



Virginia Reporter

Virginia Court Reporters Association

RETENTION OF COURT REPORTER RECORDS

In answer to a question posed at Fall Education Day about retention of court reporting notes, Don Scott provided the following Code of Virginia Sections.

CIVIL CASES

§17.1-128. Recording evidence and incidents of trial in certain civil cases and cost thereof; cost of transcripts; preservation of original notes or records; certified transcript prima facie correct.

In all civil cases, the court or judge trying the case may by order entered of record provide for the recording verbatim of the evidence and incidents of trial either by a court reporter or by mechanical or electronic

devices approved by the court. The expense of reporting and recording the trial of a civil case shall be paid by the litigants in the manner and in the proportion as the court may in its discretion direct. A transcript of the record, when required by any party, shall be paid for by such party. The court on appeal may provide that such cost may, in civil cases, be reimbursed to the party prevailing. The failure to secure the services of a reporter, or the failure to have the case reported or recorded for any other reason, shall not affect the proceeding or trial. The reporter or other individual designated to report and record the trial shall preserve the original shorthand notes or other original records for

not less than five years. The transcript in any case certified by the reporter or other individual designated to report and record the trial shall be deemed prima facie a correct statement of the evidence and incidents of trial.

The administration of this section shall be under the direction of the Supreme Court of Virginia.

CRIMINAL CASES

§19.2-165. Recording evidence and incidents of trial in felony cases; cost of recording; cost of transcripts; certified transcript deemed prima facie correct; request for copy of transcript.

Continued on page 2.

UP COMING EVENTS:

March 23– 25, 2007: VCRA
Annual Convention,
Omni Richmond Hotel,
Richmond, VA

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VCRA ANNUAL CONVENTION - MARCH 23 TO 25, 2007

The 2007 Annual Convention will be held at the Omni Hotel, 100 South 12th Street, Richmond, Virginia, from March 23 to 25. It's been some time since we have held an annual convention in Richmond and this one promises to be one you won't want to miss. The luxurious Omni Hotel is an ideal location with lots of shops and restaurants nearby. At the request of the membership, we will not have a banquet Saturday night, which gives everyone ample opportunity to discover

the great night life Richmond has to offer.

The Board is busy working on seminar speakers with a theme directed towards - everyone's favorite topic - Realtime! As we all know, Realtime is here to stay whether we like it or not. So why not jump on the bandwagon and be as informed and educated as you can. That in conjunction with some vendor breakout sessions will make this weekend the most technologically informative convention you



Omni Hotel

have ever attended.

Submitted by Carol Tayloe

*Look for more information coming out the first of the year and don't forget to mark your calendars -
March 23 to 25, 2007!!*

RETENTION OF COURT REPORTER RECORDS CONTINUED

In all felony cases, the court or judge trying the case shall by order entered of record provide for the recording verbatim of the evidence and incidents of trial either by a court reporter or by mechanical or electronic devices approved by the court. The expense of reporting or recording the trial of criminal cases shall be paid by the Commonwealth out of the appropriation for criminal charges, upon approval of the trial judge. However, if the defendant is convicted, the Commonwealth shall be entitled to receive the amount allocated to the court reporter fund under the fixed felony fee. Localities that maintain mechanical or electronic devices for this purpose shall be entitled to retain their reasonable expenses attributable to the cost of operating and maintaining such equipment.

In all felony cases where it appears to the court from the affidavit

of the defendant and other evidence that the defendant intends to seek an appeal and is financially unable to pay such costs or to bear the expense of a copy of the transcript of the evidence for an appeal, the trial court shall, upon the motion of counsel for the defendant, order the evidence transcribed for such appeal and all costs there for paid by the Commonwealth out of the appropriation for criminal charges. If the conviction is not reversed, all costs paid by the Commonwealth, under the provisions hereof, shall be assessed against the defendant.

The reporter or other individual designated to report and record the trial shall file the original shorthand notes or other original records with the clerk of the circuit court who shall preserve them in the public records of the court for not less than five years if an appeal was taken and a transcript was prepared, or ten years if no appeal was

taken. The transcript in any case certified by the reporter or other individual designated to report and record the trial shall be deemed prima facie a correct statement of the evidence and incidents of trial.

