

88 **78B-3-905. Rules of evidence.**

89 (1) The rules of evidence apply in expedited jury trials, unless the parties stipulate
90 otherwise.

91 (2) Any stipulation by the parties to use relaxed rules of evidence may not be construed
92 to eliminate or affect the right of a witness or party to invoke any applicable privilege or other
93 law protecting confidentiality.

94 (3) The right to issue subpoenas and notices to appear to secure the attendance of
95 witnesses or the production of documents at trial shall be in accordance with the Utah Rules of
96 Civil Procedure.

97 Section 7. Section **78B-3-906** is enacted to read:

98 **78B-3-906. Post-trial motions -- Appeals.**

99 (1) A party may move for a new trial or appeal a judgment only on the following
100 grounds:

101 (a) judicial misconduct that materially affected the substantive rights of a party;

102 (b) misconduct of the jury; ~~H~~→ [or] ←~~H~~

103 (c) corruption, fraud, or other undue means employed in the proceedings of the court,
104 jury, or adverse party that prevented a party from having a fair trial ~~H~~→ [-] ; or

104a (d) to correct errors of law. ←~~H~~

105 (2) Parties may file post-trial motions:

106 (a) relating to costs and attorney fees;

107 (b) to correct a clerical error in a judgment; and

108 (c) to enforce a judgment.

109 Section 8. Section **78B-3-907** is enacted to read:

110 **78B-3-907. Attorney fees.**

111 Unless the parties otherwise agree in the consent order, all statutes and rules governing
112 costs and attorney fees apply in expedited jury trials.

113 Section 9. Section **78B-3-908** is enacted to read:

114 **78B-3-908. Judicial Council to make rules.**

115 The Judicial Council shall, on or before July 1, 2012, adopt rules and forms to establish
116 uniform procedures implementing the provisions of this part, including:

117 (1) additional content of proposed agreements;

118 (2) pretrial exchanges and submissions;