



Judicial Council of California

Please visit
courts website to
access the recording
of the July 12, 2024,
meeting.

Subject Details (With Text)

Meeting materials
are available through

File #: 15-352 **Version:** 1
Type: Rules Proposal **Status:** Passed
File created: 9/21/2015 **In control:** Judicial Council
On agenda: 10/27/2015 **Final action:** 10/27/2015
Title: Appellate Procedure: Prehearing Conferences (Action Required)
Sponsors:
Indexes:
Code sections:
Attachments: 1. 20151027itemA4

Date	Ver.	Action By	Action	Result
10/27/2015	1	Judicial Council	approved	Pass

Title

Appellate Procedure: Prehearing Conferences (Action Required)

Summary

The Appellate Advisory Committee recommends that rule 8.248, which governs prehearing conferences in the Court of Appeal, be amended to limit the circumstances under which a justice who participates in such a conference is barred from subsequently participating in or influencing the determination of the appeal to when settlement of the case was addressed at the conference. This proposal, which is based on a suggestion from the presiding justice of a Court of Appeal, is intended to facilitate the use of prehearing conferences in appellate proceedings for case management, which can save the parties and the appellate courts time and resources.

Recommendation

The Appellate Advisory Committee recommends that the Judicial Council, effective January 1, 2016, amend California Rules of Court, rule 8.248, to limit the circumstances under which a justice who participates in a prehearing conference is barred from subsequently participating in or influencing the determination of the appeal to when the settlement of the case was addressed at the conference.