Index

ABUSE
Generally, **1:5**

ACCOUNTANT-CLIENT
Privileges and confidential information, **5:8**

ADDITIONAL PARTIES AND SERVICE ISSUES
Planning and preparation, **2:2**

ADMINISTRATIVE AGENCY HEARINGS
Possibility of discovery, **3:6**

ADMISSIONS
Requests for Admission, this index
Sanctions for failing to properly admit, **16:12**
Six-month discovery rule, **4:4**

ADVERSE PARTY
Depositions, use as evidence, **11:5**

AGENTS
Attorney-client privilege, corporations and other organizations, **5:7**
Oral examination, notice for taking deposition of designated agent, **18:12**

ALTERATION OF EVIDENCE
Compelling discovery and seeking sanctions, **16:16, 16:17**

ANOTHER PROCEEDING
Depositions taken in another proceeding, use of, **11:12**

ANSWERS
Depositions, form of answers, **18:18**
Interrogatories, this index
Sanctions for false answers, **16:13**
Supplementation, **4:16**

APEX DOCTRINE
Statutory, protective orders, **4:9**
Taking the deposition of high official
Oral examination, depositions upon, **9:6**

APPELLATE REVIEW
Generally, **17:1 to 17:6**
Contempt orders, **17:3**
Denial of discovery by order, **17:1**
Mandamus and prohibition, use of, **17:6**
Pending Appeal. Prior to Filing Action or Prnding Appeal, this index
Post-judgment discovery orders, **17:4**
Procedure on appeal, **17:5**
Prohibition, use of, **17:6**
Requirement of discovery by order, appeal of, **17:1**
Sanction orders, **17:2**

ATTENDANCE OR PRESENCE
Compelling Discovery and Seeking Sanctions, this index
Oral Examination, Depositions Upon, this index

ATTORNEY
Compelling discovery and seeking sanctions, sanctions against attorney, **16:14**

ATTORNEY-CLIENT PRIVILEGE
Generally, **5:6**
Corporations and other organizations, **5:7**
Experts' reports, **7:2**

AUDIO/VIDEO RECORDING
Oral examination, depositions upon, objections, **18:14**

AVAILABLE WITNESS
Depositions, use of deposition as evidence, **11:7**

AWARD OF EXPENSES
Compelling Discovery and Seeking Sanctions, this index

BRIEFS
Supporting Briefs, this index

BUSINESS RECORDS
Interrogatories, option to produce, **12:10**

CERTIFICATES OF SERVICE
Filing of discovery materials and certificates of service for unfiled pleadings, **4:19**
Sample certificate of service, **18:42**
Unfiled pleadings, filing for, **4:19**

CERTIFICATION
Depositions, **10:6**
Oral examination, depositions upon, **9:22**

CHILD PORNOGRAPHY
Production of documents and things, **13:8**

CIVIL PRACTICE ACT
Generally, **3:1**
Possibility of discovery, **3:1**

COMBINED INTERROGATORIES
Forms, **18:26**

COMPELLING DISCOVERY AND SEEKING SANCTIONS
Generally, **16:1 to 16:18**
Admission, sanctions for failing to properly admit, **16:12**
Alteration of evidence, sanctions for, **16:16, 16:17**
Answer to interrogatories. Failure to attend deposition, answer interrogatories, or respond to requests to produce, below
Attendance at deposition. Failure to attend deposition, answer interrogatories, or respond to requests to produce, below
Attorney, sanctions against, **16:14**
Award of expenses
Disobeyed discovery order, **16:11**

COMPELLING DISCOVERY AND SEEKING SANCTIONS —Cont'd
Award of expenses—Cont'd
Motion seeking order to compel discovery, **16:4**
Sanctions, **16:1**
Compliance with orders. Failure to comply with order compelling discovery, below
Contempt of order compelling discovery, disobedient party in, **16:9**
Court powers where evidence destroyed or spoliated, **16:16**
Depositions. Failure to attend deposition, answer interrogatories, or respond to requests to produce, below
Destruction or alteration of evidence, sanctions for, **16:16, 16:17**
Disobedient party
Contempt, disobedient party in, **16:9**
Enter judgment, **16:8**
Introduction of evidence prohibited, **16:7**
Electronic discovery, sanctions for failure to preserve, **16:17**
Enter judgment against disobedient party, **16:8**
Examination of person, order involving, **16:10**
Expenses. Award of expenses, above
Extraordinary motion for new trial, **16:18**
Failing to properly admit, **16:12**
Failure to attend deposition, answer interrogatories, or respond to requests to produce
Generally, **12:12, 16:13 to 16:15**
Attorney, sanctions against, **16:14**
Failure to make discovery, **16:13**
False answers, **16:13**
Protective order to protect against improper discovery, necessity of obtaining, **16:15**
Failure to comply with order compelling discovery
Generally, **16:5 to 16:11**

