

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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HOUSE BILL 65

Short Title: Rule 30: Chgs. for Depos. Copies.

(Public)

Sponsors: Representative Stam.

Referred to: Judiciary.

January 23, 1989

A BILL TO BE ENTITLED

AN ACT TO AMEND RULE 30 OF THE RULES OF CIVIL PROCEDURE TO
LIMIT CHARGES FOR PHOTOCOPIES OF DEPOSITIONS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 1A-30(f) reads as rewritten:

"(f) Certification and filing by officer; exhibits; copies; notice of filing.–

(1) The officer shall certify on the deposition that the deponent was duly sworn by him and that the deposition is a true record of the testimony given by the deponent. He shall then place the deposition in an envelope endorsed with the title of the action and marked 'Deposition of (here insert name of witness)' and shall personally deliver it or mail it by first class mail to the party taking the deposition or his attorney who shall preserve it as the court's copy.

Documents and things produced for inspection during the examination of the deponent shall, upon the request of a party, be marked for identification and annexed to and returned with the deposition, and may be inspected and copied by any party, except that (i) the person producing the materials may substitute copies to be marked for identification, if he affords to all parties fair opportunity to verify the copies by comparison with the originals, and (ii) if the person producing the materials requests their return, the person before whom the deposition is taken 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 manner as if annexed

- 1 to and returned with the deposition. Any party may move for an order
2 that the original be annexed to and returned with the deposition to the
3 court, pending final disposition of the case.
- 4 (2) Upon payment of ~~reasonable charges therefor,~~ actual copying charges
5 not to exceed thirty cents (\$.30) per page, plus actual postage, the
6 officer shall furnish a copy of the deposition to any party or to the
7 deponent.
- 8 (3) The clerk shall give prompt notice of the filing of a deposition to all
9 parties."
- 10 Sec. 2. This act is effective upon ratification and shall apply to depositions
11 taken on or after that date.