



## ADMINISTRATIVE OFFICE OF THE COURTS

CALIFORNIA COURT CASE MANAGEMENT SYSTEM  
PROGRAM MANAGEMENT OFFICE

### **CCMS Internal Committee Meeting Teleconference December 7, 2011 8:00 – 8:45 a.m.**

#### **MEMBERS PRESENT**

Hon. James E. Herman, Hon. Judith Ashmann-Gerst, Hon. Steven H. Baker, Hon. David F. De Alba, Hon. Teri L. Jackson, Hon. Ira R. Kaufman, Hon. David S. Wesley; Ms. Kim Turner

#### **INVITED GUESTS PRESENT**

Hon. Terence L. Bruiniers; Hon. Richard J. Loftus Jr.

#### **MEMBERS ABSENT**

Hon. Robert J. Moss; Ms. Edith R. Matthai, Mr. Mark P. Robinson, Jr.

#### **STAFF PRESENT**

Mr. Ronald G. Overholt, Interim Administrative Director, Ms. Christine Patton, Interim Deputy Chief Director; Ms. Jody Patel, Regional Administrative Director; Mr. Mark A. Moore, Executive Director, CCMS Program Management Office (PMO); Mr. Zlatko Theodorovic, Director, Finance Division; Mr. Steven Chang, Finance Division; Mr. Curtis Child, Director, Office of Governmental Affairs; Ms. Mary M. Roberts, General Counsel (OGC); Ms. Nancy Spero, OGC, Ms. Jessica Craven, PMO and Ms. Nancy Carlisle, OGC

#### **STAFF CONTACT**

Ms. Nancy Spero Telephone: 415-865-7915 Email: [nancy.spero@jud.ca.gov](mailto:nancy.spero@jud.ca.gov)

#### **MINUTES**

The committee approved the meeting minutes from November 23, 2011.

#### **DUE DILIGENCE STATUS**

Ms. Christine Patton, Ms. Mary M. Roberts, and Mr. Mark A. Moore provided an update on the letter of intent proposed to the Chan Soon-Shiong Family Foundation and the State Bar and the due diligence process that has ensued. The letter of intent was fully executed as of November 28, 2011. The eight tracks identified for due diligence are progressing and the AOC is developing a reporting system for routine updates on activities. Mary Roberts briefed the

committee on steps underway to address legal and ethical issues, which are the immediate focus of due diligence activity. Reports to the committee on the legal issues associated with due diligence are confidential and protected by the attorney-client privilege.

With the exception of pre-planning activities, the technical due diligence aspects are on hold pending the outcome of the legal and ethical due diligence activities. Mark Moore reported that a provisional budget is being prepared to identify the costs associated with the due diligence effort and the estimated outlays that could impact CCMS program budgeting.

#### **KINGS COUNTY STATUS—DEVELOPMENT OF FISCAL AND OVERSIGHT POLICY**

Ms. Jody Patel reported that the Superior Court of Kings County has provided notice that the court's case management system will likely require replacement within the year. Due to an employee's retirement, the court will lose the in-house expertise to operate the existing system and is likely to become dependent on the county's mainframe at significant expense, as early as September/October 2012. The uncertain budget outlook beyond 2012 makes it doubtful the court could afford to replace its system in the foreseeable future.

The court is preparing a cost estimate and plan for replacing the existing system with the intent to seek financial assistance from the Judicial Council to fund an interim case management system. The Judicial Council's Executive and Planning Committee has referred to the CCMS Internal Committee the task of developing a fiscal and oversight policy to evaluate court requests for funding replacement or upgrade of failing legacy systems. The policy envisioned for considering such requests would be similar to the approach adopted by the council for considering court requests for supplemental emergency funding.

Participants on the call suggested that the eventual criteria for considering requests for case management system funding assistance include a technical assessment and an assessment of the court's financial position to afford replacement costs or system upgrades that take into account the court's fund balance and outstanding funding obligations. The CCMS Internal Committee identified the February Judicial Council meeting as the target date for delivering its policy recommendations to the council on this issue.

#### **GRANT THORNTON LLP**

Mr. Curtis Child reported that the AOC will engage Grant Thornton to prepare a cost-effective plan for the deployment, operation, and maintenance of CCMS V4. The intended deliverables would include deployment schedule, projected budget and staffing plan required for implementation, and recommended approach for deploying CCMS V4 in 10 courts, following deployment in the early adopter courts. March 2012 is the proposed completion date for the plan.

#### **OTHER ITEMS**

Participants discussed the process for receiving court requests for funding assistance to replace or upgrade case management systems and for bringing recommendations to the Judicial Council. Justice Bruiniers, Chair, CCMS Executive Committee, suggested adoption of a procedure to route future court requests through the CCMS Internal Committee and the Judicial Council to ensure consistency and proper oversight.

The committee concluded that with E&P's direction to the CCMS Internal Committee to develop a council policy on considering court requests for case management system support, the recommendations on those requests should also go through the CCMS Internal Committee for referral to E&P, before being submitted to the Judicial Council.

*APPROVED BY THE COMMITTEE ON JANUARY 18, 2012*





## ADMINISTRATIVE OFFICE OF THE COURTS

CALIFORNIA COURT CASE MANAGEMENT SYSTEM  
PROGRAM MANAGEMENT OFFICE

### **CCMS Internal Committee Meeting Teleconference December 28, 2011**

#### **MEMBERS PRESENT (CORRECTION)**

Hon. James E. Herman, Hon. Judith Ashmann-Gerst, Hon. Stephen H. Baker, Hon. David F. De Alba, Hon. Teri L. Jackson, Hon. Ira R. Kaufman; and Ms. Kim Turner.

#### **INVITED GUESTS PRESENT**

Hon. Terence L. Bruiniers, Hon. Harry E. Hull, Jr., Hon. Justice Douglas P. Miller; and Ms. Beth Jay.

#### **MEMBERS ABSENT**

Hon. Robert J. Moss, Hon. David S. Wesley; Ms. Edith R. Matthai and Mr. Mark P. Robinson, Jr.

#### **AOC PARTICIPANTS**

Mr. Ronald G. Overholt, Interim Administrative Director of the Courts; Ms. Christine Patton, Interim Deputy Chief Director; Ms. Jody Patel, Regional Administrative Director; Mr. Mark W. Dusman, Director, Information Services; Curtis L. Child, Director, Office of Governmental Affairs; Mr. William L. Kasley, Assistant General Counsel; Ms. Deborah Brown, Office of the General Counsel; Ms. Nancy Carlisle, Office of the General Counsel

#### **STAFF CONTACT**

Ms. Nancy Carlisle: 415-865-7614 Email: [nancy.carlisle@jud.ca.gov](mailto:nancy.carlisle@jud.ca.gov)

#### **THE CCMS COLLABORATIVE PROJECT AND DUE DILIGENCE**

Judge James E. Herman, Chair, raised for discussion a recommendation to suspend the due diligence exploring a possible collaborative effort with the Chan Soon-Shiong Family Foundation (Foundation) and State Bar on the early deployment of CCMS. The reason for suspension, a mutual concern shared with the Foundation and the State Bar, is that the potential collaborative relationship envisioned would be more complex than anticipated.

Committee discussion also included state budget concerns and the need to focus branch resources on the CCMS deployment plan which is the basis for an analysis of deployment

alternatives that the auditing and consulting firm Grant Thornton LLP is currently preparing for the branch.

The committee was informed that Mr. Mark W. Dusman, Director of Information Services, would be serving in the executive role for the CCMS project due to Mr. Mark A. Moore's resignation from the AOC.

A meeting of the committee and AOC staff to discuss the budget and next stages of the deployment plan is scheduled for January 5, 2012.

Judge Ira Kaufman made a motion, seconded by Ms. Kim Turner, that the CCMS Internal Committee recommend to the Executive and Planning Committee and the Judicial Council the suspension of discussion, information exchange, and planning on a potential collaboration with the Chan Soon-Shiong Family Foundation and the State Bar to use grant money and other resources for the early deployment of CCMS. The motion was unanimously approved.

*APPROVED BY THE COMMITTEE ON JANUARY 18, 2012*

**Judicial Council of California**  
**Executive and Planning Committee**  
**December 14, 2011**  
**Proposal Circulated by E-mail on December 13, 2011**

**Members Voting:** Justice Douglas P. Miller; Judges Stephen H. Baker, David Rosenberg, Kenneth K. So, Sharon J. Waters, and David S. Wesley; and Mr. David H. Yamasaki.

**Members Not Participating:** Judge Kenneth K. So, Ms. Edith R. Matthai, and Mr. Frederick K. Ohlrich.

**Staff Participating:** Ms. Nancy E. Spero

Retirement Resolution: Hon. Lynn C. Atkinson

The committee reviewed and approved, acting on behalf of the Judicial Council under California Rules of Court, Rule 10.11(a), retirement resolution honoring Judge Lynn C. Atkinson of the Superior Court of California, County of Kings.

