

proper pooling procedures that meet the approval of the judge.

(J) Prohibitions. The following uses of recording devices are prohibited:

- (1) **No use of recording devices while the judge is outside the courtroom:** Except as provided in paragraph (E) of the rule regarding celebratory or ceremonial proceedings, a person may use a recording device in a courtroom only when the judge is in the courtroom, and use of a recording device must terminate when the judge leaves the courtroom.
- (2) **Recording of jurors:** Recording devices must be placed to avoid recording images of jurors or prospective jurors in any manner. Audio recordings of jurors' or prospective jurors' statements or conversations are also prohibited, except that the jury foreperson's announcement of the verdict or questions to the judge may be audio recorded.
- (3) **No recording of privileged or confidential communications:** In order to preserve the attorney client privilege and client confidentiality as set forth in the Georgia Rules of Professional Conduct and statutory or decisional law, no person shall make a recording of any communication subject to the attorney-client privilege or client confidentiality.
- (4) **No recording of bench conferences:** No person other than the court reporter may record a bench conference, unless prior express permission is granted by the judge.

(K) Recording not official court record. No recording of a judicial proceeding made pursuant to this rule may be used to modify or supplement the official court record of that proceeding without express permission of the judge pursuant to OCGA § 5-6-41(f).

(L) Disciplinary authorities. This rule does not apply to disciplinary authorities acting in the course of their official duties.

(M) Enforcement. Persons who violate this rule may be removed or excluded from the courtroom. A willful violation of this rule may be punishable as contempt of court.

The location and operations of the device(s) and recording shall be in conformity with U.S.C.R. 22 and any additional guidelines ordered by the Court.

So ordered, this _____ day of _____, 20_____.

Judge, Superior Court

Copies sent to:

Requesting individual/firm
Parties to the case: