

IN THE  
APPELLATE COURT OF ILLINOIS  
FIFTH JUDICIAL DISTRICT

**ADMINISTRATIVE ORDER**

This matter has been considered on the court's own motion; and pursuant to Supreme Court Rule 311(a); and the court, being advised in the premises, finds;

That on May 1, 1995, this court entered an administrative order concerning a problem of appellants in civil appeals who are not otherwise entitled to a free record on appeal and fail to pay either the official court reporter for preparation of transcripts of proceedings or the circuit clerk for preparation of the record on appeal. The administrative order declared that under such circumstances court reporters were not required to prepare transcripts of proceedings and circuit clerks were not required to prepare records on appeal until payment was advanced;

That Supreme Court Rule 311(a) does not relieve an appellant who must otherwise pay for a transcript of proceeding or a record on appeal of that burden. However, paragraph (a)(4) of the rule provides that "[l]ack of advance payment shall not be a reason for noncompliance with filing deadlines for the record or transcript." Accordingly, our administrative order is amended to comport with the new rule.

IT IS THEREFORE ORDERED that this court declares that it will not require court reporters and circuit clerks to prepare transcripts of proceedings and the record on appeal in any civil case not governed by Supreme Court Rule 311(a) where the appellant is required to pay a record preparation fee but has failed to do so.

Entered: November 22, 2004  
Revised: April 1, 2010

**FILED**  
**APR 01 2010**  
**JOHN J. FLOOD**  
CLERK APPELLATE COURT, 5<sup>TH</sup> DIST.