



555 WEST BEECH STREET, SUITE 300
SAN DIEGO, CA 92101
619.696.0282
adi-sandiego.com

Juvenile transfer appeal special procedures

An appeal from an order transferring a minor from juvenile to criminal court has precedence and must abide by special procedures under Rule 8.417 of the California Rules of Court and Welfare & Institutions Code section 801. Many of these rules shorten standard deadlines to expedite the appeal. Key provisions are:

- **Notice of appeal deadline; appealability:** A notice of appeal from an order transferring a minor from juvenile to criminal court must be filed within 30 days of the order. (Welf. & Inst. Code, § 801, subd. (a).) A juvenile transfer order may not be heard on appeal from the judgment of conviction. (*Ibid.*)
- **Precedence:** A juvenile transfer appeal has precedence in the Court of Appeal. (Welf. & Inst. Code, § 801, subd. (c).)
- **Augment motions and record correction letters:** An appellant must serve and file an augment motion or record correction letter within 15 days of receiving the record. (Cal. Rules of Court, rule 8.417, subd. (e)(2).)
- **Opening brief deadline:** The deadline to file the AOB is 30 days after the record is filed in the reviewing court. (Cal. Rules of Court, rule 8.417, subd. (f)(1).)
- **Extensions of time:** The Court of Appeal may grant an order for extension of time upon “exceptional showing of good cause.” (Cal. Rules of Court, rule 8.417, subd. (g).)
- **Default notice:** The default period is 15 days. (Cal. Rules of Court, rule 8.417, subd. (h).)
- **Oral argument request:** Counsel must serve and file an oral argument request no later than 15 days after the reply brief is filed or due. (Cal. Rules of Court, rule 8.417, subd. (i)(1).)

As always, counsel is responsible for researching the law and ensuring no other rules apply.