

**SUPREME COURT OF MISSISSIPPI
CIRCUIT COURT RULES
FOR THE SEVENTH CIRCUIT COURT DISTRICT**

**February 14, 1990
No. 89-R-99015
ORDER**

On December 6, 1989, Local Rules for the Seventh (7th) Circuit Court District were submitted to this Court for approval pursuant to Miss.R.Civ.P. 83. The Court having now considered the motion and the Rules finds that they should be approved, and submitted for publication as required by Miss.R.Civ.P. 83(d). Therefore,

IT IS ORDERED that the Local Rules for the Seventh (7th) Circuit Court District are hereby approved;

FURTHER, the Clerk of this Court is hereby ordered and directed to spread this Order at large on the minutes of the Court and to submit a certified copy of this Order and of the Local Rules attached hereto for publication as required by Miss.R.Civ.P. 83(d).

SO ORDERED this the 14th day of February, 1990.

FOR THE COURT:

ROY NOBLE LEE

Chief Justice

**LOCAL RULES FOR THE SEVENTH CIRCUIT COURT DISTRICT
RULE 1**

Rule 7(a) of the Mississippi Rules of the Civil Procedure limits and defines the pleadings which are allowed to be filed in any action. Therefore, due to the considerable cost to the parties of furnishing discovery materials, and the problems encountered with storage, this Court adopts the following procedure with regard to the non-filing of discovery materials with the court:

1. Interrogatories under Rule 33, M.R.C.P., and the answers thereto, Requests for production or Inspection under Rule 34, M.R.C.P., Requests for Admissions under Rule 36, M.R.C.P., and responses thereto, and depositions under Rule 30 and 31, M.R.C.P., shall be served upon other counsel or parties as provided by the Rules, but shall not be filed with the Circuit Court Clerk. The party responsible for service of the discovery material shall retain the original and become the custodian.

2. If relief is sought under the Mississippi Rules of Civil Procedure concerning any interrogatories, requests for production or inspection, request for admissions, answers to interrogatories, responses to requests for admissions or depositions, copies of the portions of the interrogatories, request, answers, responses or depositions in dispute shall be filed with the appropriate Circuit Court Clerk and with the assigned Judge contemporaneously with any motion filed under said Rules.

3. If interrogatories, requests, answers, responses or depositions are to be used at trial or are necessary to a pre-trial motion which might result in a final order on any issue, the portions to be used shall be considered an exhibit and filed with the Clerk at the outset of the trial or at the filing of the motion insofar as their use can be reasonably anticipated.

4. When documentation of discovery not previously in the record is needed for appeal purposes, upon an application and order of the Court, or by stipulation of counsel, the necessary discovery papers shall be filed with the Clerk.

The Clerk of this Court is authorized and directed to return forthwith any discovery materials submitted for filing which does not comply with the requirements set forth hereinabove. This order shall be spread on the minutes of this Court and a copy thereof made available to any attorney and/or party requesting same.

The attached Rule 2 is hereby adopted as a local rule for the Seventh Circuit Court District, effective January 1, 1990, or upon its approval by the Supreme Court of Mississippi whichever is later.

ORDERED this 30th day of November, 1989.

WILLIAM F. COLEMAN

L. BRELAND HILBURN

FRED L. BANKS, Jr.

T. MARK SLEDGE

Circuit Judges

POLICIES FOR THE SEVENTH CIRCUIT COURT DISTRICT

RULE 2

All letters and numerals identifying instructions submitted by parties for the court's consideration in civil or criminal cases in this district shall be in conformity with Rule 51(b)(2), Mississippi Rules of Civil Procedure and shall be placed in the bottom right hand corner of each page. All instructions shall be entitled "Jury Instruction # _____" in order to allow the court to number the instructions given in such sequence as it deems proper.