

In the Supreme Court of the State of Idaho

IN RE: AMENDMENT OF IDAHO RULE)
OF CIVIL PROCEDURE (I.R.C.P.) 3(a))
_____)

ORDER

The Court having reviewed recommendations by the Guardianship and Conservatorship Committee to amend the Idaho Court Administrative Rules, and the Court having approved the recommended amendments;

NOW, THEREFORE, IT IS HEREBY ORDERED that the Rules as they appear in the volume published by the Idaho Code Commission be, and they are hereby, amended as follows:

1. That the Idaho Rule of Civil Procedure 3(a) be, and the same is hereby, amended as follows:

Rule 3(a). Commencement of action.

(1) A civil action is commenced by the filing of a ~~complaint with the court, which may be denominated as a~~ complaint, petition or application with the court. ~~and Any party filing party the same~~ shall be designated as the plaintiff or petitioner, and any party against whom the same is filed shall be designated as the defendant or respondent. Complaints, petitions or applications shall be filed with a completed Supreme Court approved case information sheet in the following civil in family law cases; including divorce, custody, paternity, modification, ~~minor~~ guardianship, conservatorship, adoption, termination of parent rights, ~~civil~~ protection orders, involuntary commitment, and child protection act. ~~shall not be filed unless and until the filing party furnishes to the clerk a completed family law case information sheet on a form adopted by the Supreme Court and furnished by the clerk.~~ This family law case information sheet shall be

exempt from disclosure according to I.C.A.R. 32(d). No claim, controversy or dispute, may be submitted to any court in the state for determination or judgment without filing a complaint or petition or application as provided in these rules; nor shall any judgment or decree be entered by any court without service of process upon all parties affected by such judgment or decree in the manner prescribed by these rules.

IT IS FURTHER ORDERED, that this order and these amendments shall be effective January 1, 2014.

IT IS FURTHER ORDERED, that the above designation of the striking of words from the Rules by lining through them, and the designation of the addition of new portions of the Rules by underlining such new portion is for the purposes of information only as amended, and NO OTHER AMENDMENTS ARE INTENDED. The lining through and underlining shall not be considered a part of the permanent Idaho Rules of Civil Procedure.

IT IS FURTHER ORDERED, that the Clerk of the Court shall cause notice of this Order to be published in one issue of *The Advocate*.

DATED this 25 day of November, 2013.

By Order of the Supreme Court

R Burdick
Roger S. Burdick, Chief Justice

ATTEST:
Stephen Kenyon
Stephen W. Kenyon, Clerk

I, Stephen W. Kenyon, Clerk of the Supreme Court of the State of Idaho, do hereby certify that the above is a true and correct copy of the Order entered in the above entitled cause and now on record in my office.
WITNESS my hand and the Seal of this Court 12/4/13

STEPHEN W. KENYON Clerk
By: Kimberly Grove Deputy