

**ORAP COMMITTEE 2022**  
**SUMMARY OF MEETING RESULTS**  
*May 19, 2022 Meeting*

<b>Members Present:</b>	Justice Meagan Flynn (Committee Chair), Judge Jacqueline Kamins, Benjamin Gutman, Ernest Lannet, Tiffany Keast, Julie Smith, William Kabeiseman, Crystal Chase, Debbie Spradley
<b>Members Absent:</b>	Chief Judge Erin Lagesen, Travis Eiva
<b>Nonvoting Members Present:</b>	Theresa Kidd, Daniel Parr, Stephen Armitage, Stacy Harrop
<b>Court Liaison Present:</b>	Lisa Norris-Lampe

**Results:**

- Proposal # 6 -- ORAP 5.45(6) -- No Combined Brief Sections re: Preservation of Error or Standard of Review
  - Alternative proposals adopted for public comment and consideration by appellate courts.
  - Workgroup proposal -- adopted by split vote:
    - For adoption:
      - Crystal Chase
      - Benjamin Gutman
      - Ernest Lannet
      - William Kabeiseman
      - Tiffany Keast
      - Debbie Spradley
    - Against adoption:
      - Justice Meagan Flynn
      - Judge Jacqueline Kamins
      - Julie Smith
  - Proposal by Judge Aoyagi -- adopted unanimously, as fallback alternative if workgroup proposal fails before the appellate courts.

- Proposals # 10A & 10B -- ORAP 8.45 -- Delete or Amend Duty to Notify Court of Mootness
  - Adopted unanimously **[with textual modifications]**
- Proposal # 11 -- ORAP 10.15 -- Apply Rule to Juvenile Delinquency Cases and Modify Briefing Schedule
  - Original proposal rejected:
    - For adoption:
      - Ernest Lannet
      - Tiffany Keast
    - Against adoption:
      - Justice Meagan Flynn
      - Judge Jacqueline Kamins
      - Crystal Chase
      - Benjamin Gutman
      - William Kabeiseman
      - Julie Smith
      - Debbie Spradley
  - Alternative workgroup proposal -- adopted unanimously.

**[Adopted at Apr 21 Meeting:]**

- Proposal # 1 -- ORAP 2.05(1) -- Service on Non-Appearing Parties
- Proposal # 2 -- ORAP 3.05(1) -- Remove Automatic Designation of Record
- Proposal # 9 -- ORAP 7.05(1)(d), Appendix 7.10-3 -- Change Terminology from "Opposing Counsel" to "Opposing Party" **[with textual modifications]**
- Proposal # 12 -- ORAP 11.35, 11.40 -- Revisions re: Reapportionment Review

**[Adopted At Feb 17 Meeting:]**

- Proposal # 3 -- ORAP 3.30(2) -- Clarify Party Responsible to File Motion to Extend Time to Prepare Transcript
- Proposal # 4 -- ORAP 5.05(3)(d) -- Delete Cover Page Requirement for Date and Month of Brief Filing

- Proposal # 7 -- ORAP 5.95(2) etc. -- Change Service Requirements from Two Copies to One **[with textual modifications]**
- Proposal # 13 -- ORAP 12.07, Reply Briefs in Certain Expedited Appeals
- Proposal # 14 -- ORAP 12.20 -- Party Designation in Certified Question Cases
- Proposal # 15 -- ORAP 13.10, 14.05 -- Extend Time to Petition for Attorney Fees

**Tabled:**

- Proposal # 5 -- ORAP 5.40(8)(c) -- Expand De Novo Review in Court of Appeals
- Proposal # 8 -- ORAP 6.05(3), 6.10(4) -- Allow Pro Se Parties to Argue in Court of Appeals

**Withdrawn:**

- Proposal # 8.5 -- ORAP 6.30 -- Mandate In-Person or Remote Viewing of All Oral Arguments