

RULE	AMENDMENT
<p>“Issuing Court” Rule 45(a)(2)</p>	<p>All subpoenas must issue from the court where the action is pending.</p>
<p>“Notice to Other Parties Before Service” Rule 45(a)(4)</p>	<p>A party serving a subpoena for documents or inspection of premises must provide notice and a copy of the subpoena to all parties prior to serving the subpoena on the intended recipient.</p>
<p>“Service in the United States” Rule 45(b)(2)</p>	<p>Subpoenas may be served at any place in the United States.</p>
<p>“Place of Compliance” Rule 45(c)</p>	<p>Rule 45(c) -All witnesses may be compelled to attend a trial, hearing, or deposition if it is within 100 miles where they reside, are employed, or regularly transact business in person.</p> <p>-A non-party witness may be compelled to attend a trial anywhere within the state where they reside, are employed, or regularly transact business in person if they would not incur “substantial expense.”</p> <p>-A party or party’s officer may be compelled to attend a trial anywhere within the state where they reside, are employed, or regularly transact business in person.</p>
<p>Subpoena-Related Motions  Rule 45(d)(2)(B), (d)(3) &amp; (e)(2)(B)</p>	<p>Motions to quash a subpoena, to compel production or inspection from a person subject to a subpoena, and to determine a claim of privilege as to information produced in response to a subpoena must be brought in the court where compliance is required.</p>
<p>“Transferring a Subpoena-Related Motion” Rule 45(f)</p>	<p>The compliance court may transfer a subpoena-related motion to the issuing court if:</p> <ol style="list-style-type: none"> <li>(1) The party subject to the subpoena consents; or</li> <li>(2) The court finds “exceptional circumstances.”</li> </ol> <p>To enforce its order, the issuing court may transfer the order back to the compliance court.</p>
<p>“Contempt” Rule 45(g)</p>	<p>-A court may impose contempt sanctions for disobeying a subpoena-related order in addition to the subpoena itself.</p> <p>-In the event a subpoena-related motion is transferred, a person who fails to comply with a subpoena can be held in contempt of both the compliance court and the issuing court.</p>