

32.1 Editing Video Depositions for Court Proceedings.

(a) Notice to Opposing Parties.

After the court rules on the unresolved objections raised in a motion in limine brought under Nebraska Civil Rule 30.1(f), the party seeking to use the deposition must notify opposing parties of the pages and line numbers of the deposition transcript that the party plans to delete from the tape. The party seeking to use the video deposition at trial must then edit the tape accordingly and bear the editing expense.

(b) Overruled Objections.

If the court overrules an objection made during the deposition, the objection need not be deleted. If requested, the court will give an instruction regarding objections heard on the video when the deposition is shown at trial.

(c) Copy to Opposing Parties.

At least 7 days before showing the video, the party seeking to use the tape at trial must deliver a copy of the edited video to opposing attorneys. An opposing attorney may only object if (1) the edited version does not comply either with (A) the parties' agreement described in Nebraska Civil Rule 30.1(e), or (B) the court's ruling on the motion in limine filed under Nebraska Civil Rule 30.1(f); or (2) the quality of the video will make it difficult for the jury to understand. Any objections must be in writing and served at least 24 hours before the video is to be shown.