

MINUTES OF MEETING

OF

SOUTHERN COMMITTEE

July 3, 1956
Los Angeles

PRESENT

Members

Mr. Stanford C. Shaw, Chairman
Mr. Joseph A. Ball

Research Consultant

Professor Stanley Howell of
School of Law, University
of Southern California

Staff

Mr. John R. McDonough, Jr.
Mrs. Virginia B. Nordby

ABSENT

Members

Mr. John D. Babbage

STUDY NO. 13 - BRINGING IN NEW PARTIES ON CROSS-ACTIONS

The Committee discussed Professor Howell's report and the several problems discussed therein. The committee recommends:

(1) That the Commission recommend to the Legislature at the present time only a revision of Section 389 of the Code of Civil Procedure along the lines suggested in Professor Howell's report.

(2) That the Commission include in its agenda resolution to be presented to the 1957 Session of the Legislature a study of the entire problem of party practice in California, including joinder of plaintiffs and defendants, bringing in new parties, third party practice, intervention, interpleader, and all other aspects of the problem.

The Executive Secretary was requested to prepare a draft Report and Recommendation of the Commission to the Legislature on Study No. 13 reflecting the Committee's first recommendation.

Respectfully submitted,

John R. McDonough, Jr.
Executive Secretary