

***IN THE SUPREME COURT, STATE OF WYOMING***

***April Term, A.D. 2018***

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***In the Matter of Amendments to*** )  
***Rule 49 of the Wyoming*** )  
***Rules of Criminal Procedure*** )

**ORDER AMENDING RULE 49 OF THE WYOMING  
RULES OF CRIMINAL PROCEDURE**

**This matter** came before the Court on its own motion, following the Court's decision to amend Rule 10 of the Wyoming Rules of Civil Procedure. This Court finds that Rule 49 of the Wyoming Rules of Criminal Procedure should be amended to be consistent with W.R.C.P. 10(d). It is, therefore,

**ORDERED** that the amendments to Rule 49 of the Wyoming Rules of Criminal Procedure, attached hereto, be and hereby are adopted by the Court to be effective January 1, 2019; and it is further

**ORDERED** that this order and the attached amendments shall be published in the advance sheets of the Pacific Reporter; the attached amendments shall be published in the Wyoming Court Rules Volume; and that this order and the attached amendments shall be published online at the Wyoming Judicial Branch's website, <http://www.courts.state.wy.us>. The amendments shall also be recorded in the journal of this Court.

**DATED** this 21<sup>st</sup> day of August, 2018.

**BY THE COURT:**

/s/

**MICHAEL K. DAVIS**  
**Chief Justice**

## Wyoming Rules of Criminal Procedure

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### **Rule 49. Service and filing of papers.**

(a) *Service; When Required.* Written motions other than those which are heard ex parte, written notices and similar papers shall be served upon each of the parties.

(b) *Service; How Made.* Whenever under these rules or by an order of the court service is required or permitted to be made upon a party represented by an attorney, the service shall be made upon the attorney unless service upon the party personally is ordered by the court. Service upon the attorney or upon a party shall be made in the manner provided by the Wyoming Rules of Civil Procedure.

(c) *Notice of Orders.* Immediately upon the entry of an order made on a written motion subsequent to arraignment, the clerk shall mail to each party a notice thereof and shall make a note on the docket of the mailing. Lack of notice of the entry by the clerk does not affect the time to appeal or relieve or authorize the court to relieve a party for failure to appeal within the time allowed, except as permitted by the Wyoming Rules of Appellate Procedure.

(d) *Filing.* Papers required to be served shall be filed with the court. Papers shall be filed in the manner provided in civil actions.

(e) All filed documents shall be on 8½ by 11 inch white paper, single-sided, unless (1) the original of the document or written instrument is another size paper and/or double-sided and (2) the law requires the original document or written instrument be filed with the Court, as in the case of wills or other documents.

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