I.A.R. Cross-Appeal After an Appeal

Idaho Appellate Rule 15. Cross-Appeal After an Appeal.

(a) Right to cross-appeal. After an appeal has been filed, a timely cross-appeal may be filed from any interlocutory or final judgment or order. If no affirmative relief is sought by way of reversal, vacation or modification of the judgment or order, an issue may be presented by the respondent as an additional issue on appeal under Rule 35(b)(4) without filing a cross-appeal.

(b) Time for filing. A cross-appeal, as a matter of right, may be made only by physically filing the notice of cross-appeal with the clerk of the district court or administrative agency within the 42 day time limit prescribed in Rule 14, as it applies to the judgment or order from which the cross-appeal is taken, or within 21 days after the date of filing of the original notice of appeal, whichever is later.

(Adopted March 27, 1989, effective July 1, 1989; amended March 1, 2004,effective July 1, 2004, amended March 29, 2010, effective July 1, 2010.)

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