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## OUT-OF-STATE SUBPOENA CITATION CHART

My article, [Obtaining Out-of-State Evidence for State Court Civil Litigation: Where to Start?](#), was published in the Georgia Bar Journal in October 2011. Since then, several states have adopted the Uniform Interstate Depositions and Discovery Act. Below is an updated table with citations to each state's relevant statute or rule on obtaining a subpoena to depose a witness in that state for an action pending elsewhere.

I also created an [Out-of-State Subpoena Toolkit](#) to answer more questions and collect my resources. I've continued helping out-of-state counsel issue, serve, and enforce out-of-state subpoenas in Georgia. And when I learn something new in this niche practice, I write about it. You can [read my out-of-state subpoena posts](#).

State where you need discovery	Method	Statute or Rule	Helpful Websites
Alabama	UIDDA  Issued with court involvement	ALA. CODE § 12-21-402  ALA. R. CIV. P. 28(c)	<a href="#">Application for Issuance of a Foreign Subpoena</a>
Alaska	UIDDA	ALASKA R. CIV. P. 45.1	

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Arizona	UIDDA	ARIZ. R. CIV. P. 45.1	<a href="#">Instructions for issuance of a foreign subpoena</a> , from Maricopa County Clerk of Court
Arkansas	Issued without court intervention by filing notice of deposition	ARK. R. CIV. P. 45(f)	
California	UIDDA	CAL. CIV. PROC. CODE §§ 2029.100 - .900	<a href="#">California subpoena forms</a> Joshua J. Pollack and Joseph K. Wright, <a href="#">Preparing for the UIDDA's New Rules for Foreign Depositions</a> , Los Angeles Lawyer, Dec. 2008, at 13
Colorado	UIDDA	COLO. REV. STAT. ANN. §§ 13-90.5-101 to -107	<a href="#">Issuing out of state subpoena forms</a> , from Colorado Judicial Branch
Connecticut	2 procedures, one w/o court intervention	CONN. GEN. STAT. §§ 52-148e(f), 52-155; CONN. R. SUPER. CT. CIV. § 13-28(g)	<a href="#">Connecticut Superior Court</a>
Delaware	UIDDA	DEL. CODE ANN. tit. 10, § 4311	<a href="#">Sample Delaware subpoena</a>



State where you need discovery	Method	Statute or Rule	Helpful Websites
District of Columbia	UIDDA or by commission with court approval	D.C. Code §§ 13-441 to -448; D.C. R. CIV. PROC. 28-1; D.C. CODE § 14-103	Regarding medical records: <a href="#">Order re Charca-Lupaca v. Maza</a>  <a href="#">Blog post on Virginia Business Litigator, Sept. 30, 2014</a>
Florida	UFDA	FLA. STAT. ANN. § 92.251; FLA. R. CIV. PROC. 1.410(g)	<a href="#">Instructions from Brevard County Clerk</a>  <a href="#">Instructions from Miami-Dade County Clerk</a>
Georgia	UIDDA or by commission	O.C.G.A. §§ 24-13-110 to -116	Rebecca Phalen's <a href="#">Out-of-State Subpoena Toolkit</a>
Hawaii	UIDDA  Issued with court involvement	HAW. REV. STAT. § 624D-1 to 624D-7  HAW. REV. STAT. § 624-27	
Idaho	UIDDA	IDAHO R. CIV. P. 45(i)	
Illinois	Issued with court involvement  UIDDA	I.L.C.S. S. CT. RULE 204(b)  735 I.L.C.S. 35/1 to 35/9.5	Teri L. Tully, <a href="#">A useful process for local counsel to master</a> , Chicago Daily Law Bulletin, Apr. 2014.

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Indiana	UIDDA  Issued with court involvement	IND. CODE §§ 34-44.5-1-1 to -44.5-1-11  IND. R. TRIAL PROC. 28(E)	Guidance from <a href="#">Marion County Superior Court</a>  Germaine Winnick Willett & Pamela J. Heath, <a href="#">IBA: An Alternative to Rule 28(E) for Service of Non-Party Discovery</a> , The Indiana Lawyer, June 2013
Iowa	UIDDA  Issued without court intervention	IOWA CODE ANN. RULE 1.1702  IOWA CODE ANN. § 622.84	
Kansas	UIDDA	KAN. STAT. ANN. § 60-228a	Angela Higgins, <a href="#">Utilizing the Kansas UIDDA</a> , Nov. 2013
Kentucky	UIDDA	KY. REV. STAT. ANN. § 421.360	
Louisiana	UIDDA  UFDA	LA. REV. STAT. ANN. § 13:3825  LA. REV. STAT. ANN § 13.3821 (but comments to UIDDA note that this procedure is not required)	Christopher D. Cazenave & Graham H. Ryan, <a href="#">Interstate Discovery Simplified: Louisiana Passes the Uniform Interstate Depositions and Discovery Act</a> , Louisiana Bar Journal, April/May 2015, at 426.
Maine	Issued with court involvement	ME. R. CIV. P. 30(h)	
Maryland	UIDDA	MD. CODE ANN., CTS. & JUD. PROC. §§ 9-401 to -407	<a href="#">Blog post on Virginia Business Litigator, Sept. 30, 2014</a>

