

From: (SUP) Clerk of Court Office
Sent: Tuesday, September 16, 2014 8:33 AM
To: Miller, Penny
Subject: FW: Comment to proposed rule change

FILED
IN THE OFFICE OF THE
CLERK OF THE SUPREME COURT
SEPTEMBER 16, 2014
STATE OF NORTH DAKOTA

Heather Keller

Deputy Clerk | North Dakota Supreme Court

From: Erickson, Kristen
Sent: Tuesday, September 16, 2014 8:32 AM
To: Stittsworth, Wendy; Lindvig, Jean; Schlieve, Lori; (SUP) Clerk of Court Office
Cc: (ALL) Court Recorders
Subject: RE: Comment to proposed rule change

I find that, as long as the attorneys remain behind their microphone (seated or standing), I can pick them up. I adjust my microphones ahead of time, during my test recording (tipping it slightly upward), to allow for this. Now, if they decide to take a walk up to the bench, or off to one side of their microphone, that's another matter entirely.

Kristen

From: Stittsworth, Wendy
Sent: Tuesday, September 16, 2014 8:29 AM
To: Lindvig, Jean; Schlieve, Lori; (SUP) Clerk of Court Office
Cc: (ALL) Court Recorders
Subject: RE: Comment to proposed rule change

Judge Foughty tells attorneys to be seated for recording purposes.

Wendy Stittsworth

***Court Recorder
524 4th Ave NE Unit 10
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(701) 662-1308
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From: Lindvig, Jean
Sent: Tuesday, September 16, 2014 8:24 AM
To: Schlieve, Lori; (SUP) Clerk of Court Office
Cc: (ALL) Court Recorders
Subject: RE: Comment to proposed rule change

My Judge always tells them to sit for recording purposes. Maybe it should be just the Supreme Court. Or do they stand there the whole time.

Jean Lindvig
Electronic Court Recorder/Judge Nelson
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From: Schlieve, Lori
Sent: Tuesday, September 16, 2014 8:23 AM
To: (SUP) Clerk of Court Office
Cc: (ALL) Court Recorders
Subject: Comment to proposed rule change

With the proposed change to Rule 10.1 Conduct in Court it would require that "Counsel must stand while addressing the court, except when stating an objection."

This is completely contrary to the requirements and needs of court recording. Court recorders are required to remind counsel to sit down so that they are in front of the microphone. The microphones used for recording are very limited in range as far as where they will pick up sound and this does not include the area several feet above the microphone. The judge I record for always tells attorneys not to stand. To leave this sentence in the Rule will only require that recorders continuously remind attorneys and judges to remain seated, in front of the microphone.

Lori Schlieve
Court Recorder
Devils Lake ND
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