

1 STATE OF INDIANA )  
 ) SS:  
2 COUNTY OF MONROE )  
3

4 IN THE CIRCUIT COURT OF MONROE COUNTY

5 CAUSE NO. 53C06-2203-PL-000509

6 COUNTY RESIDENTS AGAINST ANNEXATION, )  
 INC., an Indiana not for profit )  
7 corporation, et al., )

8 Remonstrators/Appellants/Petitioners, )

9 -vs- )

10 THE COMMON COUNCIL of the City of )  
 Bloomington, Monroe County, Indiana, )  
11 et al., )

12 Respondents. )  
13

14 DEPOSITION OF REX KIRTS

15  
16 The deposition upon oral examination of  
17 REX KIRTS, a witness produced and sworn before me,  
18 Janine A. Ferren, RMR, CRR, CSR-IL No. 84-4852,  
19 Notary Public in and for the County of Hamilton,  
20 State of Indiana, taken on behalf of the  
21 Respondents, at the offices of Bloomington City  
22 Hall, 401 North Morton Street, Bloomington, Monroe  
23 County, Indiana, on the 1st day of March 2024,  
24 scheduled to commence at 12:00 p.m., pursuant to  
25 the Indiana Rules of Trial Procedure with written  
notice as to time and place thereof.

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APPEARANCES

FOR THE REMONSTRATORS/APPELLANTS/PETITIONERS:

William J. Beggs  
BUNGER & ROBERTSON  
211 South College Avenue  
Bloomington, IN 47404  
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FOR THE RESPONDENTS:

Andrew M. McNeil  
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sunger@boselaw.com

ALSO PRESENT:

Margaret Clements

INDEX OF EXAMINATION

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DIRECT EXAMINATION . . . . .5  
    Questions by Stephen C. Unger

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1 (Time noted: 11:55 a.m.)

2 REX KIRTS,  
3 having been duly sworn to tell the truth, the whole  
4 truth, and nothing but the truth relating to said  
5 matter, was examined and testified as follows:

6

7 DIRECT EXAMINATION,

8 QUESTIONS BY STEPHEN C. UNGER:

9 Q Could you please state your full name for the  
10 record?

11 A Rex William Kirts, K-I-R-T-S.

12 Q Mr. Kirts, we just met. Again, my name is Steve  
13 Unger. I'm one of the attorneys representing  
14 the City. I'll be asking you the questions  
15 today in this deposition.

16 Have you ever been deposed before?

17 A No.

18 MR. UNGER: You want to go off the record  
19 for a second? Somebody knocked at the door.

20 (Off the record.)

21 BY MR. UNGER:

22 Q Mr. Kirts, I'm going to be asking you questions.  
23 Your obligation is to respond to my questions as  
24 truthfully and honestly as completely as you  
25 can. Do you understand that?

1 A Yes.

2 Q If there's any reason you don't understand one  
3 of my questions or you are confused about a  
4 question, would you please let me know?

5 A (Nods head.) Yes.

6 Q So as you know, she is typing up everything that  
7 you're saying today. So it's important that  
8 when I ask you questions, number one, you let me  
9 finish the question before you start to answer,  
10 and then also that you actually answer "yes" or  
11 "no" as opposed to shaking our head or saying  
12 "uh-huh," so she can track it.

13 Hopefully this won't take very long. But  
14 certainly if you need a break, just let us know  
15 and we'll work to accommodate that.

16 Did you do anything today to prepare for  
17 your deposition?

18 A Yes.

19 Q What did you do?

20 A I got a call from a lady, and she explained to  
21 me -- she asked me if I'd ever done this before  
22 and I said no. And she explained what it was  
23 and said, "You'll be asked a bunch of  
24 questions." And she asked me several  
25 questions -- well, yeah, questions, and I

1           responded. I was in my car at the time, but I  
2           had pulled over and was talking to her through  
3           my Bluetooth.

4       Q     Do you recall who the lady was?

5       A     No. She told me her name and she told me who  
6           she was with.

7       Q     Who was she with?

8       A     I think maybe his company.

9       Q     By "him," you mean Mr. Beggs?

10      A     Yes, yes, I think. She told me who it was. Was  
11         it Robinson or Harrell? Bunger & Harrell?

12                 THE WITNESS: Is that your firm, Bill?

13                 MR. BEGGS: It was in 1987.

14      Q     You understood her to be with Mr. Beggs' office?

15      A     She didn't say.

16      Q     She didn't say where she was from?

17      A     She said -- yeah, she gave me what firm, but I  
18         didn't ask her if she was with Mr. Beggs.

19      Q     Okay. Did she tell you any questions you might  
20         be asked?

21      A     She went over a bunch of questions, but I don't  
22         know if she knew what I was going to be asked.

