

REPORTER'S NOTES

MASSACHUSETTS RULES OF APPELLATE PROCEDURE

Rule 9. Assembly of the record; reproduction of exhibits; notice of assembly; and transmission of documents from the lower court

Reporter's Notes—2025

Rule 9(e)(1)(A)(iii) has been amended simultaneously with amendments to Rules 4(a)(1)(C), 4(a)(2)(B), and 4(d). Rule 4(a)(2)(B) now recognizes an "effective" date for certain notices of appeal that differs from the date on which the notice is filed. Rules 4(a)(1)(C) and 4(d) concern the time for filing subsequent notices of appeal by additional appellants or by cross-appellants after a first notice of appeal. Rule 9(e)(1)(A)(iii) has been amended to be consistent with the changes to Rule 4, and to require trial court clerks, when calculating the time for assembling records in cases where the first notice of appeal has an effective date under Rule 4 other than its filing date, to consider the effective date of such a notice.