

Rule 2.06

CONSOLIDATION OF APPEALS

- (a) **When Consolidation is Permitted.** Separate appeals may be consolidated when:
 - (1) one or more common issues are so nearly identical that a decision in one appeal would be dispositive of all the appeals; or
 - (2) the interest of justice otherwise would be served by consolidation.
- (b) **Motion to Consolidate.** An appellate court may order consolidation:
 - (1) on a party's motion under Rule 5.01; or
 - (2) on its own after notice to the parties to show cause why the appeals should not be consolidated.
- (c) **Docket Number of Consolidated Appeals.** When a court orders consolidation, all subsequent proceedings will be conducted under the lowest docket number.
- (d) **Briefing and Oral Argument.** A party in a consolidated appeal may file a separate brief and be separately heard on oral argument.
- (e) **Stay in Lieu of Consolidation.** In lieu of consolidation, an appellate court may issue an order staying proceedings in an appeal until common issues in a separately pending appeal are determined.

[History: Restyled rule effective July 1, 2012.]