



**FEDERAL RULES OF EVIDENCE
ARTICLE 3: PRESUMPTIONS IN CIVIL CASES
[ALL-IN-ONE DOCUMENT]**

Article 3
Presumptions in Civil Cases

December 1, 2019

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TABLE OF CONTENTS | ARTICLE III | PRESUMPTIONS IN CIVIL CASES

ID	Rule No	Title	Page
0301	301	Presumptions in Civil Cases Generally	4
0302	302	Applying State Law to Presumptions in Civil Cases	5
-	n/a	Appendix	6



RULES OF EVIDENCE | FEDERAL

ARTICLE: III PRESUMPTIONS IN CIVIL CASES

RULES: 301 through 302

AUTHOR: US Supreme Court

DATE: December 1, 2019

116th Congress
1st Session
No. 5

CREDITS: *The Committee on the Judiciary*
House of Representatives

US Government Publishing Office
Washington | 2019



RULE 301 | PRESUMPTIONS IN CIVIL CASES GENERALLY

In a civil case, unless a federal statute or these rules provide otherwise, the party against whom a presumption is directed has the burden of producing evidence to rebut the presumption. But this rule does not shift the burden of persuasion, which remains on the party who had it originally.

(As amended Apr. 26, 2011, eff. Dec. 1, 2011.)



RULE 302 | APPLYING STATE LAW TO PRESUMPTIONS IN CIVIL CASES

In a civil case, state law governs the effect of a presumption regarding a claim or defense for which state law supplies the rule of decision.

(As amended Apr. 26, 2011, eff. Dec. 1, 2011.)



APPENDIX



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