

Completing the Record: When You Need (or Do Not Need) to Request an Extension of Time (EOT)

How You Are Obtaining the Record	Do you need to file a request for an EOT?
Motion to Augment the Record	<p>No</p> <p>Exceptions:</p> <p>1) When the material to be included in the record is attached to the motion to augment (rule 8.155(a)(2)), the opening brief filing deadline might not be tolled because counsel already possesses the record.</p> <p>2) If the appellant’s reply brief is currently due, this does not toll the brief due date.</p>
8.340(b) Letter to Trial Court (must include service copy to Court of Appeal)	No
Motion to Correct the Record (rule 8.155(c))	Yes, but court may toll deadline if motion is granted
Motion to Obtain Sealed Record (rule 8.46(f))	<p>Third District Court of Appeal: Yes</p> <p>Fifth District Court of Appeal: No</p>
<i>Fares/High</i> Letter to Trial Court to Correct Abstract of Judgment and/or Custody Credit Calculations	Yes
Settled Statement (rules 8.137, 8.346)	Yes
Other record requests that are not sent to a court (i.e., a request for parole records from CDCR or for probation records)	Yes