepting an appellate case. See index heading ACCEPTING AN APPELLATE CASE

Oral argument, **9:55**

Scope of review, **10:32, 10:33**

WEIGHT AND SUFFICIENCY OF EVIDENCE

Standards of appellate review, **10:70**

WILLS

Contest of will, payment of costs of appeal, **14:11**

Standard of review, presumed revocation of will, **10:82**

WITHDRAWAL OF COUNSEL

Accepting an appellate case, **2:19 to 2:21**

INDEX

WITHDRAWING RECORD ON APPEAL

General treatment, **6:40, 6:41**

WORKERS' COMPENSATION

Initiating review of trial court decision, **3:53, 3:54**

Standards of appellate review, **10:83, 10:155, 10:156**

Supervisory writ, review by, **13:31**

WRAPPING UP

Oral argument, **9:22**

WRITING

Briefs and appendices, **8:24 to 8:51**

Courts of appeal, writing time, **1:84**

Remand to provide written reasons for judgment, **12:29**

Supreme Court, writing of opinions, **1:41**

WRIT PANELS

Courts of appeal, **1:54**

WRITS

Briefs and appendices, **8:62**

Certiorari, writs of. See index heading **CERTIORARI, WRITS OF**

Courts of appeal. See index heading **COURTS OF APPEAL**

Initiating review of trial court decision, **3:62 to 3:70, 3:104**

Supervisory, notice of intent to apply for rehearing based on grant of, **3:104**

Supreme Court. See index heading **SUPREME COURT**