

unfair that they don't get a jury trial, okay. If a city chooses to be unfair, they legally probably can do that right now as the current law sits today.

SENATOR LINDSAY: If the Legislature says that we will allow them to be unfair, then legally they can be unfair.

SENATOR KRISTENSEN: Okay, that's, the term I used would be the worst case term...

SPEAKER WITHEM: One minute.

SENATOR KRISTENSEN: ...to do that, okay. Then the other question I guess I have comes in a matter of impact. How many cases are we talking about? Because I guess in the areas that I practice, jury trials are fairly, you know, few and far between except for the real contested cases; that most everybody wants to see their docket move along, and unless it is a real contested case, nobody does a jury trial because they know they have got three or four other cases sitting back behind, that if they have a jury trial, those get shoved back and everybody kind of manages their own docket. But how much are we talking about in the areas that you are concerned about?

SENATOR LINDSAY: We, and I think you're right, vast, vast, vast majority of cases would not have a jury trial. It would be in those more egregious cases where someone absolutely thinks they are right, where they want to take that to a jury where that scenario you are talking about would likely occur. Usually as you know...

SPEAKER WITHEM: Time. Senator Hall. Senator Lindsay, the time has been yielded to you.

SENATOR LINDSAY: Thank you, Mr. Speaker. Thank you, Senator Hall. Senator Kristensen, to pick up where we left off, what would...in most cases, you are not going to have a jury trial. I mean because, as you know, you have got to be willing to fork over the couple of thousand of dollars that it might take for a jury trial. You've got to be willing to forego that extra time where you might have to take the time off work or whatever to have your jury trial. In most cases, you are just going to...you are going to choose not to.

SENATOR KRISTENSEN: How many jury trials are we anticipating,