

IN THE SUPREME COURT, STATE OF WYOMING

October Term, A.D. 2006

In the Matter of Amendments to)
Rule 6 of the Wyoming)
Rules of Civil Procedure)

**ORDER *NUNC PRO TUNC* ADOPTING AMENDMENTS TO RULE 6 OF THE
WYOMING RULES OF CIVIL PROCEDURE**

This matter came before the Court upon a recommendation from the Permanent Rules Advisory Committee, Civil Division. On December 19, 2006, this Court entered its “Order Adopting Amendments to Rule 6 and Rule 40 of the Wyoming Rules of Civil Procedure.” By that order, this Court adopted amendments to Rule 6 of the Wyoming Rules of Civil Procedure. Subsequently, the Permanent Rules Advisory Committee, Civil Division, informed this Court that further amendments to Rule 6 were desirable. This Court, having carefully reviewed the most recent proposed amendments, finds that those proposed amendments should also be adopted. It is, therefore,

ORDERED that this “Order *Nunc Pro Tunc* Adopting Amendments to Rule 6 of the Wyoming Rules of Civil Procedure” hereby replaces this Court’s December 19, 2006, “Order Adopting Amendments to Rule 6 and Rule 40 of the Wyoming Rules of Civil Procedure,” to the extent the December 19th order concerns Rule 6 of the Wyoming Rules of Civil Procedure; and it is further

ORDERED that the amendments to Rule 6 of the Wyoming Rules of Civil Procedure, attached hereto, are adopted and that those amendments be published in the advance sheets of the Pacific Reporter and in the Wyoming Reporter. The amendments shall be effective March 1, 2007, and thereafter shall be spread at length upon the journal of this Court.

DATED this _____ day of January, 2007.

BY THE COURT:

BARTON R. VOIGT
Chief Justice

Wyoming Rules of Civil Procedure

Rule 6. Time

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(c) *Motions and motion practice.* –

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(2) A request for hearing may be served by the moving party or any party affected by the motion within ~~30~~ 20 days after service of the motion. The court may, in its discretion, determine such motions without a hearing, except for those motions which will determine the final rights of a party in an action. ~~Absent a timely request for hearing the court may, in its discretion, determine the motion without a hearing. A motion~~ Any motion, under Rules 50(b) and (c)(2), 52(b), 59, and 60(b), not determined within 90 days after filing shall be deemed denied, unless, within that period, the determination is continued by order of the court, which continuation may not exceed 60 days from the expiration of the initial 90 day period. If the motion has not been determined within the time period established by the continuation order, it shall be deemed denied. A party whose motion has been deemed denied shall have 10 days after the effective date of such denial to serve such pleadings or other papers, if any, as may be required or permitted.