



WHY YOUR STATE SHOULD ADOPT THE UNIFORM INTERSTATE DEPOSITIONS AND DISCOVERY ACT

The Uniform Interstate Depositions and Discovery Act (UIDDA) addresses the need for an efficient and inexpensive procedure that would allow litigants to depose individuals and conduct discovery in a state other than the trial state. The Act improves current state procedures in the following ways:

- ***UIDDA is efficient.*** The clerk of court in the discovery state acts in a purely ministerial role, but in a manner that is sufficient to invoke jurisdiction of the discovery state over the deponent.
- ***UIDDA is inexpensive.*** The Act eliminates the need for out-of-state litigants to obtain a commission or local counsel in the discovery state and file miscellaneous actions during discovery in order to subpoena individuals located outside the trial state.
- ***UIDDA minimizes judicial oversight.*** Under the Act, there is no need to present the matter to a judge in the discovery state before a subpoena can be issued.
- ***UIDDA implements clear rules governing discovery.*** Discovery permitted by the Act must comply with the laws of the discovery state. UIDDA recognizes that the discovery state has a significant interest in protecting its residents who become non-party witnesses in an action pending in a foreign jurisdiction from unreasonable or burdensome discovery requests. Moreover, all motions to quash or modify a subpoena must comply with the law of the discovery state.

For further information about UIDDA, please contact Legislative Counsel Lindsay Beaver at (312) 450-6618 or lbeaver@uniformlaws.org.