
The original instrument was prepared by Xavier I. Alexander. The following digest, which does not constitute a part of the legislative instrument, was prepared by Jerry G. Jones.

SB 56 Engrossed

DIGEST
2018 Regular Session

Milkovich

Proposed law provides that notwithstanding any provision of law to the contrary, a party shall have the right to present oral argument, in addition to written briefs, at all contradictory hearings in civil cases. Further provides that oral argument may be waived only if all parties agree in writing to such waiver, and may be denied by the court to a party if their pleadings or documents in connection with the contradictory hearing have not been timely filed.

Proposed law also provides that reasonable control over argument presented under proposed law may be exercised by the court.

Proposed law further provides that the obtaining of a judgment in violation of proposed law shall be mandatory grounds for setting aside the judgment and seeking a new hearing, by motion brought within 30 days after the clerk has mailed, or sheriff has served, the notice of judgment as required by law.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Adds C.C.P. Art. 1636.1)

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Judiciary A to the original bill

1. Adds that oral argument may be denied by the court to a party if their pleadings or documents have not been timely filed.