



## Judicial Council of California

ADMINISTRATIVE OFFICE OF THE COURTS

OFFICE OF GOVERNMENTAL AFFAIRS

770 L Street, Suite 700 • Sacramento, California 95814-3393

Telephone 916-323-3121 • Fax 916-323-4347 • TDD 415-865-4272

RONALD M. GEORGE  
*Chief Justice of California*  
*Chair of the Judicial Council*

WILLIAM C. VICKREY  
*Administrative Director of the Courts*

RONALD G. OVERHOLT  
*Chief Deputy Director*

KATHLEEN T. HOWARD  
*Director, Office of Governmental Affairs*

April 5, 2007

Hon. Mike Eng  
Member of the Assembly  
State Capitol, Room 6025  
Sacramento, California 95814

Subject: AB 1126 (Eng), as amended March 28, 2007 - Support  
Hearing: Assembly Judiciary Committee – April 10, 2007

Dear Assembly Member Eng:

The Judicial Council is pleased to support AB 1126, which provides, among other things, that in unlawful detainer actions and other specified summary proceedings involving the possession of real property, a discovery motion may be made at any time upon giving five days notice. AB 1126 also requires the Judicial Council to adopt rules prescribing the time for the filing and service of opposition and reply papers relating to specified motions filed in connection with the above summary proceedings. In addition, the bill allows a plaintiff in those summary proceedings to propound interrogatories, make a demand for inspection, and make requests for admission without leave of court at any time that is five days after service of the summons on, or appearance by, the relevant party, whichever occurs first.

The Judicial Council supports AB 1126 because it provides needed clarifications to the law governing discovery in unlawful detainer cases and other summary proceedings involving the possession of real property. AB 1126 will help avoid confusion by eliminating existing

Hon. Mike Eng  
April 5, 2007  
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ambiguities, which should make unlawful detainer litigation and related actions more efficient for both litigants and the courts.

For these reasons, the Judicial Council supports AB 1126.

Sincerely,

A handwritten signature in black ink, appearing to read "Daniel Pone". The signature is fluid and cursive, with the first name "Daniel" and last name "Pone" clearly distinguishable.

Daniel Pone  
Senior Attorney

DP/op

cc: Members, Assembly Judiciary Committee  
Ms. Barbara Gaal, Chief Deputy Counsel, California Law Revision Commission  
Mr. Eric Csizmar, Deputy Legislative Affairs Secretary, Office of the Governor  
Mr. Brent Jamison, Acting Director of Legislation, Governor's Office of Planning and Research



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*Director, Office of Governmental Affairs*

April 24, 2007

Hon. Mark Leno, Chair  
Assembly Appropriations Committee  
State Capitol, Room 2114  
Sacramento, California 95814

Subject: AB 1126 (Eng), as amended March 27, 2007 - Support  
Hearing: Assembly Appropriations Committee – April 25, 2007

Dear Assembly Member Leno:

The Judicial Council is pleased to support AB 1126, which provides, among other things, that in unlawful detainer actions and other specified summary proceedings involving the possession of real property, a discovery motion may be made at any time upon giving five days notice. The bill also allows a plaintiff in those summary proceedings to propound interrogatories, make a demand for inspection, and make requests for admission without leave of court at any time that is five days after service of the summons on, or appearance by, the relevant party, whichever occurs first.

In addition, AB 1126 requires the Judicial Council to adopt rules prescribing the time for the filing and service of opposition and reply papers relating to specified motions filed in connection with the above summary proceedings. The Judicial Council has existing resources devoted to the development of rules of court, as required. To the extent that this bill requires the adoption of a new rule of court, the costs of adopting the new rule are expected to be minor and fully absorbable within existing resources.

Hon. Mark Leno, Chair

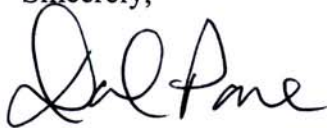
April 24, 2007

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For these reasons, the Judicial Council supports AB 1126.

Sincerely,

A handwritten signature in black ink, appearing to read "Daniel Pone", written in a cursive style.

