

STATE OF NORTH CAROLINA

NC-JOIN No.

File No.

_____ County

In The General Court Of Justice
District Court Division

IN THE MATTER OF

Name Of Juvenile

APPELLATE ENTRIES IN DELINQUENCY PROCEEDING

G.S. 7B-2604, -2605

Name And Address Of Prosecutor

Name And Address Of Juvenile's District Court Counsel

Telephone No.

Telephone No.

Date(s) Of Hearing(s) On Which Appealed Order(s) Is Based

Juvenile's Initial Appellate Counsel

- ☐ **The Appellate Defender T: (919) 354-7210 F: (919) 354-7211
123 W. Main Street, Suite 500, Durham, NC 27701**
(The Appellate Defender is appointed unless the juvenile retains counsel.)
- ☐ Name, address, and telephone number of retained appellate counsel

INITIAL APPEAL ENTRIES

1. Pursuant to G.S. 7B-2604, ☐ the juvenile, ☐ the juvenile's parent(s), custodian, or guardian ☐ the State ☐ the County has given notice of appeal to the North Carolina Court of Appeals.
- ☐ 2. The juvenile is released pursuant to G.S. 7B-2605.
Conditions of release, if any: _____.
- ☐ 3. Release of the juvenile pursuant to G.S. 7B-2605 is denied.
(NOTE: Under G.S. 7B-2605, the juvenile is released pending appeal unless the Court orders otherwise.)
Compelling reasons release is denied: _____.
4. Pursuant to G.S. 7A-450 and G.S. 7B-2000, the juvenile is conclusively presumed to be indigent and has requested a transcript of all adjudication and disposition hearings.
- ☐ 5. The juvenile does not read or speak the English language, but reads and/or speaks his or her native language of _____. The Court therefore authorizes the services of a language translator or interpreter during the pendency of the appeal for the purposes of (1) written translation of attorney-client correspondence, proposed issues in the settled record on appeal, appellate briefs filed by the juvenile and the State, and appellate opinion(s), and/or (2) verbal interpretation of attorney-client communication at each critical stage of the appellate proceedings.
The Court further Orders that a language translator or interpreter with the necessary knowledge, skill, experience, training and education to perform the above services shall be selected and paid by the Administrative Office of the Courts.
6. IT IS ORDERED that the juvenile is allowed to appeal as an indigent and:
 - a. The Office of Indigent Defense Services shall pay the costs of producing a transcript and of reproducing the record and the juvenile's brief and other pleadings, unless retained counsel appears in the case at the time of the notice of appeal, in which case IDS is relieved of responsibility of paying the cost of the transcript.
 - b. The Appellate Defender is appointed to perfect the juvenile's appeal, unless retained appellate counsel enters the case at the time of the notice of appeal.
 - c. The Clerk shall furnish to the juvenile's appellate counsel a copy of the complete trial division file in the delinquency and/or undisciplined case and, upon request, any documentary exhibits.
 - d. The Clerk has duplicated the audio recording of the hearing(s), date(s) listed above, and shall deliver the duplicate recording, a copy of these Appellate Entries, and a copy of the order upon which this appeal is based to the person designated by the Clerk on the reverse of these Appellate Entries to produce a transcript of the hearing(s) under the conditions specified by the Court on the reverse. No fee shall be charged for the cost of the duplicate recording.
 - e. The Clerk shall serve on the Appellate Defender or on retained appellate counsel a copy of these Appellate Entries and a copy of the order(s) from which the juvenile appeals, no later than 14 days after the date of the judge's signature immediately below.
 - f. The Clerk shall serve a copy of these entries on the prosecutor, the juvenile, the juvenile's parent(s), and the court-appointed guardian or custodian, no later than 14 days after the date of the judge's signature immediately below.

Date

Name Of Judge (type or print)