COMPELLING DISCOVERY AND SEEKING SANCTIONS —Cont'd
Failure to comply with order compelling discovery—Cont'd
Award of expenses, **16:11**
Contempt, disobedient party in, **16:9**
Disobedient party may not introduce evidence, **16:7**
Enter judgment against disobedient party, **16:8**
Evidence not to be introduced by disobedient party, **16:7**
Examination of person, order involving, **16:10**
Facts taken as established, **16:6**
Sanctions, generally, **16:5**
Stay proceedings, **16:8**
Strike pleadings, **16:8**
Failure to make discovery, **16:1, 16:2**
False answers, **16:13**
Forms
Generally, **18:36 to 18:38**
Certificate of conference to resolve discovery dispute, **18:38**
Motion for sanctions with supporting brief, **18:37**
Motion to compel discovery with supporting brief, **18:36**
Interrogatories. Failure to attend deposition, answer interrogatories, or respond to requests to produce, above
Introduction of evidence by disobedient party, **16:7**
Motion for new trial, **16:18**
Motion to compel, **16:1, 16:3**
New trial, extraordinary motion for, **16:18**
Obtaining order to compel discovery
Award of expenses for motion seeking order to compel discovery, **16:4**
Motion to compel discovery, **16:3**
Order to compel discovery
Failure to comply with order compelling discovery, above

COMPELLING DISCOVERY AND SEEKING SANCTIONS —Cont'd
Order to compel discovery—Cont'd
Obtaining order to compel discovery, above
Protective order to protect against improper discovery, **16:15**
Response to requests. Failure to attend deposition, answer interrogatories, or respond to requests to produce, above
Sanctions
Destruction or alteration of evidence, **16:16, 16:17**
Expenses, **16:1**
Failing to properly admit, **16:12**
Failure to attend deposition, answer interrogatories, or respond to requests to produce, above
Failure to comply with order compelling discovery, above
Spoliation of evidence, **16:16, 16:17**
Stay proceedings, **16:8**
Strike pleadings, **16:8**

COMPUTER RECORDS
Production of documents and things, **13:6**

CONCLUSIONS
Special protection of mental impressions, conclusions, opinions and legal theories, **4:1**

CONFIDENTIAL INFORMATION
Privileges and Confidential Information, this index

CONTEMPT
Appellate review of contempt orders, **17:3**
Compelling discovery and seeking sanctions, contempt of disobedient party, **16:9**
Rule nisi for motion for contempt for failure to comply with order to compel answers to post-judgment interrogatories, **18:48**

CONTENTS
Order allowing examination, **8:5**

COPIES
Oral examination, transcripts of depositions upon, **9:16**

CORPORATE INFORMATION
Attorney-client privilege, **5:7**

COURT POWERS
Compelling discovery and seeking sanctions, court powers where evidence destroyed or spoliated, **16:16**

COURT PROCEEDINGS
Depositions, this index

COURTS OF RECORD
Possibility of discovery, **3:1**

CRIMINAL CASES
Possibility of discovery, **3:2**

CROSS-QUESTIONS
Depositions, **18:17**

DAUBERT CHALLENGES
Generally, **2:2, 7:2, 7:6**

DEPOSITIONS
Adverse party, use of deposition as evidence, **11:5**
Another proceeding, use of depositions taken in, **11:12**
Answers to deposition, form of, **18:18**
Apex doctrine statute, taking the deposition of high official
Oral examination, **9:6**
Appeal, examination by deposition pending, **8:6, 8:8**
Available witness, use of deposition as evidence, **11:7**
Certification of depositions, **10:6**
Commencement of action, petition to take deposition prior to, **18:3**
Compelling Discovery and Seeking Sanctions, this index
Conduct of examination by deposition prior to filing action or pending appeal, **8:6, 8:8**

DEPOSITIONS—Cont'd
Court proceedings, use of depositions in
Adverse party, use of deposition as evidence, **11:5**
Another proceeding, use of depositions taken in, **11:12**
Available witness, use of deposition as evidence, **11:7**
Evidence at trial, use of depositions as, **11:4, 11:10**
Impeachment at trial, use of depositions for, **11:3**
Jury room, taking depositions to, **11:11**
Motion practice, use deposition as evidence in, **11:9**
Objections concerning deposition or testimony, **11:13**
Part of deposition, use as evidence, **11:8**
Statute, **11:1**
Trial, use of depositions for impeachment at, **11:3**
Unavailable witness, use of deposition as evidence, **11:6**
Use of depositions in, generally, **11:1 to 11:13**
Cross-questions and objections, form of, **18:17**
Duces tecum for expert, sample deposition, **18:43**
Evidence, use of deposition taken for discovery as, **11:10**
Experts, sample deposition duces tecum for, **18:43**
Foreign deposition, commission for taking, **18:4**
Forms
Commencement of action, petition to take deposition prior to, **18:3**
Duces tecum for expert, sample deposition, **18:43**
Experts, sample deposition duces tecum for, **18:43**
Foreign deposition, commission for taking, **18:4**
Objections to use, motion to suppress use of deposition, **18:19**

