

STATE OF OKLAHOMA

1st Session of the 50th Legislature (2005)

HOUSE BILL 1891

By: Morgan (Fred)

AS INTRODUCED

An Act relating to civil procedure; amending 12 O.S. 2001, Section 682, which relates to dismissal of petition; modifying language; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 12 O.S. 2001, Section 682, is amended to read as follows:

Section 682. Judgment may be given for or against one or more of several plaintiffs, and for or against one or more of several defendants; it may determine the ultimate rights of the parties on either side, as between themselves, and it may grant to the defendant any affirmative relief to which ~~he~~ the defendant may be entitled. In an action against several defendants, the court may, in its discretion, render judgment against one or more of ~~them~~ the defendants, leaving the action to proceed against the others whenever a several judgment may be proper. The court may also dismiss the petition with costs, in favor of one or more defendants, in case of unreasonable neglect on the part of the plaintiff to serve the summons on other defendants, or proceed in the cause against the defendant or defendants served.

SECTION 2. This act shall become effective November 1, 2005.

50-1-5673 GRS 01/19/05