

01-1766 ZAPATA INDUSTRIES INC. v. W.R. GRACE & CO.-CONN.

Ruling below: CA Fed, No. 01-1221, No. 01-1243, 3/4/02 unpublished.

QUESTION PRESENTED FOR REVIEW

Whether Fed. R. App. P. 4(a)(3)'s fourteen-day deadline for filing a notice of cross-appeal is mandatory and jurisdictional or, instead, a rule of practice permitting the appellate court to consider a late-filed cross-appeal where there is excusable neglect and no prejudice occurs.

CERT. GRANTED: 10/1/02