

Timing
Appeals
Post-trial Motions
Petitions or Motions to Invalidate under ICWA
 April 2013

Action	Rule	Timing	From What Event
Appeals			
Appeal	47.02	20 days	From service of notice of filing of final order by court administrator <i>In case of post-trial motions, from service of notice of filing of the order disposing of the last post-trial motion</i>
Post-trial motions			
Post-trial motion	45.01	10 days	From service of notice of notice of filing <i>Response, if any, due within 5 days of filing of service of post-trial motion</i>
Hearing, if any, on post-trial motion	45.01	10 days	From filing of post-trial motion
Ruling on post-trial motions	45.05	10 days	From conclusion of hearing on motion
Motion for relief from final order. Reasons for motion: (a) Mistake, inadvertence, surprise, or excusable neglect; (b) Newly discovered evidence which by due diligence could not have been discovered in time for motion for a new trial; (c) Fraud (whether denominated intrinsic or extrinsic), misrepresentation, or other misconduct of an adverse party; (d) Judgment is void; (e) Any other reason justifying relief from the operation of the order	46.02	90 days	From service of notice by court administrator of filing of order
Petitions or motions to invalidate proceedings under ICWA			
Petition or motion to invalidate under the <i>Indian Child Welfare Act</i> Motion is brought in pending juvenile protection matter; Petition is brought in juvenile protection matter where jurisdiction has been terminated	46.03	No time stated in rule	See <i>2008 Advisory Committee Comment to Rule 46</i> on: <ul style="list-style-type: none"> • Grounds • Time limit • Available relief
Hearing on motion or petition to invalidate under the <i>ICWA</i>	46.03	30 days	From filing of petition or motion
Ruling on motion or petition	46.03	15 days	From conclusion of hearing