*Approved by the committee on January 13, 2012.*

**Executive and Planning Committee**

**December 28, 2011**

**9:00–10:00 a.m.**

**Conference Call**

**Members Participating:** Justice Douglas P. Miller; Judges Stephen H. Baker, David Rosenberg, Kenneth K. So, Sharon J. Waters, and David S. Wesley; Ms. Edith R. Matthai, Mr. Frederick K. Ohlrich, and Mr. David H. Yamasaki.

**Other Judicial Council Members Participating:** Justices Marvin R. Baxter and Harry E. Hull, Jr.; and Judge James E. Herman.

**AOC Members Participating:** Mr. Peter Allen, Ms. Deborah Brown, Ms. Nancy Carlisle, Mr. Curtis L. Child, Mr. Mark W. Dusman, Ms. Cristina Foti, Ms. Donna S. Hershkowitz, Ms. Beth Jay, Mr. William L. Kasley, Ms. Jody Patel, Ms. Christine Patton, and Mr. Ronald G. Overholt

Status of Due Diligence on CCMS Collaborative Project

Judge James E. Herman, chair, CCMS Internal Committee, briefed the E&P committee on the recommendation reached by a vote of the CCMS Internal Committee to suspend the discussion, information exchange, and planning on a potential collaboration with the Soon-Shiong Family Foundation and State Bar to use grant money and other resources for the early deployment of CCMS. The E&P committee endorsed the recommendation that the council suspend and determined that the question of this suspension should be brought to the council for approval at its next scheduled meeting, January 24, 2012.

*Approved by the committee on January 13, 2012.*



## **Executive and Planning Committee**

**January 5, 2012**

**12:00–1:30 p.m.**

**Conference Call**

**Members Participating:** Justice Douglas P. Miller; Judges Stephen H. Baker, David Rosenberg, Kenneth K. So, Sharon J. Waters, and David S. Wesley; and Ms. Edith R. Matthai, Mr. Frederick K. Ohlrich, and Mr. David H. Yamasaki.

**AOC Members Participating:** Mr. Peter Allen, Ms. Deborah C. Brown, Ms. Nancy Carlisle, Mr. Arturo Castro, Ms. Roma Cheadle, Mr. Curtis L. Child, Ms. Charlene Depner, Ms. Audrey Fancy, Mr. Chad Finke, Ms. Cristina Foti, Ms. Lynn Holton, Ms. Jamel Jones, Mr. John Judnick, Ms. Maria Kwan, Ms. Susan McMullan, Ms. Diane Nunn, Mr. Ronald G. Overholt, Ms. Jody Patel, Ms. Carla Reynolds, Ms. Mary M. Roberts, Ms. Anne Ronan, Mr. Curt Soderlund, Ms. Nancy E. Spero, Mr. Zlatko Theodorovic, and Ms. Ebru Tontas.

### Minutes

The committee reviewed and approved minutes of the December 1, 2011, Executive and Planning Committee and e-mail action taken on December 5, 2011.

### Agenda Setting

The committee reviewed reports submitted for the January 24, 2012, business meeting and set the meeting agenda. The committee referred a draft report from the Court Technology Advisory Committee: *Advancing Access to Justice Through Technology: Guiding Principles for Judicial Branch Initiatives* to the CCMS Internal Committee for review and to the council at a future meeting in connection with other related matters.

### Nomination for an Out-of-Cycle Vacancy on the Court Interpreters Advisory Panel

The committee reviewed nominations for an out-of-cycle vacancy on the Court Interpreters Advisory Panel. The committee formulated and directed staff to convey its recommendation to the Chief Justice for her appointment.

### Judicial Council Liaisons to Advisory Committees and Task Forces

The committee reviewed a description of the program for assigning Judicial Council members as liaisons to advisory committees and task forces and directed staff to implement the program in 2012, with council members indicating whether they wish to participate.

### Nomination for an Out-of-Cycle Vacancy on the Judicial Council

The committee reviewed nominations for a vacant position on the council for a superior court judge to succeed Judge Burt Pines, who retired, effective January 1, 2012. The committee formulated and directed staff to convey its recommendations to the Chief Justice.

*Approved by the committee on January 23, 2012*

**Executive and Planning Committee**  
**January 13, 2012**  
**4:00–5:00 p.m.**  
**Conference Call**

**Members Participating:** Justice Douglas P. Miller; Judges Stephen H. Baker, David Rosenberg, Kenneth K. So, Sharon J. Waters, and David S. Wesley; and Ms. Edith R. Matthai, and Mr. Frederick K. Ohlrich.

**Members Absent:** Mr. David H. Yamasaki.

**AOC Members Participating:** Ms. Deborah C. Brown, Ms. Nancy Carlisle, Ms. Roma Cheadle, Mr. Curtis L. Child, Mr. Chad Finke, Mr. Bob Fleshman, Ms. Cristina Foti, Mr. Michael Giden, Ms. Donna S. Hershkowitz, Ms. Lynn Holton, Ms. Susan McMullan, Mr. Ronald G. Overholt, Ms. Jody Patel, Ms. Mary M. Roberts, Ms. Jessica Sanora, Ms. Nancy E. Spero, Mr. Curt Soderlund, Ms. Kim Taylor, Mr. Zlatko Theodorovic, and Ms. Ebru Tontas.

Minutes

The committee reviewed and approved minutes of the e-mail action taken on December 13 and the meeting on December 28, 2011.

Agenda Setting

The committee reviewed reports submitted for the January 24, 2012, business meeting and set the meeting agenda.

Judicial Council Guidelines on Amnesty Traffic Program

AOC staff briefed the committee on a letter received from the County of Los Angeles Board of Supervisors asking the council to revise certain guidelines that the council adopted in August 2011 that govern eligibility established under Vehicle Code section 42008.7. The committee set this item on the January 24, 2011, business meeting agenda.

Briefing for January 23 E&P Annual Agenda Meeting with Advisory Committees and Task Force Chairs

The chair spoke with the committee about the upcoming annual agenda meeting with advisory committee and task force chairs. The committee identified supplemental issues to raise with relevance to this year's annual agenda cycle.

*Approved by the committee on January 23, 2012*

**JUDICIAL COUNCIL OF CALIFORNIA  
POLICY COORDINATION AND LIAISON COMMITTEE**

**In-Person Meeting  
October 27, 2011 – 9:00 am**

**Summary Minutes of Meeting**

**Policy Coordination and Liaison Committee members present:** Hon. Marvin R. Baxter, Chair; Hon. James E. Herman, Vice-Chair; Hon. Terry B. Friedman (Ret.); Hon. Robert James Moss; Hon. Mary Ann O'Malley; Hon. Burt Pines; Hon. David M. Rubin; Ms. Angela J. Davis; Mr. Mark P. Robinson, Jr.; and Ms. Kim Turner.

**OGA staff present:** Mr. Curtis L. Child, Ms. Donna S. Hershkowitz, Ms. June Clark, Mr. Daniel Pone, Ms. Tracy Kenny, Mr. Henry Sepulveda, and Ms. Yvette Trevino.

**Other AOC staff present:** Mr. Ronald G. Overholt, Ms. Christine Patton, and Mr. Patrick O'Donnell.

**ACTION ITEMS**

**1. Approval of minutes**

The minutes of the September 14, 2011, conference call were approved as submitted.

**2. Consent Items**

Proposals for Judicial Council-Sponsored Legislation

- a) Clean-Up Legislation on the Discovery of Electronically Stored Information  
Amends the Code of Civil Procedure, effective January 1, 2013, to address various gaps and omissions in the statutes concerning the discovery of electronically stored information.  
**PCLC Action:** Recommend Judicial Council sponsorship.
  
- b) Notice to Creditors in Decedents' Estates  
Amends Probate Code sections 8100 and 9052, to conform their statements concerning time limits on filing creditors' claims in decedents' estates to the requirements for filing these claims established in Probate Code section 9100.  
**PCLC Action:** Recommend Judicial Council sponsorship.
  
- c) 2011 Legislative Policy Guidelines  
Sets forth concise council policy guidelines regarding court-related legislative proposals.

**PCLC Action:** Approved for submission to the Judicial Council.

### 3. Discussion Items

#### Proposals for Judicial Council-Sponsored Legislation

a) 2012 Judicial Council Legislative Priorities

Curtis Child led a discussion of potential items for the 2012 legislative priorities. The recommendations included: 1) advocating for a combination of budget solutions to restore a portion of previously reduced funding to the judicial branch and improve the ability of the branch to more effectively serve the public (including general fund restoration, legislation to implement cost savings and operational efficiencies, new revenue, and the use of existing revenues, including fund balances); 2) continuing to advocate to oppose Assembly Bill 1208 which seeks to significantly reduce the authority of the Judicial Council and the council's role in governance of the judicial branch; and 3) the continuing priority of securing new judgeships and ratifying the authority of the council to convert vacant subordinate judicial officer positions to judgeships in eligible courts.