Upon the request of any counsel of record, or of any party not represented by counsel, and upon payment of the reasonable cost thereof, the court reporter covering any proceeding shall provide the requesting party with a copy of the transcript of such proceeding or any requested portion thereof.

The court shall not direct the court reporter to cease recording any portion of the proceeding without the consent of all parties or of their counsel of record.

The administration of this section shall be under the direction of the Supreme Court of Virginia.

Submitted by Don Scott

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RECIPE CORNER

- 1 sheet (about 7 ounces)
frozen puff pastry
- 2 tablespoons butter
- 1/2 cup maple syrup
- 1/2 vanilla bean, split
- 2 to 3 bananas, thickly sliced

On a floured surface, roll the pastry out a bit to even out the any folds and make it a touch thinner. Cut a 10-inch circle of dough from it, prick it, and keep it chilled. Preheat oven to 425 degrees F. Place a heavy 9 or 10-inch metal cake pan on the stove

on a large burner and turn the heat onto medium. Add the butter and warm to melt it. Add the maple syrup and vanilla bean and bring to a boil stirring a bit. Remove the vanilla bean. Take the pan off the heat and place the banana slices in the pan decoratively in concentric circles to cover the whole bottom of the pan. Place the pastry over the bananas to cover them, tucking the pastry down along the inside of the pan. Later, during baking, the pastry will shrink to fit the pan.

Bake for 20 to 25 minutes until the pastry is golden brown. Let cool in the pan 30 minutes then warm the bottom of the pan on the stove for a minute and turn the tart out onto a serving platter.

Taken from the Food Network,
Gale Gand

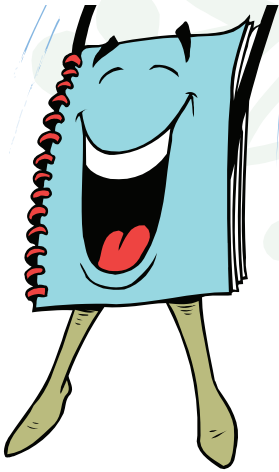
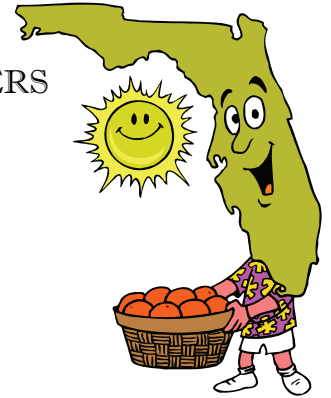
Sticky Banana Tart



FLORIDA STATE ASSOCIATION VOTES TO ADMIT VOICE WRITERS

The Florida Court Reporters Association voted at its annual business meeting Saturday to amend its constitution and bylaws to allow voice writers to become members of FCRA. Florida joins several other state associations that permit non-stenographic reporters to join.

NCRA bylaws require that a majority (50 percent plus one) of a state association's members must be stenographic reporters in order to be recognized as an NCRA affiliated association.



LIVENOTE ACQUIRED BY THOMSON CORP.

Thomson Corporation of Eagan, Minn., has acquired LiveNote Technologies and will operate the business as part of Thomson West. A corporate press release said that LiveNote will continue operations from its San Francisco and Denver locations, and key members of the management team led by Will Robberts, president, will continue with the business. LiveNote founder Graham Smith also remains with the business under a consulting agreement.

We Need Your Input!

The Board of the Virginia Court Reporters Association works hard to make sure the membership gets the most out of VCRA. If you have ideas, any ideas, please let us know. We would love to hear from the membership on what seminar topics you would like, what types of articles you would like to see, and your ideas on anything else court reporting or legal industry related. You can email the Executive Director, Brian Coleman, your ideas and he will make sure the Board receives them. His email address is brian@tayloassociates.com. Thank you.

MARYLAND SCHOOL OFFERS COURT REPORTING COURSES

Anne Arundel Community College is proud to be the largest single campus community college in the state of Maryland. The main campus is located in Arnold— just minutes from the state capital in Annapolis.

This school now offers courses in court reporting. Approved by the Maryland Court Reporters Association (MCRA), this new program is offered each term. If you would like more information, please go to www.aacc.edu/courtreporting/.



*Virginia Court Reporters
Association*

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