

**UNITED STATES DISTRICT COURT**  
**EASTERN DISTRICT OF TENNESSEE**  
**OFFICE OF THE CLERK**  
800 Market Street, Suite 130  
Knoxville, Tennessee 37902  
(865) 545-4228

**DEBRA C. POPLIN**  
Clerk of the Court

**JOHN L. MEDEARIS**  
Chief Deputy Clerk

**NOTICE**

Pursuant to 28 U.S.C. § 2071(b), the Clerk of the Court hereby gives notice of and an opportunity for comment regarding the Court's proposal to abrogate current Local Rule 43.3 in its entirety and substitute the following in its place:

**LR43.3 Exhibits**

**(a) Presentation of Evidence.** Evidence should be presented in electronic format through the use of the presentation technology available in the courtroom to display evidence to the jury and the Court.

**(b) Custody with the Offering Party.** All exhibits shall be retained in the custody of the party offering them, subject to the orders of the Court. Any physical evidence presented during a court proceeding shall remain in the custody of the offering party which shall include, but not be limited to, the following types of bulky or sensitive exhibits: narcotics and other controlled substances; firearms; ammunition; explosive devices; jewelry; liquor; poisonous or dangerous chemicals; money or articles of high monetary value; counterfeit currency; biological hazards; and documents or physical exhibits of unusual bulk or weight.

At the conclusion of a trial or proceedings, the party offering such exhibits shall retain custody of them and be responsible to the Court for preserving them in their condition as of the time admitted until any appeal is concluded or the time for appeal has expired. The party retaining custody shall make such exhibits available to opposing counsel for use in preparation of an appeal and be responsible for their safe transmission to the appellate court, if required.

**(c) Disposition of Exhibits and Filed Depositions by Clerk of Court.** If the Court orders the Clerk of Court to take custody of any exhibit or filed deposition, parties must withdraw them no more than thirty (30) days after (1) the time for appeal, if any, has expired or (2) an appeal has been concluded and the mandate received. Parties failing to comply with this rule shall be notified by the Clerk to withdraw exhibits and depositions, after which the Clerk may destroy or otherwise dispose of them.

Comments should be directed in writing to Debra C. Poplin, Clerk of Court, by April 10, 2015, at the above address.