

Memorandum 2001-35

**Trial Court Unification: Unnecessary Procedural Differences
Between Limited and Unlimited Civil Cases**

At the February meeting, the Commission approved a final recommendation on *Unnecessary Procedural Differences Between Limited and Unlimited Civil Cases*. At the time, the Judicial Council had approved several of the proposals in this test run project, but it was still considering other proposals. In particular, the Judicial Council had not yet acted on the following proposals, which the Commission had already approved:

- (1) Undertakings (Code Civ. Proc. §§ 489.220, 720.160, 720.260).
- (2) Confession of judgment (Code Civ. Proc. § 1134).

Because this is a joint study, the Commission directed the staff to include these proposals in the final recommendation only if the Judicial Council approved them before the end of February. (February Minutes, p. 13.) Otherwise, the proposals were to be omitted from the recommendation. *Id.*

Through its Policy Committee, the Judicial Council did approve these proposals in February. The staff has since incorporated them into the final recommendation, which is ready for printing. We have also been working with staff from the Administrative Office of the Courts to find an appropriate vehicle for the legislation. We originally anticipated that the legislation would be introduced as a committee bill, but that did not work out. We are now exploring other possibilities.

Respectfully submitted,

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