In the Supreme Court of the State of Idaho

IN RE: DELETION OF SOME IDAHO)
RULES OF CIVIL PROCEDURE) ORDER
)

The Court, having considered a recommendation from the Civil Rules Update Committee to delete certain rules of the Idaho Rules of Civil Procedure and to move some to the Idaho Court Administrative Rules, and the Court being fully informed;

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

1. That the following Idaho Rules of Civil Procedure be, and the same are hereby, DELETED:

Rule 1(b). Amendments.

Rule 4(c)(2). Executing Process.

Rule 4(c)(3). Service of Facsimile or Telegraphic Copy.

Rule 7(b)(2). Captions, Signing and Form of Motions.

Rule 7(c). Demurrers, Pleas and Exceptions Abolished.

Rule 13(f). Omitted Counterclaim.

Rule 37(f). Expenses Against State of Idaho.

Rule 54(d)(4). Nonresident Cost Bond Prohibited.

Rule 54(e)(9). Effective Date.

Rule 55(d). Plaintiffs, Counterclaimants, Cross-Claimants Covered by Default Judgment Rule.

Rule 72(a). Uniform Probate Code – Guardians and Conservators.

Rule 77(a). Court in Continuous Session – Terms Abolished.

Rule 78. Motion Day.

Rule 79(f). Other Books and Records of the Clerk.
Rule 80. Stenographic Report or Transcript as Evidence.

Rule 82(b). Attorney Magistrates.

Rule 83(y). Listening to or Copying Recording Tapes.

Rule 86. Effective Date.

2. That the following Idaho Rules of Civil Procedure be, and the same are hereby, DELETED but with the additional notation that they will be moved to the Idaho Court Administrative Rules:

8(a)(2). Transfer.

11(a)(3). Withdrawal of Files.

16(k) (13) Qualifications of Mediators.

47(a). Selection of Master Jury List and Master Jury Wheel.

47(b). Selection of Jury Panel.

77(c). Clerk's Office and Orders by Clerk.

82(c)(1). Jurisdiction of all Magistrates.

82(c)(2). Assignment of Additional Cases to Attorney Magistrates.

82(c)(4). Special Assignment to Attorney Magistrates.

82(c)(5). Enlargement of Dollar Amount of Cases Assignable.

83(d). Record of Proceeding of Magistrates Division.

85(g). Registration of Private Civil Litigation Evaluators.

IT IS FURTHER ORDERED, that this order and these amendments shall be effective the first day of July, 2016.

DATED this 2nd day of December, 2015.

By Order of the Supreme Court

Jim Jones, Chief Justice

ATTEST: Stephen Kyan
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 12.4.15

Stephen Kenyon
Clerk

By: Tina D. Thomas
Deputy