**PCLC Action:** Approved for submission to the Judicial Council.

### OTHER BUSINESS

Confirm next PCLC conference call:

Proposed date: Wednesday, November 9, 2011 at 4:30 p.m. *[Due to scheduling conflict, the next proposed date was moved to: Thursday, November 11, 2011 at 4:30 p.m.]*

*Approved by the committee on January 12, 2012*

**Minutes**  
**Rules and Projects Committee Meeting**  
Friday, September 9, 2011  
1:20- 4:30 p.m.  
Administrative Office of the Courts, 3<sup>rd</sup> Floor

**Members present:** Hon. Harry E. Hull, Jr. (chair), Hon. Erica Yew (vice-chair), Hon. Sue Alexander, Hon. Teri L. Jackson, Hon. Ira R Kaufman, Mr. Joel S. Miliband, Hon. Robert J. Moss, Hon. Mary Ann O'Malley, Hon. Burt Pines, and Ms. Kim Turner.

**RUPRO staff:** Ms. Deborah Brown, Mr. Patrick O'Donnell, Ms. Susan McMullan, and Ms. Camilla Kieliger.

**AOC staff present:** Ms. Heather Anderson, Mr. Arturo Castro, Ms. Donna Clay-Conti, Ms. Audrey Fancy, Ms. Ann Gilmour, Ms. Sidney Hollar, Mr. Bob Lowney, Ms. Diane Nunn, Mr. Corby Sturges, and Ms. Jennifer Walter.

**Others present:** Hon. Judith Ashmann-Gerst, incoming RUPRO member; Hon. James R. Lambden, chair, Access and Fairness Advisory Committee; Hon. William J. Murray, Jr., member, Access and Fairness Advisory Committee; Hon. Stuart R. Pollak, member, Appellate Advisory Committee; Hon. Ronald B. Robie, chair, Governing Committee of the Center for Judicial Education and Research; Hon. Steven Z. Perren, chair, Criminal Law Advisory Committee; and Hon. Dean Stout, co-chair, Family and Juvenile Law Advisory Committee.

*Proposals to recommend for Judicial Council approval*

**Appellate**

**Item 1**      **Appellate Procedure: Time for filing applications to file amicus curiae briefs** (amend Cal. Rules of Court, rule 8.25)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda, for a January 1, 2012 effective date.

**Item 2**      **Appellate Procedure: Time to Appeal** (amend Cal. Rules of Court, rules 8.108 and 8.823 and the advisory committee comments to rules 8.104 and 8.822)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda, for a January 1, 2012 effective date, with the following modification:

*Rule 8.108(b)(2):*

Add “, the time to appeal is extended as follows:” after “damages”.

**Item 3**      **Appellate Procedure: Respondent's Election to Use Appendix** (amend Cal. Rules of Court, rule 8.124)

**Action:** The Rules and Projects Committee did not recommend Judicial Council approval.

**Item 4**      **Appellate Procedure: Briefs** (amend Cal. Rules of Court, 8.212, 8.360, and 8.882)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda, for a January 1, 2012 effective date.

**Item 5**      **Appellate Procedure: Judicial Notice** (amend Cal. Rules of Court, rules 8.252 and 8.809)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda, for a January 1, 2012 effective date.

**Item 6**      **Appellate Procedure: Bringing New Authorities to the Attention of the Court of Appeal** (adopt Cal. Rules of Court, rule 8.254)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda, for a January 1, 2012 effective date.

**Item 7**      **Appellate Procedure: When to Use Initials to Identify Parties in Juvenile Proceedings** (amend Cal. Rules of Court, rule 8.401)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda, for a January 1, 2012 effective date.

**Item 8**      **Appellate Procedure: Ensuring Tribal Receipt of Records on Appeal in Juvenile Cases** (amend Cal. Rules of Court, rule 8.409)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda, for a January 1, 2012 effective date.

## Court Technology

**Item 9**      **Court Technology: Electronic Filing and Service in the Supreme Court and the Courts of Appeal** (amend Cal. Rules of Court, rules 8.70 and 8.79)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda, for a January 1, 2012 effective date.

## Criminal

- Item 10**      **Criminal Procedure: Abstract of Judgment Forms** (revise forms CR-290, CR-290.1, and CR-292)
- Action:** The Rules and Projects Committee recommended approval on the Judicial Council’s October 28, 2011, consent agenda, for a January 1, 2012 effective date.
- Item 11**      **Criminal Procedure: Petitions for Writs of Habeas Corpus** (amend Cal. Rules of Court, rules 4.552 and 8.385)
- Action:** The Rules and Projects Committee recommended approval on the Judicial Council’s October 28, 2011, consent agenda, for a January 1, 2012 effective date.
- Item 12**      **Criminal Procedure: Intercounty Probation Transfer Forms** (adopt forms CR-250, CR-251, and CR-252)
- Action:** The Rules and Projects Committee recommended approval on the Judicial Council’s October 28, 2011, consent agenda, for a January 1, 2012 effective date, with the following modifications:
- CR-250:*  
Revise to require probation officers to note that they have verified that the probationer’s residence is in the proposed receiving county.
- CR-251:*  
Revise item 4, “Denied,” to ensure that courts state the reasons for denying a motion to transfer on the record as required by rule 4.530(g)(1) by adding “for the reasons stated on the record.”
- Revise item 4, “Granted,” to require the transferring court to note that it has determined that the probationer’s residence is in the receiving county.

## Judicial Administration

- Item 13**      **Court-Appointed Temporary Judges: Recruitment and Appointment of Temporary Judges** (amend rules 10.741 and 10.743)
- Action:** The Rules and Projects Committee recommended approval on the Judicial Council’s October 28, 2011, consent agenda, for a January 1, 2012 effective date.

## Education

- Item 14**      **Judicial Branch Education: Content Requirements, Approved Providers, and Choice in Completing Requirements** (amend Cal. Rules of Court, rules 10.452, 10.461, 10.462, 10.468, 10.469, 10.471–10.474, 10.478, 10.481, and 10.491)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council’s October 28, 2011, consent agenda, for a January 1, 2012, January 1, 2013, and January 1, 2014, effective date.

## Juvenile Law

- Item 15**      **Juvenile Law: Juvenile Delinquency Forms Proposed Revisions and New Forms** (amend Cal. Rules of Court, rule 5.504; approve Judicial Council forms JV-618, JV-667, JV-672, JV-674, JV-678, JV-682, JV-690, and JV-692; revise forms JV-600, JV-615, JV-624, JV-625, JV-640, JV-642, JV-644, JV-665, JV-710, JV-732, JV-735, JV-740, JV-755, JV-760, and JV-794)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council’s October 28, 2011, consent agenda, for a January 1, 2012 effective date.

- Item 16**      **Juvenile Law: Qualifications for Experts Evaluating Child’s Competency to Participate in Juvenile Proceedings** (amend Cal Rules of Court, rule 5.645(d))

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council’s October 28, 2011, consent agenda, for a January 1, 2012 effective date.

- Item 17**      **Juvenile Law: Forms for Disclosure of Information** (approve forms JV-226 and JV-227; revise form JV -574)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council’s October 28, 2011, consent agenda, for a January 1, 2012 effective date, with the following modifications:

*Judicial Council report:*

Add a description of how the issue of privilege might arise and how it may be addressed.

- Item 18**      **Juvenile Law: Appearance by Incarcerated Parents and Other Parties in Juvenile Court Proceedings** (amend Cal. Rules of Court, rule 5.530; adopt rule 5.531; revise form JV-450; adopt form JV-451)

**Action:** The Rules and Projects Committee recommended approval on the



Judicial Council's October 28, 2011, consent agenda, for a January 1, 2012 effective date, with the following modifications:

*JV-450:*

Change the second to last paragraph on page 2 to read:

"You must give the prisoner a meaningful opportunity to complete the attached *Prisoner's Statement Regarding Appearance at Hearing Affecting Parental Rights* (form JV-451) and must provide, consistent with sections 3002, 3130–3146, and 3160–3165 of title 15 of the California Code of Regulations, whatever assistance is reasonably necessary, including but not limited to reading or translating, to allow the prisoner to understand the form and to make knowing and informed decisions regarding the options it presents."

## Protective Orders

- Item 19**      **Protective Orders: Registration and Enforcement of Protective Orders Issued by Tribal Courts** (adopt Cal. Rules of Court, rule 5.386; amend rule 2.300; approve form DV-610)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda, for a January 1, 2012 effective date.

