

STATE OF WEST VIRGINIA

At a Regular Term of the Supreme Court of Appeals continued and held at Charleston, Kanawha County, on the 14<sup>th</sup> day of November 2012, the following order was made and entered:

**RE: AMENDMENTS TO RULE 43 OF THE WEST VIRGINIA RULES OF CIVIL PROCEDURE AND RULE 56 OF THE RULES OF PRACTICE AND PROCEDURE FOR FAMILY COURT**

This day came the Court, on its own motion, and proceeded to consider amendments to Rule 43 of the West Virginia Rules of Civil Procedure and Rule 56 of the Rules of Practice and Procedure for Family Court, as presented by Jennifer Singletary, Director for Special Projects. Upon consideration whereof, the Court is of opinion to and does hereby provisionally approve said amendments, effective immediately, with a period of public comment to conclude on December 28, 2012, with comments to be filed with the Clerk of this Court. Deletions are indicated by strikethroughs and insertions are indicated by underscoring, to read as follows:

**West Virginia Rules of Civil Procedure**

\* \* \*

**“43. Taking of testimony**

\* \* \*

(f) Interpreters. The court may appoint an interpreter of its own selection and may fix the interpreter’s reasonable compensation. The compensation shall be paid out of funds provided by law, ~~or by one or more of the parties as the court may direct and may be taxed ultimately as costs, in the discretion of the court.~~”

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**Rules of Practice and Procedure for Family Court**


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**“56. Interpreters.**

The court may appoint an interpreter of its own selection and may fix the interpreter’s reasonable compensation. The compensation shall be paid out of funds provided by law, ~~or by one or more of the parties as the court may direct and may be taxed ultimately as costs, in the discretion of the court.~~

A True Copy

Attest:

  
Deputy Clerk, Supreme Court of Appeals