

1 DELEGATE DUKES: Many of our present peoples
2 courts have relatively informal rules, so that a man who
3 claims his neighbor owes him \$150 can try his own case.

4 Could you set up a division of the district
5 court to do this?

6 DELEGATE MUDD: No. The functional division
7 of the district courts would have to abide by the same
8 rules within its limited function as the district courts.

9 THE CHAIRMAN: Delegate Mudd, as I understand
10 the question of Delegate Dukes, it is two-fold. One, under
11 your plan could a district court be set up so that a func-
12 tion would be small claims, as distinguished from a type
13 of case? That is the first question.

14 DELEGATE MUDD: Yes. I see no problem there.

15 THE CHAIRMAN: Second, the second part of his
16 question was, could the court, under its rule making power,
17 authorize the use of more informal procedures in such a
18 small claims court?

19 DELEGATE MUDD: Offhand I would say no, but the
20 rule making power possibly could so provide.

21 THE CHAIRMAN: Delegate Dukes.