



Judicial Council of California
ADMINISTRATIVE OFFICE OF THE COURTS

OFFICE OF GOVERNMENTAL AFFAIRS

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

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Chief Deputy Director

KATHLEEN T. HOWARD
Director, Office of Governmental Affairs

April 4, 2005

Hon. Tom Harman
Member of the Assembly
State Capitol, Room 5158
Sacramento, California 95814

Subject: AB 202 (Harman), as introduced – Support

Dear Assembly Member Harman:

The Judicial Council supports AB 202, which provides that filing a petition to compel arbitration pursuant to Code of Civil Procedure section 1281.2 is the exclusive means by which a party to an arbitration agreement may seek to compel arbitration of a controversy alleged to be subject to that arbitration agreement. The Judicial Council supports AB 202 because it would lend clarity to the procedure for compelling arbitration. The council also supports the bill because it would help avoid side litigation over the issue, which should reduce costs for the litigants and conserve judicial resources.

For these reasons, the Judicial Council supports AB 202. Please feel free to contact me if you have any questions.

Sincerely,

Daniel A. Pone
Senior Attorney

DP/lb

cc: Kevin Baker, Staff Counsel, Assembly Judiciary Committee
Saul Bercovitch, State Bar of California
Karen Pank, Deputy Legislative Secretary, Office of the Governor
Office of Planning and Research



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April 5, 2005

Hon. Dave Jones, Chair
Assembly Judiciary Committee
State Capitol, Room 3126
Sacramento, California 95814

Subject: AB 202 (Harman), as introduced – Support
Hearing: Assembly Judiciary Committee – April 12, 2005

Dear Assembly Member Jones:

The Judicial Council supports AB 202, which provides that filing a petition to compel arbitration pursuant to Code of Civil Procedure section 1281.2 is the exclusive means by which a party to an arbitration agreement may seek to compel arbitration of a controversy alleged to be subject to that arbitration agreement. The Judicial Council supports AB 202 because it would lend clarity to the procedure for compelling arbitration. The council also supports the bill because it would help avoid side litigation over the issue, which should reduce costs for the litigants and conserve judicial resources.

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