DEPOSITIONS—Cont'd
Forms—Cont'd
Perpetuate testimony, no action pending or case on appeal, **18:2**
Persons who take the deposition, **18:4, 18:5**
Sample deposition duces tecum for expert, **18:43**
Unqualified officer, motion objecting to taking deposition before, **18:5**
Written questions, depositions upon, below
Impeachment at trial, use of depositions for, **11:3**
Jury room, taking depositions to, **11:11**
Motion practice, use deposition as evidence in, **11:9**
Notice for taking deposition upon written questions, form of questions, **18:16**
Objections
Generally, **11:13**
Form of cross-questions and objections, **18:17**
Motion to suppress use of deposition, **18:19**
Unqualified officer, motion objecting to taking deposition before, **18:5**
Oral Examination, Depositions upon, this index
Oral examination, upon, **9:1 to 9:22**
Part of deposition, use as evidence, **11:8**
Perpetuate testimony, no action pending or case on appeal, **18:2**
Persons who take the deposition, **18:4, 18:5**
Persons whose depositions may be taken by written questions, **10:2**
Prior to filing action or pending appeal
Generally, **8:1**
Appeal, depositions pending, **8:8**
Conduct of examination by deposition, **8:6**

DEPOSITIONS—Cont'd
Prior to filing action or pending appeal—Cont'd
Examination conducted by deposition, **8:6**
Pending appeal, generally, **8:8**
Purpose and scope, **8:2**
Production of documents in connection with deposition, **10:8**
Sample deposition duces tecum for expert, **18:43**
Sanctions. Compelling Discovery and Seeking Sanctions, this index
Statute, use of depositions in court proceedings, **11:1**
Trial, use of depositions as evidence at, **11:3, 11:4**
Unavailable witness, use of deposition as evidence, **11:6**
Unqualified officer, motion objecting to taking deposition before, **18:5**
Written questions
Generally, **10:1 to 10:8**
Certification of depositions, **10:6**
Filing depositions, **10:6**
Forms
Generally, **18:16 to 18:18**
Answers to deposition, form of, **18:18**
Cross-questions and objections, form of, **18:17**
Notice for taking deposition upon written questions, form of questions, **18:16**
Persons whose depositions may be taken by written questions, **10:2**
Production of documents in connection with deposition, **10:8**
Use of depositions, **10:6**

DESIGNATED AGENT
Oral examination, notice for taking deposition of designated agent, **18:12**

DESTRUCTION OF EVIDENCE
Compelling discovery and seeking sanctions, **16:16, 16:17**

DISCOVERY
FInancial interests of medical providers, referral history of counsel, **4:6**
Pretrial management issues, **4:15**
Scheduling orders, enforcement of, **4:14**
Statutory apex doctrine, protective orders, **4:9**

DISOBEDIENT PARTY
Compelling Discovery and Seeking Sanctions, this index

DISQUALIFICATION
Oral examination, disqualification of persons who took depositions, **9:9**

DUCES TECUM
Depositions, sample seposition duces tecum for expert, **18:43**

DURATION
Generally, **4:4**

ELECTRONIC DISCOVERY
Open Records Act, **2:4**
Production of computer and electronic records, **13:3, 13:6**
Sanctions for failure to preserve, **16:17**
Uniform Rule on Early Planning Conference and Discovery Plan [text], **4:13**

ENFORCEMENT
Scheduling orders, discovery, **4:14**

ETHICAL CONSIDERATIONS
Conducting discovery, **2:3**

EXAMINATION
Mental and Physical Examination of Persons, this index

EXCLUSIONS AND EXEMPTIONS
Open Records Act, **2:4**

EXHIBITS
Interrogatories, use to identify exhibits, **12:8**

EXPENSES
Generally, **1:6**
Compelling Discovery and Seeking Sanctions, this index
Experts, **7:5**

EXPERTS
Another party, discovery from expert retained by
Generally, **7:1 to 7:7**
Daubert challenges, **7:2, 7:6**
Fees, assessment of, **7:7**
Statute, **7:1**
Who are not retained, **7:5**
Who are retained but will not testify, **7:4**
Who are retained to testify, **7:3**
Depositions, sample deposition duces tecum, **18:43**
Forms
Sample deposition duces tecum for expert, **18:43**
Sample scheduling order for scheduling expert testimony, **18:44**
Planning discovery, expert testimony, **2:2**