Daniel Pone  
Senior Attorney

DP/op

cc: Members, Assembly Appropriations Committee  
Ms. Barbara Gaal, Chief Deputy Counsel, California Law Revision Commission  
Mr. Eric Csizmar, Deputy Legislative Affairs Secretary, Office of the Governor  
Mr. Brent Jamison, Acting Director of Legislation, Governor's Office of Planning and Research





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RONALD G. OVERHOLT  
*Chief Deputy Director*

KATHLEEN T. HOWARD  
*Director, Office of Governmental Affairs*

June 1, 2007

Hon. Ellen Corbett, Chair  
Senate Judiciary Committee  
State Capitol, Room 2187  
Sacramento, California 95814

Subject: AB 1126 (Eng), as amended March 27, 2007 - Support  
Hearing: Senate Judiciary Committee – June 12, 2007

Dear Senator Corbett:

The Judicial Council is pleased to support AB 1126, which provides, among other things, that in unlawful detainer actions and other specified summary proceedings involving the possession of real property, a discovery motion may be made at any time upon giving five days notice. AB 1126 also requires the Judicial Council to adopt rules prescribing the time for the filing and service of opposition and reply papers relating to specified motions filed in connection with the above summary proceedings. In addition, the bill allows a plaintiff in those summary proceedings to propound interrogatories, make a demand for inspection, and make requests for admission without leave of court at any time that is five days after service of the summons on, or appearance by, the relevant party, whichever occurs first.

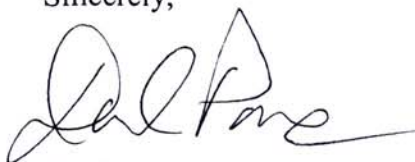
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Hon. Ellen Corbett, Chair  
June 1, 2007  
Page 2

ambiguities, which should make unlawful detainer litigation and related actions more efficient for both litigants and the courts.

For these reasons, the Judicial Council supports AB 1126.

Sincerely,

A handwritten signature in black ink, appearing to read "Daniel Pone", with a stylized, flowing script.

Daniel Pone  
Senior Attorney

DP/op

cc: Members, Senate Judiciary Committee  
Ms. Kathy Banuelos, Counsel, Senate Judiciary Committee  
Ms. Barbara Gaal, Chief Deputy Counsel, California Law Revision Commission  
Mr. Eric Csizmar, Deputy Legislative Affairs Secretary, Office of the Governor  
Mr. Brent Jamison, Acting Director of Legislation, Governor's Office of Planning and Research  
Mr. Mike Petersen, Consultant, Senate Republican Office of Policy



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*Administrative Director of the Courts*

RONALD G. OVERHOLT  
*Chief Deputy Director*

KATHLEEN T. HOWARD  
*Director, Office of Governmental Affairs*

July 12, 2007

Hon. Arnold Schwarzenegger  
Governor of California  
State Capitol, First Floor  
Sacramento, California 95814

Subject: AB 1126 (Eng) – Request for Signature

Dear Governor Schwarzenegger:

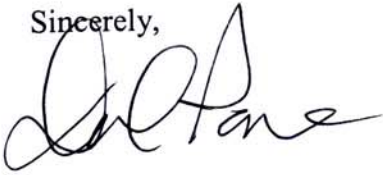
The Judicial Council requests your signature on AB 1126 which provides, among other things, that in unlawful detainer actions and other specified summary proceedings involving the possession of real property, a discovery motion may be made at any time upon giving five days notice. AB 1126 also requires the Judicial Council to adopt rules prescribing the time for the filing and service of opposition and reply papers relating to specified motions filed in connection with the above summary proceedings. In addition, the bill allows a plaintiff in those summary proceedings to propound interrogatories, make a demand for inspection, and make requests for admission without leave of court at any time that is five days after service of the summons on, or appearance by, the relevant party, whichever occurs first.

The Judicial Council supports AB 1126 because it provides needed clarifications to the law governing discovery in unlawful detainer cases and other summary proceedings involving the possession of real property. AB 1126 will help avoid confusion by eliminating existing ambiguities, which should make unlawful detainer litigation and related actions more efficient for both litigants and the courts.

Hon. Arnold Schwarzenegger  
July 12, 2007  
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For these reasons, the Judicial Council requests your signature on AB 1126.

Sincerely,

A handwritten signature in black ink, appearing to read "D. Pone", written in a cursive style.

Daniel Pone  
Senior Attorney

DP/op

cc: Hon. Mike Eng, Member of the Assembly  
Ms. Barbara Gaal, Chief Deputy Counsel, California Law Revision Commission  
Mr. Brent Jamison, Acting Director of Legislation, Governor's Office of Planning and Research