

STATEMENT OF THE PROGRESS OF THE WORK OF  
THE ADVISORY COMMITTEE ON APPELLATE RULES

June, 1963

To the Chairman and Members of the Standing Committee on  
Practice and Procedure of the Judicial Conference of the  
United States:

We herewith submit a progress report concerning the present status of our work. Our last such report was submitted a year ago.

We have had two meetings during this past year, the second a three-day meeting May 20-23, 1963. We have scheduled a meeting for August 26th and 27th.

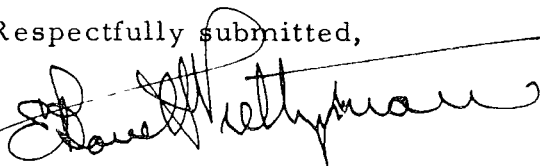
We now have in various stages of development a complete set of proposed rules, beginning with the filing of a notice of appeal. Some of these rules have been approved in final form; some have been approved in first draft; some have been outlined in principle and the principle later reviewed, and in some the principle has merely been determined. We have so arranged our schedule of work that we hope to have by the end of our August meeting a set of appellate rules which will be in such shape as that they can be forwarded to you for your review and circulation to the bar and bench for comment.

This Committee has tried to be careful in those phases of its work which touch upon the work of other Committees and has requested comments in respect to the appellate phases of these other subjects, i.e., admiralty, bankruptcy, etc. As you were advised in our last report, we had attempted to draft a separate rule for review of decisions of the Tax Court. Later developments, however, brought us to the conclusion that this rule should be integrated into the general rules for appellate procedure.

We have been mindful of the request made by your Committee that integrated portions of proposed appellate rules be forwarded to you when and as available, but the rules have not been developed in integrated parts and so we have not been able to follow this program.

In brief, we hope to have before your Committee by November a draft of a complete set of proposed appellate rules.

Respectfully submitted,

A handwritten signature in cursive script, reading "E. Barrett Prettyman". The signature is written in black ink and is positioned above a horizontal line that extends across the page.

E. Barrett Prettyman, Chairman