

NEW MOTOR VEHICLE BOARD

1507 21ST Street, Suite 330
Sacramento, California 95811

June 17, 2015

NOTICE OF MODIFICATIONS TO TEXT OF PROPOSED REGULATIONS (13 CCR § 551.21)

Pursuant to the requirements of Government Code section 11346.8(c), and Section 44 of Title 1 of the California Code of Regulations, the New Motor Vehicle Board ("Board") is providing notice of modifications to proposed regulation (section 551.21 of Title 13), which was the subject of a Notice of Proposed Rulemaking published in the California Regulatory Notice Register on February 6, 2015.

To more closely track Code of Civil Procedure section 2023.010, which pertains to misuses of the discovery process, subdivisions (a), (b)(1)(A)-(I), and (j) are being modified as indicated in the attached text.

As drafted, subdivision (k) does not address expenses and fees incurred in opposing the motion for sanctions if the motion for sanctions is denied. It only addresses expenses and attorney's fees for bringing the motion seeking such expenses and attorney's fees. This was not the intent of the amendment so Section 551.21 needs to be modified accordingly.

If you have any comments regarding the proposed modifications, the Board will accept written comments between June 17, 2015, and July 2, 2015. All written comments must be submitted to the Board no later than 5:00 p.m. on July 2, 2015, and addressed to:

Robin P. Parker, Senior Staff Counsel
New Motor Vehicle Board
1507 21st Street, Suite 330
Sacramento, CA 95811
rparker@nmvb.ca.gov

All written comments received by July 2, 2015, which pertain to the indicated modifications will be reviewed and responded to by the Board's staff as part of the compilation of the rulemaking file. Please limit your comments to the modifications of the text.

If you have any questions or require additional information, please contact Robin Parker at (916) 323-1536.