23      Q     What questions did you go over?

24      A     She asked me several, 10, 12 questions.

25      Q     About what?

1 A About me personally, where I -- well, where I  
2 live.

3 Q Okay. Where do you live?

4 A 801 West Whitestone Street in Bloomington 47403.  
5 That's south of town.

6 Q Do you know which annexation area that is in?

7 A Which what, sir?

8 Q Annexation area.

9 A Clear Creek Estates -- oh, 1B. Excuse me.

10 Q Okay. Thank you.

11 How long have you lived there?

12 A Since May of, I believe, 2006. Wait a minute.  
13 I think it was May of 2005 or 2006. 16 years,  
14 it's been 16 years. I think maybe this will be  
15 17.

16 Q Where did you live prior to that?

17 A West side of town, out right near where -- right  
18 in back of what is now Rural King, was Walmart  
19 then.

20 Q Have you lived in the Bloomington community your  
21 entire life?

22 A No. I was raised in Lafayette. I went to IU,  
23 Indiana University, '60 to '64. And then I was  
24 in Crawfordsville for a year and a half. And  
25 then I've been in Bloomington since January of



1 1966.

2 Q Are you retired now?

3 A Yes.

4 Q We had talked about this a little bit earlier  
5 off the record, but for the record, what did you  
6 do for your career?

7 A I was a sportswriter for the Bloomington  
8 newspapers and the Crawfordsville Journal  
9 Review.

10 Q I believe off the record you said you covered  
11 local high school sports; is that correct?

12 A Yes.

13 Q Do you live alone in your home?

14 A No. I'm married.

15 Q Any plans to move?

16 A I would like to go to Florida, but my wife  
17 doesn't want to go because the girls are up  
18 here.

19 Q So currently no intent to --

20 A No.

21 Q -- move to Florida?

22 A None.

23 Q Did you sign a remonstrance petition against  
24 annexation?

25 A Yes. I also carried petitions around 1B. If

1 we'd had had one more weekend, we'd have got  
2 enough signatures, we could have avoided all  
3 this. We were that close.

4 Q So I assume you are opposed to annexation by the  
5 City?

6 A Yes.

7 Q I'm going to ask you very broadly. Can you tell  
8 me why you were opposed?

9 A I am retired, I'm on a fixed income. I don't  
10 need any more expenses. I'm -- my bills are  
11 paid and I'm eating, but we got to watch what we  
12 do.

13 And the taxes -- I saw a sheet not too long  
14 ago, probably a year ago, my taxes will go up at  
15 least \$1,000. That was a couple of years ago.  
16 And I would assume that now it would be another  
17 \$100 or \$200 right away. I don't need any more  
18 expenses. No, huh-uh. We're living okay, but  
19 we would -- I would get down to not having any  
20 cash in my wallet.

21 I have a part-time job now. I'm 81 years  
22 old and I still have a part-time job now just so  
23 I'll have some walking-around cash. I used to  
24 say it was for -- well, some of it is to pay  
25 Medicare supplement insurance. You guys, when

1 get older, you'll find out that doesn't go down,  
2 that keeps going up pretty quick, so that's a  
3 big expense.

4 And then I also said some of my income from  
5 that part-time job was to play golf. But I got  
6 old and my back doesn't want me to play golf  
7 anymore, so ...

8 Q Are there any other reasons you're opposed  
9 besides -- and I'll touch on --

10 A I don't want to be under the jurisdiction of the  
11 city council, all the Democrats. That's a big  
12 one. I don't want -- I don't need to be  
13 governed by those people.

14 Also the taxes will go up, and I'm not  
15 going to get anything for it. I won't be  
16 having -- I'll be paying for nothing.

17 Q I'll ask you some more detailed questions about  
18 some of these, but is there anything else you  
19 can think of right now?