## Miscellaneous

- Item 20**      **Miscellaneous Technical Amendments** (amend Cal. Rules of Court, rules 1.6, 2.304, 3.1702, 4.102, 8.454; and 10.3; revise forms DISC-003/UD-106, JV-401, JV-421, JV-446, SC-220, SC-220-INFO, SC-221, and SC-222)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda, for a January 1, 2012 effective date.

## Other Business

- Item 21**      **RUPRO Minutes** (approve March 25, April 15, April 28, May 9, May 17, May 31, June 13, August 18, and August 28, 2011, minutes)

**Action:** The Rules and Projects Committee approved the minutes.

*Approved by the committee on November 15, 2011*

**Minutes**  
**Rules and Projects Committee Meeting**  
Tuesday, September 13, 2011  
12:10 p.m. – 12:44 p.m.

**Members present:** Hon. Harry E. Hull, Jr. (chair), Hon. Ira R Kaufman, Mr. Joel S. Miliband, Hon. Robert J. Moss, and Ms. Kim Turner.

**Members absent:** Hon. Erica Yew (vice-chair), Hon. Sue Alexander, Hon. Teri L. Jackson, Hon. Mary Ann O'Malley, and Hon. Burt Pines.

**RUPRO staff:** Ms. Deborah Brown, Mr. Patrick O'Donnell, Ms. Susan McMullan, and Ms. Camilla Kieliger.

**AOC staff:** Ms. Heather Anderson, Ms. Anne Ronan, and Mr. Alan Wiener.

**Others present:** Hon. Dennis Perluss, chair, Civil and Small Claims Advisory Committee.

*Proposals to recommend for Judicial Council approval*

**Civil and Small Claims**

**Item 1**            **Civil Practice and Procedure: Revisions to *Request for Dismissal to Address Class Actions and Waived Court Fees*** (revise form CIV-110)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda for a January 1, 2012, effective date, with the following modifications:

*CIV-110, immediately before item 1:*

Bold the text beginning with "This form may not be used."

**Item 2**            **Civil Practice and Procedure: Service of Double-Sided Papers** (amend Cal. Rules of Court, rule 2.117)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda for a January 1, 2012, effective date, with the following modifications:

*Judicial Council report and comment chart:*

Revise the discussion of the comment from the Los Angeles County Sheriff's Department and the response to that comment to explain that documents received by the sheriff's department would likely be filed documents from the court and therefore would not be double sided and would be unaffected by the rule amendment.

**Item 3**            **Civil Cases: Vexatious Litigants Forms** (revise forms MC-700 and MC-701; approve MC-702, MC-703, and MC-704)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda for a January 1, 2012, effective date:

**Item 4            Small Claims: Forms to Address Default in Payment of Judgment in Installments** (Approve forms SC-223 and SC-224)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda for a January 1, 2012, effective date:

**Item 5            Civil Procedure: Adopt Rule and Forms for Expedited Hearings on Petitions for Relief from Financial Obligations During Active Military Service** (adopt Cal. Rules of Court, rule 3.1372; adopt forms MIL-010 and MIL-015;and approve form and MIL-020)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda for a July 1, 2012, effective date:

**Item 6            Civil Forms: Revision of Wage Garnishment Forms to Reflect Priority for Elder and Dependent Adult Financial Abuse Claims** (revise forms WG-001, WG-002, WG-004, WG-005, WG-009, and WG-012; and adopt forms WG-030 and WG-035)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda for a January 1, 2012, effective date:

**Item 7            Civil Forms: *Writ of Execution*** (revise form EJ-130)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda for a January 1, 2012, effective date:

**Item 8            Civil Forms: *Notice of Entry of Dismissal and Proof of Service*** (revise form CIV-120)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda for a January 1, 2012, effective date:

**Item 9            Civil Trials: Proposed Consent Order for Expedited Jury Trials** (approve forms EJT-020 and EJT-020A)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda for a January 1, 2012, effective date:

**Item 10**      **Civil Trials: *Jury Questionnaire for Expedited Jury Trials*** (approve form MC-003)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda for a January 1, 2012, effective date:

**Item 11**      **Unlawful Detainer: Answer to Unlawful Detainer Complaints** (revise form UD-105)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda for a January 1, 2012, effective date:

**Item 12**      **Civil Law: Subpoena Forms for the Discovery and Production of Electronically Stored Information** (revise forms SUBP-002, SUBP-010, SUBP-035, and SUBP-045)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda for a January 1, 2012, effective date:

**Item 13**      **Alternative Dispute Resolution: Judicial Arbitration** (amend Cal. Rules of Court, rules 3.826 and 3.827, 3; and revise form ADR-102)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda for a January 1, 2012, effective date:

**Item 14**      **Alternative Dispute Resolution: Ethics Standards for Neutral Arbitrators in Contractual Arbitration** (amend standards 2,3,7, and 8)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda for a July 1, 2012, effective date:

*Approved by the committee on November 15, 2011*

**Minutes**  
**Rules and Projects Committee Teleconference**  
Wednesday, September 21, 2011  
4:00 - 5:00 p.m.

**Members present:** Hon. Harry E. Hull, Jr., (Chair), Hon. Judith Ashmann-Gerst, Mr. Alan Carlson, and Hon. David De Alba.

**Members absent (continuing membership):** Hon. Erica Yew (Vice-Chair), Hon. Sue Alexander Hon. Teri L. Jackson, and Hon. Ira R. Kaufman, and Ms. Miriam Krinsky.

**RUPRO staff present:** Ms. Deborah Brown, Ms. Susan McMullan, Ms. Camilla Kieliger, and Mr. Patrick O'Donnell.

**Orientation**

**Orientation to the roles and responsibilities of the Rules and Projects Committee**

Justice Harry E. Hull, Jr., chair, and committee staff provided an overview of the Rules and Projects Committee and its role and responsibilities.

*Approved by the committee on November 15, 2011*

# Minutes

## Rules and Projects Committee

Proposal Circulated by Email on Tuesday, September 27, 2011  
and approved on Thursday, September 29, 2011

**Members participating:** Hon. Harry E. Hull, Jr., (chair), Mr. Alan Carlson, Hon. David De Alba, Hon. Teri L. Jackson, Hon. Ira R. Kaufman, Hon. Judith Ashmann-Gerst, and Ms. Miriam Krinsky.

**Members not participating:** Hon. Erica Yew (vice-chair), and Hon. Sue Alexander.

**RUPRO staff participating:** Ms. Deborah Brown, Ms. Susan McMullan, and Ms. Camilla Kieliger.

**AOC staff participating:** Ms. Audrey Fancy, Ms. Anna Maves, and Mr. Alan Wiener.

### *Proposals to recommend for Judicial Council approval*

#### Civil and Small Claims

**Item 1**            **Small Claims: Technical Revisions to Forms SC-100 and SC-100-INFO to Conform to Statutory Amendments** (revise forms SC-100 and SC-100-INFO)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda for a January 1, 2012 effective date.

#### Family and Juvenile

**Item 2**            **Child Support: Revise Income Withholding for Support and Related Instructions** (revise forms FL-195 and FL-196)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda for a January 1, 2012 effective date.

*Approved by the committee on November 15, 2011*

# Minutes

## Rules and Projects Committee Teleconference

Friday, September 30, 2011

**Members present:** Hon. Harry E. Hull, Jr., (chair), Hon. Erica Yew (vice-chair), Hon. David De Alba, Hon. Sue Alexander, Hon. Judith Ashmann-Gerst, Mr. Alan Carlson, Hon. Teri L. Jackson, Hon. Ira R. Kaufman, and Ms. Miriam Krinsky.

**RUPRO staff present:** Ms. Deborah Brown, Mr. Patrick O'Donnell, Ms. Susan McMullan, and Ms. Camilla Kieliger.

**AOC staff present:** Ms. Tamara Abrams, Ms. Aleta Beaupied, Ms. Deborah Chase, Ms. Kerry Doyle, Ms. Audrey Fancy, Mr. Bruce Greenlee, Ms. Bonnie Hough, Ms. Diane Nunn, and Ms. Julia Weber.

**Others present:** Hon. Jerilyn L. Borack, member, Family and Juvenile Law Advisory Committee and Elkins Family Law Implementation Task Force; Hon. Kimberly J. Nystom-Geist, co-chair, Family and Juvenile Law Advisory Committee; Hon. Dennis Perluss, chair, Civil and Small Claims Advisory Committee; Hon. Dean Stout, co-chair, Family and Juvenile Law Advisory Committee; and Hon. Laurie D. Zelon, chair, Elkins Family Law Implementation Task Force.

