

March 1, 2001

H 372. AMEND RULE 68 OFFER OF JUDGMENT. *TO AMEND RULE 68 OF THE RULES OF CIVIL PROCEDURE BY CLARIFYING THE DEFINITION OF "JUDGMENT FINALLY OBTAINED" AND BY CHANGING THE TIME PERIODS FOR EXTENDING AND ACCEPTING OFFERS OF JUDGMENT PRIOR TO TRIAL AND TO MAKE OTHER CONFORMING CHANGES AS RECOMMENDED BY THE CIVIL LITIGATION STUDY COMMISSION.* Extends time to 30 days (was, 10 days) before trial before which offers of judgment must be tendered. Expands amounts statutorily added to offer to include interest and court-ordered attorneys' fees. Extends time for response to offer of judgment to 30 days if offer is made more than 60 days before trial. Restricts use of offer of judgment to claims for monetary damages in which nonmonetary claims are ancillary and incidental. Clarifies that "judgment finally obtained" does not include costs, interest, or statutorily authorized attorneys' fees. Effective Oct 1, 2001.

Intro. by Haire.

Ref. to Judiciary II	GS 1A
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