

105TH CONGRESS  
1ST SESSION

# S. 1352

To amend Rule 30 of the Federal Rules of Civil Procedure to restore the stenographic preference for depositions.

---

IN THE SENATE OF THE UNITED STATES

OCTOBER 31, 1997

Mr. GRASSLEY (for himself and Mr. DURBIN) introduced the following bill;  
which was read twice and referred to the Committee on the Judiciary

---

## A BILL

To amend Rule 30 of the Federal Rules of Civil Procedure  
to restore the stenographic preference for depositions.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*  
3       That paragraphs (2) and (3) of Rule 30(b) of the Federal  
4       Rules of Civil Procedure are amended to read as follows:  
5               “(2) Unless the court upon motion orders, or  
6       the parties stipulate in writing, the deposition shall  
7       be recorded by stenographic means. The party tak-  
8       ing the deposition shall bear the cost of the tran-  
9       scription. Any party may arrange for a transcription

1 to be made from the recording of a deposition taken  
2 by nonstenographic means.

3 “(3) With prior notice to the deponent and  
4 other parties, any party may use another method to  
5 record the deponent’s testimony in addition to the  
6 method used pursuant to paragraph (2). The addi-  
7 tional record or transcript shall be made at that par-  
8 ty’s expense unless the court otherwise orders.”.

○