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

DIGEST 2017 Regular Session

Milkovich

<u>Proposed law</u> 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.

Provides that oral argument may be waived only if all parties agree in writing to such waiver.

<u>Proposed law</u> also provides that reasonable control over oral argument presented under the <u>proposed</u> law may be exercised by the court.

<u>Proposed law</u> further provides that the obtaining of a judgment in violation of the <u>proposed law</u> shall be mandatory grounds for setting aside the judgment and seeking a new hearing, by motion brought within thirty days after the clerk has mailed, or the sheriff has served, the notice of judgment as required by Article 1913.

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

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

SB 72 Engrossed

Summary of Amendments Adopted by Senate

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

- 1. Added court may exercise reasonable control over oral argument.
- 2. Revised procedure for setting aside judgement obtained in violation of the <u>proposed</u> law.