20 A Not right now.

21 Q Your home, do you have a mortgage?

22 A No, sir. It's paid.

23 Q You pay your property taxes directly?

24 A I just take them down to the second floor of  
25 auditor's office and pay a check right there.

1 Q Do you do that once a year or twice a year?

2 A I do it once.

3 Q You pay it when the first bill is due --

4 A Yes.

5 Q -- in the fall?

6 A Yeah. I take my tax refund from the federal  
7 government from the right hand and I go and give  
8 it to the left hand. Just goes pretty quick.  
9 And the rest of it goes for homeowners  
10 insurance, another -- another item which keeps  
11 rising rather rapidly.

12 Q Do you know what your property taxes were in  
13 2023?

14 A About 1800. That's total, that's total, both  
15 payments.

16 Q Do you have an understanding of what your  
17 property taxes would increase to after  
18 annexation?

19 A Like I say, about a year, year and a half ago, I  
20 saw some figures. And I also went down and  
21 talked to the, I think it's the auditor's  
22 office, and they were going to go up a thousand.  
23 That was a year ago. It would be more now.

24 Q So again, your understanding is you think your  
25 property taxes will go up more than \$1,000 --

1 A They will --

2 Q I'm sorry, let me finish my question, then  
3 answer it.

4 Your understanding is they will go up more  
5 than \$1,000 after annexation; is that correct?

6 A Yes.

7 Q You mentioned that you saw a sheet. Where did  
8 you see that sheet?

9 A I don't recall.

10 Q Was it something you received in the mail?

11 A It was -- it showed the tax increase, not only  
12 just me. It showed the tax increase of a lot of  
13 1B people. I can't remember where I -- where I  
14 got it from. It was one of the officials who  
15 knows what they would be.

16 Q Do you know who prepared that?

17 A No, sir, I don't. It came -- it came from the  
18 City. But like I say, I also went down and  
19 talked to the workers there in the city, and  
20 they -- she explained to me what it would be.

21 Q In the city or in the county? You said you went  
22 and talked to the workers in the city.

23 A The auditor, that's county; right?

24 Q Yes.

25 A Yeah, okay.

1 Q So when you say you went and talked to the  
2 workers, you mean in the County auditor's  
3 office?

4 A Yes, yes, sir.

5 Q Okay. Is there anything else you've reviewed to  
6 rely on the property tax increases from  
7 annexation?

8 A I don't quite understand. Is there what, sir?

9 Q Is there anything else you relied on for your  
10 understanding of what your increases will be as  
11 a result of annexation?

12 A No.

13 Q You mentioned that you had a part-time job  
14 currently. Where is that?

15 A Yes. I drive cars for by Byrider. They get  
16 cars at -- most of their cars they get at  
17 auctions, and me and several other old guys go  
18 pick them up and bring them back here, and they  
19 recondition them and then put them out on the  
20 sales lot. Not all of the cars are auctioned,  
21 some of them are from vendors. We get them in  
22 Terre Haute, Jeffersonville, Kentucky,  
23 New Palestine, Indianapolis, Ferdinand, places  
24 around here. That's right now; that varies. We  
25 get them in Jasonville sometimes.

1 Q Where is the Byrider located?

2 A West Third Street. It's not a boring job.  
3 Sometimes those cars will get back, sometimes  
4 they won't. Sometimes an air conditioner works,  
5 sometimes it doesn't. No, they're old --  
6 they're junk. But they have a good  
7 reconditioning program there.

8 Q You also mentioned that you don't want to be  
9 governed by Democrats in the City; is that  
10 correct?

11 A Yeah. Well, the City. They just happen to be  
12 all Democrats, and I don't like some of the  
13 stuff they've done. I don't like some of the  
14 stuff -- the way they've operated. I don't like  
15 the way we found out about annexation, and I  
16 think that kind of got -- you've got to go to  
17 the meetings, the city council meeting and stuff  
18 to find out what's going on.

19 And it doesn't help -- you don't --  
20 anymore, you don't find out about what's going  
21 on in the city council because the newspaper  
22 doesn't publish all the stuff anymore. We used  
23 to cover everything very well. That doesn't  
24 happen now. And so you don't -- a lot of us had  
25 no idea of what was going on.

1 Q Any other specific examples that you can give  
2 about -- you said you don't like how the City  
3 operates. Is there anything else in particular?

4 A Well, that's the main thing right there.  
5 They'll build buildings for people to --  
6 homeless people, stuff like that, and they've  
7 built a couple and they want to build some more.  
8 And a friend of mine, he said, "You can't  
9 believe it. You go in those buildings and  
10 they're trashed, they're all trashed." Well,  
11 why are we spending tax money and letting that  
12 happen? You know, that doesn't -- is not a good  
13 use of tax money.

