

What's New in the 2025-2026 Edition

The fallout of the landmark decision in *CDLA v. DMV*, 77 CA5th 517 remains at the forefront of DUI defense in California. *CDLA v. DMV*, 77 CA5th 517 resulted in a recognition of inherent due process violations by the single hearing officer structure of DMV hearings. The question of how the DMV can retain this structure and afford due process remains an ongoing struggle. The question of whether and to what extent to allow hearing officers discretion to engage in the administrative proceedings beyond entirely neutral actions has recently been taken up by the California Supreme Court in *Ramone v. DMV*, 110 CA5th 1002. This edition addresses the current law and provides points and practice tips for attorney in addressing this important issue and preserving the record for future challenges.

Other statutory and case law updates are provided as well at various points throughout the book.

This edition of the book is dedicated to the memory of the late Lawrence Taylor the original author of this book whose contributions to the field of DUI defense remain unparalleled. Mr. Taylor was a pioneer in this field and his creative and committed defense of persons accused of driving under the influence has and will have a lasting impact on this profession.

This edition of the book is also dedicated to the memory the late Don Bartell who served as an inspiration to many DUI attorneys including the Author. Mr. Bartell was instrumental to the initiation of the *CDLA v. DMV* lawsuit and in all likelihood the case would have never been brought but for his insight and perseverance. Mr. Bartell will be greatly missed but his legacy in DUI defense lives on in his personal accomplishments, his influences on other attorneys and the Landmark decision changing the dynamic of the APS hearing throughout the State.