

STATE OF VERMONT
VERMONT SUPREME COURT
APRIL TERM, 2024

**Order Promulgating Amendments to Rule 8
of the 2020 Vermont Rules for Electronic Filing**

Pursuant to the Vermont Constitution, Chapter II, § 37, and 12 V.S.A. § 1, it is hereby ordered:

1. That Rule 8 of the 2020 Vermont Rules for Electronic Filing be amended as follows (new matter underlined):

RULE 8. EXHIBITS

(a) **Filing of Proposed Exhibits.** All documents and photographs which are offered into evidence as exhibits will be added to the electronic casefile unless the offer is withdrawn.

(b) **Admitted Exhibits.** If a document or photograph is admitted into evidence, court staff must tag the electronic case record to reflect the admission.

(c) **Physical Exhibits.** Physical exhibits that cannot be added directly to the electronic casefile will be added to the nonelectronic file and the court may order that they also be scanned or photographed, and the image added to the electronic casefile. Admitted exhibits must be tagged and the electronic case record must reflect the admission.

(d) **Manner of Filing.** All exhibits must be filed as separate documents into the electronic filing system.

Reporter's Notes—2024 Amendment

Rule 8 is amended to add new subdivision (d), which addresses the manner for filing exhibits into the electronic filing system. This rule concerns the filing of exhibits related to an evidentiary hearing and does not address attachments to motions, which are covered by Rule 5(g), or other pleadings. The rule change codifies current practice for the e-filing of exhibits. The Vermont Judiciary website contains detailed instructions on how to submit exhibits with an exhibit list as the lead document and the exhibits as attachments to that lead document. The amended rule requires that each exhibit be submitted as a separate document instead of as one compiled document. It is important to separate exhibits into separate files so individual exhibits can be properly tracked and marked as offered or admitted.

2. That these amendments be prescribed and promulgated, effective on July 1, 2024. The Reporter's Notes are advisory.

3. That the Chief Justice is authorized to report these amendments to the General Assembly in accordance with the provisions of 12 V.S.A. § 1, as amended.

Dated in Chambers at Montpelier, Vermont, this 1st day of April, 2024.



Signed by the Vermont Supreme Court

Paul L. Reiber, Chief Justice

Harold E. Eaton, Jr., Associate Justice

Karen R. Carroll, Associate Justice

William D. Cohen, Associate Justice

Nancy J. Waples, Associate Justice