

2018 Regular Session

HOUSE BILL NO. 6

BY REPRESENTATIVE CONNICK

CIVIL/PROCEDURE: Provides relative to pretrial and scheduling conferences

1 AN ACT

2 To enact Code of Civil Procedure Article 1551(D), relative to pretrial procedure; to provide
3 for the setting of a pretrial conference in certain circumstances; to provide for the
4 method of conducting the pretrial conference; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. Code of Civil Procedure Article 1551(D) is hereby enacted to read as
7 follows:

8 Art. 1551. Pretrial and scheduling conference; order

9 * * *

10 D. If a suit has been pending for more than one year since the date of filing
11 of the original petition and no trial date has been assigned, upon motion of any party,
12 the court shall set the matter for conference for the purpose of resolving all matters
13 subject to the provisions of this Article, including the scheduling of discovery,
14 assignment for trial, and any other matters that will expedite the resolution of the
15 suit. The conference shall be conducted in chambers unless all of the parties and the
16 court agree to conduct the conference by telephone.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 6 Original

2018 Regular Session

Connick

Abstract: Provides that the court shall set a suit for pretrial conference upon motion of any party when the suit has been pending for more than one year without a trial date being set.

Present law provides that a district court may direct the attorneys for the parties to appear before it for conferences to consider various pretrial matters, including scheduling discovery time limitations, fact and issue stipulations, witnesses and testimony, and setting a trial date.

Proposed law provides that upon motion of any party when a suit has been pending for more than one year without a trial date being set, the court shall set the matter for conference for the purpose of resolving all pretrial matters.

Proposed law provides that the conference shall be conducted in chambers unless all of the parties and the court agree to conduct it by telephone.

(Adds C.C.P. Art. 1551(D))