

State of Alabama Unified Judicial System Form ARAP-24 (front) 1/97	DOCKETING STATEMENT Appeal to the Supreme Court of Alabama <i>NOTE: completed Civil Case Cover Sheet must be attached</i>	Appellate Case Number (to be filled in by appellate court) _____
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COUNTY	CIVIL ACTION NUMBER	TRIAL JUDGE
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I. PARTY/ PARTIES FILING
APPEAL (Appellant) : _____
APPELLANT'S ATTORNEY: _____ (_____) _____
Telephone Number

 Address _____ City _____ State _____ Zip Code _____

II. PARTY/ PARTIES APPEALED
APPEAL (Appellee) : _____
APPELLEE'S ATTORNEY: _____ (_____) _____
Telephone Number

 Address _____ City _____ State _____ Zip Code _____

III. APPELLANT IS THE TRIAL COURT:	Plaintiff	Defendant	Other	IV. IS THIS A CROSS-APPEAL?	Yes	No
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V. RELIEF AWARDED/REQUESTED: please check the appropriate block (s):

A. _____ Monetary damages were either sought or awarded, as set out below:

1. Compensatory damages were: (a) awarded in the amount of \$ _____;

(b) not awarded, but sought in the amount of \$ _____;

(c) sought, but not awarded - the amount sought was not specified in the complaint.

2. Punitive damages were: (a) awarded in the amount of \$ _____;

(b) not awarded, but sought in the amount of \$ _____;

(c) sought, but not awarded - the amount sought was not specified in the complaint.

3. A general award of damages (not differentiating between compensatory and punitive) was: (a) made in the amount of \$ _____;

(b) not made, but sought in the amount of \$ _____;

(c) sought, but not made - the amount sought was not specified in the complaint.

4. Other monetary damages (Type: _____ were: (a) awarded in the amount of \$ _____;

(b) not awarded, but sought in the amount of \$ _____;

(c) sought, but not awarded - the amount sought was not specified in the complaint.

5. Was there a remittitur or additur at issue in the trial court? Yes No
(if yes, please provide the details in the "FACTS" section on the back of this form)

B. _____ Equitable and/or declaratory relief was sought in the trial court

C. _____ Other
(Please provide in the details of the issue(s) before the Court in the "ISSUES" section on the back of this form.)

VI. TYPE OF JUDGMENT OR ORDER APPEALED. (Please check one) :

A Judgment based on a jury Verdict	D Order granting a New Trial	G Dismissal
B Judgment based on a Non-jury Decision	E Judgment as a Matter of Law	H Default Judgment
C Judgment Notwithstanding the Verdict (JNOV)	F Summary Judgment	I Other

VII. IF THE CASE WENT TO TRIAL, HOW MANY DAYS DID THE TRIAL TAKE? _____

VIII. FINALITY OF JUDGMENT: Date of entry of judgment or order appealed from: _____
Month Day Year

1. Is the judgment or order appealed from in compliance with rule 58, A.R.Civ.P.? Yes No

2. Does the order appealed from constitute a disposition of all claims as to all parties? Yes No

3. If not, did the trial court enter an order intended to make the order final pursuant to rule 54(b)? Yes No

4. If the trial court intended to make the order appealed from final pursuant to rule 54 (b), did the court in the Rule 54 (b) order expressly determine that there was no just reason for delay and expressly direct that final judgment be entered? Yes No

5. If the answer to question 2 is "NO", and the trial court did not make the order final by full compliance with Rule 54(b), please explain the basis for seeking appellate review and cite the authority for this appeal:

IX. POST-JUDGMENT MOTIONS: List all post-judgment motions by date of filing, type, and date of disposition (whether by trial court order or by the provisions of Rule 59.1, A.R.Civ.P.):

DATE OF FILING			TYPE OF POST-JUDGMENT MOTION	DATE OF DISPOSITION		
Month	Date	Year		Month	Date	Year

X. CONSTITUTIONAL ISSUES:

1. Are the provisions of Rule 44, A.R.App.P., applicable to this appeal?

Yes No

2. If so, have the provisions been complied with?

Yes No

XI. NATURE OF CASE ON APPEAL: In the left column of boxes proceeding the categories listed below, check the box (check only one) that best describes or categorizes the basis or theory of the primary issue on appeal. In the right column of boxes, check any secondary theories that are applicable to the suit.

TORTS:

- 01 Bad Faith
- 02 Fraud
- 03 Legal Malpractice
- 04 Medical Malpractice
- 05 Other Malpractice
- 06 Products/AEMLD
- 07 Negligence (Vehicular)
- 08 Negligence (Gen./other)
- 09 Personal Property

- 10 Real property
- 11 Wrongful Death (All Types)
- 12 Wantonness
- 13 Conversion
- 14 Wrongful Employ Termination
- 15 Premises Liability
- 16 Outrage
- 29 Other: _____

CONTRACTS

- 30 Commercial

- 31 Personal
- 32 Pension
- 33 Insurance
- 34 Employment
- 39 Other: _____

OTHER:

- 40 Real Property
- 41 Civ Rights (Prisoner)
- 42 Civil Rights (Other)
- 43 Wills/Trusts/ Estates

- 44 Declaratory judgment
- 45 Injunction (Commercial)
- 46 Injunction (Employment)
- 47 Injunction (Other)
- 48 Extraordinary Writ
- 49 Pub. Service Comm
- 50 RR/Seaman(FELA)
- 51 RICO
- 99 Other: _____

XII. APPELLATE REVIEW: Please take notice that your case may be initially reviewed by the Court of Civil Appeals. Pursuant to § 12-2-7, *Code of Alabama 1975*, the Supreme Court has the authority to transfer any civil case within its jurisdiction to the court of Civil Appeals, except cases presenting a substantial question of federal or state constitutional law; cases involving a novel legal question, the resolution of which will have significant statewide impact; utility rate cases appealed pursuant to § 31-1-140, *Code of Alabama 1975*, bond validation cases appealed pursuant to § 6-6-754, *Code of Alabama 1975*, or Alabama State bar disciplinary proceedings.

If you believe this case should not be transferred to the Court of Civil Appeals, please state with specificity the reason(s) why it should not be transferred, referring to pertinent sections of § 12-2-7. Reasons should be supported in the ISSUES and FACTS sections of this docketing statement.

XIII. ISSUES: Briefly summarize the issue(s) on appeal.

XIV. FACTS: without argument, briefly summarize the facts to inform the court of the nature of the case.

Date

Signature of Attorney/Party Filing this Form