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

Chair  
Criminal Law Advisory Committee  
BMH/SFI