

**CALIFORNIA CODE OF CIVIL PROCEDURE REGARDING READ & SIGN**

**This applies to only State of California captioned cases**

**(As of June 30th, 2005 the Code of Civil Procedure was renumbered. )**

**2025.520. "FOLLOW THE CODE"**

***(a) If the deposition testimony is stenographically recorded, the deposition officer shall send written notice to the deponent and to all parties attending the deposition when the original transcript of the testimony for each session of the deposition is available for reading, correcting, and signing, unless the deponent and the attending parties agree on the record that the reading, correcting, and signing of the transcript of the testimony will be waived or that the reading, correcting, and signing of a transcript of the testimony will take place after the entire deposition has been concluded or at some other specific time. (Chase Note: This is what counsel sometimes stipulates not to do. If counsel just goes off the record without mentioning read & sign, we have to "follow the code" and do the following.)***

***(b) For 30 days following each notice under subdivision (a), unless the attending parties and the deponent agree on the record or otherwise in writing to a longer or shorter time period, the deponent may change the form or the substance of the answer to a question, and may either approve the transcript of the deposition by signing it, or refuse to approve the transcript by not signing it. (Plus 5 days for mailing)***

***(c) Alternatively, within this same period, the deponent may change the form or the substance of the answer to any question and may approve or refuse to approve the transcript by means of a letter to the deposition officer signed by the deponent which is mailed by certified or registered mail with return receipt requested. A copy of that letter shall be sent by first-class mail to all parties attending the deposition. (Chase Note: The witness may read his attorney's certified copy & send us a letter! The witness does NOT have to come to our office!!)***

***(d) For good cause shown, the court may shorten the 30-day period for making changes, approving, or refusing to approve the transcript.***

***(e) The deposition officer shall indicate on the original of the transcript, if the deponent has not already done so at the office of the deposition officer, any action taken by the deponent and indicate on the original of the transcript, the deponent's approval of, or failure or refusal to approve, the transcript. The deposition officer shall also notify in writing the parties attending the deposition of any changes which the deponent timely made in person.***

***(Chase Note: We bind at the back of the transcript this letter to all counsel stating what happened.)***

***(f) If the deponent fails or refuses to approve the transcript within the allotted period, the deposition shall be given the same effect as though it had been approved, subject to any changes timely made by the deponent.***