

North Carolina State Bar Board of Legal Specialization
2016 Appellate Practice Exam: Morning Session Open-Book Materials

Each examinee will receive a hard copy of the following materials on the morning of the multiple-choice and short-essay examination. *Listed under the title of each publication are the rules and statutes that the Appellate Practice Specialization Committee recommends that examinees study and/or be familiar with before the examination.*

*Note that the Federal Rules of Appellate Procedure and the Federal Rules of Civil Procedure appear twice in the open-book materials that will be provided.

- I. North Carolina Rules of Court Volume I – State (Thomson Reuters) and any supplement/pocket part
 - A. North Carolina Rules of Civil Procedure
 - B. General Rules of Practice & Procedure for the North Carolina Business Court
 - C. North Carolina Rules of Appellate Procedure
 - D. The Revised Rules of Professional Conduct of the North Carolina State Bar

- II. North Carolina Rules of Court Volume II – Federal (Thomson Reuters) and any supplement/pocket part
 - A. Federal Rules of Civil Procedure*
 - B. Federal Rules of Appellate Procedure*
 - C. United States Court of Appeals for the Fourth Circuit-Local Rules and Internal Operating Procedures

- III. *Federal* Civil Judicial Procedure and Rules (2016 Revised Edition) (Thomson Reuters)
 - A. Federal Rules of Civil Procedure*
 - B. The Federal Rules of Appellate Procedure*
 - C. The Rules of the Supreme Court of the United States
 - D. Title 28, U.S.C., Judiciary and Judicial Procedure. Examinees should focus on 28 U.S.C. §§ 1-49 & 1251-1296

- IV. Supplemental Open-Book Reference Materials. (For study purposes, a PDF of the material is available on the State Bar’s Specialization Website)
 - A. N.C. Gen. Stat. Ch. 1, Art. 27, §§ 1-268 – 1-298 (current through 2015 Session)
 - B. N.C. Gen. Stat. § 1-569.28 (current through 2015 Session)
 - C. N.C. Gen. Stat.Ch. 7A, Art. 5, §§ 7A-25 – 7A-39 (current through 2015 Session)
 1. 2014 N.C. Sess. Laws 100 (pertinent portions amending, *inter alia*, N.C. Gen. Stat. § 7A-27)

2. 2014 N.C. Sess. Laws 102 (pertinent portions further amending, *inter alia*, N.C. Gen. Stat. § 7A-27)
 3. 2015 N.C. Sess. Laws 264 (pertinent portions further amending, *inter alia*, N.C. Gen. Stat. § 7A-27)
- D. N.C. Gen. Stat. § 7A-45.4 (current through 2015 Session)
 - E. N.C. Gen. Stat. Ch. 15A, Art. 91, §§ 15A-1441 – 15A-1453 (current through 2015 Session)
 - F. N.C. Gen. Stat. § 50-19.1 (current through 2015 Session)
 - G. N.C. Gen. Stat. § 84-4.1 (current through 2015 Session)
 - H. N.C. Gen. Stat. § 97-86 (current through 2015 Session)
 - I. N.C. Gen. Stat. § 143-293 – 143-294 (current through 2015 Session)
 - J. N.C. Gen. Stat. Ch. 150B, Art. 4, §§ 153B-43 – 153B-52 (current through 2015 Session)
 - K. 9 U.S.C. § 16
 - L. Calendar Information