

1        **Rule 1. General provisions.**

2        Scope of rules. These rules govern the procedure in the courts of the state of Utah in  
3 all actions of a civil nature, whether cognizable at law or in equity, and in all statutory  
4 proceedings, except as governed by other rules promulgated by this court or statutes  
5 enacted by the Legislature and except as stated in Rule 81. They shall be liberally  
6 construed and applied to achieve the just, speedy, and inexpensive determination of  
7 every action. These rules govern all actions brought after they take effect and all further  
8 proceedings in actions then pending. If, in the opinion of the court, applying a rule in an  
9 action pending when the rule takes effect would not be feasible or would be unjust, the  
10 former procedure applies.

11        Advisory Committee Notes

12        A primary purpose of the 2011 amendments is to give effect to the long-standing but  
13 often overlooked directive in Rule 1 that the Rules of Civil Procedure should be  
14 construed and applied to achieve "the just, speedy and inexpensive determination of  
15 every action." The amendments serve this purpose by limiting parties to discovery that  
16 is proportional to the stakes of the litigation, curbing excessive expert discovery, and  
17 requiring the early disclosure of documents, witnesses and evidence that a party  
18 intends to offer in its case-in-chief. The committee's purpose is to restore balance to the  
19 goals of Rule 1, so that a just resolution is not achieved at the expense of speedy and  
20 inexpensive resolutions, and greater access to the justice system can be afforded to all  
21 members of society.