### *Proposals to recommend for Judicial Council approval*

**Chair's statement**

Justice Hull described requests from courts to limit the number of rules and forms changes in light of these extraordinary times that have brought unprecedented fiscal and operational challenges. He proposed, therefore, that RUPRO prioritize rules and forms proposals and recommend council approval at the October 28 Judicial Council meeting, with either an effective date of January 1, 2012 or an immediate effective date, of proposals meeting the following criteria:

1. They are statutorily required to be adopted or approved by January 1, 2012;
2. They are needed because of statutory changes; or
3. They are required by case law.

He proposed that RUPRO recommend council approval at the December 13 Judicial Council meeting, with an effective date of January 1, 2012, of proposals meeting the following criteria:

1. They are necessary or useful to implement statute;
2. They are needed to adapt to and reflect current practices or to correct an identified problem that requires urgent solution; or
3. They are otherwise urgent or necessary for cost savings and efficiency.

Justice Hull suggested that the proposals before the Rules and Projects Committee today, and those previously recommended for Judicial Council

action in October, be reviewed with those priorities in mind. The remaining proposals would be considered by the council at meeting dates in 2012 and have effective dates of either July 1, 2012 or January 1, 2013 to allow the courts more time to prepare for an implement any necessary changes.

**Action:** The Rules and Projects Committee agreed with Justice Hull's proposal described above. For the committee's recommendations on previously reviewed proposals, please see item 9 below.

## Family and Juvenile Law

**Item 1**      **Family: Family Centered Case Resolution** (adopt rule 5.83; approve forms FL-172 and FL-174)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda, for a January 1, 2012, effective date, with the following modifications:

Revise the report to emphasize the degree of local discretion provided for in the rules.

Form FL-172:

*Item 3:* Change "statistical" to either "background" or "historical"

*Item 3.c.:* Change to "Petitioner's" and "Respondent's"

*Item 5.a.:* Change to "custody or visitation (parenting time)"

*Item 6:* Add "marital" before "status"

**Item 2**      **Family Law: Default and Uncontested Judgment Checklist and Related Forms** (adopt Cal. Rules of Court, rules 5.405, 5.407, and 5.409; approve forms FL-157 and FL-182; revise FL-170, FL-180, FL-341, FL-342, and FL-343)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's December 14, 2011, consent agenda for a July 1, 2012, effective date, with the following modifications:

Revise the report to clarify why the checklist is proposed as a form rather than set out in the rule.

Rule 5.407:

Add "and papers requesting a final judgment" after "summons."

**Item 3**      **Juvenile Law: Extending Juvenile Court Jurisdiction–Nonminor**



**Foster Youth** (amend Cal. Rules of Court, rules 5.502, 5.570, and 5.740; adopt rules 5.577, 5.707, 5.812, 5.900, 5.903, 5.906 and 5.909; revise JV-365; approve forms JV-460, JV-680, JV-681; adopt forms JV-367, JV-462, JV-464-INFO, JV-466, JV-468)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda for a January 1, 2012, effective date, with the following modifications:

Revise the report to further emphasize which rules and forms are statutorily mandated, and identify those that will be circulated for comment pending additional legislation.

Three members of the Rules and Projects Committee suggested that the proposal go on the Judicial Council's discussion agenda.

**Item 4**            **Juvenile Law: Restraining Orders** (amend Cal. Rules of Court, rule 5.630; revise forms JV-205, JV-245, JV-250, and JV-510; revise and renumber form DV-810; adopt forms JV-247 and JV-255; and revoke form JV-248)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda, for a January 1, 2012, effective date.

**Item 5**            **Domestic Violence – Family Law: Stipulated Judgment of Parentage in Domestic Violence Prevention Act Cases** (adopt Cal. Rules of Court, rule 5.380; adopt form DV-180)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda, for a January 1, 2012 effective date, with the following modifications:

Clarify in report that the rule is proposed to ensure consistency with respect to filing fees and retention of the judgment.

**Item 6**            **Family Law—Domestic Violence: Adopt Rule of Court Regarding Modification of Child Custody and Visitation Orders and Revise, Approve, Adopt, or Revoke Forms Used in Domestic Violence Prevention Act Cases** (adopt Cal. Rules of Court, Rule 5.381; revise Forms DV-100, DV-101, DV-105, DV-108, DV-109, DV-110, DV-112, DV-120, DV-130, DV-140, DV-145, DV-150, DV-200, DV-250, DV-500-INFO, DV-505-INFO, DV-520-INFO, DV-530-INFO, DV-600, DV-700, DV-700-INFO, DV-710; Adopt Forms DV-116, DV-720, DV-730; revise and renumber Forms CLETS-001, DV-115, DV-115-INFO, DV-120-INFO, DV-200-INFO; and revoke Forms DV-126-INFO, DV-170, DV-510-INFO, DV-540-INFO, DV-550-INFO, and DV-560)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda, for a January 1, 2012, effective date.

**Item 7      Protective Orders: Forms To Be Used in Proceedings to Prevent Civil Harassment, Elder Abuse, Private Postsecondary School Violence, and Workplace Violence**

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda, for a January 1, 2012, effective date.

**Item 8      Protective Orders: Rule Changes to Reflect and Implement Recent Legislation** (amend Cal. Rules of Court, rules 2.503 and 3.1152; repeal rule 3.1153)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda, for a January 1, 2012, effective date.

### **Other Business**

**Item 9      Other Business: Review of previous action on proposals recommended for action by the Judicial Council in October.**

**Action:** The Rules and Projects Committee recommended the following Judicial Council action dates and effective dates for proposals considered by the Rules and Projects Committee on September 9 and September 13, 2011:

#### **Review of items considered on September 9, 2011**

##### **Appellate**

**Item 1      Appellate Procedure: Time for filing applications to file amicus curiae briefs** (amend Cal. Rules of Court, rule 8.25)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's consent agenda, for a meeting in 2012 and a July 1, 2012, or January 1, 2013, effective date.

**Item 2      Appellate Procedure: Time to Appeal** (amend Cal. Rules of Court, rules 8.108 and 8.823 and the advisory committee comments to rules 8.104 and 8.822)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's consent agenda, for a meeting in 2012 and a July

1, 2012, or January 1, 2013, effective date.

**Item 3**                    **Appellate Procedure: Respondent’s Election to Use Appendix**  
(amend Cal. Rules of Court, rule 8.124)

**Action:** The Rules and Projects Committee did not reconsider its previous decision not to recommend this proposal for Judicial Council approval.

**Item 4**                    **Appellate Procedure: Briefs** (amend Cal. Rules of Court, 8.212,  
8.360, and 8.882)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council’s consent agenda, for a meeting in 2012 and a July 1, 2012, or January 1, 2013, effective date.

**Item 5**                    **Appellate Procedure: Judicial Notice** (amend Cal. Rules of Court,  
rules 8.252 and 8.809)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council’s consent agenda, for a meeting in 2012 and a July 1, 2012, or January 1, 2013, effective date.

**Item 6**                    **Appellate Procedure: Bringing New Authorities to the Attention of  
the Court of Appeal** (adopt Cal. Rules of Court, rule 8.254)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council’s consent agenda, for a meeting in 2012 and a July 1, 2012, or January 1, 2013, effective date.

**Item 7**                    **Appellate Procedure: When to Use Initials to Identify Parties in  
Juvenile Proceedings** (amend Cal. Rules of Court, rule 8.401)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council’s consent agenda, for a meeting in 2012 and a July 1, 2012, or January 1, 2013, effective date.

**Item 8**                    **Appellate Procedure: Ensuring Tribal Receipt of Records on  
Appeal in Juvenile Cases** (amend Cal. Rules of Court, rule 8.409)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council’s consent agenda, for a meeting in 2012 and a July 1, 2012, or January 1, 2013, effective date.

**Court Technology**

**Item 9**                    **Court Technology: Electronic Filing and Service in the Supreme  
Court and the Courts of Appeal** (amend Cal. Rules of Court, rules  
8.70 and 8.79)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's January 24, 2012, consent agenda, for a July 1, 2012, effective date.

### **Criminal**

**Item 10**            **Criminal Procedure: Abstract of Judgment Forms** (revise forms CR-290, CR-290.1, and CR-292)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda, for a January 1, 2012, effective date.

**Item 11**            **Criminal Procedure: Petitions for Writs of Habeas Corpus** (amend Cal. Rules of Court, rules 4.552 and 8.385)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda, for a January 1, 2012, effective date.

**Item 12**            **Criminal Procedure: Intercounty Probation Transfer Forms** (adopt forms CR-250, CR-251, and CR-252)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's consent agenda, for a meeting in 2012 and July 1, 2012, effective date.

