

ALERT
NOTICE REGARDING APPLICATION OF MDEC IN COURT OF APPEALS
AND COURT OF SPECIAL APPEALS

This Notice is to clarify some uncertainty that has developed regarding the application of MDEC to the Court of Appeals and Court of Special Appeals.

Rule 20-102(b) applies the MDEC Rules to appeals and other proceedings in the two appellate courts that seek review “of a judgment or order entered in any action to which section (a) of this Rule applies.” Under Rule 20-102(a), the only trial courts subject to MDEC at present are the Circuit and District Courts in Anne Arundel County. Those courts became subject to MDEC on October 14, 2014. Accordingly, the MDEC Rules applicable to proceedings in the Court of Appeals and Court of Special Appeals, which are found in Rules 20-401 through 20-406, are applicable **only** to the following:

(1) appellate proceedings triggered by a notice of appeal or application for leave to appeal filed in the **Circuit Court for Anne Arundel County on or after October 14, 2014**;

(2) a petition for certiorari filed in the Court of Appeals **on or after October 14, 2014** pursuant to Code, Courts & Judicial Proceedings Article, § 12-305 in a case that was decided by the **Circuit Court for Anne Arundel County**;

(3) a petition for certiorari filed in the Court of Appeals **on or after October 14, 2014** seeking review of (i) a judgment of the Court of Special Appeals in a case that reached that Court from a judgment or order of the **Circuit Court for Anne Arundel County**; or (ii) a judgment or order of the **Circuit Court for Anne Arundel County** in a case then pending in the Court of Special Appeals;

(4) a petition for mandamus, writ of prohibition, or other extraordinary relief filed in the Court of Appeals **on or after October 14, 2014** to review a judgment or order of the **Circuit Court for Anne Arundel County** or

(5) a petition filed in the Court of Appeals by the Attorney Grievance Commission **on or after October 14, 2014** pursuant to Rule 16-751.

The Clerks of the Court of Appeals and Court of Special Appeals will be happy to provide any additional information or assistance, other than information or assistance that may constitute the giving of legal advice, which they are not permitted to do.