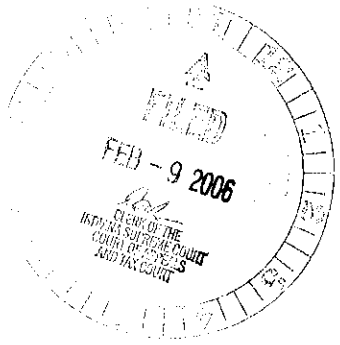
In the
Indiana Supreme Court



IN THE MATTER OF THE	)	
	)	**Case No. 62S00-0602-MS-** 45
APPROVAL OF LOCAL RULES	)	
	)	
FOR PERRY COUNTY	)	

ORDER APPROVING AMENDED LOCAL RULES
ADOPTED PURSUANT TO ADMINISTRATIVE RULE 15

The Hon. James A. McEntarfer, Judge of the Perry Circuit Court, has forwarded for approval by this Court an amendment to the local rule governing the regulation of court reporter services in accordance with Ind.Administrative Rule 15. Such amendment for the Perry Circuit Court is set forth as an attachment to this order.

Upon examination of the proposed rule amendment requested by the Perry Circuit Court, this Court finds that the proposed rule amendment to Local Rule LR62-AR00-10 complies with the requirements of Ind.Administrative Rule 15, and, accordingly, should be approved effective thirty (30) days after the rule has been posted in the county clerk's office(s) and on the county clerk's website, if any, and on the Indiana Judicial Website.

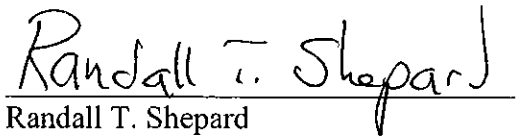
IT IS, THEREFORE, ORDERED by this Court that Perry Circuit Court Local Rule LR62-AR00-10, set forth as an attachment to this Order, is approved effective thirty (30) days after the rule has been posted in the county clerk's office(s) and on the county clerk's website, if any, and on the Indiana Judicial Website.

The Clerk of this Court is directed to forward a copy of this Order to the Hon. James A. McEntarfer, Perry Circuit Court, 2219 Payne Street, Tell City, IN 47586, and to the Clerk of the Perry Circuit Court.

The Clerk of the Perry Circuit Court is directed to enter this Order and attachment in the Record of Judgments and Orders for the Courts, to post this Order and attachment for examination by the Bar and the general public, and if available, to publish this Order and attachment on the county clerk's website.

DONE at Indianapolis, Indiana, this 9th day of February, 2006.

FOR THE COURT



Randall T. Shepard
Chief Justice of Indiana

LR62-AR00-10

Pursuant to Administrative Rule 15, the Perry Circuit Court hereby adopts the following local rule by which court reporter services shall be governed:

Section One - Definitions

(1) A Court Reporter is a person who is specifically designated by a court to perform the official court reporting services for the court, including preparing a transcript of the record.

(2) Equipment means all physical items owned by the court or other governmental entity and used by a court reporter in performing court reporting services. Equipment shall include, but not be limited to, telephone, computer hardware, software programs, disks, tapes, and any other device used for recording, storing and transcribing electronic data.

(3) Work space means that portion of the court's facilities dedicated to each court reporter, including but not limited to, actual space in the courtroom and any designated office space.

(4) Page means the page unit of transcript which results when a recording is transcribed in the form required by Indiana Rule of Appellate Procedure 7.2.

(5) Recording means the electronic, mechanical, stenographic or other recording made as required by Indiana Rule of Trial Procedure 74.

(6) Regular hours worked means those hours which the court is regularly scheduled to work during any given work week.

(7) Gap hours worked means those hours worked that are in excess of the regular hours worked but hours not in excess of forty (40) hours per work week.

(8) Overtime hours worked means those hours worked in excess of forty (40) hours per work week.

(9) Work week means a seven (7) consecutive day week that consistently begins and ends on the same days

throughout the year; i.e., Sunday through Saturday, Wednesday through Tuesday, Friday through Thursday.

(10) Court means the particular court for which the court reporter performs services.

(11) County indigent transcript means a transcript that is paid for from county funds and is for the use of or on behalf of a litigant who has been declared indigent by a court.

(12) State indigent transcript means a transcript that is paid for from state funds and is for the use of or on behalf of a litigant who has been declared indigent by a court.

(13) Private transcript means a transcript, including but not limited to a deposition transcript, that is paid for by a private party.

Section Two - Salaries and Per Page Fees

(1) Court Reporters shall be paid an annual salary for time spent working under the control, direction and direct supervision of the court during any regular work hours, gap hours or overtime hours. The court shall enter into a written agreement with the court reporter which outlines the manner in which the court reporter is to be compensated for gap and overtime hours; i.e., monetary compensation or compensatory time off regular work hours.

(2) The maximum per page fee for a court reporter for the preparation of a transcript shall be $4.00 per page. A minimum fee of $35.00 shall be applicable for any transcript.

(3) Index and table of contents pages will be charged at the same per page rate as other pages for the transcript.

(4) Time spent binding the transcript and exhibit binders shall be computed based upon an hourly rate. Such hourly rate shall be the approximate hourly rate for the court reported based upon the court reporter's annual compensation (i.e. court reporter's annual compensation÷1,280 hours)