

Tracy, Mary

---

**From:** OFFICE RECEPTIONIST, CLERK  
**Sent:** Monday, March 30, 2015 8:09 AM  
**To:** Tracy, Mary  
**Subject:** FW: OPPOSITION TO AMENDMENTS TO CR 28

Good Morning...Here is a rule comment for you.

**From:** kimmclain@comcast.net [mailto:kimmclain@comcast.net]  
**Sent:** Friday, March 27, 2015 5:19 PM  
**To:** OFFICE RECEPTIONIST, CLERK  
**Subject:** OPPOSITION TO AMENDMENTS TO CR 28

**To:** Washington State Court: Comments on Proposed Amendments to CR 28  
**Subject:** **OPPOSED TO AMENDMENTS TO CR 28**

I would like to submit the following comments with regard to the proposed amendments to Washington CR 28 - Persons before whom depositions may be taken:

I am a court reporter working in Washington and after reading the amended suggested changes to CR 28, I am completely confused. The language of item (e) Control of the Transcript is quite frankly ludicrous. I relinquish control of my transcripts to every firm I work with. That is the reason I am an independent contractor. I do not need the extra expense of production, distribution and invoicing each transcript, let alone the added time that would be attached to each transcript to perform each of those steps.

And with regard to item (d) at discretion of judicial officer... requiring counsel and court reporter to sign affidavits that reporter services have been offered to all parties on equal terms seems absurd. First, depositions are not held before judicial officers. Also, parties cannot be offered "equal terms" because depositions have a party ordering the original and parties ordering copies. Page rates are always different between original and copy. There can never be "equal terms" with respect to page rates. As far as signing an affidavit at depositions, I believe this may be a big issue with many attorneys, not just court reporters.

I cannot support these proposed amendments CR 28 as an independent contractor of court reporting services in Washington.  
Thank you for considering my comments.

Kimberly R. McLain  
Washington CCR #3249