

STATE OF WEST VIRGINIA

At a Regular Term of the Supreme Court of Appeals continued and held at Charleston, Kanawha County, on the 19th day of October, 2010, the following order was made and entered:

RE: APPROVAL of the REVISED RULES of APPELLATE PROCEDURE

On a former day, to-wit, May 3, 2010, came the Clerk of Court and formally presented to the Court the final draft of proposed comprehensive revisions to the RULES OF APPELLATE PROCEDURE that have been considered for internal review and comment by the Court and its staff for several months. On May 17, 2010, the Court approved the draft revisions for a period of public comment that concluded on July 19, 2010.

The Court has carefully considered the public comments received, and is very appreciative of the numerous commenters who provided insightful and helpful comments on the draft revisions. Both the comments and the Court's own consideration have resulted in a number of changes to the draft revisions that were placed for public comment.

Upon consideration thereof, the Court is of the opinion to and does hereby approve the REVISED RULES OF APPELLATE PROCEDURE, effective December 1, 2010.

The Clerk is directed to make the Revised Rules available on the Court's website at: <<http://www.state.wv.us/wvsca/rules/appellate-revisions.htm>>.

The Clerk's Comments contained in the Revised Rules are provided only to assist the reader and do not constitute a substantive component of the rules.

A True Copy

Attest: //s// RORY L. PERRY II, Clerk of Court