

FILED

APR 28 2020

JAMES M. KIM, Court Executive Officer
MARIN COUNTY SUPERIOR COURT
By: J. Minkiewicz, Deputy

SUPERIOR COURT OF CALIFORNIA

COUNTY OF MARIN

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6)	
7)	ADMINISTRATIVE ORDER NO. 20-07
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9)	ADMINISTRATIVE ORDER RE:
10)	IMPLEMENTATION OF ADDITIONAL
11)	EMERGENCY RELIEF AUTHORIZED
12)	PURSUANT TO GOVERNMENT CODE
13)	§68115 AND OTHER ORDERS BY
14)	CHAIR OF JUDICIAL COUNCIL

Due to the Covid-19 pandemic, on March 16, 2020 and March 17, 2020 and April 1, 2020 the Court issued Administrative Orders 20-04, 20-05, and 20-06. Since those orders were issued, the epidemic has worsened. The President of the United States, the Governor of California, the California Judicial Council and the Chief Justice have all issued orders that recognize the need to protect the health and safety of the public and court personnel. In addition, the Judicial Council passed temporary Emergency Rules related to the Covid-19 pandemic. Pursuant to the authority granted under Government Code section 68115, issued in response to the renewed request for an emergency order made by the Superior Court of Marin County ("Court"), the April 27, 2020 Order ("Order") of Chief Justice Tani G. Cantil-Sakauye, Chair of the Judicial Council of California, and based on the Court's inherent authority to control its own calendars and the Presiding Judge's duty to take into account the needs of the public and the Court as they relate to the efficient and effective management of the Court's calendar (California Rules of Court, rule 10.603(c)), this Court HEREBY FINDS AND ORDERS AS FOLLOWS:

- 1 1. This Administrative Order 20-07 supplements Administrative Orders 20-06, 20-05, and 20-
2 04. Except as specifically modified herein, Administrative Orders 20-06, 20-05, and 20-4
3 remain in full force and effect;
- 4 2. The Marin County Superior Court will remain closed for all non-essential matters until 11:59
5 p.m. on May 29, 2020;
- 6 3. During the above time period, all courtrooms and clerk's offices will remain closed, except
7 the following will be open to hear essential matters only:
 - 8 • One Criminal courtroom that will address in custody arraignments and matters where
9 statutory time is not waived;
 - 10 • One Family Law and Civil courtroom for all types of emergency restraining orders
11 (including CLETS Temporary Restraining Orders), ex parte applications and other
12 essential orders; and
 - 13 • One Juvenile delinquency and dependency courtroom.

14 Pursuant to paragraph 4 below, when possible, all matters shall proceed by use of remote
15 technology. Personal appearance by litigants, counsel and witnesses is prohibited unless
16 specifically authorized by any judge of the Court. Please check the Court's website for
17 updates and instructions about how to remotely appear;

- 18 4. Any judge of the Court is hereby authorized to make use of available technology, when
19 possible, to conduct judicial proceedings and court operations remotely, in order to protect the
20 health and safety of the public, court personnel, judicial officers, litigants, and witnesses. This
21 includes the use of video, audio, and telephonic means for remote appearances, reporting, and
22 interpreting in judicial proceedings, and the electronic exchange and authentication of
23 documentary evidence. Any rule in the California Rules of Court to the extent such rule
24 would prevent a court from using technology to conduct judicial proceedings and court
25 operations remotely is suspended (March 30, 2020 Statewide Emergency Order by Chief
26 Justice, paragraph C);
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- 1 5. Consistent with the Governor of California's March 27, 2020 Executive Order N-38-20,
2 related statutes that impose limitations on the subject of these emergency orders are
3 suspended.
- 4 6. The Self-Help Office will be physically closed until further notice, but help is accessible by
5 email and phone;
- 6 7. For purposes of computing time for filing papers under Code of Civil Procedure sections 12
7 and 12a, April 29, 2020, through May 26, 2020, inclusive, are deemed holidays (Gov. Code
8 §68115(a)(4));
- 9 8. For purposes of computing time under Welfare and Institutions Code sections 313, 315, 334,
10 631, 632, 637, and 657, April 29, 2020, through May 26, 2020, inclusive, are deemed
11 holidays (Gov. Code, §68115(a)(5));
- 12 9. Any judge of the Court may extend the time period provided in section 1382 of the Penal
13 Code for the holding of a criminal trial by no more than 60 days from the last date on which
14 the statutory deadline otherwise would have expired (March 30, 2020 Statewide Emergency
15 Order by Chief Justice, paragraph A3);
- 16 10. Any judge of the Court may extend the time period provided in section 1382 of the Penal
17 Code for the holding of a criminal trial by not more than 30 days in cases in which the
18 statutory deadline otherwise would expire from April 29, 2020, through May 26, 2020,
19 inclusive. (Gov. Code, §68115(a)(10));
- 20 11. Any judge of the Court may extend the time period provided in section 313 of the Welfare
21 and Institutions Code within which a minor taken into custody pending dependency
22 proceedings must be released from custody to not more than 7 days, applicable only to minors
23 for whom the statutory deadline otherwise would expire from April 29, 2020 through May 26,
24 2020, inclusive (Gov. Code, §68115(a)(11));
- 25 12. Any judge of the Court may extend the time period provided in section 315 of the Welfare
26 and Institutions Code within which a minor taken into custody pending dependency
27 proceedings must be given a detention hearing to not more than 7 days, applicable only to
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1 minors for whom the statutory deadline otherwise would expire from April 29, 2020 through
2 May 26, 2020, inclusive (Gov. Code, §68115(a)(11));

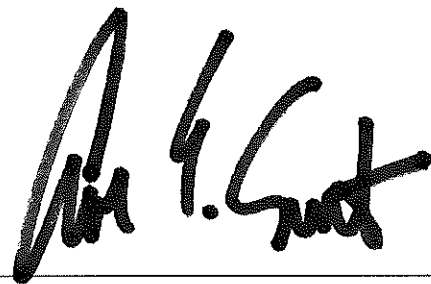
3 13. Any judge of the Court may extend the time periods provided in sections 632 and 637 of the
4 Welfare and Institutions Code within which a minor taken into custody pending wardship
5 proceedings and charged with a felony must be given a detention hearing or rehearing to not
6 more than 7 days, applicable only to minors for whom the statutory deadline otherwise would
7 expire from April 29, 2020 through May 26, 2020, inclusive (Gov. Code, §68115(a)(11));

8 14. Any judge of the Court may extend the time period provided in section 334 of the Welfare
9 and Institutions Code within which a hearing on a juvenile dependency petition must be held
10 by not more than 15 days, applicable only to minors for whom the statutory deadline
11 otherwise would expire from April 29, 2020 through May 26, 2020, inclusive (Gov. Code,
12 §68115(a)(12)); and

13 15. Any judge of the Court may extend the time period provided in section 657 of the Welfare
14 and Institutions Code within which a hearing on a wardship petition for a minor charged with
15 a felony offense must be held by not more than 15 days, applicable only to minors for whom
16 the statutory deadline otherwise would expire from April 29, 2020 through May 26, 2020,
17 inclusive (Gov. Code, §68115(a)(12)).
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20 IT IS SO ORDERED.

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22 DATED: April 28, 2020

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27 ANDREW E. SWEET
28 Presiding Judge