

FORM J
(Rule 34)

File No. 20__ 01H__
IN THE COURT OF APPEAL OF NEWFOUNDLAND AND LABRADOR

BETWEEN:

APPELLANT

AND:

RESPONDENT

REQUEST FOR TRANSCRIPT AND CERTIFICATE

TO: Transcription Office of the Supreme Court of Newfoundland and Labrador, General Division ; or the Provincial Court of Newfoundland and Labrador
located at _____ (town/city) in the Province of Newfoundland and Labrador.

REQUEST FOR TRANSCRIPT

“Transcript” means a printed transcript of the audio recording of the proceedings in the court appealed from but does not include

- (a) a party’s submissions to the court appealed from unless those submissions are necessary to enable an issue raised on appeal or cross-appeal to be determined; and
- (b) a decision of the court appealed from where a printed copy of that decision has been issued.

Pursuant to Rule 34 of the *Court of Appeal Criminal Rules*, you are requested to prepare a transcript of the record in _____ v. _____ file no. _____, as follows.

Note: Check applicable items.

A. Judge alone trial

- All the evidence taken at trial together with objections to and rulings on admissibility of that evidence;
- Only the evidence of the following witnesses together with objections to and rulings on admissibility of that evidence:

- Audio of the following exhibits: _____
- The parties' final submissions in the court appealed from;
- The parties' submissions in the court appealed from on the following issues: _____.

B. Jury trial

- All the evidence taken at trial (whether taken in the presence or in the absence of the jury) together with objections to and rulings on admissibility of that evidence;
- Only the evidence of the following witnesses together with objections to and rulings on admissibility of that evidence: _____
- Evidence taken on a *voir dire* in relation to _____, and submissions made and rulings given in respect of same;
- Audio of the following exhibits: _____
- Proceedings in respect of the selection of the jury;
- The opening address of the trial judge;
- Submissions as to the proposed content of the judge's charge to the jury and the judge's rulings thereon and reasons;
- The closing addresses to the jury;
- The judge's charge to the jury;
- Any objections to the judge's charge to the jury and the judge's rulings thereon and reasons;
- Submissions respecting questions from the jury and the judge's rulings thereon and reasons;
- The recording of the verdict of the jury.

C. Sentence appeal

In addition to the transcript of the trial (Parts A and B, above),

- ~ The evidence taken on the issue of sentence;
- Submissions made on the issue of sentence.

D. Reasons for judgment

The reasons for judgment, if no printed copy has been issued;
 The reasons for sentence, if no printed copy has been issued.

E. Other

_____,
 _____,
 _____.

F. Electronic and printed copies of the transcript

When the transcript is completed, an electronic version shall, as soon as possible, be sent to counsel for each party in a format approved by the Transcription Office.

Note: If one of these boxes is not checked, it will be assumed that the party wishes to receive a printed copy of the transcript. A party not filing this form may advise the Transcription Office, in writing, that a printed copy is not requested by that party.

- The appellant requests only an electronic version (not a printed copy) of the transcript.
- The respondent requests only an electronic version (not a printed copy) of the transcript.

When a printed copy of the transcript is available,

- (a) The original and 3 copies, together with the electronic version and a copy of the audio recording of the proceedings, shall be delivered to
The Registrar, Court of Appeal
P.O. Box 937
287 Duckworth Street
St. John's, NL
A1C 5M3,

And

- (b) If a party requests a printed copy as well as an electronic version of the transcript, either
 - (i) the parties shall be notified that the printed copy of the transcript is available to be collected from the Transcription Office, or
 - (ii) a printed copy of the transcript shall be forwarded by ordinary mail to the parties at the following addresses:

CERTIFICATE

I delivered a copy of Form J to the Transcription Office by mail at _____
(address), or by email at _____ (email address) requesting the transcript as specified in the
Form.

I delivered a copy of Form J to the other parties to the appeal by mail at _____
(address), or by email at _____ (email address) requesting the transcript as specified in the
Form.

_____ (Date)

_____ (Signature of requestor)