

March 26, 2009

**S 942. CIVIL LITIGATION COSTS REFORM ACT OF 2009.** Filed 3/25/09. *TO ESTABLISH AS A GENERAL RULE IN CIVIL ACTIONS THAT PREVAILING DEFENDANTS BE AWARDED ATTORNEYS' FEES.*

Enacts GS 1-246.1 providing for an award of reasonable attorneys fees resulting from successful defense of any civil action. Defines *successful defense* to mean that the defendant prevailed after trial with respect to all claims or that the action was dismissed under Rule 12(b). Requires recordkeeping and provides that section does not apply when a specific statute otherwise addresses attorney's fees. Effective October 1, 2009, and applies in civil actions filed on or after that date.

**Intro. by Rouzer.**

GS 1