Signature Of Judge

CLERK'S TRANSCRIPT ORDER AND CERTIFICATE			
<p>The Clerk of Court hereby designates the person named below to receive a duplicate recording of the hearing(s) in this action. The designated person is authorized to listen to the duplicate recording and to transcribe the proceedings verbatim.</p>			
<i>Name, Address, Email Address, And Telephone No. Of Authorized Person (type or print)</i>		<div style="border-bottom: 1px solid black; padding-bottom: 5px;">Email Address</div> <div style="border-bottom: 1px solid black; padding-bottom: 5px;">Telephone No.</div>	
<p>To The Authorized Person Named Above: Prepare and deliver to the parties a transcript of all portions of the proceedings in the above-captioned case, within the deadline set out in Rule 7(e)(1) of the N.C. Rules of Appellate Procedure. The Court orders that you maintain strict confidentiality of the record(s) in accordance with the statutes. You shall delete the duplicate recording of this proceeding and the copy of the court order immediately upon the completion of the transcription of this matter and you shall certify the destruction to the court.</p>			
<p>I certify that I served a copy of these Appellate Entries on counsel for all parties, or on the parties themselves if not represented by counsel, and on each transcriptionist, and that I delivered a copy to the Appellate Defender's Office if the Office has not been appointed as the juvenile's appellate counsel, on the date shown below:</p> <p> <input type="checkbox"/> personally. <input type="checkbox"/> by mailing it to the listed recipients at the addresses shown on Side One. <input type="checkbox"/> by sending it to the listed recipients at the email of record with this court in the case for those persons, as listed above and on Side One. </p>			
<i>Date Clerk's Transcript Order Entered And Filed</i>		<i>Date Order Served And Delivered, If Different</i>	
<i>Name Of Clerk (type or print)</i>		<i>Signature Of Clerk</i>	
		<input type="checkbox"/> Deputy CSC <input type="checkbox"/> Assistant CSC <input type="checkbox"/> Clerk Of Superior Court	
		TRACKING	
<p>Using LiquidFiles, I transmitted to the authorized person named above the duplicate recording, a copy of these Appellate Entries, and a copy of the court order.</p>			
<i>Date Transmitted</i>		<i>Signature</i>	
		<input type="checkbox"/> Deputy CSC <input type="checkbox"/> Assistant CSC <input type="checkbox"/> Clerk Of Superior Court	
		THIRTY DAY EXTENSION OF TIME TO DELIVER TRANSCRIPT	
<p>Pursuant to Rule 27(c)(1) of the N.C. Rules of Appellate Procedure, upon motion of the juvenile, and for good cause shown, It is ORDERED that the time for delivery of the transcript is extended 30 days to and including _____.</p> <p>NOTE: Pursuant to Rule 27(c)(1), N.C. Rules of Appellate Procedure, the trial court may grant only one extension of the deadline for delivery of a transcript. Any motion for an additional extension of the deadline must be made to the appellate court to which appeal has been taken.</p>			
<i>Date</i>		<i>Name Of Judge (type or print)</i>	
		<i>Signature Of Judge</i>	
		THIRTY DAY EXTENSION OF TIME TO SERVE PROPOSED RECORD ON APPEAL	
<p>Pursuant to Rules 11 and 27 of the N.C. Rules of Appellate Procedure, upon motion of the juvenile, and for good cause shown, It is ORDERED that the time for service of the proposed record on appeal is extended for 30 days to and including _____.</p> <p>NOTE: Pursuant to Rule 27(c)(1), N.C. Rules of Appellate Procedure, the trial court may grant only one extension of the deadline for service of the proposed record on appeal. Any motion for an additional extension of the deadline must be made to the appellate court to which appeal has been taken.</p>			
<i>Date</i>		<i>Name Of Judge (type or print)</i>	
		<i>Signature Of Judge</i>	
		TRANSCRIPTIONIST'S CERTIFICATE OF DELIVERY	
<p>I delivered the transcript, made up of _____ pages in _____ volumes, electronically to all of the parties described above <input type="checkbox"/> except as to the following party(ies) who are not able to receive electronic delivery, where I have instead delivered the transcript <input type="checkbox"/> personally <input type="checkbox"/> by mail: _____ (name party(ies) not receiving transcript electronically).</p>			
<i>Date Transcript Delivered To Parties</i>		<i>Signature Of Transcriptionist</i>	
		<i>Name Of Transcriptionist</i>	
		TRANSCRIPTIONIST'S CERTIFICATION OF DESTRUCTION	
<p>I certify that I destroyed the duplicate recording of this proceeding and the copy of the court order.</p>			
<i>Date Of Destruction</i>		<i>Signature Of Transcriptionist</i>	
		<i>Name Of Transcriptionist</i>	
		CLERK'S CERTIFICATION	
<p>I certify this Appellate Entries form is a true and complete copy of the original on file in this case.</p>			
<i>Date</i>		<i>Signature And Seal</i>	
		<input type="checkbox"/> Deputy CSC <input type="checkbox"/> Assistant CSC <input type="checkbox"/> Clerk Of Superior Court	