

## NOTICE TO THE BAR

### **EVIDENCE RULE AMENDMENT TAKES EFFECT – FORFEITURE BY WRONGDOING EXCEPTION TO THE HEARSAY RULE (N.J.R.E. 804(b)(9))**

In a September 15, 2010 Notice to the Bar, the Supreme Court announced that, pursuant to N.J.S.A. 2A:84A-35, it had amended the New Jersey Rules of Evidence by adopting a new subparagraph (b)(9) to the hearsay rule (N.J.R.E. 804) so as to provide a forfeiture-by-wrongdoing exception to the hearsay rule. There having been no legislative action in respect of this amendment to the Rules of Evidence as provided for by N.J.S.A. 2A:84A-36, N.J.R.E. 804(b)(9) became effective on July 1, 2011.

/s/ Mark Neary

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Mark Neary, Supreme Court Clerk

Dated: July 1, 2011