

AMENDMENTS TO THE CALIFORNIA RULES OF COURT

Adopted by the Judicial Council on December 9, 2008,  
effective on December 9, 2008.

Rule 10.14. Litigation Management Committee.....	1
Rule 10.201. Claim and litigation procedure .....	1
Rule 10.202. Claims and litigation management .....	3

AMENDMENTS TO THE CALIFORNIA RULES OF COURT

Adopted by the Judicial Council on December 9, 2008,  
effective on December 9, 2008.

1 **Rule 10.14. Litigation Management Committee**

2  
3 **(a) Litigation oversight**

4  
5 The Litigation Management Committee must oversee litigation and claims  
6 against trial court judges, appellate court justices, the Judicial Council, the  
7 Administrative Office of the Courts, the trial and appellate courts, and the  
8 employees of those bodies ~~that seek recovery of \$50,000 in which the likely~~  
9 monetary exposure is \$100,000 or more or that raise important policy issues  
10 of significance to the judicial branch by:

- 11  
12 (1) Reviewing and approving any proposed settlement, stipulated  
13 judgment, or offer of judgment; and  
14  
15 (2) Consulting with the Administrative Director or General Counsel, on  
16 request, regarding important strategy issues.

17  
18 *(Subd (a) amended effective December 9, 2008; previously amended effective January 1,*  
19 *2003, and January 1, 2007.)*

20  
21 **(b)–(c) \*\*\***

22  
23 *Rule 10.14 amended effective December 9, 2008; adopted as rule 6.14 effective January 1, 2001;*  
24 *previously amended effective January 1, 2003; previously amended and renumbered effective*  
25 *January 1, 2007.*

26  
27  
28 **Rule 10.201. Claim and litigation procedure**

29  
30 **(a) \*\*\***

31  
32 **(b) Procedure for action on claims**

33  
34 To carry out the Judicial Council's responsibility under Government Code  
35 section 912.7 to act on a claim, claim amendment, or application for leave to  
36 present a late claim against a judicial branch entity or a judge, the Office of  
37 the General Counsel, under the direction of the Administrative Director of  
38 the Courts, must:

- 39  
40 (1)–(4) \*\*\*

AMENDMENTS TO THE CALIFORNIA RULES OF COURT

Adopted by the Judicial Council on December 9, 2008,  
effective on December 9, 2008.

1 (5) Allow a claim in the amount justly due as determined by the Office of  
2 the General Counsel if it is a proper charge against the judicial branch  
3 entity and the amount is less than ~~\$50,000~~100,000; and  
4

5 (6) Make recommendations to the Litigation Management Committee  
6 regarding proposed settlements of claims requiring payments of  
7 ~~\$50,000~~100,000 or more.  
8

9 *(Subd (b) amended effective December 9, 2008; previously amended effective January 1,*  
10 *2007.)*  
11

12 **(c) Allowance and payment of claims**  
13

14 The following may allow and authorize payment of any claim arising out of  
15 the activities of a judicial branch entity or judge:  
16

17 (1) The Office of the General Counsel, under the direction of the  
18 Administrative Director of the Courts, if the payment is less than  
19 ~~\$50,000~~100,000; or  
20

21 (2) \*\*\*  
22

23 *(Subd (c) amended effective December 9, 2008.)*  
24

25 **(d) Settlement of lawsuits and payment of judgments**  
26

27 The following may settle lawsuits, after consultation with the affected entity  
28 and any judge or employee being defended by the Judicial Council, and  
29 authorize payment of judgments arising out of the activities of a judicial  
30 branch entity or judge:  
31

32 (1) The Office of the General Counsel, under the direction of the  
33 Administrative Director of the Courts, if the payment is less than  
34 ~~\$50,000~~100,000 and the lawsuit does not raise ~~important policy~~  
35 of significance to the judicial branch; or  
36

37 (2) \*\*\*  
38

39 *(Subd (d) amended effective December 9, 2008.)*  
40  
41

AMENDMENTS TO THE CALIFORNIA RULES OF COURT

Adopted by the Judicial Council on December 9, 2008,  
effective on December 9, 2008.

1 *Rule 10.201 amended effective December 9, 2008; adopted as rule 6.201 effective January 1,*  
2 *2003; previously amended and renumbered effective January 1, 2007.*

3  
4  
5 **Rule 10.202. Claims and litigation management**

6  
7 **(a) \*\*\***

8  
9 **(b) Duties of the Office of the General Counsel**

10  
11 To carry out the duty of the Judicial Council to provide for the  
12 representation, defense, and indemnification of justices of the Courts of  
13 Appeal or the Supreme Court, judges, subordinate judicial officers, court  
14 executive officers and administrators, and trial and appellate court employees  
15 under part 1 (commencing with section 810) to part 7 (commencing with  
16 section 995), inclusive, of the Government Code, the Office of the General  
17 Counsel under the direction of the Administrative Director of the Courts and  
18 the General Counsel, must:

19  
20 (1)–(4) \*\*\*

21  
22 (5) Make recommendations to the Litigation Management Committee  
23 regarding proposed settlements of claims or lawsuits requiring  
24 payments of ~~\$50,000~~100,000 or more or raising ~~important policy~~ issues  
25 of significance to the judicial branch;

26  
27 (6)–(8) \*\*\*

28  
29 *(Subd (b) amended effective December 9, 2008; previously amended effective July 1, 2002,*  
30 *January 1, 2003; and January 1, 2007.)*

31  
32 **(c)–(d) \*\*\***

33  
34 *Rule 10.202 amended effective December 9, 2008; adopted as rule 6.800 effective January 1,*  
35 *2001; previously amended effective July 1, 2002; previously renumbered as rule 6.202 effective*  
36 *January 1, 2003; previously amended and renumbered effective January 1, 2007.*