### **Judicial Administration**

**Item 13**            **Court-Appointed Temporary Judges: Recruitment and Appointment of Temporary Judges** (amend rules 10.741 and 10.743)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's January 24, 2012, consent agenda, for a July 1, 2012, effective date.

### **Education**

**Item 14**            **Judicial Branch Education: Content Requirements, Approved Providers, and Choice in Completing Requirements** (amend Cal. Rules of Court, rules 10.452, 10.461, 10.462, 10.468, 10.469, 10.471–10.474, 10.478, 10.481, and 10.491)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's December 14, 2011, consent agenda, for January 1, 2012, January 1, 2013, and January 1, 2014, effective dates.

### **Juvenile Law**

**Item 15**                    **Juvenile Law: Juvenile Delinquency Forms Proposed Revisions and New Forms** (amend Cal. Rules of Court, rule 5.504; approve Judicial Council forms JV-618, JV-667, JV-672, JV-674, JV-678, JV-682, JV-690, and JV-692; revise forms JV-600, JV-615, JV-624, JV-625, JV-640, JV-642, JV-644, JV-665, JV-710, JV-732, JV-735, JV-740, JV-755, JV-760, and JV-794)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council’s October 28, 2011, consent agenda, for a January 1, 2012, effective date.

**Item 16**                    **Juvenile Law: Qualifications for Experts Evaluating Child’s Competency to Participate in Juvenile Proceedings** (amend Cal Rules of Court, rule 5.645(d))

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council’s October 28, 2011, consent agenda, for a January 1, 2012, effective date.

**Item 17**                    **Juvenile Law: Forms for Disclosure of Information** (approve forms JV-226 and JV-227; revise form JV -574)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council’s consent agenda, for a meeting in 2012 and a January 1, 2013, effective date.

**Item 18**                    **Juvenile Law: Appearance by Incarcerated Parents and Other Parties in Juvenile Court Proceedings** (amend Cal. Rules of Court, rule 5.530; adopt rule 5.531; revise form JV-450; adopt form JV-451)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council’s October 28, 2011, consent agenda, for a January 1, 2012, effective date.

### **Protective Orders**

**Item 19**                    **Protective Orders: Registration and Enforcement of Protective Orders Issued by Tribal Courts** (adopt Cal. Rules of Court, rule 5.386; amend rule 2.300; approve form DV-610)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council’s January 24, 2012, consent agenda, for a July 1, 2012, effective date.

### **Miscellaneous**

**Item 20**                    **Miscellaneous Technical Amendments** (amend Cal. Rules of Court, rules 1.6, 2.304, 3.1702, 4.102, 8.454; and 10.3; revise forms DISC-

003/UD-106, JV-401, JV-421, JV-446, SC-220, SC-220-INFO, SC-221, and SC-222)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's consent agenda, for a meeting in 2012 and a July 1, 2012, or January 1, 2013, effective date.

## **Review of items considered on September 13, 2011**

### **Civil and Small Claims**

**Item 1**            **Civil Practice and Procedure: Revisions to *Request for Dismissal* to Address Class Actions and Waived Court Fees** (revise form CIV-110)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's consent agenda, for a meeting in 2012 and a July 1, 2012, or January 1, 2013, effective date.

**Item 2**            **Civil Practice and Procedure: Service of Double-Sided Papers** (amend Cal. Rules of Court, rule 2.117)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's January 24, 2012, consent agenda, for a July 1, 2012, effective date.

**Item 3**            **Civil Cases: Vexatious Litigants Forms** (revise forms MC-700 and MC-701; approve MC-702, MC-703, and MC-704)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's consent agenda, for a meeting in 2012 and a July 1, 2012, or January 1, 2013, effective date.

**Item 4**            **Small Claims: Forms to Address Default in Payment of Judgment in Installments** (Approve forms SC-223 and SC-224)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's consent agenda, for a meeting in 2012 and a July 1, 2012, or January 1, 2013, effective date.

**Item 5**            **Civil Procedure: Adopt Rule and Forms for Expedited Hearings on Petitions for Relief from Financial Obligations During Active Military Service** (adopt Cal. Rules of Court, rule 3.1372; adopt forms MIL-010 and MIL-015; and approve form and MIL-020)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda, for a January 1, 2012, effective date.

- Item 6**                    **Civil Forms: Revision of Wage Garnishment Forms to Reflect Priority for Elder and Dependent Adult Financial Abuse Claims** (revise forms WG-001, WG-002, WG-004, WG-005, WG-009, and WG-012; and adopt forms WG-030 and WG-035)
- Action:** The Rules and Projects Committee recommended approval on the Judicial Council’s October 28, 2011, consent agenda, for a January 1, 2012, effective date.
- Item 7**                    **Civil Forms: *Writ of Execution*** (revise form EJ-130)
- Action:** The Rules and Projects Committee recommended approval on the Judicial Council’s October 28, 2011, consent agenda, for a January 1, 2012, effective date.
- Item 8**                    **Civil Forms: *Notice of Entry of Dismissal and Proof of Service*** (revise form CIV-120)
- Action:** The Rules and Projects Committee recommended approval on the Judicial Council’s December 14, 2011, consent agenda, for a January 1, 2012, effective date.
- Item 9**                    **Civil Trials: Proposed Consent Order for Expedited Jury Trials** (approve forms EJT-020 and EJT-020A)
- Action:** The Rules and Projects Committee recommended approval on the Judicial Council’s January 24, 2012, consent agenda, for a July 1, 2012, effective date.
- Item 10**                  **Civil Trials: *Jury Questionnaire for Expedited Jury Trials*** (approve form MC-003)
- Action:** The Rules and Projects Committee recommended approval on the Judicial Council’s January 24, 2012, consent agenda, for a July 1, 2012, effective date.
- Item 11**                  **Unlawful Detainer: Answer to Unlawful Detainer Complaints** (revise form UD-105)
- Action:** The Rules and Projects Committee recommended approval on the Judicial Council’s October 28, 2011, consent agenda, for a January 1, 2012, effective date.
- Item 12**                  **Civil Law: Subpoena Forms for the Discovery and Production of Electronically Stored Information** (revise forms SUBP-002, SUBP-010, SUBP-035, and SUBP-045)
- Action:** The Rules and Projects Committee recommended approval on the Judicial Council’s October 28, 2011, consent agenda, for a January

1, 2012, effective date.

**Item 13**

**Alternative Dispute Resolution: Judicial Arbitration** (amend Cal. Rules of Court, rules 3.826 and 3.827, 3; and revise form ADR-102)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda, for a January 1, 2012, effective date.

**Item 14**

**Alternative Dispute Resolution: Ethics Standards for Neutral Arbitrators in Contractual Arbitration** (amend standards 2,3,7, and 8)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's consent agenda, for a meeting in 2012 and a July 1, 2012, or January 1, 2013, effective date.

*Approved by the committee on November 15, 2011*



**Minutes**  
**Rules and Projects Committee Teleconference**  
Thursday, October 6, 2011  
12:10 - 1:30 p.m.

**Members present:** Hon. Harry E. Hull, Jr. (chair), Hon. Sue Alexander, Hon. Judith Ashmann-Gerst, Hon. David De Alba, and Ms. Miriam Krinsky.

**Members absent:** Hon. Erica Yew (vice-chair), Mr. Alan Carlson, Hon. Teri L. Jackson, and Hon. Ira R. Kaufman.

**RUPRO staff:** Ms. Deborah Brown, Ms. Susan McMullan, Mr. Patrick O'Donnell, and Ms. Camilla Kieliger.

**AOC staff present:** Ms. Melissa Ardaiz, Ms. Audrey Fancy, Ms. Bonnie Hough, Ms. Anna Maves, Mr. Douglas C. Miller, Ms. Gabrielle Selden, and Ms. Julia Weber.

**Other present:** Hon. Mitchell L. Beckloff, chair, Probate and Mental Health Advisory Committee; Hon. Kimberly J. Nystrom-Geist, co-chair, Family and Juvenile Law Advisory Committee; Hon. Dean Stout, co-chair, Family and Juvenile Law Advisory Committee; and Hon. Laurie D. Zelon, chair, Elkins Family Law Implementation Task Force.

*Proposals to recommend for Judicial Council approval*

**Probate**

**Item 1**            **Court Fee Waivers in Probate Proceedings** (adopt Cal. Rules of Court, rule 3.50 and 7.5)

**Action:** The Rules and Projects Committee recommended that the proposal be deferred for at least one year to allow the advisory committee to determine whether other interested entities would propose legislation to address the eligibility of fee waivers in probate guardianship and conservatorship proceedings. RUPRO directed the advisory committee to return to RUPRO in September 2012 if the advisory committee wants to pursue the proposal.

