

UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

REVISED PUBLIC NOTICE

ELECTRONIC AVAILABILITY OF TRANSCRIPTS OF
PROCEEDINGS BEFORE U.S. DISTRICT AND MAGISTRATE JUDGES

EFFECTIVE MONDAY, MAY 12, 2008

Copies of Transcripts:

Beginning **Monday, May 12, 2008**, transcripts of proceedings before the U.S. District Judges and Magistrate Judges in the District of Hawaii prepared by Official Court Reporters, per diem court reporters, and court approved transcribers will be filed electronically. Transcripts will be e-filed no later than three (3) court days following the delivery of the transcript to the original requestor and will be available for viewing at the Clerk's Office public terminal, but may NOT be copied nor reproduced by the Clerk's Office for a period of 90 days. During the first 90 days, copies can only be obtained through payment to the court reporter(s) or transcriber(s) at the court-ordered copy rates. After 90 days, the transcript will be available remotely for viewing, downloading, or printing a copy from PACER (www.pacer.psc.uscourts.gov) at \$.08 cents per page or from the Clerk's Office at a rate of \$.10 per page. Please note that the [Electronic Access Public Access Fee Schedule](#) was revised on March 11, 2008 and indicates that the \$2.40 maximum fee per document viewed does not apply to transcripts.

Parties ordering an original or copy of a transcript through the court reporter or transcriber will be given electronic access to the transcript through the court's CM-ECF system.

This will apply to all transcripts of proceedings or parts of proceedings filed on or after **Monday, May 12, 2008**, regardless of when the proceeding took place.

Requests for Redaction:

On December 1, 2007, amendments to the Federal Rules of Civil and Criminal Procedure that relate to the E-Government Act of 2002 became effective. Civil Rule 5.2 and Criminal Rule 49.1 require that personal identifiers be redacted from documents filed with the court. The redaction requirement is as follows:

- Social Security numbers should be limited to the last four digits (xxx-xx-1234);
- Names of minor children should be described as initials (A.B.);
- Dates of birth should be limited to year only (xx/xx/1959);
- Financial account numbers should be limited to the last four digits (xxxx1234);
- And in criminal cases, home addresses should only reference city and state.

The responsibility to request redaction of personal identifiers in official transcripts rests upon case participants. Unless otherwise ordered by the court, attorneys must review the following portions of the transcript:

- opening and closing statement made on the party's behalf;

- statements of the party;
- testimony of any witness called by the party;
- sentencing proceedings;
- any other portion of the transcript as ordered by the court.

When transcripts are filed with the Clerk’s Office, a Notice of Electronic Filing (NEF) will be generated to all registered CM-ECF participants affiliated with the case from which the transcript is derived. **THE COURT WILL NOT BE NOTIFYING NON-ECF ATTORNEYS VIA OTHER MEANS.** Therefore, the court encourages all attorneys to register for CM-ECF. Visit www.hid.uscourts.gov for more information.

The process for initiating transcript redaction is as follows.

When	Who/What	How
Within 21 days of transcript file date	Participant files Statement of Redaction(s) Pursuant to FRCP 5.2 or FRCrP 49.1, which must be served on the court reporter or transcriber	In paper format at the Clerk’s Office or via CM-ECF (sample attached and available at www.hid.uscourts.gov)
Within 10 days after deadline for filing Statement of Redactions	Court Reporter or Transcriber files redacted version of transcript	Electronically via CM-ECF

If a Statement of Redaction(s) is not timely filed, the transcript will be made electronically available, without redaction, 90 days after the transcript file date.

Court Reporters and transcribers may only redact the personal identifiers previously listed, without order of the court. Participants who wish to redact additional information may do so by way of motion to the court, which must be served upon all parties and the applicable court reporter or transcriber within 21 days of transcript file date. Redacted transcripts will not be remotely available to the general public via PACER before the redaction period has run and the redactions have been completed or until the 90 day period has expired.

Counsel appointed pursuant to the Criminal Justice Act may claim compensation, at the applicable rate, for the time spent reviewing the transcript and preparing related filings, as well as for costs associated with obtaining a copy of the transcript.