

On March 16, 2020, the Chief Justice of the Supreme Court of Virginia entered an order declaring a judicial emergency in the district and circuit courts, in response to the COVID-19 emergency, stating “all deadlines” are “hereby tolled and extended, pursuant to Va. Code § 17.1-330(D),” for a period of twenty-one days. This order tolls and extends the time limit for filings related to appeals under Part 5 of the Rules of Court, including but not limited to the deadline for filing the notice of appeal under Rule 5:9 and all filing deadlines pertaining to transcripts and written statements of fact as set forth in Rule 5:11, and for filing the petition for appeal under Rule 5:17. *See* Code § 17.1-330(D) (“Notwithstanding any other provision of law, such order may suspend, toll, extend, or otherwise grant relief from deadlines, time schedules, or filing requirements imposed by otherwise applicable statutes, rules, or court orders in any court processes and proceedings, including all appellate court time limitations.”).

The tolling and extension referenced in the March 16 order applies to all filings related to appeals to the Court of Appeals that are filed in a circuit court. All deadlines in the Court of Appeals that run from the filing of the record in that court remain unaffected; however, parties remain free to seek extensions of time in the Court of Appeals.