

IOP 41 | MANDATE: CONTENTS; ISSUANCE AND EFFECTIVE DATE; STAY

1. Stay of Mandate. A motion for stay of mandate is disposed of by a single judge. See 11th Cir. R. 27-1(d).
2. Return of Record. The original record and any exhibits are returned to the clerk of the district court or agency with the mandate.
3. Certified Records for Supreme Court of the United States. Pursuant to Rule 12.7 of the Rules of the Supreme Court of the United States, the clerks of the courts of appeals are deemed to be the custodial agents of the record pending consideration of a petition for a writ of certiorari. Therefore, the clerk's office does not prepare a certified record unless specifically requested to do so by the Clerk of the Supreme Court. If certiorari is granted, the Clerk of the Supreme Court will request the clerk of the court of appeals to certify and transmit the record. See Rule 16.2 of the Rules of the Supreme Court of the United States.

