

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE

FILED BY Whe D.C.

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Administrative Order No. 97-13
Robert D. L. Folio
CLERK, U.S. DIST. CT.
W. D. OF TN, MEMPHIS

IN RE: RESCISSION OF ADMINISTRATIVE :
ORDER NO. 94-02 -- AMENDMENTS :
TO RULE 26 OF THE FEDERAL :
RULES OF CIVIL PROCEDURE :

As evidenced by Administrative Order No. 94-02, filed February 7, 1994, the United States District Court for the Western District of Tennessee initially chose to implement the Amendments to Rule 26 on a trial basis in order to obtain information regarding whether or not this District should opt out of any portion of the 1993 Rule 26 Amendments.

Subsequent to an initial implementation period, this court conducted in August 1995, a survey in order to solicit resident practitioners an evaluation of the practical effect of these amendments. Data collected from that survey were enlightening, but not conclusive. Accordingly, this court elected to continue to defer decision about whether or not to opt out of any portion of the Rule 26 amendments, pending establishment of a further-extended experience base from which to draw conclusions.

At their March 20, 1997 meeting, the judges of this court decided to adopt the 1993 Rule 26 Amendments in their entirety. Therefore, it is hereby

ORDERED that Administrative Order No. 94-02 be rescinded effective the date Administrative Order No. 97-13 is filed.

DONE AND ORDERED at Memphis, Tennessee, on this 1st day of
August, 1997.

FOR THE COURT: Julia Smith Gibbons
Julia Smith Gibbons
Chief United States District Judge