

CALIFORNIA LAW REVISION COMMISSION

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NEWS RELEASE
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For Immediate Release

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Equitable Relief in a Limited Civil Case

Request for Public Comment

The California Law Revision Commission seeks public comment on its tentative recommendation relating to equitable relief in a limited civil case.

The authority of the superior court to grant equitable relief in a limited civil case is restricted. The restriction on the court's authority dates from the era when a cause of that type was within the jurisdiction of the municipal court. Now that the municipal court has been abolished and the superior court's jurisdiction has been expanded to encompass a limited civil case, some of the equitable relief restrictions may no longer be necessary.

The Law Revision Commission recommends that the superior court should be authorized, in a cause that otherwise is treated as a limited civil case, to award the following types of equitable relief currently prohibited to it:

- Determination of title to real property
- Declaratory relief
- Good faith improver relief

The tentative recommendation is available from the California Law Revision Commission, 4000 Middlefield Road, Room D-1, Palo Alto, CA 94303-4739. The tentative recommendation is also available at the Commission's website (www.clrc.ca.gov) through the "Reports" menu.

The Commission often substantially revises its recommendations as a result of public comment. To receive timely consideration, comments should be submitted by **July 31, 2005**.

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