

probably talks about it. Some people call that a weasel word, that it kind of means whatever is reasonable for the moment and... and it's got to be done by reasonable people, but if that... if that... let's just say that I've got an orthoped that's set a leg and we need that deposition and he or she comes in and says, fine, I'll come down and do your deposition but I want 1,500 dollars in cash, and they walk down, and the deposition, is bringing the x-ray with them saying, yes, there's a... there's a fracture in the femur and... and that deposition lasts about 15-20 minutes, but it's still a 1,500 dollar charge, where does this remedy come in? Do you have the right to say we're going to reduce that from the amount that you have a lien? Is that... is that how that works?

SENATOR LINDSAY: I... I would guess not. I would guess that it would be the district court would fashion a remedy or the court that...

SENATOR KRISTENSEN: But you had to...

SENATOR LINDSAY: ..(inaudible).

SENATOR KRISTENSEN: ..pay it up front just to get them to show up...

SENATOR LINDSAY: Right.

SENATOR KRISTENSEN: ..so I mean you're still going to have... Where a lot of people have troubles they just can't afford to front that kind of money.

SENATOR LINDSAY: Right.

SENATOR KRISTENSEN: And if you have four people, you're going to wind up paying three or four thousand dollars just to show up to get your depositions. That's a lot of out of pockets, but...

SENATOR LINDSAY: Oh, I assume you could also, probably in that... I mean getting into the legal procedure on it, I assume at that point you might be able to serve them with a notice to take deposition and...and when they try to quash it saying, we want the pay...the... to be paid for it, that you'd respond with this statute.

SENATOR KRISTENSEN: And the trouble is it becomes the witness