

The Order of the Court is stated below:

Dated: December 08, 2018  
10:08:33 AM

/s/ Thomas R. Lee  
Associate Chief Justice



IN THE SUPREME COURT OF THE STATE OF UTAH

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State of Utah,  
Petitioner,  
v.  
Calvin Paul Stewart,  
Respondent.

ORDER

Supreme Court Case No. 20180847-SC

Court of Appeals Case No. 20160611-CA

Trial Court Case No. 011403597

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This matter is before the court upon a Petition for Writ of Certiorari, filed on October 16, 2018.

The Petition for Writ of Certiorari is granted as to the following issues:

1. Whether the Court of Appeals erred in concluding that Rule 4(f) of the Rules of Appellate Procedure permits reinstatement of an appeal, based on a convicted defendant's claim that he was not informed of his right to counsel on appeal, after the defendant filed a timely pro se appeal.
2. Whether the Court of Appeals erred in reversing the district court's determination that Respondent failed to meet his burden of demonstrating he was not informed of his right to counsel on appeal.

A briefing schedule will be established hereafter. Pursuant to Rule 2 of the Rules of Appellate Procedure, the Court suspends the provision of Rule 26(a) that permits the parties to stipulate to an extension of time to submit their briefs on the merits. The parties shall not be permitted to stipulate to an extension. The parties shall comply with the briefing schedule upon its issuance.

**End of Order - Signature at the Top of the First Page**