

In the Matter of the Amendment  
of the  
RULES GOVERNING COURT REPORTING  
IN THE STATE OF HAWAI'I

CM RIMANUDO  
CLERK, APPELLATE COURTS  
STATE OF HAWAII

2007 OCT 19 PM 2:10

FILED

ORDER AMENDING RULE 19 OF THE RULES GOVERNING  
COURT REPORTING IN THE STATE OF HAWAI'I

(By: Moon, C.J., Levinson, Nakayama, Acoba, and Duffy, JJ.)

IT IS HEREBY ORDERED that Rule 19 of the Rules  
Governing Court Reporting in the State of Hawai'i, is amended,  
effective July 1, 2008, as follows (deleted material is bracketed  
and stricken; new material is underscored):

**Rule 19. OFFICIAL TRANSCRIPT RATES.**

(a) **Government Rates.** An official court reporter may charge the following [~~per page~~] rates for the court reporter's service in preparing transcripts for which the State of Hawai'i or a political subdivision of the State of Hawai'i or the United States bears the responsibility of payment:

	Original per 25 line page	Copies <u>produced</u> <u>by any medium</u> per 25 line page
[ <del>1. Transcripts prepared for an appeal</del>	<del>\$1.75</del>	<del>\$0.60</del>
2. <del>Transcripts prepared during the course of a trial (except expedited and hourly transcripts)</del>	<del>\$2.25</del>	<del>\$0.90</del>
3. <del>Expedited transcripts</del>	<del>\$4.70</del>	<del>\$0.90</del>
4. <del>Hourly transcripts</del>	<del>\$6.00</del>	<del>\$0.90]</del>
1. <u>Daily transcripts</u>	<u>\$5.25</u>	<u>\$1.00</u>
2. <u>Expedited</u>	<u>\$3.75</u>	<u>\$1.00</u>

3.	<u>Within 7 (seven) calendar days</u>	<u>\$3.00</u>	<u>\$1.00</u>
4.	<u>Within 14 (fourteen) calendar days</u>	<u>\$2.65</u>	<u>\$1.00</u>
5.	<u>Within 60 (sixty) calendar days or for appeal</u>	<u>\$2.50</u>	<u>\$1.00</u>

If the total amount to be charged for a transcript, excluding copies, is less than \$25.00, the official reporter may charge \$25.00.

**(b) Non-Government Rates.** An official court reporter may charge the following [per page] rates for the court reporter's service in preparing transcripts for which a non-government entity or person is responsible for payment:

	Original per 25 line page	Copies <u>produced</u> <u>by any medium</u> per 25 line page
<del>1. Transcripts to be delivered within 60 (sixty) days after receipt of an order</del>	<del>\$2.00</del>	<del>\$0.90</del>
<del>2. Transcripts to be delivered within 40 (forty) days after receipt of an order</del>	<del>\$2.50</del>	<del>\$0.90</del>
<del>3. Transcripts to be delivered within 2 (two) weeks after receipt of an order</del>	<del>\$3.00</del>	<del>\$0.90</del>
<del>4. Transcripts to be delivered within 3 (three) days after receipt of an order</del>	<del>\$3.75</del>	<del>\$0.90</del>
<del>5. Transcripts to be delivered following adjournment and prior to the normal opening hour of the court on the following morning whether or not it actually be a court day, after receipt of an order</del>	<del>\$4.70</del>	<del>\$0.90</del>
6. Transcripts of proceedings ordered under unusual circumstances to be delivered within 2 (two) hours after receipt of an order	\$6.00	\$0.90

1. <u>Daily transcripts</u>	<u>\$7.00</u>	<u>\$1.50</u>
2. <u>Expedited</u>	<u>\$5.00</u>	<u>\$1.50</u>
3. <u>Within 7 (seven) calendar days</u>	<u>\$4.00</u>	<u>\$1.50</u>
4. <u>Within 14 (fourteen) calendar days</u>	<u>\$3.50</u>	<u>\$1.50</u>
5. <u>Within 60 (sixty) calendar days or for appeal</u>	<u>\$3.25</u>	<u>\$1.50</u>

If the total amount to be charged for a transcript, excluding copies, is less than \$25.00, the official reporter may charge \$25.00.

**(c) Definitions.** For purposes of this Rule 19,

~~(1) "during the course of a trial" means any transcript prepared before a notice of appeal is filed, except expedited and hourly transcripts;~~

~~(2) "expedited transcript" means any transcript to be delivered following adjournment and prior to the normal opening hour of the court on the following morning, whether or not it actually be a court day, after receipt of an order;~~

~~(3) "hourly transcript" means any transcript to be delivered within 2 (two) hours after receipt of an order.]~~

(1) "daily" means any transcript prepared before the commencement of proceeding the following court day;

(2) "expedited" means any transcript to be delivered within 3 (three) calendar days from the date the written request is filed in the Office of the Clerk

(3) "within 7 (seven) calendar days" means any transcript to be delivered within 7 (seven) calendar days from the date the written request is filed in the Office of the Clerk;

(4) "within 14 (fourteen) calendar days" means any transcript to be delivered within 14 (fourteen) calendar days from the date the written request is filed in the Office of the Clerk;

(5) "within 60 (sixty) calendar days" means any transcript to be delivered within 60 (sixty) calendar days from the date the written request is filed in the Office of the Clerk;

**(d) Payment.** Parties must pay for all transcripts ordered [~~and completed before the order is canceled~~]. A court may order such payment from a party or the party's attorney.

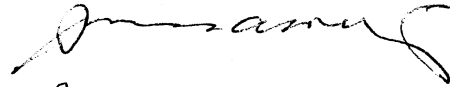
(e) **Sanctions.** Any judge or justice may, after order to show cause and failure to show good cause, sanction any reporter for the reporter's failure to timely complete transcripts and for violations of court rules or orders. Sanctions may include, but are not limited to, monetary sanctions.

DATED: Honolulu, Hawai'i, October 19, 2007.



Steve Levinson

Puna A. Nekeke, Clerk



James E. Duffy Jr.