

PROPOSED UNIFORM SUPERIOR COURT RULE ON DELAY DRAFT FINAL
Following Rule 39.3 (The Criminal Docket)

Rule 39.3.1. Bi-Annual Lists of Felony Cases

No later than 30 days after January 1 and July 1 of each calendar year, the superior court clerk of the county or counties in each judicial circuit shall submit a list of all felony cases either pending judgment on a motion for new trial or transmission of a record on appeal in that court to the chief judge and the presiding judge of the superior court in a format specified by the Administrative Office of the Courts. The list shall include the following information: assigned judge, counsel of record, the date of the sentence, whether a transcript has been filed, by whom the evidence is held, whether a motion for new trial or an amended motion for new trial has been filed, whether a notice of appeal has been filed, and whether the record is ready for transmittal. The list shall group cases by length of time pending: less than two years, two to four years, four to six years, six to eight years, eight to ten years, and more than ten years. The list shall be filed in the superior court clerk's office as a court record publicly available as a court record pursuant to Rule 21.

No later than 10 days from receipt of the list, the chief judge of the superior court for each judicial circuit shall submit the list electronically to the clerk of the Supreme Court.

The Supreme Court shall make these lists available to the public and shall take such other action to address unjustified delays in cases as may be appropriate.