

## Proposed Amendments to Rule 26.1

Rule 26.1 is amended as follows:

### Rule 26.1. Costs

~~All costs, charges, and expenses incident to taking depositions shall be borne by the~~ **The** party making application for the same **requesting the deposition**, unless otherwise provided for by stipulation or by **court** order, ~~of the court~~ **will pay all costs, charges, and expenses incident to taking it.**

~~**PRACTICE COMMENT:** Pursuant to the renumbering of the Rules, the former Rule 26(h) now will be identified as Rule 26.1.~~

(Added Sept. 30, 2003, eff. Jan. 1, 2004; **as amended \_\_\_\_\_, 2009, eff. \_\_\_\_\_, 2010.**)

### Advisory Committee Note

The language of Rule 26.1 has been amended as part of the general restyling of these rules to make them more easily understood and to make style and terminology consistent throughout the rules. These changes are intended to be stylistic only.