

FACSIMILE TRANSMISSION OF DOCUMENTS TO THE COURT

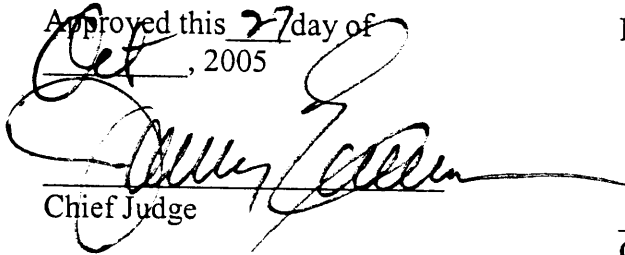
I. Effective November 1, 2005 and pursuant to Sec. 801.16(2)(a) Wis. Stats., the court establishes the following rules concerning the filing of documents and papers by facsimile:

- II. Facsimile documents transmitted directly to the court shall be accepted for filing only at 920-787-0481 and pursuant to the following provisions:
- a. The document, inclusive of cover letter, does not exceed twenty (20) pages in length.
 - b. The transmission shall include a cover letter that clearly identifies the document(s) being filed and that reveals all parties and/or counsel are receiving the same communication.
 - c. No filing fee is required.
 - d. The circuit court must not incur any fee or charge for accepting or receiving the facsimile document.
 - e. The regular business hours of the Waushara County Circuit Court are 8:00 a.m. to 4:30 p.m. Documents and papers will be considered filed on the date that they are received by facsimile at 920-787-0481, provided that the facsimile transmission is completed within these business hours. Facsimile transmissions are completed after regular business hours shall be considered filed on the next business day.
 - f. Facsimile papers are considered filed upon receipt by the clerk of the circuit court and are the official record of the court and may not be substituted or withdrawn. The party transmitting the papers or documents shall not send additional or "hard copies" of the facsimile transmission. Any duplicate papers subsequently received by the Clerk of Circuit Court, judge or court commissioner shall be disregarded and discarded by the Clerk of Circuit Court.
 - g. Parties who have transmitted documents by facsimile to the court shall retain the "original" document used for the facsimile transmission within their own file.
 - h. Any issue regarding the authenticity of the document submitted by facsimile shall place the burden of establishing authenticity upon the party who transmitted it.
- III. The responsibility for timely and complete receipt of a document or paper submitted by facsimile shall rest with the party who submitted it. The circuit court, judge, commissioner, or clerk shall not be responsible for:
- a. Errors or failures in transmission that result in missing or illegible documents.
 - b. Periods when the circuit court facsimile machine is not operational; regardless of the reason.

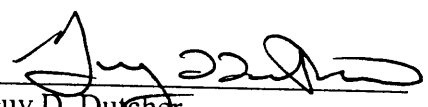
- IV. The judge assigned to a specific matter may authorize the filing of documents in a manner that does not conform to these rules provided good cause is shown and there is compliance with Sec. 801.16 Wis. Stats. Facsimiles exceeding twenty (20) pages in length must include a representation from the submitting party that the judge or court commissioner has approved a facsimile that exceeds the limitations of these Waushara County Rules.
- V. Documents that are received by plain-paper facsimile other than the through the facsimile machine at 920-787-0481 shall be accepted for filing only if the transmission complies with all elements of the Waushara County Rules or in the event that the filing includes a written representation that the procedure was approved by the judge or court commissioner.
- VI. Documents that are not to be filed but are used by the court for reference or other purposes may be transmitted by facsimile within the discretion of the judge, court commissioner or clerk.

Dated this 14th day of October, 2005.

Approved this 27 day of Oct, 2005


Chief Judge

By the Court:


Guy D. Dutcher
Circuit Court Judge
Waushara County, Wisconsin