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CALIFORNIA LAW REVISION COMMISSION

1/8/62

Memorandum No. 3(1962)

Subject: Payment of Consultant on Study of Uniform Rules of Evidence

Professor Chadbourn writes in part as follows:

My best recollection is that \$1,000 is due me on my contracts with the Commission. I should like to receive as much of this sum as possible as early in 1962 as is feasible. Will you look into this and let me know what can be done?

We have the following uncompleted contracts with Professor Chadbourn:

<u>Date</u>	<u>Amount</u>	<u>Amount Paid</u>	<u>Amount Unpaid</u>
May 1, 1958	\$5,000	\$4,500	\$500
Oct. 28, 1959	3,000	2,500	500

We should pay the \$500 due under the 1959 contract before June 30, 1962, as our authority to pay from the money appropriated for the 1959-60 fiscal year will expire on that date. Accordingly, it is suggested that the Commission approve payment of this amount now.

The \$500 due under the 1958 contract will need to be paid from funds in the current budget for research. We have sufficient funds to make the payment although we do not know now what other research needs we will have during the balance of the current fiscal year. At the same time, Professor Chadbourn has substantially performed his contract. We have withheld final payment on these contracts because the contracts required the consultant to supplement his study upon request, attend Commission meetings, etc. Substantial revisions have

been necessary in the hearsay study to cover recent cases and matters not discussed by the consultant. These revisions have, for the most part, been made by the Commission's staff and approved by Professor Chadbourn. Because of the long period of time that will elapse between now and the time that we complete our consideration of this study, it is suggested that the Commission approve payment now of the \$500 due Professor Chadbourn under the 1958 contract.

These payments would be made with the understanding that Professor Chadbourn would supplement his studies upon request (within reason), would review proposed revisions made by the staff and would attend Commission meetings upon request.

Respectfully submitted,

John H. DeMouilly
Executive Secretary