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due process or equal protection clauses of the federal or state constitutions. California Judges Benchguide Unlawful

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31 – 12. The fact that a defendant in an unlawful detainer action has five, not 30, days to file a response does not violate the due process or equal protection clauses of the federal or state constitutions. Deal v Municipal Court (1984) 157 CA3d 991, 994, 998,

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(3) [§ 31.85oval of Occupants Not
Named in] Rem Writ (4)

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[§ 31.86] Service of Writ by
Registered Process Server (5)
[§ 31.87 Effect of Tenant ' s

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tenants can have disagreements, including about the right to live at a certain property. These cases are called "unlawful detainer" (UD) cases. A UD complaint initiates a court proceeding to evict someone from where they live or work. Get help for landlords and tenants, below.

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Unlawful Detainer issues are
disputed, the judge may ask
counsel to submit memoranda of
points and authorities to assist the
judge in ruling on the disputed
issues. Although the summary
nature of unlawful detainer
proceedings does not lend itself to
long briefing schedules, it is
appropriate for the judge to
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Detainer An unlawful detainer
proceeding is usually initiated by
serving the tenant with a 3-day
notice to pay rent or quit (CCP
§ 1161(2 –)(3)) or a 30- day or
60day - notice of termination of a
residential tenancy (CC § § 1946,
1946.1).

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"This benchguide provides a general overview of the most frequently encountered issues in

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landlord-tenant litigation, usually referred to as unlawful detainer proceedings. It also includes a procedural checklist, as well as spoken and written forms."--Scope of benchguide, p. 4.

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