



Ad Hoc Committee on High Volume Case Filings

Hon. Charles Stormont, Chair

September 2 - Minutes

12:00 - 1:00

Hybrid: Education Room & WebEx

1. Welcome

- Maryt opened the meeting. Judge Stormont chaired the meeting via WebEx.

2. Approval of Prior Minutes

Meeting minutes from the August 12 and 19 meetings were approved and will be posted on the court's website.

3. Update from S.B. 270 Steering Committee Work

- Samantha provided the update. The application deadline for the new commissioner positions has been extended by two weeks. Committee members were asked to share the job posting with everyone's networks.
- Some rules revisions are being made to the administrative rules and will be sent back to the Policy, Planning, and Technology Committee.
- Statutory changes are not anticipated this summer via a special legislative session.
- The case manager has been hired for the new division and begins this month.

4. Procedural Rules

- In response to a stakeholder who identified a category of credit card debt cases in the \$35,000 range, the group discussed the \$25,000 jurisdictional cap for the division. It was selected to standardize the cap various courts were using as the limit for when clerks can sign defaults and to not eclipse

Tier 1 cases. Making further changes at this point in the lift up could be challenging.

- The group discussed whether MyCase can be used for service of process. The Self-Help Center is working on some related revisions related to case notifications. There are some civil rule amendments related to Rule 5 service that may be informative. There is a difference between Rule 4 service and Rule 5 services. In short, it's not a simple distinction.
- The group began discussing the summary document of the new rule structure. There was some discussion of the Notice of Lawsuit process. An email prior to the meeting reported that the Utah Supreme Court was presented with the various options discussed at previous committee meetings. The court gave a preliminary thumbs up to the new Notice of Lawsuit process. There was substantive discussion of the cautionary language, and whether it should be on the summons and the Notice of Lawsuit; the triggers for default judgment; and the Initial Response being more akin to an entry of appearance than a substantive answer.
- Coding needs related to the procedures were flagged for discussion.

5. Action Items

- Subcommittee meetings for rule drafting will be Friday, September 4 from 8 to 10am. The next full committee meeting is Tuesday, September 8 at noon.
- The people serving on both committees were thanked for facilitating the discussion of overlapping needs.