

You may have recently seen or heard suggestions to modify your deposition notices to allow for the recording of deposition testimony solely by digital audio and/or by artificial intelligence (AI) means, without having a certified court reporter present. **This practice is sometimes referred to as *digital reporting*.**



## Digital reporting is not court reporting.

- ✓ Make sure you know what methods of taking the record are permitted in your jurisdiction.
- ✓ Laws, rules, and regulations for making a record vary from state to state and jurisdiction to jurisdiction, and many do not accept digital recording as a means of capturing or protecting the record.

**Simply creating an audio recording or relying on AI recording of a deposition is not court reporting. If it were, anyone could do it.**

## Digital reporting is not regulated and carries significant risks.

- ✓ Your only record is an audio file. There could be disastrous consequences for your case when equipment malfunctions or fails.
- ✓ In most states, no training, degree, certification, or license is required.
- ✓ Transcripts can be outsourced (frequently outside the U.S.) with no regulatory oversight or accountability.

## Certified court reporters are licensed, regulated, and accountable to the public and the courts.

- ✓ Tested to demonstrate proficiency, with continuing education required.
- ✓ Must abide by all state laws, rules, and regulations, with possible sanctions for violations.
- ✓ Can provide instantaneous read back, simultaneous realtime, rough drafts, and expedited transcripts.
- ✓ Have three to four redundant backup files running at all times, including synchronized audio files that follow every word as it is spoken and written stenographically into the realtime transcript.



✓ **MAKE SURE  
YOUR NOTICE  
SPECIFIES A  
CERTIFIED  
COURT REPORTER**

**National Court Reporters Association**

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[NCRA.org/STRONG](http://NCRA.org/STRONG)

*Special thanks to the Washington Court Reporters Association*