

IN THE ___ SUPREME COURT ___ COURT OF APPEALS OF THE STATE OF KANSAS

Case Caption: County Appealed From _____
District Court Case No(s): _____
Proceeding Under Chapter: _____
vs. Party Filing Appeal: _____
Party or Parties who will Appear as Appellees:

DOCKETING STATEMENT—CIVIL

The docketing statement is used by the court to determine jurisdiction and to make calendar assignments under Rules 7.01(c) and 7.02(c). This is not a brief and should not contain argument or procedural motions.

1. **Civil Classification:** From the list of civil topic sub-types listed at the end of this form, choose the **one** which best describes the **primary** issue in this appeal. _____

2. **Proceedings in the District Court:**
 - a. Trial Judge from whose decision this appeal is taken:

 - b. List any other judge who has signed orders or conducted hearings in this matter: _____

 - c. Was this case disposed of in the district court by:
Jury trial
Bench trial
Summary Judgment
Dismissal
Other

- d. Length of trial, measured in days (if applicable): _____
- e. State the name of each court reporter or transcriptionist who has reported or transcribed any or all of the record for the case on appeal. (This is not a substitute for a request for transcript served on the individual reporter or transcriptionist under Rule 3.03.)
- f. State the legal name of all entities that are NOT listed in the case caption (including corporations, associations, parent, subsidiary, or affiliate business entities) but are parties or have a direct involvement in the case on appeal:
- g. State the name, address, telephone number, fax number, and e-mail address of every attorney who represented a party in district court if that attorney's name does NOT appear on the certificate of service attached to this docketing statement. Clearly identify each party represented.

3. Jurisdiction:

- a. Date journal entry, judgment form, or other appealable order filed: _____
- b. Is the order appealed from a final order, *i.e.*, does it dispose of the action as to all claims by all parties? Yes No
- c. If the order is not a final disposition as to all claims by all parties, did the district court direct the entry of judgment under K.S.A. 60-254(b)? Yes No

If not, state the basis on which the order is appealable. _____

- d. Date any posttrial motion filed _____
- e. Date disposition of any posttrial motion filed: _____
- f. Date notice of appeal filed in district court: _____
- g. Other relevant dates necessary to establish this court's jurisdiction to hear the appeal, *i.e.*, decisions of administrative agencies or municipal courts and appeals therefrom:

h. Statutory authority for appeal:

- i. Are there any proceedings in any other court or administrative agency, state or federal, which might impact this case or this court having jurisdiction? Yes No
If "yes," identify the court or agency in which the related proceeding is pending. List the case captions and the case or docket numbers.

4. **Constitutional Challenges to Statutes or Ordinances:**

- Was any statute or ordinance found to be unconstitutional by the district court (yes or no)? Yes No
- If "yes," what statute or ordinance?

5. **Related Cases/Prior Appeals:**

a. Is there any case now pending or about to be filed in the Kansas appellate courts which:

(1) Arises from substantially the same case as this appeal (yes or no)?	Yes	No
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If "yes," give case caption and docket number.

(2) Involves an issue that is substantially the same as, similar to, or related to an issue in this appeal (yes or no)?		
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If "yes," give case caption and docket number.

b. Has there been a prior appeal involving this case or controversy (yes or no)?	Yes	No
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If "yes," give case caption and docket number.

6. Brief statement (less than one page), without argument, of the material facts. This is not intended to be a substitute for the factual statement that will appear in the brief.

7. Concise statement of the issues proposed to be raised. You will not be bound by this statement but should include issues now contemplated. Avoid general statements such as “the judgment is not supported by the law.”

Attorney's Signature

/s/ _____

Attorney's Name (typed or printed)

KS Attorney Registration No. _____

Address:

Telephone Number: _____

Fax Number: _____

E-mail Address: _____

Name of the Party Represented:

CERTIFICATE OF SERVICE

I certify that a true and correct copy of this Docketing Statement was sent by _____ (insert method) on _____ (insert Date) to:

[Insert names and addresses of all persons served and whom they represent.]

/s/ _____
Attorney's Name: _____
Attorney Registration No.: _____

CIVIL TOPIC SUB-TYPES: Select the one sub-type which best describes this appeal. See Question 1 above.

Administrative — KS Corporation Commission	Governmental Immunity
Administrative — Licensing	Habeas — appeal from district court
Administrative — Public Utility Rate Case	Insurance
Administrative — Taxation	Jurisdiction
Administrative — Workers Compensation	Juvenile Offenders Code
Administrative — Other	K.S.A. 60-1507
Certified Question	Libel and Slander
Children — Adoption	Mandamus — appeal from district court
Children — CINC	Negligence
Children — Termination of Parental Rights	Oil and Gas
Conservators/Conservatorships	Personal Property
Constitutional Law	Probate
Contracts	Procedure
Creditors and Debtors	Quo Warranto — appeal from district court
Damages — Personal Injury	Real Property
Damages — Property	Statutory Interpretation or Construction
Damages — Punitive	Teacher Employment/Due Process
Divorce	Torts (specify sub-type)
Election Contest	Wrongful Death
Eminent Domain	Zoning
Employment	Other (please specify):

PRACTICE NOTE: Docketing statement forms are available in a fillable pdf format in the online version of this handbook.

Remember that references to names of certain persons such as children and victims of sex crimes are subject to special rules. See Rule 7.043.

Although a docketing statement can be filed electronically, it cannot be served through the electronic filing system. Rather, it must be served by traditional means, including e-mail and fax. If the docketing statement is being served on someone as a courtesy, that should be noted in the certificate of service. Otherwise, any person mentioned in the certificate of service will be considered an appellee in the case.