



General Assembly

January Session, 2011

Proposed Bill No. 5768

LCO No. 265

Referred to Committee on Judiciary

Introduced by:
REP. SHABAN, 135th Dist.

AN ACT CONCERNING FRIVOLOUS LAWSUITS AND OFFERS OF COMPROMISE.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

- 1 That the general statutes be amended to (1) allow a superior court
- 2 judge to assess a plaintiff up to five times the amount of the
- 3 defendant's court costs and attorney's fees if the plaintiff files a
- 4 frivolous lawsuit and withdraws such lawsuit before an offer of
- 5 compromise is filed, and (2) provide that after an offer of compromise
- 6 is filed by a party and rejected, the rejecting party shall pay the
- 7 attorney's fees of the party that filed the offer of compromise if the
- 8 award exceeds the amount of a plaintiff's offer, or is lower than the
- 9 defendant's offer, as the case may be.

Statement of Purpose:

To allow a court to assess quintuple costs and attorney's fees against a plaintiff who files a frivolous lawsuit and withdraws it before an offer of compromise is filed, and allow a party to recover attorney's fees in addition to monetary interest in offer of compromise matters.