EXTENSION OF TIME
Consent order to extend time for discovery, **18:39**
Interrogatories, consent order for extension of time to answer interrogatories, **18:24**

FAILURE TO ATTEND OR RESPOND
Compelling Discovery and Seeking Sanctions, this index

FALSE INFORMATION
Effect of providing false or misleading information, **16:13**

FEDERAL RULES OF CIVIL PROCEDURE
Relationship of discovery statutes, **1:2**

FICTITIOUS NAMES
Privileges and confidential information, **5:17**

FINAL PRETRIAL ORDER
Use to control and conclude discovery, **4:12**

FINANCIAL INFORMATION
Privileges and confidential information, **5:5**

FOREIGN DEPOSITION
Commission for taking, **18:4**

FORMS
Generally, **18:1 to 18:49**
Compelling Discovery and Seeking Sanctions, this index
Consent order to extend time for discovery, **18:39**
Depositions, this index
Examination of persons, motion for physical examination of person with supporting brief and order, **18:32**
Experts, this index
Extend time for discovery, consent order to, **18:39**
Interrogatories, this index
Open Records Act request, **18:49**
Pretrial order provisions on discovery and supplementation, **18:40**
Production of Documents and Things, this index
Protective order with supporting brief, motion for, **18:1**
Request for Admissions, this index
Sample certificate of service, **18:42**
Supplementation
Pretrial order provisions, **18:40**
Request for supplementation of discovery responses, **18:41**

FREEDOM OF INFORMATION ACT
Generally, **2:5**

GOVERNMENT RECORDS
Freedom of Information Act, **2:5**
Obtaining, **2:4, 2:5**
Open Records Act, **2:4**

HABEAS CORPUS CASES
Possibility of discovery, **3:3**

HAGUE CONVENTION
Generally, **2:7**

HIGH OFFICIAL
Taking the deposition of, apex doctrine statute
Oral examination, depositions upon, **9:6**

HIPAA
Generally, **5:10**

HISTORY
Discovery statutes, **1:2**

HUSBAND-WIFE
Privileges and confidential information, **5:9**

IMPEACHMENT AT TRIAL
Depositions, use of, **11:3**

INCOME TAX RETURNS
Privileges and confidential information, **5:5**

INCRIMINATING MATTERS
Privileges and confidential information, **5:3**

INSPECTION
Documents, discovery before an action is filed or while an appeal is pending, **8:7**
Land inspection, motion for order permitting inspection with supporting brief, **18:31**

INSURANCE AGREEMENTS
Scope of discovery, **4:7**

INTERLOCUTORY RELIEF
Planning and preparation, **2:2**

INTERROGATORIES
Generally, **12:1 to 12:13**
Advantages as method of discovery, **12:2**
Answers
Compelling Discovery and Seeking Sanctions, this index
Forms, **18:21**
Motions to compel answers, **12:12**
Objections, **12:9**

INTERROGATORIES—Cont'd
Answers—Cont'd
Option to produce business records, **12:10**
Procedural considerations, **12:9**
Business records, option to produce, **12:10**
Combined interrogatories and requests for production of documents, forms, **18:26**
Compelling Discovery and Seeking Sanctions, this index
Consent order extending time to answer interrogatories, forms, **18:24**
Disadvantages as method of discovery, **12:3**
Documents, exhibits and witnesses, use to identify, **12:8**
Exhibits, use to identify, **12:8**
Extension of time to answer interrogatories, consent order for, **18:24**
Forms
Generally, **12:6, 18:20 to 18:26**
Answers, **18:21**
Combined interrogatories and requests for production of documents, **18:26**
Consent order extending time to answer interrogatories, **18:24**
Extension of time to answer interrogatories, motion for, **18:25**
Form of interrogatories, example, **18:20**
Objections, **18:22**
Post-judgment interrogatories, this index
Protective order motion, **18:23**
Rule nisi for motion for contempt for failure to comply with order to compel answers to post-judgment interrogatories, **18:48**
Identification of documents, exhibits and witnesses, use for, **12:8**
Motions, use of answers to interrogatories in consideration of, **12:13**
Motions to compel answers, **12:12**
Number of interrogatories, **12:6**

INTERROGATORIES—Cont'd
Objections
Generally, **12:11**
Answers, **12:9**
Forms, **18:22**
Option to produce business records, answers, **12:10**
Parties, **12:1, 12:4**
Post-judgment interrogatories
Example, **18:46**
Magistrate court, statutory form, **18:45**
Protective orders, motions for, **12:12, 18:23**
Rule nisi for motion for contempt for failure to comply with order to compel answers to post-judgment interrogatories, **18:48**
Scope of interrogatories and responses, **12:7**
Time of serving, **12:5**
Trial, use of answers to interrogatories at, **12:13**
Who can be served, **12:4**
Witnesses, use to identify, **12:8**

