

Declaration of Deponent

(Effective 10/01/19)

This document will be used in lieu of administering an oath, but only when the deponent either has no ID or they didn't bring it to the deposition.

DO NOT SWEAR IN THE WITNESS!!

The Legislature wrote strict penalty-of-perjury wording to be included in the body of the declaration document. The top portion has brief information about the case name, which we need to fill in, and at the bottom there are lines for the deponent to sign and date the document, as well as lines for two witness signatures. The reporter and an attorney can sign as witnesses. You are not notarizing anything. You are not attesting to the identity of the witness. You are simply witnessing that the deponent signed the declaration.

The declaration document should be marked as an exhibit and attached to the deposition transcript.

In place of your sworn blurb at the beginning of your transcript, we suggest the following verbiage:

JOHN SMITH, after executing the declaration attached as an exhibit hereto, testifies as follows:

On your certificate page, if you have wording that references you swearing the witness or the witness being first duly sworn by you, we suggest the following verbiage:

I, JANE DOE, a Notary Public in and for the State of North Carolina, do hereby certify that there came before me on DATE, the person hereinbefore named, JOHN SMITH, who executed a declaration, which is attached as an exhibit hereto, and who made an attestation through this declaration that his testimony is truthful.

DECLARATION OF DEPONENT

State _____
County _____
Court _____
District _____
Division _____
File / Case / Cause / Civil Action Number _____

Case Name

_____ ,

vs.

_____ ,

vs.

_____ ,

The Undersigned, pursuant to G.S. § 1A-1, Rule 30(i) of the North Carolina Rules of Civil Procedure, hereby attests as follows:

My deposition in this matter was taken on _____, 20____. Under penalty of perjury, I declare that my testimony is truthful and I acknowledge that a material misstatement of fact made by me while giving my testimony may be grounds for a conviction of perjury under the laws of this State. I understand that this declaration shall be attached to my deposition transcript as an exhibit and filed with the transcript.

This the ____ day of _____, 20____.

Name of Deponent (print): _____

Signature of Deponent: _____

Address of Deponent: _____

Witness: _____

Witness: _____

DECLARATION OF DEPONENT

(SAMPLE 2B)

State Florida
County Hillsborough
Court Circuit Court of the 13th Judicial Circuit
District N/A
Division N/A
File / Case / Cause / Civil Action Number Case No. 2019-CA-123456

Case Name

Robert Green, et al,
Plaintiffs,
vs.
John Doe Hospital, Inc, John Brown, M.D., et al.
Defendants.,
vs.
N/A

The Undersigned, pursuant to G.S. § 1A-1, Rule 30(i) of the North Carolina Rules of Civil Procedure, hereby attests as follows:

My deposition in this matter was taken on October 1, 2019. Under penalty of perjury, I declare that my testimony is truthful and I acknowledge that a material misstatement of fact made by me while giving my testimony may be grounds for a conviction of perjury under the laws of this State. I understand that this declaration shall be attached to my deposition transcript as an exhibit and filed with the transcript.

This the 1st day of October, 2019.

Name of Deponent (print): Robert Green

Signature of Deponent: Robert Green

Address of Deponent: 23 Main Street
Raleigh, NC 27609

Witness: John Richards

Witness: Judy Reins