

1 **Rule 48. Time for petitioning.**

2 (a) **Timeliness of petition.** A petition for a writ of certiorari must be filed with the  
3 Supreme Court clerk within 30 days after the Court of Appeals' final decision is issued,  
4 and not from the date the remittitur is issued. ~~The docket fee must be paid when the~~  
5 ~~petition is filed,~~ Pursuant to ~~Rule 21,~~ the filing fee must be paid to the appellate court  
6 clerk, unless waived by the court.

7 (b) **Rejection of petition.** The clerk will reject any petition for a writ of certiorari not  
8 timely filed ~~or accompanied by the docket fee.~~

9 (c) **Effect of petition for rehearing.** If a petition for rehearing that complies with Rule  
10 35(a) is timely filed by any party, the time for filing the petition for a writ of certiorari for  
11 all parties runs from the date the petition for rehearing is denied or a subsequent decision  
12 on the rehearing is issued. A request filed under Rule 35(b) does not affect the time for  
13 filing a petition for a writ of certiorari, unless the Court of Appeals treats the request as a  
14 petition for rehearing under Rule 35(a).

15 (d) **Time for cross-petition.**

16 (1) A cross-petition for a writ of certiorari must be filed:

17 (A) within the time provided in either paragraphs (a) or (c) of this rule; or

18 (B) within 30 days of the filing of the petition for a writ of certiorari.

19 (2) Any cross-petition that is timely only under paragraph (d)(1)(B) will not be granted  
20 unless a timely petition for a writ of certiorari of another party to the case is granted.

21 (3) ~~The docket fee must be paid when the cross-petition is filed. The clerk will reject~~  
22 ~~any cross-petition not accompanied,~~ Pursuant to ~~Rule 21,~~ the filing fee must be paid  
23 to the appellate court clerk, unless waived by the ~~docket fee.~~ court.

24 (4) A cross-petition for a writ of certiorari may not be joined with any other filing. The  
25 clerk will reject any filing so joined.

26 (e) **Time extensions.**

27 (1) Before the time prescribed by paragraph (a) or (c) expires, the Supreme Court will  
28 grant a party's request to extend the time for filing a petition or cross-petition, not to  
29 exceed 30 days past the prescribed time.

30 (2) Within 30 days after the time prescribed by paragraph (a) or (c) expires, a party  
31 may file a motion to extend the time for filing a petition or cross-petition. The Supreme  
32 Court will grant the motion only upon a showing of good cause or excusable neglect.  
33 No extension may exceed 30 days past the prescribed time or 14 days from the date  
34 the order granting the motion is entered, whichever occurs later, and no more than  
35 one extension will be granted. The Supreme Court may rule at any time after the  
36 motion is filed.

| 37 *Effective ~~November 1, 2020~~*