INVASION OF PRIVACY
Medical and psychiatric records, liability for disclosure of, **5:12**

ISSUES
Management, pretrial, discovery, **4:15**

JUDICIAL INTERPRETATION
Discovery statutes, **1:3**

JURY ROOM
Depositions, taking to jury room, **11:11**

JUVENILE COURTS
Possibility of discovery, **3:4**

LEGAL THEORIES
Special protection of mental impressions, conclusions, opinions and legal theories, **4:1**

LIMITATIONS
Oral examination, motion for limitation of depositions upon, **9:20, 18:15**

LOCATION
Oral examination, depositions upon, **9:10**

MAGISTRATE COURTS
Possibility of discovery, **3:5**

MANAGEMENT ISSUES
Pretrial, discovery, **4:15**

MANDAMUS
Appellate review of discovery orders, **17:6**

MEDICAL RECORDS
HIPAA, **5:10**
Invasion of privacy liability for disclosure, **5:12**

MEDICAL REVIEW COMMITTEES
Privileges and confidential information, **5:13**

MENTAL AND PHYSICAL EXAMINATION OF PERSONS
Generally, **14:1 to 14:7**
Compelling discovery and seeking sanctions, **16:10**
Criteria for obtaining order requiring examination, **14:2**
Discretion of court to grant order, **14:4**
Order requiring examination, criteria for obtaining, **14:2**
Privileges and confidential information, invasion of privacy liability for disclosure of psychiatric records, **5:12**
Procedure to obtain order, **14:3**
Refusal, consequences, **14:5**
Supporting brief and order, motion for physical examination of person with, **18:32**
Time, discovery before an action is filed or while an appeal is pending, conduct of examination by physical examination, **8:7**

MENTAL HEALTH PRACTITIONERS
Privileges and confidential information, **5:11**

MENTAL IMPRESSIONS
Special protection, **4:1**

MOTION PRACTICE
Depositions, use as evidence in motion practice, **11:9**

NEW TRIAL
Extraordinary motion for, **16:18**

NEWS MEDIA
Privileges and confidential information, **5:14**

NON-PARTIES
Privileges and confidential information, income tax returns and other financial information of non-party witness, **5:5**
Production of Documents and Things, this index

NOTICE
Oral Examination, Depositions Upon, this index
Prior to action being filed or while an appeal is pending, **8:4**
Production of documents and things, **13:5**
Written questions, notice for taking deposition upon, **18:16**

OBJECTIONS
Depositions, this index
Interrogatories, this index
Oral Examination, Depositions Upon, this index
Production of documents to party or non-party, objection to request for, **18:30**

OPEN RECORDS ACT
Generally, **2:4**
Request form, **18:49**

OPINIONS
Special protection, **4:1**

ORAL EXAMINATION, DEPOSITIONS UPON
Generally, **9:1 to 9:22**
Apex doctrine statute, taking the deposition of high official, **9:6**

ORAL EXAMINATION, DEPOSITIONS UPON—Cont'd
Attendance
Ensuring attendance of deponent, **9:13**
Failure to attend deposition, **9:15**
Audio/video recording, objection to taking deposition by, **18:14**
Certifying and filing deposition, **9:22**
Conduct of examination, duration, **9:18**
Copies of transcript, obtaining, **9:16**
Designated agent, notice for taking deposition of, **18:12**
Disqualification of persons who took depositions, **9:9**
Duration, conduct of examination, **9:18**
Failure to give proper notice or serve the subpoena, **9:14**
Filing of deposition, **9:22**
Forms
Generally, **18:6 to 18:15**
Audio/video recording, objection to taking deposition by, **18:14**
Designated agent, notice for taking deposition of, **18:12**
Motion to prevent, terminate, or limit deposition, **18:15**
Notice
Generally, **18:6**
Designated agent, notice for taking deposition of, **18:12**
30-day period after service of summons and complaint, notice of taking deposition by plaintiff during, **18:10**
Objection to taking deposition by audio/video recording, **18:14**
Out-of-state subpoena, order for issuance, **18:8**
Prison, motion for taking deposition of person confined in, **18:11**
Subpoena to take deposition, **18:7**
30-day period after service of summons and complaint with supporting brief, motion for taking deposition by plaintiff during, **18:9**
Video recording
Audio/video recording, objection to taking deposition by, **18:14**
Consent order to videotape deposition, **18:13**
Limitation of examination, motion for, **9:20, 18:15**
Location where deposition taken, **9:10**
Motion to prevent, terminate, or limit deposition, **9:20, 18:15**
Notice
Generally, **9:11, 18:6**
Designated agent, notice for taking deposition of, forms, **18:12**
Failure to give proper notice or serve the subpoena, **9:14**
30-day period after service of summons and complaint, notice of taking deposition by plaintiff during, **18:10**
Objections
Generally, **9:19**
Audio/video recording, taking deposition by, **18:14**
Organization, taking deposition of, **9:5**
Out-of-state subpoena, order for issuance, **18:8**
Parties
Disqualification of persons who took depositions, **9:9**
Who can be deposed, **9:4**
Who may take depositions, **9:8**
Place of taking deposition, **9:10**
Prison
Forms, taking deposition of person in prison, **9:7**
Motion for taking deposition of person confined in prison, **18:11**
Process and service of process. Service of process, below

