# IRFLP 411 Signing of Discovery Requests, Responses, and Objections

**Idaho Rules of Family Law Procedure Rule 411. Signing of Discovery Requests, Responses, and Objections.**

A. Requests and responses to be signed. Every request for discovery or response or objection thereto made by a party represented by an attorney shall be signed by at least one attorney of record in the attorney's individual name, whose address shall be stated. A party who is not represented by an attorney shall sign the request, response, or objection and state the party's address.

B. Signature constitutes certification. The signature of the attorney or party constitutes a certification that the signer has read the request, response, or objection, and that to the best of the signer's knowledge, information, and belief formed after a reasonable inquiry it is:

1.consistent with these rules and warranted by existing law or a good faith argument for the extension, modification, or reversal of existing law;

2.not interposed for any improper purpose, such as to harass or to cause unnecessary delay or needless increase in the cost of litigation; and

3.not unreasonable or unduly burdensome or expensive, given the needs of the case, the discovery already had in the case, the amount in controversy, and the importance of the issues at stake in the litigation.

C. Unsigned requests or responses to be stricken. If a request, response, or objection is not signed, it shall be stricken unless it is signed promptly after the omission is called to the attention of the party making the request, response or objection and a party shall not be obligated to take any action with respect to it until it is signed.

D. Sanctions. If a certification is made in violation of the rule, the court, upon motion or upon its own initiative, shall impose upon the person who made the certification, the party on whose behalf the request, response, or objection is made, or both, an appropriate sanction, which may include an order to pay the amount of the reasonable expenses incurred because of the violation, including reasonable attorney's fees.

(Adopted April 2, 2014, effective for early adopters July 1, 2014, effective statewide July 1, 2015.)

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