

LCvR43 – Taking Testimony

LCvR43-1 List of Witnesses and Exhibits in Civil Cases.

At the commencement of the trial of a civil case or any civil proceeding in which witnesses and exhibits are utilized, the attorneys shall submit to the ~~Court judge, the courtroom deputy, and the court reporter, on the forms provided by the Court Clerk~~: 1) a typewritten list of the [witnesses](#) they expect to call as a witness in chief, and 2) the [exhibits](#) they intend to introduce, by following the Instructions for Providing Non-Electronically Filed Documents to the Court, available on the Court’s website.

LCvR43-2 Use of Exhibits at Trial.

(a) Marking and Disclosure. All exhibits and documents which are to be introduced in evidence are to be marked for identification, which shall include the case number, and exhibited to opposing counsel at least seven days before submission of the Pretrial Order.

(b) Withdrawal. Unless otherwise ordered by the Court, all exhibits introduced in evidence in the trial of the case shall be withdrawn at the close of trial and remain in the custody of the party introducing the evidence. The Court may order the party introducing exhibits which are bulky, heavy, firearms, or controlled substances to retain custody of such exhibits during the trial. Any such order shall provide for preservation of the exhibit as justice may require.

(c) Photographs for Appeal. Exhibits, diagrams, charts, and drawings may, under the supervision of the Court, be photographed for use on appeal or otherwise.

SUMMARY OF CHANGES

Changes for clarity and consistency with other rules.