

Judicial Council of California • Administrative Office of the Courts

455 Golden Gate Avenue · San Francisco, California 94102-3688
www.courts.ca.gov/policyadmin-invitationstocomment.htm

INVITATION TO COMMENT

SPR11-16

Title	Action Requested
Civil Practice and Procedure: Service of Double-Sided Papers	Review and submit comments by June 20, 2011
Proposed Rules, Forms, Standards, or Statutes	Proposed Effective Date
Amend rule 2.117	January 1, 2012
Proposed by	Contact
Civil and Small Claims Advisory Committee Hon. Dennis M. Perluss, Chair	Susan R. McMullan, 415-865-7990 susan.mcmullan@jud.ca.gov

Summary

This proposal would amend rule 2.117 of the California Rules of Court to provide that parties may agree to accept service of double-sided papers.

Discussion

An attorney suggested that the California Rules of Court be amended to allow the service of double-sided copies of papers. Rule 2.117 provides that all copies of papers served must conform to the original papers filed. Under rule 2.102, papers that are filed must be printed on only one side. This proposal would amend rule 2.117 to provide that parties may agree to accept service of double-sided papers. The advisory committee considered and decided not to recommend amendment of rule 2.102.

The committee believes it would be useful if parties could stipulate to serve and accept double-sided papers. The proposed amended rule would allow each party to stipulate with each other party to send and receive double-sided papers, but would not require the agreement of all parties in a multiparty case to receive double-sided papers in order for any two parties to agree to do so. Use of double-sided papers for service copies would mean that filed papers would differ in appearance and size from those served (a half inch of filed papers would be about a quarter inch of served papers, for example), although pagination and other characteristics would remain the same. The benefits of permitting service of double-sided papers are obvious: a reduction in use of paper and storage needs and, for documents served by mail, reduced postage.

The proposals have not been approved by the Judicial Council and are not intended to represent the views of the council, its Rules and Projects Committee, or its Policy Coordination and Liaison Committee. These proposals are circulated for comment purposes only.

Rule 2.117 of the Cal. Rules of Court would be amended effective January 1, 2012, to read:

1 **Rule 2.117. Conformed copies of papers**

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3 All copies of papers served must conform to the original papers filed, including the
4 numbering of lines, pagination, additions, deletions, and interlineations except that, with
5 the agreement of the other party, a party may serve that other party with papers that are
6 printed on both sides of the page.

Item SPR11-16 Response Form

Title: Civil Practice and Procedure: Service of Double-Sided Papers (amend Cal. Rules of Court, rule 2.117)

- Agree with proposed changes
- Agree with proposed changes **if modified**
- Do not agree** with proposed changes

Comments: _____

Name: _____ **Title:** _____

Organization: _____

- Commenting on behalf of an organization**

Address: _____

City, State, Zip: _____

To Submit Comments

Comments may be submitted online, written on this form, or prepared in a letter format. If you are *not* commenting directly on this form, please include the information requested above and the proposal number for identification purposes. Please submit your comments online or email, mail, or fax comments. You are welcome to email your comments as an attachment.

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DEADLINE FOR COMMENT: 5:00 p.m., Monday, June 20, 2011

Circulation for comment does not imply endorsement by the Judicial Council or the Rules and Projects Committee. All comments will become part of the public record of the council's action.