

Rule 12.07 (FRCP 83) Attorney's Obligations Regarding Appeal.

(A) Criminal Cases.

Following judgment of conviction in a criminal case, a privately retained or appointed attorney representing a convicted defendant shall file one of the following documents within the time permitted for an appeal:

(1) a notice of appeal;

(2) a notice signed by the defendant stating that the defendant declines to file a notice of appeal; or

(3) a notice signed by the attorney indicating that the attorney has explained to the defendant his right to appeal, and that the defendant has not requested the attorney to file a notice of appeal, but that the defendant declines to sign a notice under subsection (A)(2).

(B) Civil Cases.

Following final judgment in a civil case, an appointed attorney representing a party who has lost any significant issue before the District Court shall file one of the following documents within the time permitted for an appeal:

(1) a notice of appeal;

(2) a notice signed by the party stating that the party declines to file a notice of appeal; or

(3) a notice signed by the attorney indicating that the attorney has explained to the party his right to appeal, and that the party has not requested the attorney to file a notice of appeal, but that the party declines to sign a notice under subsection (B)(2).