

**RECALL OF MANDATE OR CERTIFICATE OF FINALITY**

**(a) To Require Compliance With Decision.** The appellate court may recall a mandate issued by it to determine if the trial court has complied with an earlier decision of the appellate court given in the same case. The question of compliance by the trial court may be raised by motion to recall the mandate, or by initiating a separate review of the lower court decision entered after issuance of the mandate.

**(b) To Correct Mistake or Remedy Fraud.** The appellate court may recall a mandate or certificate of finality issued by it to correct an inadvertent mistake or to modify a decision obtained by the fraud of a party or counsel in the appellate court.

**(c) Time for Motion.** The motion to recall the mandate or certificate of finality must be made within a reasonable time.

[Adopted effective July 1, 1976; Amended effective September 1, 1994; September 1, 2010.]