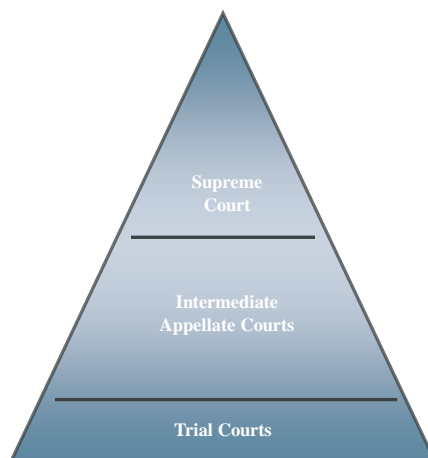


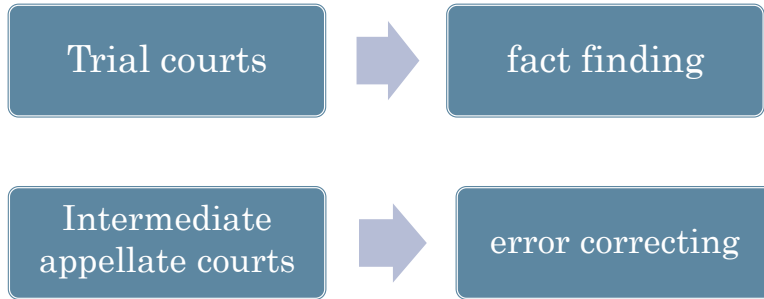
An Overview of the Appellate Process

Horvitz & Levy LLP
Burbank, California
Phone: 818.995.0800 Fax: 818.995.3157

Appellate Court Structure

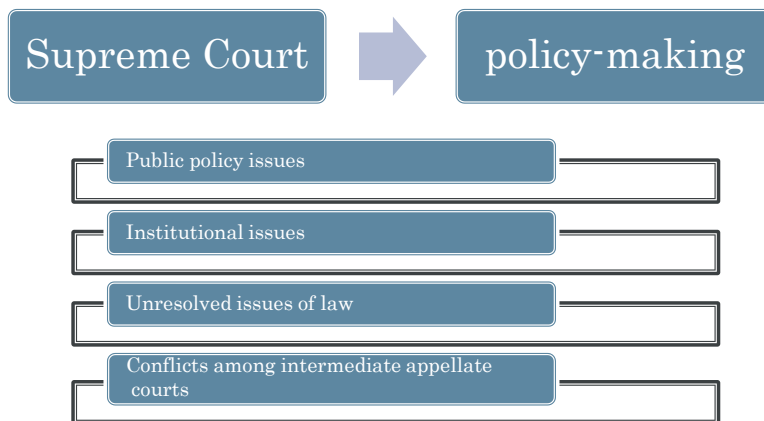


Appellate Court Structure



HORVITZ & LEVY 
ADVOCACY AT A HIGHER LEVEL

Appellate Court Structure



HORVITZ & LEVY 
ADVOCACY AT A HIGHER LEVEL

Overview of the Appellate Process

The civil appellate process involves:

- Limited review of a fixed record
- Searching for prejudicial error
- In order to prevent a miscarriage of justice
- No reweighing of evidence or retrial of case
- Presumption in favor of the prevailing party
- Presumption in favor of the trial court's order



HORVITZ & LEVY 
ADVOCACY AT A HIGHER LEVEL

Key Appellate Milestones

- Notice of appeal
- Designation of the record
- Briefs
- Oral argument
- Opinion
- Review by Supreme Court



HORVITZ & LEVY 
ADVOCACY AT A HIGHER LEVEL

Preserving the Record

- Record defines facts and issues the appellate court will consider
- No consideration of:
 - ✓ Evidence not introduced or proffered
 - ✓ Words not recorded



HORVITZ & LEVY 
ADVOCACY AT A HIGHER LEVEL

Thank You.



HORVITZ & LEVY 
ADVOCACY AT A HIGHER LEVEL