

§ 12.12 Docketing Statement—Criminal**IN THE (SUPREME COURT) (COURT OF APPEALS) OF THE STATE OF KANSAS**

Case Caption: County Appealed From: _____
 District Court Case No(s): _____
 Party Filing Appeal: _____

DOCKETING STATEMENT—CRIMINAL

The docketing statement is used by the court to determine jurisdiction and to make calendar assignments pursuant to Rules 7.01(c) and 7.02(f). This is not a brief and should not contain argument or procedural motions.

1. Criminal Classification:
 - a. Conviction of (offense[s], statute[s], and classification[s] of crime[s]):

 - b. Date of offense(s) committed:
2. Proceedings in the District Court:
 - a. Trial Judge from whose decision this appeal is taken: _____
 - b. List any other judge who has signed orders or conducted hearings in this matter:

 - c. Was this case disposed of in the district court by:
 - _____ Jury trial
 - _____ Bench trial
 - _____ Plea
 - _____ Dismissal
 - d. Length of trial, measured in days (if applicable): _____

e. State the name of each court reporter and/or transcriptionist who has reported or transcribed any or all of the record for the case on appeal. (This is not a substitute for a request for transcript served on the individual reporter or transcriptionist pursuant to Rule 3.03.)

f. State the name, address, and telephone number of every attorney who has represented a party in district court if that attorney's name does NOT appear on the certificate of service attached to this docketing statement. Clearly identify each party represented.

3. Jurisdiction:

a. Date sentence was pronounced from the bench: _____

b. Date notice of appeal filed in district court: _____

c. Custodial Status:

(1) Is the defendant subject to appeal bond or incarcerated?

(2) Earliest possible release date, if incarcerated: _____ If sentencing is challenged on appeal, it is the State's obligation to notify the appellate clerk in writing of any change in the custodial status of the defendant during the pendency of the appeal. See Rule 2.042.

d. Statutory authority for appeal: _____

e. Are there any co-defendants (yes or no): _____ If "yes," what are their names?

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

- 4. Constitutional Challenges to Statutes or Ordinances:
Was any statute or ordinance found to be unconstitutional by the trial court (yes or no)? _____ If "yes," what statute or ordinance? _____

- 5. Related Cases/Prior Appeals:
 - a. Is there any case now pending or about to be filed in the Kansas Appellate Courts which:
 - (1) Arises from substantially the same case or controversy as this appeal (yes or no)? _____ If "yes," give case caption and docket number. _____
 - (2) Involves an issue that is substantially the same, similar or related to an issue in this appeal (yes or no)? _____ If "yes," give case caption and docket number. _____
 - b. Has there been any prior appeal involving this case or controversy (yes or no)? _____
If "yes," give caption and docket number. _____

- 6. Brief statement (less than one page), without argument, of the material facts. This is not intended to be a substitute for the factual statement which will appear in the brief.

- 7. Concise statement of the issues proposed to be raised. You will not be bound by this statement but should include issues now contemplated. Avoid general statements such as "the judgment is not supported by the law."

Attorney's Signature

 Attorney's Name (typed or printed)
 Kansas Attorney Registration Number
 Address
 Telephone Number
 FAX Number
 Name of the Party Represented
 Date: _____

ATTACH PROOF OF SERVICE
 (List all parties served, including name, address, and who they represent.)

