2016 Regular Session

HOUSE BILL NO. 781

BY REPRESENTATIVE ABRAMSON

CIVIL/MOTIONS: Provides relative to motions for summary judgment

1   AN ACT

2   To amend and reenact Code of Civil Procedure Article 966(A)(4), relative to motions for

3   summary judgment; to provide for procedures for motions for summary judgment;

4   to provide for the filing of certain documents; and to provide for related matters.

5   Be it enacted by the Legislature of Louisiana:

6   Section 1. Code of Civil Procedure Article 966(A)(4) is hereby amended and

7   reenacted to read as follows:

8   Art. 966. Motion for summary judgment; procedure

9   A.

10   *   *   *

11   (4) The only documents that may be filed in support of or in opposition to

12   the motion are pleadings, memoranda, affidavits, depositions, answers to

13   interrogatories, admissions, certified medical records, and written stipulations, and

14   admissions. The court may permit documents to be filed in any electronically stored

15   format authorized by court rules or approved by the clerk of the court.

16   *   *   *

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 781 Original   2016 Regular Session   Abramson

Abstract: Specifies which documents shall be filed in support or opposition of a motion for summary judgment.

Present law provides that the only documents that may be filed in support of or in opposition to the motion are pleadings, memoranda, affidavits, depositions, answers to interrogatories, certified medical records, written stipulations, and admissions.

Proposed law provides that the only documents that may be filed in support of or in opposition to the motion are pleadings, memoranda, affidavits, depositions, answers to interrogatories, admissions, certified medical records, and written stipulations.

(Amends C.C.P. Art. 966(A)(4))