

# STATE OF NEW YORK

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4867

2017-2018 Regular Sessions

## IN SENATE

March 3, 2017

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Introduced by Sen. BONACIC -- (at request of the Office of Court Administration) -- read twice and ordered printed, and when printed to be committed to the Committee on Judiciary

AN ACT to amend the civil practice law and rules, in relation to a subpoena of records for trial

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Section 2305 of the civil practice law and rules is amended  
2 by adding a new subdivision (d) to read as follows:

3 (d) Subpoena duces tecum for a trial; service of subpoena and delivery  
4 for records. Where a trial subpoena directs service of the subpoenaed  
5 documents to the attorney or self-represented party at the return  
6 address set forth in the subpoena, a copy of the subpoena shall be  
7 served upon all parties simultaneously and the party receiving such  
8 subpoenaed records, in any format, shall deliver a complete copy of such  
9 records in the same format to all opposing counsel and self-represented  
10 parties where applicable, forthwith.

11 § 2. This act shall take effect immediately and apply to all actions  
12 pending on or after such effective date.

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

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