14 Q Anything else?

15 A None that I can think of right at the moment.

16 Q Did you build your home?

17 A No, no. I moved in it when it was ten years  
18 old. My wife's knees went bad and we had to get  
19 out of a trilevel house. We needed a ranch, and  
20 we were very fortunate we found this place and  
21 it was for sale, and we ended up -- there was a  
22 whole bunch -- they had about three people  
23 waiting to buy that house. The guy I talked to,  
24 he said, "I'll give you till 6:00 to get the  
25 money." And I was fortunate, my credit was



1 good, so I got the money.

2 Q That was kind of a hot market time, if I recall,  
3 2005, 2006, was --

4 A It's a hot market because there's a lot of old  
5 people looking for ranch houses, one-level  
6 houses. I could sell that house right now for  
7 more than twice what I paid for it. It would  
8 buy a nice house in Bradenton where it's warm in  
9 the winter.

10 Q If your wife would just let you do that; right?

11 A I'm not going anywhere.

12 Q Do you receive city sewer and water service at  
13 your house?

14 A Yes. That was there. That was part of -- that  
15 was in the deed. Of course, I didn't know  
16 anything about that when I bought the house, you  
17 know, the restrictions. I was just glad to get  
18 a house where my wife could get in and out of  
19 the front door.

20 (Deposition Exhibit 28 previously marked  
21 for identification.)

22 Q So in front of you there's a document that's  
23 listed Exhibit 28. I'll let you put your  
24 glasses on. It's titled "Amended and  
25 Supplemented Answers of County Residents Against

1 Annexation to City of Bloomington's  
2 Interrogatories."

3 Do you see that?

4 A This?

5 Q Yes.

6 A Yes.

7 Q I'm going to assume you've never seen this  
8 before; is that correct?

9 A No, huh-uh.

10 Q I'm going to ask you to turn to page 11.

11 A Yes.

12 Q And these are written responses, so you know  
13 that the remonstrators -- or County Residents  
14 Against Annexation gave us in response to  
15 written questions that we asked them.

16 So you'll see on page 11, Number 12, it  
17 says, "Identify and list all facts and documents  
18 supporting your contention in the petition that  
19 the annexation will have a significant financial  
20 impact on the residents and/or owners of land in  
21 the annexation territory, and identify each  
22 witness you intend to call to testify in support  
23 of your contention."

24 And then if you go to the next page,  
25 page 12, and if you look at the supplemental

1 answer, it says, "If called to testify, the  
2 following individuals may be asked to testify  
3 about the significant economic impacts of  
4 annexation upon Areas 1A and 1B." Then if you  
5 look on the second line almost all the way to  
6 the end, it has your name.

7 Do you see that?

8 A Sure.

9 Q We've talked a little bit today about the  
10 financial impact to you already. Besides what  
11 we have talked about already, is there anything  
12 else you can tell me about the significant  
13 economic impacts of annexation on Area 1A or 1B?

14 A I don't know for sure, but I don't think it's  
15 significant, but do we have to pay for trash  
16 pickup? I just put mine in an orange bag and  
17 take it down to Dillman Road right now. Of  
18 course you have to pay for those orange bags,  
19 but I don't think that's a huge expense, is it,  
20 trash pickup? I'm not sure. But we have to pay  
21 it. I don't know -- you know, I've been told we  
22 have to.

23 Q Where do you buy the orange bags?

24 A Kroger's.

25 Q Do you know what it costs a bag?

1 A Sure. The small bags, you get, I think, about  
2 15, and I think it's 12 1/2 dollars. The big  
3 ones, they're different. There's small bags and  
4 big bags.

5 I remember once I asked Jerry Bales, who  
6 was a state representative at the time, I said,  
7 "Jerry, we have to pay sales tax on those orange  
8 bags. We shouldn't have to pay tax on those  
9 orange bags. They are a tax."

10 So he went to somebody in the legislature,  
11 he tried to get that taken care of so we didn't  
12 have to pay that double tax, but it didn't swim.

