

**NOTICE OF REQUEST FOR COMMENTS
REGARDING A PROPOSED AMENDMENT TO
RULE 60 OF THE MISSISSIPPI RULES OF CIVIL PROCEDURE**

The proposed amendment would add sub-section (c) to the Rule to provide for reconsideration of an order transferring a case to another court. The amendment would also include an addition to the Comment portion of Rule 59 cross-referencing Rule 60(c).

Pursuant to Rule 27(f) of the Mississippi Rules of Appellate Procedure, the Supreme Court seeks comments from the bench, the bar, and the public on the proposed amendment as set forth in Exhibit A.

Comments should be filed with the Clerk of the Supreme Court, Gartin Justice Building, P.O. Box 117, Jackson, Mississippi 39205, no later than March 25, 2008.

Exhibit A

MISSISSIPPI RULES OF CIVIL PROCEDURE

RULE 60. RELIEF FROM JUDGMENT OR ORDER

....

(c) Reconsideration of transfer order. An order transferring a case to another court will become effective ten (10) days following the date of entry of the order. Any motion for reconsideration of the transfer order must be filed prior to the expiration of the 10-day period, for which no extensions may be granted. If a motion for reconsideration is filed, all proceedings will be stayed until such time as the motion is ruled upon; however, if the transferor court fails to rule on the motion for reconsideration within thirty (30) days of the date of filing, the motion shall be deemed denied.