**Item 2**            **Delayed Certificates of Death, Birth, and Marriage** (revise forms MC-360 and MC-360A; approve forms MC-361, MC-361A, MC-362, and MC-361A)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's January 24, 2012, consent agenda, to be effective July 1, 2012.

**Item 3**            **Instructions concerning the Indian Child Welfare Act in probate guardianship proceedings** (amend Cal. Rules of Court, rule 7.1015; and revise forms GC-210(CA) and ICWA-005-INFO)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's January 24, 2012, consent agenda to be effective July 1, 2012.

## Family and Juvenile Law

**Item 4**      **Family Law: Attorney Fees and Costs** (adopt Cal. Rules of Court, rule 5.427; adopt forms FL-158, FL-319, and FL-346; revise forms FL-320 and FL-340)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda to be effective January 1, 2012, with the following modifications:

Change "attorney fees" to "attorney's fees" throughout.

**Item 5**      **Family Law: Forms for Postjudgment Address Verification and Governmental Motions for Modifying or Enforcing Child Support** (adopt forms FL-330-INFO, FL-335-INFO, FL-640-INFO, FL-661-INFO, FL-662-INFO, FL-686; approve form FL-334; and revise forms FL-330, FL-335, FL-640, FL-661, FL-662, FL-676, FL-677, FL-679, FL-680, and FL-685)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda to be effective January 1, 2012.

**Item 6**      **Family Law: Child Custody Information Sheets** (approve form FL-313-INFO; revise form FL-314-INFO)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda to be effective January 1, 2012.

**Item 7**      **Family Law: New, Restructured, and Amended Family Law Rules of Court** (Adopt rules 5.2, 5.4, 5.7, 5.9, 5.12, 5.14, 5.16, 5.17, 5.18, 5.24, 5.29, 5.40, 5.41, 5.43, 5.45, 5.46, 5.50, 5.51, 5.52, 5.54, 5.60, 5.62, 5.63, 5.66, 5.68, 5.74, 5.76, 5.77, 5.90, 5.91, 5.94, 5.96, 5.98, 5.111, 5.112.1, 5.113, 5.115, 5.123, 5.125, 5.151, 5.165, 5.167, 5.169, 5.250, 5.260, 5.390, 5.392, 5.393, 5.394, 5.401, 5.402, 5.411, 5.413, 5.415, 5.420, 5.425, 5.430, and 5.440; amend rules 5.240, 5.375, 5.400, 5.410, 5.450, 5.475, 5.480, 5.481, 5.482, 5.483, 5.484, 5.485, 5.486, and 5.487; and repeal and renumber rules 5.5, 5.10, 5.15, 5.20, 5.21, 5.22, 5.25, 5.26, 5.27, 5.28, 5.35, 5.70, 5.71, 5.100, 5.102, 5.104, 5.106, 5.108, 5.110, 5.112, 5.114, 5.116, 5.118, 5.120, 5.121, 5.122, 5.124, 5.126, 5.128, 5.130, 5.134, 5.136, 5.140, 5.150, 5.152, 5.154, 5.156, 5.158, 5.160, 5.162, 5.175, and 5.180)

**Action:** The Rules and Projects Committee recommended approval of rule 5.250 on the Judicial Council's October 28, 2011, consent agenda, to be effective January 1, 2012, and the remainder of the rules on the Judicial Council's February 28, 2012, discussion agenda to be effective July 1, 2012. One RUPRO member recommended approval of the entire proposal on the Judicial Council's October 28, 2011, consent agenda.

**Item 8**            **Family Law: Counsel Appointed to Represent a Child in Family Law Proceedings** (amend Cal. Rules of Court rule 5.242; revise form FL-323; approve form FL-321-INFO)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda to be effective January 1, 2012.

**Item 9**            **Family Law: Request for Order in Lieu of Notice of Motion or Order to Show Cause and Witness List for Use in Family Law Proceedings** (revoke forms FL-301 and FL-310; approve forms FL-300-INFO and FL-321; revise forms FL-115, FL-300, FL-305, FL-306, FL-315, FL-316, FL-336, FL-347)

**Action:** The Rules and Projects Committee deferred action on this proposal until October 13, 2011.

**Item 10**           **Family Law: Dissolution, Legal Separation, or Nullity of Same-Sex Marriage** (revise forms FL-103 and FL-123)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda to be effective January 1, 2012.

**Item 11**           **Family Law- Proof of Service by Publication or Posting** (adopt rule 5.72; approve forms FL-980, FL-982, and FL-985)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's consent agenda, for a meeting in 2012 to be effective January 1, 2013.

**Item 12**           **Family Law- Summary Dissolution** (adopt form FL-825; revise forms FL-800, FL-810, FL-820, FL-830)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda to be effective January 1, 2012 with the following modifications:

Revise the report, page 6, first paragraph under "Alternatives Considered" to change "option 3" to "option 2".

Rules and Projects Committee  
October 6, 2011, minutes

*Approved by the committee on November 15, 2011*

**Minutes**  
**Rules and Projects Committee Teleconference**  
Thursday, October 13, 2011  
4:00 - 5:00 p.m.

**Members present:** Hon. Harry E. Hull, Jr. (chair), Hon. Judith Ashmann-Gerst, Mr. Alan Carlson, Hon. David De Alba, and Hon. Teri L. Jackson.

**Members absent:** Hon. Erica Yew (vice-chair), Hon. Sue Alexander, Hon. Ira R. Kaufman, and Ms. Miriam Krinsky.

**RUPRO staff:** Ms. Deborah Brown, Mr. Patrick O'Donnell, and Ms. Susan McMullan.

**AOC staff present:** Ms. Heather Anderson, Mr. Arturo Castro, Ms. Audrey Fancy, Mr. Jay Harrell, Ms. Bonnie Hough.

**Others present:** Hon. William McGuiness, member, Administrative Presiding Justices Advisory Committee; Hon. Steven Perren, chair, Criminal Law Advisory Committee; and Hon. Kimberly J. Nystrom-Geist, co-chair, Family and Juvenile Law Advisory Committee.

*Proposals to recommend for Judicial Council approval*

**Appellate**

**Item 1**            **Appellate Procedure: Filing Fees** (amend Cal. Rules of Court, rules 8.25 and 8.26; amend the advisory committee comments to rules 8.50, 8.54, 8.200, 8.487, 8.496, 8.498, 8.500, and 8.520; and revise forms APP-001 and APP-015/FW-015-INFO))

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda to be effective immediately.

**Criminal**

**Item 2**            **Criminal Justice Realignment: Postrelease Community Supervision Revocation Procedure** (adopt Cal. Rules of Court, rules 4.540 and 4.541 and form CR-300)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, consent agenda to be effective immediately.

## Family and Juvenile Law

**Item 3**      **Family Law: Request for Order in Lieu of Notice of Motion or Order to Show Cause and Witness List for Use in Family Law Proceedings**  
(revoke forms FL-301 and FL-310; approve forms FL-300-INFO and FL-321; revise forms FL-115, FL-300, FL-305, FL-306, FL-315, FL-316, FL-336, FL-347)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's October 28, 2011, discussion agenda to be effective January 1, 2012.

*Approved by the committee on November 15, 2011*

# Minutes

## Rules and Projects Committee

Proposal Circulated by Email on Tuesday, October 18, 2011  
and approved on Wednesday, October 19, 2011

**Members participating:** Hon. Harry E. Hull, Jr., (chair), Hon. Erica Yew (vice-chair), Hon. Sue Alexander, Hon. Judith Ashmann-Gerst, Mr. Alan Carlson, Hon. David De Alba, Hon. Teri L. Jackson, and Ms. Miriam Krinsky.

**Members not participating:** Hon. Ira R. Kaufman.

**RUPRO staff participating:** Ms. Deborah Brown, Ms. Susan McMullan, Mr. Patrick O'Donnell, and Ms. Camilla Kieliger.

**AOC staff participating:** Ms. Audrey Fancy, and Ms. Bonnie Hough.

### *Proposals to recommend for Judicial Council approval*

**Item 1**            **Family Law: Request for Order in Lieu of Notice of Motion or Order to Show Cause and Witness List for Use in Family Law Proceedings**  
(revoke forms FL-301 and FL-310; approve forms FL-300-INFO and FL-321; revise forms FL-115, FL-300, FL-305, FL-306, FL-315, FL-316, FL-336, FL-347)

**Action:** The Rules and Projects Committee revised the action taken on October 13, 2011, to recommend approval on the Judicial Council's January 24, 2012, consent agenda to be effective July 1, 2012.

*Approved by the committee on November 15, 2011*

# Minutes

## Rules and Projects Committee

Proposal Circulated by Email on Wednesday, October 19, 2011  
and approved on Thursday, October 20, 2011

**Members participating:** Hon. Harry E. Hull, Jr., (chair), Hon. Sue Alexander, Hon. Judith Ashmann-Gerst, Mr. Alan Carlson, Hon. David De Alba, and Hon. Teri L. Jackson.

