



JUDICIAL COUNCIL OF CALIFORNIA

GOVERNMENTAL AFFAIRS

520 Capitol Mall, Suite 600 • Sacramento, California 95814-3368
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TANI G. CANTIL-SAKAUYE
Chief Justice of California
Chair of the Judicial Council

MARTIN HOSHINO
Administrative Director

CORY T. JASPERSON
Director, Governmental Affairs

April 27, 2018

Hon. Dante Acosta
Member of Assembly
State Capitol, Room 2002
Sacramento, California 95814

Subject: Assembly Bill 2373 (Acosta), as amended April 4, 2018 – Support

Dear Assembly Member Acosta:

The Judicial Council supports AB 2373, which permits a party who has complied with notice and disclosure provisions related to the disclosure of assets and liabilities to waive the right to receive the non-complying party's disclosures without the need for a hearing and court approval. Pursuant to the bill, the complying party would instead have to file and serve a declaration, executed under penalty of perjury, waiving receipt of the noncomplying party's disclosures and affirming that he or she is advised and informed that he or she is entitled to full financial disclosure from the other party and waives that right knowingly, intelligently, and voluntarily.

The council believes that, should AB 2373 be enacted into law, it will speed up some dissolution proceedings by making it easier for complying parties to complete the dissolution proceedings without the manipulation by the noncomplying parties who might use failure to submit declarations as a mechanism for abuse and stalling. The positive benefits of AB 2373 would be particularly true for self-represented litigants, who make up more than 80 percent of the court users seeking dissolutions, and for whom non-compliance in terms of disclosures is a common occurrence that, currently due to the hearing requirement, requires unnecessary time in California's Family Law courtrooms for the complying party.

Hon. Dante Acosta

April 27, 2018

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For these reasons, the Judicial Council supports AB 2373.

Sincerely,

Mailed on April 27, 2018

Andi Liebenbaum

Attorney

AL/yc-s

cc: Mr. Larry Doyle, Conference of California Bar Associations
Mr. Daniel Seeman, Deputy Legislative Affairs Secretary, Office of the Governor
Mr. Martin Hoshino, Administrative Director, Judicial Council of California



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June 11, 2018

Hon. Hannah-Beth Jackson, Chair
Senate Judiciary Committee
State Capitol, Room 2032
Sacramento, California 95814

Subject: Assembly Bill 2373 (Acosta), as amended April 11, 2018 – Support
Hearing: Senate Judiciary Committee – June 26, 2018

Dear Senator Jackson:

The Judicial Council supports AB 2373, which permits a party who has complied with notice and disclosure provisions related to the disclosure of assets and liabilities to waive the right to receive the non-complying party's disclosures without the need for a hearing and court approval. Pursuant to the bill, the complying party would instead have to file and serve a declaration, executed under penalty of perjury, waiving receipt of the noncomplying party's disclosures and affirming that he or she is advised and informed that he or she is entitled to full financial disclosure from the other party and waives that right knowingly, intelligently, and voluntarily.

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Hon. Hannah-Beth Jackson

June 11, 2018

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For these reasons, the Judicial Council supports AB 2373.

Should you have any questions or require additional information, please contact Andi Liebenbaum at 916-323-3121.

Sincerely,

Mailed on June 12, 2018

Cory T. Jaspersen
Director, Governmental Affairs

CTJ/AL/yc-s

cc: Members, Senate Judiciary Committee
Hon. Dante Acosta, Member of the Assembly
Mr. Larry Doyle, Conference of California Bar Associations
Ms. Margie Estrada Caniglia, Chief Counsel, Senate Judiciary Committee
Mr. Mike Petersen, Consultant, Senate Republican Office of Policy
Mr. Daniel Seeman, Deputy Legislative Affairs Secretary, Office of the Governor
Mr. Martin Hoshino, Administrative Director, Judicial Council of California