

Proposed Amendment to Indiana Rules of Trial Procedure (July 2023)

* The proposed amendment to Trial Rule 30(F) would allow court reporters to deliver depositions electronically rather than by sealed hard copy if the parties agree.

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Rule 30. Depositions Upon Oral Examination

(F) Certification and Filing--Exhibits—Copies.

(1) The officer shall certify on the deposition that the witness was duly sworn by ~~him~~the officer and that the deposition is a true record of the testimony given by the witness. ~~He~~The officer shall then securely seal the deposition in an envelope endorsed with the title of the action and marked "Deposition of (here insert name of witness)" and shall promptly deliver it to the party taking the deposition.

If each party participating in the deposition agrees to the original deposition being certified electronically, the officer shall send the electronic certified original transcript endorsed with the title of the action and marked "Original Deposition of (here insert name of witness)" and shall promptly electronically deliver it to the party taking the deposition.

Documents and things, unless objection is made to their production for inspection during the examination of the witness, shall be marked for identification and annexed to and returned with the deposition, and may be inspected and copied by any party, except that:

(a) the person producing the materials may substitute copies to be marked for identification, if ~~he~~the person affords to all parties fair opportunity to verify the copies by comparison with the originals; and

(b) if the person producing the materials requests their return the officer shall mark them, give each party an opportunity to inspect and copy them, and return them to the person producing them, and the materials may then be used in the same manner as if annexed to and returned with the deposition.

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