

APPEALS OF RIGHT TO THE SUPREME COURT OF NORTH CAROLINA
BASED ON A DISSENT IN THE COURT OF APPEALS

IDS Policy:

An indigent client may decide not to pursue an appeal of right based on a dissent in the Court of Appeals even if advised to do so by counsel. Before filing a notice of appeal based on a dissent in the Court of Appeals, counsel must contact the client and get the client's authorization to file the notice of appeal. If the client does not authorize appeal to the Supreme Court, counsel will not be compensated for filing the notice of appeal or for appellate representation in the Supreme Court.

Effective for notices of appeal filed on or after February 16, 2007.

Authority:

G.S. 7A-31(c), 7A-498.3(c); IDS Rule 3.3(a); Rule 1.2 of the Revised Rules of Professional Conduct.