13 Q So you buy the bags and you personally take them  
14 to a drop-off location?

15 A Yes, Dillman Road. Well, I'm close to Dillman  
16 Road. I think there's like four in the county.

17 Q Do you know, are you limited to how many bags  
18 you can take to the drop-off location?

19 A No.

20 Q Any other economic impacts you're aware of  
21 besides what we've talked about already?

22 A Would the county tax go up? Property taxes will  
23 go up, how about that? Are we subject to any  
24 other tax that we are not now subject to? I  
25 don't know. I don't think so, but ...

1 MS. CLEMENTS: I can't enter into it.

2 Q Besides the sheet that you received that had the  
3 property tax estimate we talked about, are you  
4 aware of any other property tax increases or  
5 believe there will be other property tax  
6 increases in addition to that?

7 A Probably, 'cause of inflation, your home goes  
8 up. When your home goes up, your property taxes  
9 go up. I mean, that's -- at the rate of  
10 inflation right now, that could turn out to be  
11 significant.

12 Q Any other economic impacts you're aware of?

13 A Not that I'm aware of, sir. You mean  
14 personally?

15 Q Correct.

16 A Personally, not that I'm aware of. There will  
17 be economic differences between fire and police  
18 protection and stuff like that, but that -- I  
19 don't know all the details of that.

20 Q What are those economic differences of police  
21 and fire? What do you understand them to be?

22 A It's been a while since I've -- I have read  
23 that, but I don't know all the differences.

24 Q Anything else?

25 A No, sir.

1 Q Is there any other reason that you're opposed to  
2 annexation beside the matters we've already  
3 discussed?

4 A Not that I can think of right at the moment.

5 MR. UNGER: I have no other questions at  
6 this time.

7 MR. BEGGS: Rex, you're done.

8 (Time noted: 12:18 p.m.)

9 AND FURTHER THE DEPONENT SAITH NOT.

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13 REX KIRTS

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1 STATE OF INDIANA )  
 ) SS:  
2 COUNTY OF HAMILTON )

3 I, Janine A. Ferren, a Notary Public in and  
4 for the County of Hamilton, State of Indiana at  
5 large, do hereby certify that REX KIRTS, the  
6 deponent herein, was by me first duly sworn to tell  
7 the truth, the whole truth, and nothing but the  
8 truth in the aforementioned matter;

9 That the foregoing deposition was taken on  
10 behalf of the Respondents, at the offices of  
11 Bloomington City Hall, 401 North Morton Street,  
12 Bloomington, Monroe County, Indiana, on the 1st day  
13 of March 2024, commencing at the hour of  
14 11:55 a.m., pursuant to the Indiana Rules of Trial  
15 Procedure;

16 That said deposition was taken down  
17 stenographically and transcribed under my  
18 direction, and that the typewritten transcript is a  
19 true record of the testimony given by the said  
20 deponent; and thereafter presented to said deponent  
21 for his signature;

22 That the parties were represented by their  
23 counsel as aforementioned.

24 I do further certify that I am a disinterested  
25 person in this cause of action; that I am not a

1 relative or attorney of any party, or otherwise  
2 interested in the event of this action, and am not  
3 in the employ of the attorneys for any party.

4 IN WITNESS WHEREOF, I have hereunto set my  
5 hand and affixed my notarial seal on this 15th  
6 day of March 2024.

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Janine A. Ferren

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Seal, Notary Public  
State of Indiana  
Janine A. Ferren  
Commission No. NP0681591

My Commission Expires:  
April 22, 2024  
County of Residence:  
Hamilton



1 Veritext Legal Solutions

1100 Superior Ave

2 Suite 1820

Cleveland, Ohio 44114

3 Phone: 216-523-1313

4 March 15, 2024

5 To: William J. Beggs, Esq.

6 Case Name: County Residents Against Annexation, Inc., Et Al. v. The  
Common Council Of The City Of Bloomington, Monroe County, Indiana, Et  
7 Al.

8 Veritext Reference Number: 6465811

9 Witness: Rex Kirts Deposition Date: 3/1/2024

10 Dear Sir/Madam:

11 The deposition transcript taken in the above-referenced  
12 matter, with the reading and signing having not been  
13 expressly waived, has been completed and is available  
14 for review and signature. Please call our office to  
15 make arrangements for a convenient location to  
16 accomplish this or if you prefer a certified transcript  
17 can be purchased.

18 If the errata is not returned within thirty days of your  
19 receipt of this letter, the reading and signing will be  
20 deemed waived.

