

79.2 CUSTODY OF EXHIBITS

- (a) **Withdrawal.** After trial or as soon as possible, but no more than 14 days after a verdict is rendered or a judgment is entered, the offering attorney must withdraw any exhibits in the Clerk's custody and give the Clerk a receipt for the exhibits.
- (b) **Duty to Retain Exhibits.** An attorney must:
 - 1. Retain exhibits withdrawn from the Clerk's custody until the judgment is no longer subject to appellate review;
 - 2. Preserve the retained exhibits in the same condition they were in when offered into evidence;
 - 3. If an opposing attorney requests the exhibits, make them available for examination and use at reasonable times and places; and
 - 4. Upon request, promptly return the exhibits to the Clerk.
- (c) **Destruction.** After the judgment is no longer subject to appellate review, an attorney may destroy or otherwise dispose of the exhibits. If an attorney does not claim and withdraw any exhibits, the Clerk may destroy or otherwise dispose of such exhibits.
Upon destroying the exhibits, the Clerk must enter a remark on the docket sheet reflecting the date and fact of destruction.
- (d) **Sanctions.** The Court may impose sanctions on any person that violates this Rule. The Court retains jurisdiction over the parties and their attorneys for the purpose of enforcing this Rule, even after judgment has been entered.