



JUDICIAL COUNCIL OF CALIFORNIA

455 Golden Gate Avenue
San Francisco, CA 94102-3688
Tel 415-865-4200
TDD 415-865-4272
Fax 415-865-4205
www.courts.ca.gov

HON. TANI G. CANTIL-SAKAUYE
Chief Justice of California
Chair of the Judicial Council

MR. MARTIN HOSHINO
Administrative Director
Judicial Council

CRIMINAL LAW ADVISORY COMMITTEE

HON. BRIAN M. HOFFSTADT
Chair

Hon. Lisa Rodriguez, Vice Chair
Ms. Laura Arnold
Hon. James N. Bianco
Hon. Hilary A. Chittick
Hon. Drew E. Edwards
Ms. Melissa Fowler-Bradley
Hon. Maame Ewusi-Mensah Frimpong
Hon. Audra Ibarra
Mr. David Kaiser
Mr. John Keene
Mr. Jay Kohorn
Mr. Izen Locatelli
Hon. Serena R. Murillo
Hon. Nancy E. O'Malley
Ms. Anne Robin
Ms. Anabel Z. Romero
Hon. Allen H. Sumner
Hon. Alison M. Tucher
Hon. Stephen M. Wagstaffe
Ms. Tracy Wellenkamp
Mr. Lance E. Winters

COMMITTEE STAFF
Ms. Sarah Fleischer-Ihn
Tel 415-865-7702
Fax 415-865-8795

March 29, 2022

Mr. Eric Ellman
Senior Vice President, Public Policy and Legal Affairs
Consumer Data Industry Association
eellman@cdiaonline.org

Dear Mr. Ellman,

Your letter dated February 11, 2022 was referred to the Criminal Law Advisory Committee for consideration and recommendation, as provided in Cal. Rules of Court, rule 10.21. The committee considered the proposal to amend Cal. Rules of Court, rule 2.507, and declines to recommend its adoption.

Under the California Constitution, the Judicial Council shall “adopt rules for court administration, practice and procedure,” in order to “improve the administration of justice.” (Cal. Const., art. VI, § 6(d).) Similarly, under the California Rules of Court, the council “sets the direction for improving the quality of justice and advancing the consistent, independent, impartial, and accessible administration of justice by the judicial branch for the benefit of the public.” (Cal. Rules of Court, rule 10.1(a)(1)). The committee carefully considered the proposal and determined that it may be beyond the scope of the council’s general charge to improve the quality and administration of justice. The committee concluded that the Legislature is a more appropriate forum for addressing the public policy issues raised therein.

Sincerely,

Brian Hoffstadt

Brian M. Hoffstadt
Chair
Criminal Law Advisory Committee
BMH/SFI