

CERTIFICATE OF TIMELINESS

Pursuant to Supreme Court Rule 11.1, **[Appellant/Appellee/Petitioner/etc.]** certifies that this filing is timely submitted, taking into account the suspension of filing deadlines as prescribed by the Order Declaring Statewide Judicial Emergency entered on **[Date]** [and as extended or otherwise prescribed by _____ (*list statewide and/or local judicial emergency and/or extension orders, as applicable*)]. Specifically:

- (a) This filing was originally due on _____. (*This date is to be calculated without regard to any non-emergency-related extensions of time previously granted, and without the application of OCGA § 1-3-1 (d) (3) where the filing deadline would have fallen on a weekend or legal holiday.*)

- (b) The number of days that remained before the date specified in (a), as of the suspension of the deadline on **[Date of Emergency Order]**, was _____.

- (c) This filing is timely because it is being filed within the number of days specified in (b), counting from **[Date Suspension Lifted]**. (*If this new filing deadline falls on a weekend or legal holiday, the due date is to be calculated in accordance with OCGA § 1-3-1 (d) (3).*)

To the extent the deadline for this filing has been affected by any local judicial emergency order entered by the chief judge of a superior court or by any case-specific trial court order, a copy of such order(s) is attached hereto.

Respectfully submitted, this ____ day of _____, 20__.

Signature of Party/Attorney

Illustrations: Assume a Statewide Judicial Emergency Order that tolled filing deadlines effective March 14, 2020, and a further Court order providing that tolling provisions of the March 14 Order would be lifted effective May 28, 2020.

1. If the 20 days for filing a principal brief was originally due to expire on Saturday, March 21, 2020, there would have been seven days remaining at the time the March 14 Order was entered, and the brief would now be due on Thursday, June 4, 2020.
2. If the 20 days for filing a principal brief was originally due to expire on Monday, March 23, 2020, there would have been nine days remaining at the time the March 14 Order was entered, and the brief would now be due on Monday, June 8, 2020, due to the operation of OCGA § 1-3-1 (d) (3).
3. If the Court had previously granted a 10-day extension of time to file a principal brief with an original deadline of Tuesday, March 10, 2020, such that the extended deadline was to have fallen on Friday, March 20, 2020, there would have been zero days remaining at the time the March 14 Order was entered (disregarding the extension), and the brief would now be due on Thursday, May 28, 2020.