ORAL EXAMINATION, DEPOSITIONS UPON—Cont'd
Production of documents at deposition, **9:12**
Recording testimony
Copies of transcript, **9:16**
Video recording, below
Scope of examination, **9:2**
Service of process
Failure to give proper notice or serve the subpoena, **9:14**
30-day period after service of summons and complaint, notice of taking deposition by plaintiff during, **18:9, 18:10**
Submitting transcript to deponent, **9:21**
Subpoena
Generally, **18:7**
Notice of examination or subpoena, **9:11**
Termination of examination, motion for, **9:20, 18:15**
30-day period after service of summons and complaint with supporting brief, motion for taking and notice of deposition by plaintiff during, **18:9**
Transcript copies, obtaining, **9:16**
Video recording
Audio/video recording, objection to taking deposition by, **18:14**
Consent order to videotape deposition, **18:13**
When deposition may be taken, **9:3**
Who can be deposed, **9:4**
Who can be present at deposition, **9:17**
Who may take depositions, **9:8**

ORDERS
Scheduling, enforcement of, **4:14**

ORGANIZATION
Oral examination, taking deposition of organization by, **9:5**

OTHER COUNTRIES
Discovery from, **2:7**

OTHER STATES
Discovery from, **2:6**
Oral examination, order for issuance out-of-state subpoena, **18:8**

OWN STATEMENT
Party's rights, **4:1**

PEER REVIEW ORGANIZATIONS
Privileges and confidential information, **5:13**

PERPETUATION OF TESTIMONY
Depositions, no action pending or case on appeal, **18:2**
Time, discovery before an action is filed or while an appeal is pending, **8:9**

PHASED AND COMPLEX LITIGATION AND SCHEDULING ORDERS
Planning discovery, **2:2**

PHYSICAL EXAMINATION
Mental and Physical Examination of Persons, this index

PHYSICIAN-PATIENT CONFIDENTIALITY
HIPAA, **5:10**

PLANNING AND PREPARATION
Generally, **2:2**
Interlocutory relief, **2:2**

PORNOGRAPHY
Production of documents and things, **13:8**

POSSIBILITY OF DISCOVERY
Administrative agency hearings, **3:6**
Civil cases
Courts of record, **3:1**
Other courts not of record, **3:7**
Civil Practice Act, **3:1**
Criminal cases, **3:2**
Habeas corpus cases, **3:3**
Juvenile courts, **3:4**
Magistrate court, discovery in, **3:5**
Special statutory proceedings, **3:8**

POST-JUDGMENT DISCOVERY ORDERS
Appellate review, **8:10, 17:4**

POST-JUDGMENT INTERROGATORIES
Interrogatories, this index

PRELIMINARY PRETRIAL ORDERS
Scheduling, **4:13**

PRESENCE
Attendance or Presence, this index

PRE-TRIAL
Management issues, discovery, **4:15**

PRE-TRIAL MANAGEMENT ISSUES
Discovery, **4:15**

PRETRIAL ORDERS
Supplementation and discovery provisions, **18:40**

PRIOR TO FILING ACTION OR PENDING APPEAL
Generally, **8:1 to 8:10**
Contents
Order allowing examination, **8:5**
Petition, **8:3**
Depositions, this index
Inspection of documents and by physical examination, **8:7**
Notice and service of petition, **8:4**
Order allowing examination, contents of, **8:5**
Perpetuation of testimony, **8:9**
Petition contents, **8:3**
Physical examination, conduct of examination by, **8:7**
Post-judgment discovery, **8:10**
Service of petition, **8:4**

