

(R-82-223)

RESOLUTION NUMBER R- 254864

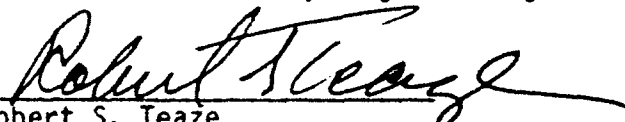
Adopted on AUG 24 1981

BE IT RESOLVED, by the Council of The City of San Diego, that the California State Legislature and the Governor are urged to enact an amendment to Title XIV, Chapter 2 of the Code of Civil Procedure which would accord to a defendant in a civil case a right to an expeditious trial at the defendant's expense, said amendment to read as follows:

Sec. 997. Notwithstanding any provision of this code to the contrary, a defendant in a civil action shall have the right to cause the action to which he has been named as a party to be set for trial within ninety (90) days of the issuance of the summons and complaint on application to the Chief Justice for the assignment of a retired judge to try the cause upon written agreement and posting of sufficient security that all the expenses of the court, judge and jury, if any, shall be defrayed by the defendant. The Judicial Council shall initiate such rules of court as are necessary to implement this section.

APPROVED: John W. Witt, City Attorney

By


Robert S. Teaze
Assistant City Attorney

RST:rc:046
8/11/81
Or.Dept: Rules Committee

01796

AUG 24 1981

Passed and adopted by the Council of The City of San Diego on _____
by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Susan Golding	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Fred Schnaubelt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dick Murphy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lucy Killea	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

PETE WILSON

Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

By Barbara Berridge, Deputy.

(Seal)

Office of the City Clerk, San Diego, California

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