

**AMENDMENT TO THE LOCAL RULES
OF THE SECOND DISTRICT COURT OF APPEALS**

Comments requested: The Second District Court of Appeals will accept public comments until July 22, 2024 on the following amendment to Local Appellate Rule 2.2 (Briefs).

Comments on the proposed amendment should be submitted in writing to the attention of: Jim Nealon, Deputy Court Administrator, Second District Court of Appeals, 41 N. Perry Street, 5th Floor, Dayton, Ohio 45422, or OhioSecondDistrict@mcoho.org. Please include your full name and mailing address in any comments submitted by email.

Key to proposed amendment:

1. Unaltered language appears in regular type. Example: text
2. Language that has been deleted appears in strikethrough. Example: ~~text~~
3. New language that has been added appears in underline. Example: text

Loc.App.R. 2.2: Briefs

(A) No initial brief of appellant or cross-appellant and no answer brief of appellee or cross-appellee shall exceed 25 pages in length, ~~exclusive of the table of contents, table of cases, statutes and other authorities cited, and appendices, if any,~~ exclusive of the cover page, table of contents, table of cases, statutes and other authorities cited, statement regarding oral argument, certificates of counsel, signature blocks, certificate of service, and appendices, if any, except by prior leave of the court. Application for leave to file a longer brief shall be by motion specifying the unusual circumstances which necessitate the filing of a brief that exceeds the limits imposed by this rule. Except upon prior leave of the court, no reply brief shall exceed 10 pages in length, ~~exclusive of the table of contents, table of cases, statutes, and other authorities cited, and appendices,~~ exclusive of the cover page, table of contents, table of cases, statutes and other authorities cited, certificates of counsel, signature blocks, certificate of service, and appendices, if any. Reply briefs shall be restricted to matters in rebuttal of the answer brief.

(B) Any brief that fails to comply with this rule, App.R. 16, or App.R. 19, may be returned by the court for reformation. Appellant's failure to reform a non-complying brief may result in the appeal being dismissed by this court, sua sponte. Appellee's failure to reform a non-complying brief may result in the brief being stricken and determination of the appeal as provided in App.R. 18(C).

(C) No brief shall include photographs or digital images without prior court approval upon good cause shown.