**Members not participating:** Hon. Erica Yew (vice-chair), Hon. Ira R. Kaufman, and Ms. Miriam Krinsky.

**RUPRO staff participating:** Ms. Deborah Brown, Ms. Susan McMullan, Mr. Patrick O'Donnell, and Ms. Camilla Kieliger.

**AOC staff participating:** Ms. Audrey Fancy, Ms. Bonnie Hough, and Ms. Gabrielle Selden.

### *Proposals to approve for circulation*

**Item 1**      **Family Law: Domestic Partnerships and Same Sex Marriages** (revise forms FL-103, FL-123, FL-800, FL-810, FL-910, and FL-915)

**Action:** The Rules and Projects Committee approved the proposal for circulation for comment on a special comment cycle from Friday, October 21 to Tuesday, November 1.

Additionally, item 10, Family Law: Dissolution, Legal Separation, or Nullity of Same-Sex Marriage (revise forms FL-103 and FL-123) and item 12, Family Law- Summary Dissolution (adopt form FL-825; revise forms FL-800, FL-810, FL-820, FL-830) on the Rules and Projects Committee's October 6, 2011, agenda are recommended to be deferred from council consideration on October 28, 2011 and reconsidered by the Rules and Projects Committee in November for approval on the Judicial Council's December 14, 2011, agenda with a January 1, 2012, effective date.

*Approved by the committee on November 15, 2011*



Minutes  
Rules and Projects Committee Teleconference  
Monday, November 15, 2011  
4:00 - 5:10 p.m.

*Proposals to approve and recommend for  
Judicial Council approval*

**Members present:** Hon. Harry E. Hull, Jr., Hon. Erica Yew, Hon. Sue Alexander, Hon. Judith Ashmann-Gerst, Hon. Teri L. Jackson, Hon. Ira R. Kaufman, and Ms. Miriam Krinsky.

**Members absent:** Mr. Alan Carlson, and Hon. David De Alba.

**RUPRO staff present:** Ms. Deborah Brown, Mr. Patrick O'Donnell, and Ms. Camilla Kieliger.

**AOC staff present:** Mr. Bruce Greenlee, Ms. Bonnie Hough, and Mr. Courtney Tucker.

**Others present:** Hon. Mark S. Borrell.

**Civil Jury Instructions (CACI)**

**Item 1A**      **Civil Jury Instructions: Approve Publication of Minor Revisions**  
(60 Instructions With Only Changes to Directions for Use, Additions to Sources and Authority, or Minor Nonsubstantive Changes to Instruction Text)

**Action:** The Rules and Projects Committee approved the proposed revisions for publication. The proposal will be revised to remove non-final cases before publication.

**Item 1B**      **Civil Jury Instructions: Additions, Revisions, and Revocations**  
(49 New, Revised, and Revoked Instructions and Verdict Forms)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's December 13, 2011, consent agenda, except instructions 1205, 3242, and 3243, which are recommended for approval on the Judicial Council's December 13, 2011, discussion agenda.

The Rules and Projects Committee also recommended that the discussion on page 5 of the Judicial Council report regarding the choice of the wording "generally recognized" be clarified.

## Traffic

### **Item 2      2012 Uniform Bail and Penalty Schedule**

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council’s December 13, 2011, consent agenda.

## Family and Juvenile

### **Item 3      Family Law: Permission for Minors to Enter into Domestic Partnerships** (revise forms FL-910 and FL-915)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council’s December 13, 2011, consent agenda, for an effective date of January 1, 2012.

### **Item 4      Family Law: Dissolution, Legal Separation, or Nullity of Same-Sex Marriage** (revise forms FL-103 and FL-123)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council’s December 13, 2011, consent agenda, for an effective date of January 1, 2012, with the following modifications:

FL-103 and FL-123:

In the third section of the header of the forms, add “or marriage” after “domestic partnership.”

Change item 2c from a sub-item to a separate item 3.

### **Item 5      Family Law: Summary Dissolution** (adopt form FL-826, and revise forms FL-800, FL-810, FL-820, and FL-830)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council’s December 13, 2011, consent agenda, for an effective date of January 1, 2012, with the following modifications:

FL-800:

Change items 5a and 5b to be separate items 5 and 6.

## Other Business

### **Item 6      Review of recommended action and effective dates for two previously reviewed items**

**Action:** The Rules and Projects Committee approved two previously reviewed items, Appellate Procedure: When to Use Initials to Identify Parties in Juvenile Proceedings, and Court Technology: Electronic Filing and Service in the Supreme Court and the Courts of Appeal for approval on the Judicial Council's December 13, 2011, consent agenda for a January 1, 2012, effective date.

**Item 7**      **Approval of minutes** (September 9, 2011; September 13, 2011; September 21, 2011; September 29, 2011; September 30, 2011; October 6, 2011; October 13, 2011; October 18, 2011; and October 20, 2011)

**Action:** The Rules and Projects Committee approved the minutes.

**Item 8**      **Trial Court Presiding Judges Advisory Committee and Court Executives Advisory Committee: Memorandum to propose suspension of non-critical rule and form proposals**

Information item.

**Item 9**      **Letter from Justice Hull to advisory committee chairs re: development of rules and forms proposals on Annual Agendas**

The Rules and Projects Committee recommended that:

- item 1e in the paragraph describing priority level 1 be replaced with item (4) from the paragraph describing priority level 2;
- the paragraph regarding possible changes to the rule-making cycle provide the additional alternative of staggered cycles and invite feedback from advisory committee chairs on the possible changes to the rule-making cycle; and
- the paragraph discussing the Winter 2012 cycle be clarified.

The Rules and Projects Committee will continue the discussion of changes to the rule-making cycle at a future meeting.

*Approved by the committee on December 5, 2011*

# Minutes

## Rules and Projects Committee Teleconference

Tuesday, November 29, 2011

4:00 - 5:15 p.m.

### *Proposals to approve for circulation and recommend for Judicial Council approval*

**Members present:** Hon. Harry E. Hull, Jr., Hon. Erica Yew, Hon. David De Alba, Hon. Sue Alexander, Hon. Judith Ashmann-Gerst, Mr. Alan Carlson, Hon. Teri L. Jackson, and Hon. Ira R. Kaufman.

**Members absent:** Ms. Miriam Krinsky.

**RUPRO staff present:** Ms. Deborah Brown, Ms. Susan R. McMullan, Mr. Patrick O'Donnell, and Ms. Camilla Kieliger.

**AOC staff present:** Mr. Arturo Castro, Mr. Bruce Greenlee, Mr. Douglas C. Miller, and Ms. Anne Ronan.

## Civil and Small Claims

**Item 1**      **Civil Forms: Wage Garnishment Forms Concerning Claims for Exemption** (revise forms WG-003 and WG-009)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's December 13, 2011, consent agenda, for an effective date of January 1, 2012, and approved the proposal for circulation.

**Item 2**      **Civil Forms: Gender Change Forms** (revise forms NC-200 NC-210/310, NC-220, NC-300, NC-320, and NC-330)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's December 13, 2011, consent agenda, for an effective date of January 1, 2012, and approved the proposal for circulation.

## Criminal

**Item 3**      **Criminal Justice Realignment: Abstracts of Judgment Forms** (revise forms CR-290, CR-290A and CR-290.1)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's December 13, 2011, consent agenda, for an effective date of January 1, 2012, and approved the proposal for circulation.

## Probate

**Item 4 Probate: Forms for Substitutes for Decedent Estate Administration** (revise forms DE-305, DE-310, and DE-315)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's December 13, 2011, consent agenda, for an effective date of January 1, 2012, and approved the proposal for circulation.

## Miscellaneous

**Item 5 Forms: Miscellaneous Technical Changes** (revise forms DV-100, SV-115, and WV-115)

**Action:** The Rules and Projects Committee recommended approval on the Judicial Council's December 13, 2011, consent agenda, for an effective date of January 2, 2012.

## Other Business

**Item 6 California Civil Jury Instructions (CACI):**

**Action:** The Rules and Projects Committee reconsidered its earlier recommendation that instructions 1205, 3242, and 3243 be approved for placement on the Judicial Council's December 13, 2011, discussion agenda. Upon reconsideration, the Rules and Projects Committee recommended that the entire proposal for additions, revisions, and revocations to the civil jury instructions be placed on the consent agenda.

**Item 7 2012 Uniform Bail and Penalty Schedule:**

**Action:** The Rules and Projects Committee approved corrections made to the proposal previously recommended for approval on the Judicial Council's December 13, 2011, consent agenda, for an effective date of January 2, 2012.

*Approved by the committee on December 5, 2011*

