

**AMENDMENT TO H.R. 2341, AS REPORTED
OFFERED BY MS. WATERS OF CALIFORNIA**

Page 9, insert the following after line 20 and redesignate the succeeding section accordingly:

1 “§1716. Withholding or destruction of material

2 “If the court in a class action issues a discovery order
3 and a party to which the order is directed withholds or
4 destroys material subject to the order or makes a mis-
5 representation with respect to the existence of such mate-
6 rial, such action by that party shall be deemed an admis-
7 sion of any fact with respect to which the order was issued.

Page 6, in the matter preceding line 1, strike the item relating to section 1716 and insert the following:

“1716. Withholding or destruction of material.
“1717. Definitions.”.

