

**NORTH CAROLINA COURT OF APPEALS
APPEAL INFORMATION STATEMENT**

_____ From: _____ (County/Agency)
v. Trial Docket No: _____
COA Docket No: _____
_____ Trial Judge: _____

Party(ies) filing appeal:

1. Date judgment was entered: _____
2. Date of Notice of Appeal: _____
3. a) Is this a final judgment as to all claims and all parties? ___ Yes ___ No
b) If no, state the basis on which the judgment/order is immediately appealable.

4. a) Check the appropriate line(s) best describing the nature of the case:

- | | | |
|---|--|---|
| <input type="checkbox"/> Alimony | <input type="checkbox"/> Driver's license revocation | <input type="checkbox"/> Professional malpractice |
| <input type="checkbox"/> Attorneys' fees | <input type="checkbox"/> Education law | <input type="checkbox"/> Real property rights |
| <input type="checkbox"/> Child custody/support | <input type="checkbox"/> Employment and Labor | <input type="checkbox"/> Sanctions |
| <input type="checkbox"/> Construction law | <input type="checkbox"/> Environmental law | <input type="checkbox"/> Slip and fall |
| <input type="checkbox"/> Contempt | <input type="checkbox"/> Equitable distribution | <input type="checkbox"/> Taxation |
| <input type="checkbox"/> Contract law | <input type="checkbox"/> Health care | <input type="checkbox"/> Termination of parental rights |
| <input type="checkbox"/> Corporate law | <input type="checkbox"/> Insurance, auto | <input type="checkbox"/> Tort Claims Act |
| <input type="checkbox"/> Criminal law, DWI | <input type="checkbox"/> Insurance, other | <input type="checkbox"/> Unemployment compensation |
| <input type="checkbox"/> Criminal law, habitual felon | <input type="checkbox"/> Intentional torts | <input type="checkbox"/> Unfair and deceptive practices |
| <input type="checkbox"/> Criminal law, probation revocation | <input type="checkbox"/> Juvenile, delinquent | <input type="checkbox"/> Utilities |
| <input type="checkbox"/> Criminal law, other | <input type="checkbox"/> Juvenile, other | <input type="checkbox"/> Wills, trusts, estates |
| Specify: _____ | <input type="checkbox"/> Landlord/tenant | <input type="checkbox"/> Wrongful death |
| <input type="checkbox"/> Debtor/creditor rights | <input type="checkbox"/> Workers' compensation | <input type="checkbox"/> Zoning/annexation |
| <input type="checkbox"/> Negligence | <input type="checkbox"/> Wrongful discharge | |
| <input type="checkbox"/> Paternity | | |
| <input type="checkbox"/> Products liability | | |
| <input type="checkbox"/> Other (specify): _____ | | |

b) Check the appropriate line(s) to show the ruling being appealed:

- | | | |
|---|---|---|
| <input type="checkbox"/> Administrative ruling | <input type="checkbox"/> Injunction | <input type="checkbox"/> Judgment notwithstanding the verdict |
| <input type="checkbox"/> Declaratory judgment | <input type="checkbox"/> Judgment (<i>bench trial</i>) | <input type="checkbox"/> Judgment (<i>probation revocation</i>) |
| <input type="checkbox"/> Directed verdict | <input type="checkbox"/> Judgment (<i>guilty plea</i>) | <input type="checkbox"/> Summary judgment |
| <input type="checkbox"/> Dismissal | <input type="checkbox"/> Judgment (<i>jury verdict</i>) | |
| <input type="checkbox"/> Other (specify): _____ | | |

5. State issues to be raised on the appeal (*attach one additional page, if necessary*):

6. a) Has any prior appeal in this case been filed in either appellate court? Yes No
 If "Yes", provide appellate court docket number(s): _____
- b) Are any other appeals in this case pending before either state appellate court? Yes No
 If "Yes", provide appellate court docket number(s): _____
- c) To your knowledge, are there any other appeals raising substantially related issues pending before either appellate court? Yes No
 If "Yes", provide case name(s) and docket number(s), if known, and explain the manner in which the appeals are related: _____
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7. a) Are there essential questions raised by this appeal that cannot be adequately presented by the written briefs alone and therefore require oral arguments? Yes No
- b) Do you request oral arguments on this appeal? Yes No
8. Has this appeal, or the matters with which the appeal is concerned, been settled or rendered moot?
 Yes No
 If "Yes", please explain:
- If "No", the undersigned hereby certifies that he/she will promptly notify the Court of Appeals if the appeal is hereafter settled or rendered moot. _____ (please initial).
9. Is there any reason why this appeal should be expedited? Yes No
 If "Yes", please explain:
10. Has the execution or enforcement of the order, judgment or other determination from which the appeal has been taken been stayed pending disposition of the appeal? Yes No

The undersigned attorney for the appellant(s), or the Pro Se appellant, hereby certifies that the information provided herein is true to the best of his/her own knowledge.

Signed this the _____ day of _____ 20 _____.

 Signature

(Type name(s), address and telephone number under signature.)

(Attach certificate of service.)

Instructions

1. These instructions govern the preparation and filing of the APPEAL INFORMATION STATEMENT adopted by the North Carolina Court of Appeals and required by Rule 41 of the North Carolina Rules of Appellate Procedure.
2. An APPEAL INFORMATION STATEMENT shall be completed and filed by the appellant(s) for each record on appeal filed with the Court of Appeals.
3. The Clerk of the Court of Appeals shall provide a copy of the APPEAL INFORMATION STATEMENT form to counsel or parties of record once the record on appeal has been docketed with the Court of Appeals.
4. Responses to inquiries on the APPEAL INFORMATION STATEMENT shall be typed, unless the form indicates otherwise.
5. In all appeals filed with the Court of Appeals, the appealing party or parties shall file the completed APPEAL INFORMATION STATEMENT with the Clerk of the North Carolina Court of Appeals, P.O. Box 2779, Raleigh, NC 27602-2779, at or before the time the appellant's brief is filed, with service upon all other parties.
6. The APPEAL INFORMATION STATEMENT is not a brief and should not contain argument or motions. The issues should be expressed thoroughly but without unnecessary detail. Counsel or pro se parties should make every effort to include in the APPEAL INFORMATION STATEMENT all of the issues that will be presented to the court.
7. The Court of Appeals may impose sanctions on counsel or pro se parties who fail to complete and file this form.