

1 **Rule 48. Time for petitioning.**

2 **(a) Timeliness of petition.** A petition for a writ of certiorari must be filed with the Clerk of the
3 Supreme Court within 30 days after the entry of the final decision by the Court of Appeals. The docket fee
4 ~~shall~~must be paid at the time of filing the petition.

5 **(b) ~~Refusal-Rejection of untimely petition.~~** The clerk will ~~refuse to receive-reject~~ any untimely
6 petition for a writ of certiorari ~~which is beyond the time indicated in paragraph (a) of this rule or which is~~
7 ~~not accompanied by the docket fee.~~

8 **(c) Effect of petition for rehearing.** The time for filing a petition for a writ of certiorari runs from the
9 date the decision is entered by the Court of Appeals, not from the date of the issuance of the remittitur. If
10 a petition for rehearing that complies with Rule [35\(a\)](#) is timely filed by any party, the time for filing the
11 petition for a writ of certiorari for all parties runs from the date of the denial of the petition for rehearing or
12 of the entry of a subsequent decision entered upon the rehearing.

13 **(d) Time for cross-petition.**

14 (d)(1) A cross-petition for a writ of certiorari must be filed:

15 (d)(1)(A) within the time provided in ~~Subdivisions-paragraphs (a) and (c) of this rule;~~ or

16 (d)(1)(B) within 30 days of the filing of the petition for a writ of certiorari.

17 (d)(2) Any cross-petition timely only pursuant to paragraph (d)(1)(B) ~~of this rule~~ will not be granted
18 unless a timely petition for a writ of certiorari of another party to the case is granted.

19 (d)(3) The docket fee ~~shall~~must be paid at the time of filing the cross-petition. ~~The clerk shall~~
20 ~~refuse any cross-petition not accompanied by the docket fee.~~

21 (d)(4) A cross-petition for a writ of certiorari may not be joined with any other filing. ~~The clerk of~~
22 ~~the court shall refuse any filing so joined.~~

23 **(e) Extension of time.**

24 (e)(1) The Supreme Court, upon a showing of good cause, may extend the time for filing a
25 petition or a cross-petition for a writ of certiorari upon motion filed ~~not later than 30 days after~~ before
26 the expiration of the time prescribed by paragraph (a) or (c) ~~of this rule~~. Responses to such motions
27 are disfavored and the court may rule at any time after the filing of the motion. No extension ~~shall~~may
28 exceed 30 days past the prescribed time or 14 days from the date of entry of the order granting the
29 motion, whichever occurs later, and no more than one extension will be granted.

30 (e)(2) The Supreme Court, upon a showing of good cause or excusable neglect, may extend the
31 time for filing a petition or a cross-petition for a writ of certiorari upon motion filed not later than 30
32 days after the expiration of the time prescribed by paragraph (a) or (c) of this rule, whichever is
33 applicable. No extension ~~shall~~may exceed 30 days past the prescribed time or 14 days from the date
34 of entry of the order granting the motion, whichever occurs later, and no more than one extension will
35 be granted.

36 **(f) Form of petition.** ~~Seven copies of the petition for a writ of certiorari, one of which shall contain an~~
37 ~~original signature, shall be filed with the Clerk of the Supreme Court. The petition must comply with Rule~~
38 ~~27.~~
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