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Massachusetts	Issued without court intervention (but should appoint commissioner with commission)  Alternative procedure requires court involvement	MASS. GEN. LAWS ch. 233, § 45  MASS. GEN. LAWS ANN. ch. 223A, § 11	<a href="#">Massachusetts subpoena services</a> , from Massachusetts Notary Public & Legal Support Network
Michigan	UIDDA	MICH. COMP. LAWS § 600.2201 to 600.2209; <i>see also</i> MICH. RULES M.C.R. 2.305(F)	<a href="#">Instructions from Oakland County Clerk Form: Subpoena for Out-of-State Case</a> , State of Michigan
Minnesota	UIDDA  Issued without court intervention	<a href="#">MINN. R. CIV. P. 45.06</a>  MINN. R. CIV. P. 45.01(d)	
Mississippi	UIDDA	MISS. CODE ANN. § 11-59-1 to -15; MISS. R. CIV. P. 45(a)(3)	
Missouri	Issued with court involvement	MO. SUPREME COURT R. 57.08; MO. ANN. STAT. § 492.100	
Montana	UIDDA	MONT. R. CIV. P. 28(c)	
Nebraska	similar to UFDA	NEB. CT. R. DISC. § 6-328(e)	

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Nevada	UIDDA	NEV. REV. STAT. §§ 53.100 to - 53.200	Assistance from <a href="#">Hayes &amp; Welsh</a>
New Hampshire	similar to UFDA	N.H. REV. STAT. ANN. § 517- A:1; N.H. REV. STAT. ANN. § 517:18	
New Jersey	UIDDA	N.J. R. OF CT. 4:11-4	Ramos, Betsy G., <a href="#">Subpoena Rule Change Simplifies Process to Issue NJ Subpoena for Out-of-State Case</a> , N.J. Litigation Blog, Nov. 6, 2015.
New Mexico	UIDDA  Alternative procedure with court involvement	N.M. DIST. CT. CIV. PROC. R. 1-045.1  N.M. STAT. § 38-8-1	
New York	UIDDA	N.Y. C.P.L.R. 3119	<a href="#">Sample NY Subpoena</a> , from Nassau County Clerk
North Carolina	UIDDA	N.C. GEN. STAT. §§ 1F-1 to 1F-7)	
North Dakota	UIDDA	N.D. R. CT. 5.1; N.D. R. CIV. P. 45(a)(3)	
Ohio	UFDA	OHIO REV. CODE ANN. §§ 2319.08 - .09	<a href="#">Instructions from Franklin County, Ohio Common Pleas Court</a>

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Oklahoma	Issued with court involvement	OKLA. STAT. ANN. tit. 12, § 2004.1(A)(2)(a)	
Oregon	UIDDA	OR. R. CIV. P. 38(c); OR. UNIF. TRIAL CT. R. 5.140	
Pennsylvania	UIDDA	42 PA. CONS. STAT. ANN. §§ 5331 to 5337	
Rhode Island	similar to UFDA	R.I. GEN. LAWS § 9-18-11	
South Carolina	UIDDA	S.C. CODE ANN. §§ 15-47-100 to -160; S.C. R. CIV. Proc. 28(d)	
South Dakota	UIDDA	S.D. CODIFIED LAWS § 15-6-28.1 TO -28.6	
	UFDA	S.D. CODIFIED LAWS § 19-5-4	
Tennessee	UIDDA	TENN. CODE. ANN. §§ 24-9-201 to -207	
Texas	similar to UFDA	TEX. CIV. PRAC. & REM. CODE ANN. § 20.002	<p>George B. Ward, <a href="#">Litigation Note—Out-of-State Subpoenas in Texas</a>, De Leon &amp; Washburn, P.C. Blog, Apr. 8, 2016.</p> <p>Brian Brisco, <a href="#">Securing Discovery from a Texas Non-party</a>, Cantey Hanger LLP Blog, Apr. 28, 2015.</p>

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U.S. Virgin Islands	UIDDA	V.I. CODE ANN. tit. 5, §§ 4922-4925B	
Utah	UIDDA (reciprocity required)  Issued with court involvement	UTAH CODE ANN. §§ 78B-17-101 to -302	<a href="#">Guidance from Utah courts</a>
Vermont	UIDDA  Issued with court involvement	Vt. R. CIV. P. 45(f)  Vt. R. CIV. P. 28(d)	
Virginia	UIDDA (reciprocity requirement)	VA. CODE ANN. § 8.01-412.8 to 412.15	<a href="#">Fairfax Circuit Court Info</a>  <a href="#">Foreign Subpoena Info</a> , Loudoun County  <a href="#">Blog post on Virginia Business Litigator, Sept. 30, 2014</a>
Washington	UIDDA  Issued with court involvement	WASH. REV. CODE 5.51.010 TO -.902  WASH. SUPER. CT. CIV. R. 45(e)(4)	<a href="#">Foreign Subpoena Instruction Sheet from King County</a>  <a href="#">Foreign Subpoena Instruction Sheet from Kitsap County</a>

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West Virginia	Issued with court involvement  UIDDA (eff. 6/10/16)	W. VA. R. CIV. P. 28(d)  <a href="#">W. VA. CODE §§ 56-12-1 to -8.</a>	
Wisconsin	UIDDA	WIS. STAT. ANN. § 887.24	<a href="#">New Changes to Obtaining Discovery in Wisconsin for Use in Other States</a> , Laura Lavey
Wyoming	UFDA	WYO. STAT. ANN. § 1-12-115	

