

Court of Appeals of the State of Georgia

ATLANTA, SEPTEMBER 15, 2000

The Court of Appeals hereby passes the following order:

A01A0056. JOHN H. PURCELL, ET AL. v. JANET BREESE, ET AL.

The above appeal was docketed on August 24, 2000, and appellant filed appellants' brief, including enumeration of errors, on September 13, 2000. The appellants' brief had, as an attachment, a deposition consisting of 121 pages and several more pages of attached exhibits to the deposition. This is in violation of Rule 23(e) which limits briefs to 30 pages in civil cases including indexes, exhibits, and appendices. Additionally, under Rule 17 of this Court, all records must be transmitted to this Court by the clerk of the trial court and shall be certified by the clerk of the trial court.

If any party contends the record or transcript does not truly or fully disclose what transpired in the trial court, and the parties are unable to agree thereon, the parties may file a motion in the trial court to supplement the record pursuant to OCGA §5-6-41(f). Additionally, any party may file a Motion to Supplement the Record in this Court, giving the other party an opportunity to respond to the motion.

THEREFORE, the Clerk of this Court is ordered and directed to return appellants' brief, and appellants are ordered to redact and recast the brief in compliance with the rules of this Court. The appellants shall have ten (10) days from the date of this order to file appellants' redacted brief in conformity with the rules of this Court. Failure to do so may result in the dismissal of the appeal.

Appellee shall have twenty (20) days from the date of filing appellants' redacted and recast brief, or thirty (30) days from the date of this order, whichever is later, in which to file appellees' brief.

Court of Appeals of the State of Georgia

Clerk's Office, Atlanta SEP 15 2000

*I certify that the above is a true extract from
the minutes of the Court of Appeals of Georgia.*

*Witness my signature and the seal of said court
hereto affixed the day and year last above written.*

Clerk.

W. Z. Martin, III