

Book VII.
Title LXX.

That it is not permitted to appeal the third time in one and the same cause and that no case shall be reopened after two decisions of judges, confirmed by the order of the prefects.

(Ne liceat in una eademque causa tertio provocare vel post duas sententias iudicum, quas definitio praefectorum roboraverit eas retractare.)

Bas. 9.1.159.

7.70.1. Emperor Justinian to Mena, Praetorian Prefect.

If anyone has appealed a case the second time, he shall not be permitted to appeal a third time, on the same points, or to reopen the decisions of the prefects. But if a referee was appointed (to hear the case), the judge who appointed him may be asked, before issue is joined, to hear the case himself, and a request of that kind shall not be considered an appeal.¹

Given at Constantinople July 1 (528).

¹ [Blume] See [subdivision (3) to] headnote C. 7.62.