21 Sincerely,

22  
23 Production Department

24  
25 NO NOTARY REQUIRED IN CA

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DEPOSITION REVIEW  
CERTIFICATION OF WITNESS

ASSIGNMENT REFERENCE NO: 6465811

CASE NAME: County Residents Against Annexation, Inc., Et Al.  
v. The Common Council Of The City Of Bloomington, Monroe County,  
Indiana, Et Al.

DATE OF DEPOSITION: 3/1/2024

WITNESS' NAME: Rex Kirts

In accordance with the Rules of Civil  
Procedure, I have read the entire transcript of  
my testimony or it has been read to me.

I have made no changes to the testimony  
as transcribed by the court reporter.

\_\_\_\_\_  
Date Rex Kirts

Sworn to and subscribed before me, a  
Notary Public in and for the State and County,  
the referenced witness did personally appear  
and acknowledge that:

They have read the transcript;  
They signed the foregoing Sworn  
Statement; and  
Their execution of this Statement is of  
their free act and deed.

I have affixed my name and official seal

this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Notary Public

\_\_\_\_\_  
Commission Expiration Date

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DEPOSITION REVIEW  
CERTIFICATION OF WITNESS

ASSIGNMENT REFERENCE NO: 6465811

CASE NAME: County Residents Against Annexation, Inc., Et Al.  
v. The Common Council Of The City Of Bloomington, Monroe County,  
Indiana, Et Al.

DATE OF DEPOSITION: 3/1/2024

WITNESS' NAME: Rex Kirts

In accordance with the Rules of Civil  
Procedure, I have read the entire transcript of  
my testimony or it has been read to me.

I have listed my changes on the attached  
Errata Sheet, listing page and line numbers as  
well as the reason(s) for the change(s).

I request that these changes be entered  
as part of the record of my testimony.

I have executed the Errata Sheet, as well  
as this Certificate, and request and authorize  
that both be appended to the transcript of my  
testimony and be incorporated therein.

\_\_\_\_\_  
Date Rex Kirts

Sworn to and subscribed before me, a  
Notary Public in and for the State and County,  
the referenced witness did personally appear  
and acknowledge that:

- They have read the transcript;
- They have listed all of their corrections  
in the appended Errata Sheet;
- They signed the foregoing Sworn  
Statement; and
- Their execution of this Statement is of  
their free act and deed.

I have affixed my name and official seal  
this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Notary Public

\_\_\_\_\_  
Commission Expiration Date



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Indiana Rules of Trial Procedure  
Depositions Upon Oral Examination

Rule 30

(e) Submission to witness--Changes--Signing.

(1) When the testimony is fully transcribed, the deposition shall be submitted to the witness for reading and signing and shall be read to or by him, unless such reading and signing have been waived by the witness and by each party. "Submitted to the witness" as used in this subsection shall mean (a) mailing of written notification by registered or certified mail to the witness and each attorney attending the deposition that the deposition can be read and examined in the office of the officer before whom the deposition was taken, or (b), mailing the original deposition, by registered or certified mail, to the witness at an address designated by the witness or his attorney, if requested to do so by the witness, his attorney, or the party taking the deposition.

(2) If the witness desires to change any answer in the deposition submitted to him, each change, with a statement of the reason therefor, shall be made

by the witness on a separate form provided by the officer, shall be signed by the witness and affixed to the original deposition by the officer. A copy of such changes shall be furnished by the officer to each party.

(3) If the reading and signing have not been waived by the witness and by each party the deposition shall be signed by the witness and returned by him to the officer within thirty (30) days after it is submitted to the witness. If the deposition has been returned to the officer and has not been signed by the witness, the officer shall execute a certificate of that fact, attach it to the original deposition and deliver it to the party taking it. In such event, the deposition may be used by any party with the same force and effect as though it had been signed by the witness.

(4) In the event the deposition is not returned to the officer within thirty (30) days after it has been submitted to the witness, the reporter shall execute a certificate of that fact and cause the certificate to be delivered to the party taking it. In such event, any party may use a copy of the

deposition with the same force and effect as though  
the original had been signed by the witness.

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ARE PROVIDED FOR INFORMATIONAL PURPOSES ONLY.  
THE ABOVE RULES ARE CURRENT AS OF APRIL 1,  
2019. PLEASE REFER TO THE APPLICABLE STATE RULES  
OF CIVIL PROCEDURE FOR UP-TO-DATE INFORMATION.



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