

FILED

MAY 28 2021

JAMES M. KIM, Court Executive Officer
MARIN COUNTY SUPERIOR COURT

SUPERIOR COURT OF CALIFORNIA

COUNTY OF MARIN

)	
ADMINISTRATIVE ORDER RE:)	
IMPLEMENTATION OF ADDITIONAL)	ADMINISTRATIVE ORDER NO. 21-05
EMERGENCY RELIEF AUTHORIZED)	
PURSUANT TO GOVERNMENT CODE)	
§68115 AND OTHER ORDERS BY CHAIR)	ADMINISTRATIVE ORDER RE:
OF JUDICIAL COUNCIL)	IMPLEMENTATION OF ADDITIONAL
)	EMERGENCY RELIEF AUTHORIZED
)	PURSUANT TO GOVERNMENT CODE
)	§68115 AND OTHER ORDERS BY
)	CHAIR OF JUDICIAL COUNCIL
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Due to the COVID-19 pandemic, on March 16, 2020, March 17, 2020, April 1, 2020, April 28, 2020, May 26, 2020, June 19, 2020, July 20, 2020, August 18, 2020, September 17, 2020, October 15, 2020, November 13, 2020, December 11, 2020, January 8, 2021, February 8, 2021, March 8, 2021, April 2, 2021, and May 3, 2021 the Court issued Administrative Orders 20-04, 20-05, 20-06, 20-07, 20-08, 20-09, 20-10, 20-11, 20-14, 20-15, 20-16, and 20-17, 20-19, 21-01, 21-02, 21-03, and 21-04. Since those orders were issued, the pandemic has continued or 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 continued 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 May 28, 2021, Order ("Order") of Chief Justice Tani

1 G. Cantil-Sakauye, Chair of the Judicial Council of California, and based on the Court's inherent
2 authority to control its own calendars and the Presiding Judge's duty to take into account the needs
3 and safety of the public and the Court as they relate to the efficient and effective management of the
4 Court's calendar (California Rules of Court, rule 10.603(c)), this Court HEREBY FINDS AND
5 ORDERS AS FOLLOWS:

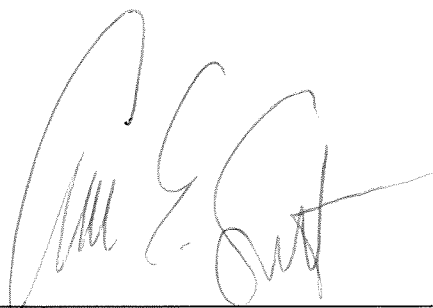
- 6 1. This Administrative Order 21-05 supplements Administrative Orders 21-04, 21-03, 21-02, 21-
7 01, 20-19, 20-17, 20-16, 20-15, 20-14, 20-11, 20-10, 20-09, 20-08, 20-07, 20-06, 20-05, and
8 20-04. Except as specifically modified herein, Administrative Orders 21-04, 21-03, 21-02, 21-
9 01, 20-19, 20-17, 20-16, 20-15, 20-14, 20-11, 20-10, 20-09, 20-08, 20-07, 20-06, 20-05, and
10 20-04 remain in full force and effect;
- 11 2. Any judge of the Court is hereby authorized to make use of available technology, when
12 possible, to conduct judicial proceedings and court operations remotely, in order to protect the
13 health and safety of the public, court personnel, judicial officers, litigants, and witnesses. This
14 includes the use of video, audio, and telephonic means for remote appearances, reporting, and
15 interpreting in judicial proceedings, and the electronic exchange and authentication of
16 documentary evidence. Any rule in the California Rules of Court to the extent such rule
17 would prevent a court from using technology to conduct judicial proceedings and court
18 operations remotely is suspended (March 30, 2020 Statewide Emergency Order by Chief
19 Justice, paragraph C);
- 20 3. Consistent with the Governor of California's March 27, 2020 Executive Order N-38-20,
21 related statutes that impose limitations on the subject of these emergency orders are
22 suspended.
- 23 4. The Self-Help Office will be physically closed until further notice, but help is accessible by
24 email and phone;
- 25 5. Court sessions may be held anywhere in the county, including in correctional and juvenile
26 detention facilities, from May 31, 2021, to June 29, 2021, inclusive (Gov. Code
27 §68115(a)(1));
- 28 6. For purposes of computing time under Welfare and Institutions Code sections 313, 315, 334,

1 631, 632, 637, and 657, May 31, 2021, to June 29, 2021, inclusive, are deemed holidays (Gov.
2 Code, §68115(a)(5));

- 3 7. Any judge of the Court may extend the time period provided in section 1382 of the Penal
4 Code for the holding of a criminal trial by not more than 30 days, applicable only to cases in
5 which the initial or previously extended statutory deadline otherwise would expire from May
6 31, 2021, to June 29, 2021, inclusive (Gov. Code, §68115(a)(10); Executive Order N-38-20
7 (03-27-20));
- 8 8. The Court has instituted protocols to comply with the most recent Public Health Order issued
9 by the County of Marin Public Health Officer on May 15, 2020 and thereafter modified
10 and/or supplemented by said Health Officer, including the most recent order on January 25,
11 2021.
- 12 9. All proceedings, unless otherwise noted, will be conducted through the use of remote
13 technology. In person appearances, unless otherwise noted, are prohibited. Check the Court's
14 website for details and instructions about how to appear remotely; and
- 15 10. The limitations of Court operations, including the requirement that all proceedings will be
16 through the use of remote technology, are to protect the health and safety of the public, court
17 personnel, judicial officers, counsel, litigants and witnesses in connection with the Covid-19
18 threat while at the same time protecting individual and procedural constitutional and civil
19 rights protections.

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21 IT IS SO ORDERED.

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23 DATED: May 28, 2021



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27 ANDREW E. SWEET
28 Presiding Judge