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Cal Code Civ Proc § 2025.210



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Cal Code Civ Proc § 2025.210

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[CODE OF CIVIL PROCEDURE \(§§ 1 – 2107\)](#)
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[Title 4 Civil Discovery Act \(Chs. 1 – 20\)](#)
[Chapter 9 Oral Deposition Inside California \(Arts. 1 – 6\)](#)
[Article 2 Deposition Notice \(§§ 2025.210 – 2025.295\)](#)

§ 2025.210. Time for service of notice

Subject to [Sections 2025.270](#) and [2025.610](#), an oral deposition may be taken as follows:

- (a) The defendant may serve a deposition notice without leave of court at any time after that defendant has been served or has appeared in the action, whichever occurs first.
- (b) The plaintiff may serve a deposition notice without leave of court on any date that is 20 days after the service of the summons on, or appearance by, any defendant. On motion with or without notice, the court, for good cause shown, may grant to a plaintiff leave to serve a deposition notice on an earlier date.

History

Added [Stats 2004 ch 182 § 23 \(AB 3081\)](#), operative July 1, 2005.

Annotations

Notes

Derivation:

Editor's Notes—

Derivation:

Former CCP § 2025(b), added Stats 1986 ch 1334 § 2, amended [Stats 1987 ch 86 § 8](#), [Stats 1988 ch 160 § 20](#) (ch 553 prevails), [ch 553 § 3](#), [Stats 1989 ch 1137 § 1](#), ch 1360 § 13, ch 1416 § 29.5, [Stats 1990 ch 1491 § 11.5](#), [Stats 1991 ch 1090 § 10](#), [Stats 1993 ch 926 § 9](#), [Stats 1994 ch 660 § 5](#), [Stats 1995 ch 576 § 7](#), [Stats 1997 ch 395 § 1](#), [Stats 1998 ch 875 § 1](#), ch 932 § 22, ch 974 § 4, [Stats 1999 ch 892 § 13](#), [Stats 2000 ch 474 § 1](#), [Stats 2001 ch 812 § 9.6](#), [Stats 2002 ch 1068 § 2](#).

Editor's Notes—

For notes of decisions derived from cases decided under former CCP § 2025, see [CCP § 2025.010](#).

Commentary

Law Revision Commission Comments:

2004—

[Section 2025.210](#) continues former [Section 2025\(b\)](#) without substantive change. For the consequences of noncompliance with the requirements of a deposition notice, see [Section 2025.410](#).

Research References & Practice Aids

Treatises:

[Cal. Forms Pleading & Practice \(Matthew Bender\) ch 85 "Automobiles: Discovery"](#).

[Cal. Points & Authorities \(Matthew Bender\) ch 83 "Discovery: Depositions" § 83.40](#).

[Cal. Points & Authorities \(Matthew Bender\) ch 83 "Discovery: Depositions" § 83.60](#).

[Cal. Points & Authorities \(Matthew Bender\) ch 90 "Dismissal" § 90.120](#).

[Cal. Employment Law \(Matthew Bender\), § 61.04](#).

[Cal. Fam. Law Practice & Procedure \(Matthew Bender\), § 110.14](#).

Practice Guides

Matthew Bender® Practice Guide: California E-Discovery and Evidence, 5.19.

Hierarchy Notes:

[Cal Code Civ Proc Pt. 4](#)

[Cal Code Civ Proc Pt. 4, Title 4](#)

[Cal Code Civ Proc Pt. 4, Title 4, Ch. 9](#)

[Cal Code Civ Proc Pt. 4, Title 4, Ch. 9, Art. 2](#)

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