PRISON
Oral Examination, Depositions Upon, this index

PRIVACY
Privileges and confidential information, liability for disclosure of

PRIVACY—Cont'd
medical and psychiatric records, **5:12**

PRIVILEGES AND CONFIDENTIAL INFORMATION
Generally, **5:1 to 5:17**
Accountant-client, **5:8**
Attorney-client
Generally, **5:6**
Corporations and other organizations, **5:7**
Corporations and other organizations, attorney-client privilege, **5:7**
Fictitious names, use of, **5:17**
Financial information, **5:5**
HIPAA, **5:10**
Husband-wife, **5:9**
Income tax returns and other financial information, **5:5**
Incriminating matters, **5:3**
Invasion of privacy, liability for disclosure of medical and psychiatric records, **5:12**
Medical records, invasion of privacy liability for disclosure of, **5:12**
Medical review committees and peer review organizations, **5:13**
Mental health practitioners, **5:11**
News media, **5:14**
Non-party witness, income tax returns and other financial information of, **5:5**
Peer review organizations, **5:13**
Physician-patient confidentiality, HIPAA, **5:10**
Possession of information with state, **5:2**
Privacy, invasion of privacy liability for disclosure of medical and psychiatric records, **5:12**
Privilege log, **5:1**
Procedural considerations for discovery of confidential materials, **5:15**
Pseudonyms, use of, **5:17**
Psychiatric records, invasion of privacy liability for disclosure of, **5:12**

PRIVILEGES AND CONFIDENTIAL INFORMATION—Cont'd
Sealing court records, **5:16**
State, information in the possession of the state, **5:2**
Taxes, income tax returns and other financial information, **5:5**
Trade secrets, **5:4**
Uniform Rule, **5:1**
URSC § 5.4, **5:1**
Waiver of attorney-client privilege, **5:6**

PROCESS AND SERVICE OF PROCESS
Service of Process, this index

PRODUCTION OF DOCUMENTS AND THINGS
Generally, **13:1 to 13:8**
Child pornography, **13:8**
Computer records, **13:6**
Depositions, **10:8**
Electronic records, **13:6**
Forms
Generally, **18:27 to 18:31**
Inspection of land with supporting brief, motion for order permitting, **18:31**
Non-party for production of documents, request to, **18:28**
Objection to request for production of documents to party or non-party, **18:30**
Request to party for production of documents, **18:27**
Response to request for production of documents, **18:29**
Inspection of land with supporting brief, motion for order permitting, **18:31**
Nonparties, **13:4**
Non-parties
Request to non-party for production of documents, **18:28**
Notices to produce, **13:5**
Objection to request for production of documents to party or non-party, **18:30**

PRODUCTION OF DOCUMENTS AND THINGS—Cont'd
Oral examination, depositions upon, **9:12**
Procedure, **13:3**
Request to party for production of documents, **18:27**
Response to request for production of documents, **18:29**
Rules of discovery and request for production of documents v. notice to produce under evidence rules, **13:5**
Scope of inquiry, **13:2**
Subpoenas for production of documents and notices to produce, **13:5**
Time, use of documents produced during discovery, **13:7**

PROTECTIVE ORDERS
Generally, **4:1, 4:8 to 4:11**
Apex doctrine, statutory, **4:9**
Compelling discovery and seeking sanctions, **16:15**
Grounds, **4:8**
Interrogatories, **12:12, 18:23**
Motion for protective order with supporting brief, **18:1**
Practice and procedure, **4:10**
Remedies, **4:11**
Supporting brief, motion for protective order with, **18:1**

PSEUDONYMS
Privileges and confidential information, **5:17**

RECORDINGS
Oral Examination, Depositions Upon, this index

REFUSAL
Mental and physical examination of persons, consequences of refusal, **14:5**

REMEDIES
Protective orders, **4:11**

REQUEST FOR ADMISSION
Generally, **15:1 to 15:9**

REQUEST FOR ADMISSION —Cont'd
Amendment of admissions, **15:8**
Distinction between request to admit and admissions made in pleadings, **15:9**
Effect of admissions, **15:9**
Facts and opinions, form of requests for admission of, **15:5**
Forms
Generally, **18:33 to 18:35**
Facts and opinions, requests for admission of, **15:5**
Motion to modify response to request for admissions with supporting brief, **18:35**
Objections to request for admissions, **18:34**
Response and objections to request for admissions, **18:34**
Supporting brief, motion to modify response to request for admissions with, **18:35**
Genuineness of documents, requests for admission of, **15:6**
Motion to modify response to request for admissions with supporting brief, **18:35**
Objections to request for admissions, **18:34**
Pleadings, distinction between request to admit and admissions made in, **15:9**
Response and objections to request for admissions, **18:34**
Scope of requests for admission of facts and opinions, **15:5**
Sufficiency of response to request for admission of genuineness of documents, **15:7**
Supporting brief, motion to modify response to request for admissions with, **18:35**
Time and timing
Requests for admissions, **15:4**
Response to request for admission of genuineness of documents, **15:7**
Use of admissions, **15:3**

REQUEST FOR ADMISSION —Cont'd
Withdrawal or amendment of admissions, **15:8**

RULE NISI
Post-judgment interrogatories, rule nisi for motion for contempt for failure to comply with order to compel answers to, **18:48**

SANCTIONS
Appellate review, **17:2**
Compelling Discovery and Seeking Sanctions, this index

