1 REQUEST FOR STANDARDIZATION

Analysis of the pre-admissibility of the RS within the scope of the Federal Special Courts

Legend of colors

- analysis of applicability
- Analysis of the general repercution at STF
- Analysis of the Repetitive Appeals at STJ
- Analysis of the Controversial Representative Resources at TNU
- Analysis of the formal requirements of the appeal
- If all the requirements meet, the resource is admitted

PHASE: NOT HEARD RS / PHASE: RS NOT HEARD

DEADLINE - filing a Request for Standardization of a law interpretation - Res.586/19 - art. 12, caput

Filing - Request for Standardization of a law interpretation against judgment of the Appeals Panel

analyze timeliness

timeliness? — no / yes

analyze applicability

applicable? — no / yes

analyze resource interest and standing

Has standing? Has interest in filing? — no / yes

Resol. 586/19 - art. 14, I

not to hear

Rendered on art. 14, I of the Res. n. 586/2019 NOT TO HEAR the filed RS

PHASE: SUSPENDED RS / PHASE SUSPENDED RS

To make the conformity judgment - Resol. 586/19 - article 14, II, III e IV

verify whether there is a theme with or without general repercution at STF

Is There a Theme with or without general repercution at STF? — yes / no

analyze whether there has already been judgment of the Theme

Has the existence or not of general repercussion already been judged? — yes / no

verify whether the judgment has already become (final and) unappealable

analyze whether the Appelate Decision is in accordance with the Theme's thesis

The General Repercution Thesis became (final and) unappealable? — no / yes

Is the Appelate Decision in accordance with the Theme's thesis? — yes / no

Rendered on art. 14, II of the Res. n. 586/2019 TO HEAR AND SUSPEND the filed RS

Resol. 586/19 - art. 14, II

suspend RS

verify whether there is a theme in Repetitive Appeals at STJ

Is there a theme in Repetitive Appeals at STJ? — no / yes

PHASE: NOT ENTERTAINED RS

Is there thema affected by Controversial Representative Resources at TNU?

verify whether there is a thema affected by Controversial Representative Resources at TNU? — no / yes

Resol. 586/19 - art. 14, III

do not entertain RS

Rendered on art. 14, III of the Res n. 586/2019 TO HEAR AND NOT ENTERTAIN the filed RS

PHASE: RS GRANTED TO REVOKE DECISION

Analysis of the formal requirements of the appeal

Resol. 586/19 - art. 14, IV

send the case to the court of jurisdiction for revocation of the decision

Rendered on art. 14, IV of the Res n. 586/2019 NOT TO HEAR AND SEND FOR REVOCATION

PHASE: NOT ACCEPTED RS

Rendered on art. 14, V, of the Res n. 586/2019 TO HEAR AND NO ACCEPT the filed RS

not accept the RS

verify whether indicates a valid precedent compared for purposes of uniformization (paradigm decisi) — Does the appeal indicates a valid and identified precedent compared for purposes of uniformization? — no / yes

verify whether the precedent compared for purposes was joined in the judicial process — Do they join the total copy of the paradigm? — no / yes

verify whether it shows the facts similiarity through an analytical comparison of the judgments — Does it show the similarity of the facts through an analytical comparison of the judgments? — no / yes

verify whether the RS's analysis demands a re-examination of the matter of fact — Does RS's analysis demand a re-examination of the matter of fact? — yes / no

verify whether the RS deals with procedural matters — Does the RS deal with procedural matters? — yes / no

verify whether the appeal's brief contests all the decision's basis — Is the the appeal's brief contests all the decision's basis? — no / yes

verify whether there is a majority opinion at STF, STJ or TNU? — Does exist a majority opinion at STF, STJ or TNU? — yes / no

PHASE: ACCEPTED RS

verify whether all the requirements meet

Are all the requirements meet? — no / yes

ACCEPT THE RS

Rendered on art. 14, VI, of the Res n. 586/2019 TO HEAR the RS and ACCEPT

Resol. 586/19 - art. 14, VI

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