

Ark. R. Sup. Ct. & Ct. App. 3-1

Rule 3-1 - Preparation of the Record

(a) Generally. All records shall begin with the style of the court in which the controversy was heard, the name of the judge presiding when the decree, judgment or order was rendered and its date, the names of all the parties litigant, and the nature of the suit or motion. For example: "Trial before A.B., judge of the circuit court on the ____ day of _____, _____;
John Doe, Plaintiff

vs.

Action on Promissory Note"

Jane Doe, Defendant

(b) Dates. Whenever an order of the court is mentioned, the date shall be specifically stated, rather than by reference to the day and year "aforesaid".

(c) Duplications. No part of the record shall be copied more than once. When a particular record recurs, a reference should be made to pages in the preceding part of the record.

(d) Depositions. When depositions are taken on interrogatories and included in the record, the answers must be placed immediately after the questions to which they are responsive.

(e) Record on second appeal. When a cause has been once before the Court and a record is again required (for the purpose of correcting error which occurred on retrial), the second record shall begin where the former ended; that is, with the judgment of the appellate court, which should be entered of record in the circuit court, omitting the opinion of the appellate court. The appeal or supersede as bond should be the last entry included.

(f) Table of contents. Every record shall include a table of contents which refers to the pages in the record where the matter identified is copied. For example:

Complaint	Page 1
Answer	Page 4
Motion for Summary Judgment	Page 6
Exhibit A - Medical Records (completely redacted and filed under seal, Pages 8S15)	
Brief in Support of Summary Judgment (internal redactions with complete version filed under seal)	Page 16
Response to Motion for Summary	Page 27
Exhibit A - Medical Records (internal redactions with complete version filed under seal)	Page 29
Brief Opposing Summary Judgment.....	Page 34
Judgment.	Page 45

Notice of Appeal.....Page 47

Transcript of Hearing.....Page 49

The record shall be consecutively paginated, including any papers under seal. The table of contents shall also list all documents filed under seal.

(g)Fee for index. Clerks may add to their fee for the record a reasonable charge for these items where no charge is fixed by statute.

(h)Record fee and costs certified. The fee for the production of the record must be certified in all cases; in addition, all costs in the circuit court must be reported, and by whom paid.

(i)Clerk's record and reporter's transcript-Paper size and preparation. The transcript must be prepared in plain typewriting or computer or word processor printing of the first impression, not copies, on 8 1/2" x 11" paper. The record, as defined in paragraph (m) [paragraph (n)] of this Rule, shall be fastened on the left of the page. All transcripts shall be prepared by certified court reporters and comport with the following rules:

- (1) No fewer than 25 typed lines on standard 8 1/2" x 11" paper;
- (2) No fewer than 9 or 10 characters to the typed inch;
- (3) Left-hand margins to be set at no more than 13/4";
- (4) Right-hand margins to be set at no more than 3/8";
- (5) Each question and answer to begin on a separate line;
- (6) Each question and answer to begin at the left-hand margin with no more than 5 spaces from the "Q" and "A" to the text;
- (7) Carry-over "Q" and "A" lines to begin at the left-hand margin;
- (8) Colloquy material, quoted material, parentheticals and exhibit markings to begin no more than 15 spaces from the left-hand margin with carry-over lines to begin no more than 10 spaces from the left-hand margin;
- (9) All transcripts to be prepared in the lower case;
- (10) All transcripts shall be prepared on only one side of the paper, not front and back;
- (11) All transcripts of depositions shall comply with these Rules.

(j)Exhibits. Documents of unusual bulk or weight shall not be transmitted by the clerk of the circuit court unless the clerk is directed to do so by a party or by the Clerk of the Court. Physical exhibits other than documents shall not be transmitted by the clerk of the circuit court except by order of the Court.

(k)Folding of record. Records must be transmitted to the Clerk without being folded or creased.

(l)Surveys. Real property surveys which form a part of the record shall not be fastened to the record.

(m)*Record in volumes.* Where the record is too large to be conveniently bound in one volume, it shall be divided into separate volumes of convenient size and numbered sequentially.

(n)*Definition of record* The term "record" in civil cases, and as used in these Rules, refers only to the pleadings, judgment, decree, order appealed, transcript, exhibits, and certificates.

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Amended and effective by per curiam order June 26, 2014.
