

S T A T E O F N E W Y O R K

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I N A S S E M B L Y

April 8, 2014

Introduced by M. of A. WEINSTEIN -- (at request of the Office of Court Administration) -- read once and referred to the Committee on Judiciary

AN ACT to amend the civil practice law and rules, in relation to business records of non-parties

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 Section 1. Rule 3122-a of the civil practice law and rules is amended
2 by adding a new subdivision (d) to read as follows:
3 (D) THE CERTIFICATION AUTHORIZED BY THIS RULE MAY BE USED AS TO BUSI-
4 NESS RECORDS PRODUCED BY NON-PARTIES WHETHER OR NOT PURSUANT TO A
5 SUBPOENA SO LONG AS THE CUSTODIAN OR OTHER QUALIFIED WITNESS ATTESTS TO
6 THE FACTS SET FORTH IN PARAGRAPHS ONE, TWO AND FOUR OF SUBDIVISION (A)
7 OF THIS RULE.
8 S 2. This act shall take effect immediately.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
[] is old law to be omitted.

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