

ASSEMBLY BILL

No. 1875

Introduced by Assembly Member Gatto

February 22, 2012

An act to add Section 2025.290 to the Code of Civil Procedure, relating to depositions.

LEGISLATIVE COUNSEL'S DIGEST

AB 1875, as introduced, Gatto. Civil procedure: depositions.

Existing law authorizes the use of depositions in discovery in civil actions. Any party to a civil action may take an oral deposition of any person, including other parties to the action, following service of a deposition notice notifying the deponent of the date, location, and time of the deposition, as well as any materials to be produced by the deponent.

This bill would limit a deposition of any person to one day of 7 hours. Under the bill, the court would be required to allow additional time if necessary to fairly examine the deponent. The court would also be required to allow additional time if the deponent, another person, or any other circumstance impedes or delays the examination.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 2025.290 is added to the Code of Civil
- 2 Procedure, to read:
- 3 2025.290. Unless otherwise stipulated to or ordered by the
- 4 court, a deposition is limited to one day of seven hours. The court

- 1 shall allow additional time if needed to fairly examine the deponent
- 2 or if the deponent, another person, or any other circumstance
- 3 impedes or delays the examination.

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