

## California Procedures Final Exam

### Short Answer

1. You are served with interrogatories by hand delivery on April 24, 2008. When are the responses due?
2. In California state court, how many days after the complaint must a plaintiff file a Proof of Service of Summons in a non-Collections Case?
3. In California state court, the defendant has how many days from the effective date of service to respond to a complaint?
4. As regards service by fax, when is service deemed complete?
5. In response to a Demand for Exchange of Expert Witnesses by one party, the other parties must do what?
6. In California, in order to subpoena an individual's bank records in a civil case, the party issuing the subpoena must:
7. In California state court, how many days after the complaint must a plaintiff file a Proof of Service of Summons in a Collections Case?
8. What must always be served with a cross-complaint?
9. What may happen to a party who refuses to submit to an independent medical exam?
10. List at least two motions that may **not** be heard ex parte.

## California Procedures Final Exam Answer Section

### SHORT ANSWER

1. ANS:  
May 27, 2008.  
  
PTS: 1
2. ANS:  
60 days  
  
PTS: 1
3. ANS:  
30  
  
PTS: 1
4. ANS:  
Service is deemed complete when the transmission begins.  
  
PTS: 1
5. ANS:  
Simultaneously exchange their expert witness list, or state that they have no intention of offering expert testimony at trial.  
  
PTS: 1
6. ANS:  
Serve the individual with a Notice to Consumer.  
  
PTS: 1
7. ANS:  
180 days  
  
PTS: 1
8. ANS:  
A summons must also be served.  
  
PTS: 1
9. ANS:  
That party could be precluded at trial from introducing evidence of his/her medical condition.  
  
PTS: 1
10. ANS:  
  
At least two of the following:  
  
A. Motion for summary adjudication  
B. Demurrer and motion to strike  
C. Motion to quash service of summons

D. Motion for summary judgment or, in the alternative, summary adjudication

PTS: 1