

## RULE 15. MANDAMUS TO REQUIRE TRIAL COURT DECISION

(a) When a trial judge in a civil case takes under advisement a motion or request for relief which would be dispositive of any substantive issues **and not ruled upon such motion for sixty (60) days after the hearing on said motion or request, or sixty (60) days after the date upon which the final brief or memorandum of authority on such motion is due, whether set by the trial judge or established by operation of law,** and has held such motion or request under advisement for sixty (60) days, the plaintiffs **movant(s)** and the defendants **respondent(s)** shall each **jointly** within fourteen (14) days thereafter submit a **written notice proposed order or judgment to the trial judge and shall forward to the Administrative Office of Courts, the trial court clerk and the opposing parties true copies thereof with a statement setting forth the style and number of the case, the names and addresses of the judge and of all parties and the date on which such motion or request was taken under advisement, or the date upon which the final brief or memorandum of authority on such motion was due, whichever is applicable.** On receipt of such **proposed orders and notice or** notices, the Administrative Office of Courts shall calendar them and notify the trial judge and the trial court clerk of the filing **but shall not notify the trial judge or the trial clerk of the identity(ies) of the party(ies) submitting said notice(s).** At any time thereafter that an order or judgment is entered on the motion or request for relief, the plaintiffs **movants** and the defendants **respondents** shall **jointly**, in writing, promptly notify the Administrative Office of Courts and the opposing parties of the date of entry of the decision; **copies of such notification shall be sent to the judge and the trial court clerk.** If no written notice of a decision is received by the Administrative Office of Courts within six(6) months from the date the case was taken under advisement, the Administrative Office of Courts shall confirm with the trial court clerk that no order or judgment has been entered, **and, if it is confirmed that no order or judgment has been entered, shall so** notify the Supreme Court **in writing.** The Administrative Office of Courts will forward copies of its notification to the trial judge, **and parties movant(s) and respondent(s)** and shall advise the judge and counsel that they are to respond to the notice within a **specified period thirty (30) days.** The Supreme Court shall treat such notification as the filing of an application for a writ of mandamus by all the **parties to the action movant(s) and respondent(s)** and shall proceed accordingly. The notice of the Administrative Office of Courts of the time within which to respond shall satisfy the requirements of M.R.A.P. 21(d).

(b) The trial judge, not later than thirty (30) days prior to the expiration of the six (6) months from the date the case was taken under advisement, for just cause shown, may apply in writing to the Supreme Court for additional time beyond said six (6) months in which to enter a decision. Concurrently, the judge shall provide a copy of such application to each of the parties **movant(s) and respondent(s).**