SCHEDULING
Conferences and orders, **4:13**
Phased and complex litigation and scheduling orders, planning discovery, **2:2**
Preliminary pretrial orders, **4:13**
Sample scheduling order for scheduling expert testimony, **18:44**
Sequencing discovery, **4:4**
URSC § 5.4, **4:13**

SCHEDULING ORDERS
Enforcement of, discovery, **4:14**

SCOPE OF DISCOVERY
Generally, **4:5**

SEALS AND SEALED INSTRUMENTS
Court records, **5:16**

SEQUENCE OF DISCOVERY
Generally, **4:4**

SERVICE OF PROCESS
Additional parties and service issues, **2:2**
Certificates of Service, this index
Notice and service of petition before an action is filed or while an appeal is pending, **8:4**
Oral Examination, Depositions Upon, this index

SPECIAL STATUTORY PROCEEDINGS
Possibility of discovery, **3:8**

SPOLIATION OF EVIDENCE
Compelling discovery and seeking sanctions, **16:16, 16:17**

SPOUSES
Privileges and confidential information, **5:9**

STATEMENTS OF ANOTHER PARTY
Trial preparation materials discovered from another party, **6:6**

STAY PROCEEDINGS
Compelling discovery and seeking sanctions, **16:8**

STIPULATION
Modification of discovery procedure by stipulation, **4:18**

STRIKE PLEADINGS
Compelling discovery and seeking sanctions, **16:8**

SUBPOENAS
Oral Examination, Depositions Upon, this index
Production of documents and notices to produce, **13:5**

SUMMARY JUDGMENT
Planning discovery, **2:2**
Requesting continuance of motion to permit discovery, **4:4**

SUPPLEMENTATION
Answers, **4:15**
Pretrial order provisions on discovery and supplementation, **18:40**
Remedies, failure, **4:17**
Responses, **4:1**

SUPPORTING BRIEFS
Compelling discovery, motion with supporting brief, **18:36**
Land inspection, motion for order permitting inspection with supporting brief, **18:31**
Oral examination, motion for taking and notice of deposition by plaintiff during 30-day period after service of summons and complaint with supporting brief, **18:9**
Physical examination of person with supporting brief and order, **18:32**
Protective orders with supporting brief, motion for, **18:1**
Request for admissions with supporting brief, motion to modify response to, **18:35**
Sanctions, motion with supporting brief, **18:37**

TAXES
Privileges and confidential information, income tax returns and other financial information, **5:5**

TERMINATION
Oral examination, depositions upon, **9:20, 18:15**

30 DAYS
Oral examination, motion for taking and notice of deposition by plaintiff during 30-day period after service of summons and complaint with supporting brief, **18:9**

TIME AND TIMING
Generally, **4:4**
Depositions, petition to take deposition prior to commencement of action, **18:3**
Extension of Time, this index
Interrogatories, time of serving, **12:5**
Prior to Filing Action or Prnding Appeal, this index
Requests for Admission, this index

TRADE SECRETS
Privileges and confidential information, **5:4**

TRIAL
Depositions, use at trial, **11:3, 11:4**
Discovery from the trial court, **2:8**
Interrogatory answers, use at trial, **12:13**

TRIAL PREPARATION MATERIALS DISCOVERED FROM ANOTHER PARTY
Generally, **6:1 to 6:6**
Conditions for discovery of trial preparation materials, **6:5**
Experts' reports, **7:2**
Protected trial preparation materials, **6:4**
Statements of another party, production of, **6:6**
Statute, **6:1**
Uniform Rule, **6:1**
Waiver of work product privilege, **6:4**
Work product
Background history, **6:3**
Experts' reports, **7:2**
Ownership of word product, **6:5**
Protection, **6:4**

UNAVAILABLE WITNESS
Depositions, use as evidence, **11:6**

UNFILED PLEADINGS
Certificates of service for unfiled pleadings, filing of, **4:19**

UNIFORM COURT RULES
Generally, **1:4**

UNQUALIFIED OFFICER
Deposition before unqualified officer, motion objecting to taking, **18:5**

VIDEO RECORDINGS
Oral Examination, Depositions Upon, this index

WAIVER
Attorney-client privilege, **5:6**
Trial preparation materials discovered from another party, waiver of work product privilege, **6:4**

WITNESSES
Available witness, use of deposition as evidence, **11:7**
Court proceedings, use of deposition of unavailable witness as evidence, **11:6**
Interference with or intimidation of, **16:16**
Interrogatories, use to identify witnesses, **12:8**
Non-party witnesses, income tax returns and other financial information of, **5:5**
Right to own statement, **4:1**

WORK PRODUCT
Ownership, conditions for discovery of trial preparation materials, **6:5**
Trial Preparation Materials Discovered From Another Party, this index

WRITTEN QUESTIONS
Depositions, this index