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CONFERENCE OF CIRCUIT JUDGES
COMMITTEE ON COMPLEX LITIGATION

NOTES FROM OCTOBER 18, 2021 MEETING
BUSINESS & TECHNOLOGY WORK GROUP

Time: 12:30 – 1:30 pm
Place: Virtual (Zoom)

Attendees:

Judge Rubin, Chair
William Krulak
Eric Orlinsky

Judge Geller
Jean Lewis
Judy Rupp

Staff:

Linda Fallowfield

Next Work Group Meeting January 27, 2022, 12:30 – 1:30 pm via Zoom

Notes

Meeting commenced with an update on the Committee on Complex Litigation meeting held October 14, 2021. Judge Rubin advised that the Committee approved the agenda for the Bootcamp including the speaker list, approved the Work Group (WG) request to extend invitations to out of state Business Court judges, Maryland Senior Judges, Circuit Court Judges elevated to the Court of Special Appeals, and approved the attendance of WG members at the Bootcamp. He also advised that the Committee approved the use of the Announcements Page on the BTCMP website for AOC training announcements only (and not external training announcements).

Judge Rubin then discussed the Committee's response to the WG's recommendation concerning cross designation of active and Senior Maryland Judges. He advised that MD Rule 16-308 (b) in the Cross reference specifically permits cross designations, so any further action is not needed. A WG member asked how someone taps into the power to cross designate. Judge Rubin responded that anyone could ask the County Administrative Judge to cross designate through a motion. The WG member then stated that he did not think this process was widely known through the legal community and asked if it was possible to place information about this process on the BTCMP website. Judge Rubin said that a WG recommendation regarding cross designation procedures

would be placed on the agenda for the next Committee meeting. Judge Geller said that in addition to information on the website a memorandum could also be sent to County Administrative Judges informing them of this process. Judge Rubin said he would also call Judge Kehoe to see if they can place this question on the agenda for the next Conference of Circuit Judges (CCJ) meeting in November.

One WG member offered to use a current case where the judge is retiring as a test case for cross designation purposes. The WG member said they would have to get permission from opposing counsel first.

Another WG member asked if the WG wanted the MSBA to draft proposed language and a sample motion regarding cross designation for posting on the BTCMP website. Judge Geller thought it was a good idea. A Bar WG member offered to take the lead on it. Judge Rubin asked that the drafts be circulated to the WG for review and comment before it is presented to the Committee in January. Judge Rubin also agreed to circulate the drafts to Judge Fletcher-Hill for his review and comment.

Last, Judge Rubin asked all WG members to let him know if they would like to be a presenter at the Boot Camp. He asked that those that are interested to let him know if they prefer a particular panelist for pairing purposes. Judge Rubin also reminded the WG about a Business & Technology webinar that he is giving on January 24, 2022.

Action Items for the WG Members:

- 1) Judge Rubin – contact Judge Kehoe and ask if an item regarding cross designation for BTCMP proposes can placed on the agenda for the November CCJ meeting.
- 2) Judge Geller – draft the exit survey for the Bootcamp.
- 3) Judge Kehoe - contact the MDEC User Group for suggestions on BTCMP designations in MDEC.
- 4) William Krulak – draft proposed language and a sample motion regarding cross designation for posting on the BTCMP website. Provide to Coordinator.
- 5) All WG Members - review drafts regarding cross designation and sample motion and provide comments to Coordinator
- 6) Judge Rubin – provide Judge Fletcher-Hill with drafts regarding cross designation for his review and comment
- 7) WG Member - inquire with other party on current case as to whether it can be a test case for cross designation
- 8) All WG Members - inform Judge Rubin which panelist at the Bootcamp you would like to be paired with as a presenter.

Action Items for Staff:

- 1) Place on the agenda for the next Committee on Complex Litigation Meeting:
 - a. Can information regarding cross designation and a sample motion be placed on the BTCMP website.
- 2) Circulate drafts regarding cross designation and sample motion and compile responses.