



Section on Civil Practice and Procedure

The Mission of the [ISBA Civil Practice and Procedure Section](#):

To enhance the knowledge and professional capabilities of lawyers who devote time to the practice of civil law in all its substantive branches, to disseminate current information such as proposed legislation and case law and to explain ramifications of these changes on civil practice, to promote improvement in the civil law system, and to study other pertinent areas of reform.

General:

- ◆ Section fees are \$25 per year.
- ◆ To join, go to www.isba.org/sections

[Continuing Legal Education](#)

The Section sponsored or co-sponsored three programs during the year:

- ◆ **Preparation & Trial of Cases Involving Government Entities, Medical Malpractice, Construction, and Transportation Accidents** (Nov. 13, 2015)
- ◆ **Co-Sponsor: Illinois Appellate Practice: What Every Lawyer Should Know** (April 29, 2016)
- ◆ **Civil Practice Update: Review on E-Discovery** (May 19, 2016)

Section members also receive discounts on section-sponsored CLE programs.

[Legislation](#)

The Section Council reviews proposed legislation that may affect their members' practice area. Highlights of the most recent legislative session include:

1. Number of bills reviewed: 28
2. Significant legislation:
 - a. Senate Bill 2138 - Snow and ice removal
 - b. Senate Bill 2845 - Supplementary proceedings
 - c. HB 4600 - Venue and tort liability

Other

- ◆ [The ISBA Civil Practice and Procedure Discussion List](#) allows section members to pose questions and share information with fellow section members from around the state.

[Newsletters](#)

Delivered electronically unless otherwise requested. During 2015-16 the Section published 9 newsletters. Articles include:

- ◆ 2-622 certificate of merit not necessary in simple medical battery claim (Feb. 2016)
- ◆ Admit it, Rule 216 is confusing (Sept. 2015)
- ◆ The affidavit & success at summary judgment (Oct. 2015)
- ◆ The amendments to the federal rules: E-discovery is the focus (Jan. 2016)
- ◆ Appellate court clarifies how to properly complete a summons (Dec. 2015)
- ◆ Arbitration clauses in the context of third-party beneficiary claims: An issue ripe for corporate consideration and Illinois Supreme Court review (May 2016)
- ◆ Attorneys speak, documents do not: Pleading standards of Section 2-610 (May 2016)
- ◆ Cases illustrate importance of filing a post-trial motion (Oct. 2015)
- ◆ Contempt, social media, and the First Amendment in the Marriage of Weddigen (Nov 2015)
- ◆ A defamation action under Rule 224 is not afforded First Amendment protections so long as the 'necessity' requirement is met (Oct. 2015)
- ◆ Editor's note (Dec. 2015)
- ◆ Failure to yield yields question of fact (Jan. 2016)
- ◆ Fiduciary-duty exception to the attorney-client privilege: A potential tool for beneficiaries in difficult situations (Sept. 2015)
- ◆ Illinois Rule of Evidence 1006 (Jan. 2016)
- ◆ Lost earnings and lost earnings potential: Can a small business owner recover? (Nov 2015)
- ◆ Love means never having to say you're sorry (Aug. 2015)
- ◆ *McVey v. M.L.K. Enterprises*: Proper calculation of the hospital lien (Aug. 2015)
- ◆ Pennsylvania judge takes a bold stand against unprofessional conduct (Oct. 2015)
- ◆ Petitions under 735 ILCS 5/2-1401 not the right option for challenging appellate court mandates (Dec. 2015)
- ◆ The possible impact of the new and proposed amendments to the Federal Rules of Civil Procedure on Illinois civil practice (Jan. 2016)
- ◆ Preserving substitute service with the testimony of the process server (June 2016)
- ◆ Proposed class action not mooted by defendant's tender (Nov. 2015)
- ◆ Recent amendments to Illinois Supreme Court Rules and Illinois Rules of Evidence (Dec. 2015)
- ◆ Revisions to civil jury instructions regarding contracts (June 2016)
- ◆ Six-person jury law found unconstitutional (Feb. 2016)
- ◆ Step-by-step civil juries in a nutshell (Feb. 2016)
- ◆ Substitution of judge as of right is in need of a time restriction (Sept. 2015)
- ◆ Suing certain governmental entities for willful and wanton misconduct just became easier— Illinois abandons the public duty rule (May 2016)
- ◆ They can comment, but they cannot hide—The Illinois Supreme Court's ruling on Rule 224 in *Hadley v. Doe* (Aug. 2015)
- ◆ The unauthorized practice of law: A case study (May 2016)
- ◆ Vacating a default judgment: Our Supreme Court provides the answer (Aug. 2015)
- ◆ *Zagorski v. Allstate Insurance Company*: Stock discovery objections fail to pass muster with 5th District (June 2016)