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MAY 07 2020

SUPERIOR COURT OF CALIFORNIA  
COUNTY OF DEL NORTE

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**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF DEL NORTE**

ADMINISTRATIVE ORDER RE: ) **INTERIM ORDER NO.: 2020-004**  
IMPLEMENTATION OF EMERGENCY )  
RELIEF AUTHORIZED PURSUANT TO ) **INTERIM ORDER RE:**  
GOVERNMENT CODE §68115 BY CHAIR ) **MODIFICATIONS TO COURT**  
OF JUDICIAL COUNCIL ) **OPERATIONS PURSUANT TO**  
 ) **STANDING ORDER 2020-001, 2020-002,**  
 ) **2020-003 AND IN COMPLIANCE WITH**  
 ) **ORDERS OF THE CHIEF JUSTICE AND**  
 ) **JUDICIAL COUNCIL**

In consideration of the public health crisis currently affecting our state and county, the Del Norte County Superior Court will continue limiting access to its courthouses, effective May 9, 2020. Courtrooms will continue to practice social distancing, with any persons in the gallery instructed by Court Security to sit at least six feet apart. Members of the public having business with the Court are strongly discouraged from bringing relatives or friends to the courthouse, other than those who are statutory support persons or person who are subpoenaed to be in court on that particular day. The Court currently plans to resume some regular court operations on Tuesday, May 26, 2020, although this date is subject to change due to rapidly unfolding conditions. All previous Standing Orders not in conflict shall remain in effect.

**Pending Criminal Matters in all Departments:**

**1) Orders to Appear- and General Orders**

- a) Effective immediately, any prior order to an out of custody defendant to personally appear for a pretrial proceeding in a misdemeanor case scheduled between May 9, 2020 to and including May 22, 2020 is rescinded and counsel can and should appear for clients in those proceedings.

**2) All Other Pending Criminal Appearances and Hearings.**

- a) All out of custody no-time waiver cases with an appearance between May 9, 2020 to and including May 22, 2020 shall go forward as scheduled by the Court; however, counsel are encouraged to agree to continue matters to a date beyond May 22, 2020, and should appear on behalf of their client pursuant to Penal Code section 977 or by Court Call.

- 1 b) All other criminal matters with appearances set between May 9, 2020 to and including  
2 May 22, 2020 that are time-waived and not critical will be reset no sooner than May 22,  
3 2020 or at a date that the parties agree upon on or after May 22, 2020.  
4 c) During the period between May 9, 2020 to and including May 22, 2020, the Court will  
5 not allow non-calendared walk-in add-on to calendars without application and prior  
6 approval from the Court.

7 **Pending Civil and Probate Matters in all Departments:**

- 8 1) Counsel in all civil and probate law and motion matters scheduled to appear between May 9,  
9 2020 to and including May 22, 2020 shall attend via Court Call; no personal appearances will  
10 be permitted without prior approval from the Court. Parties may request a continuance if they  
11 prefer to appear in person; their matter will be reset for hearing on or after May 22, 2020.  
12 2) **Unlawful Detainer/Foreclosure Injunctions.** All hearings currently scheduled will be reset  
13 to be heard telephonically in a department to be determined; parties are urged to appear via  
14 Court Call if possible. All previous orders shall remain in effect.  
15 3) **Small Claims Trials.** All hearings currently scheduled to appear between May 9, 2020 to  
16 and including May 22, 2020 will be reset for trial on the Court's own motion, on or after May  
17 22, 2020.  
18 4) **Conservatorships, Guardianships and LPS.** All hearings will be placed on calendar as set  
19 by the Court; parties are urged to appear via Court Call if possible.  
20 5) **Petitions for Civil Harassment Restraining orders.** Please refer to California Rules of  
21 Court, Emergency Rule 8.  
22 6) **Law and Motion, Trials, Long cause and Short cause hearings.** All hearings currently  
23 scheduled to appear between May 9, 2020 to and including May 22, 2020 will be reset on the  
24 Court's own motion for case management/trial setting conference for the purpose of setting a  
25 new date on or after May 22, 2020. Please refer to California Rules of Court, Emergency  
26 Rules 9, 10, the Chief Justice of California's Supreme Court Statewide Emergency Orders of  
27 March 23, 2020, March 30, 2020, and April 29, 2020, and Emergency Rules of April 6, 2020.

28 **Pending Family Law Matters in all Departments:**

- 1) **Self-Help Center.** The Self-Help Offices shall continue to be closed to in-person assistance  
May 9, 2020 to and including May 22, 2020. Self-Help staff may assist members of the  
public via email or phone which will be posted at the Self-Help Center.  
2) **Child Custody Mediation Appointments.** During the period between May 9, 2020 to and  
including May 22, 2020, the Court mandates all Child Custody Mediations appointments  
shall continue to be held telephonically.  
3) **Department of Child Support Services.** All Child Support Hearings scheduled between  
May 9, 2020 to and including May 22, 2020 will be reset for hearing on or after May 22,  
2020. If a matter is of an emergency nature, parties reserve the right to submit their ex parte  
motion for review by the Child Support Commissioner. The Family Law Facilitator may  
assist members of the public via email or phone which will be posted at the Family Law  
Facilitator's Office.

1 **4) Law and Motion, Trials, Long cause and Short cause hearings.**

- 2 a) All matters scheduled between May 9, 2020 to and including May 22, 2020 will be reset  
3 for hearing after May 22, 2020. If a matter is of an emergency nature, parties reserve the  
4 right to submit their ex parte motion for review by the judge.

5 **7) Petitions for Domestic Violence Restraining Orders.** Please refer to California Rules of  
6 Court, Emergency Rule 8.

7 **Veterans Treatment Court/Adult Drug Court/Integrated Treatment Court.**

8 Review appearances in these courts are vacated between May 9, 2020 to and including May 22,  
9 2020 and will resume at their usual days and times effective after May 22, 2020. Violation  
10 appearances in these courts will remain or be set on Fridays at 8:30 a.m. in Department One.

11 **Traffic Court in Department Three.**

- 12 1) All traffic matters scheduled for May 11, 2020 at 1:30P.M. are rescheduled to June 15, 2020  
13 at 1:30p.m.  
14 2) All traffic matters scheduled for May 13, 2020 at 3:30P.M. are rescheduled to June 17, 2020  
15 at 3:30p.m.  
16 3) All traffic matters scheduled for May 14, 2020 at 1:30P.M. are rescheduled to June 18, 2020  
17 at 1:30p.m.  
18 4) All traffic matters scheduled for May 18, 2020 at 1:30P.M. are rescheduled to June 29, 2020  
19 at 1:30p.m.  
20 5) All traffic matters scheduled for May 20, 2020 at 3:30P.M. are rescheduled for July 1, 2020  
21 at 3:30p.m.  
22 6) All traffic matters scheduled for May 21, 2020 at 1:30P.M. are rescheduled for July 2, 2020  
23 at 1:30p.m.

24 **Implementation of Standing Order 2020-004.**

25 **From May 9, 2020 to and including May 22, 2020, the court will continue to schedule only  
26 the following critical matters as posted in the below Calendar.** The Court Clerk's front desk  
27 will provide a drop box to accept all filings from 8:00 a.m. to 5:00 p.m. on Mondays, Thursdays,  
28 and Fridays. All other dates are declared judicial holidays.

**MONDAYS**

***May 9, 2020 until May 22, 2020***

**DEPARTMENT ONE:**

1. 8:30AM: No Time Waiver Criminal Matters, Arraignments, Emergency Orders.  
2. 3:30PM: No Time Waiver Felony Sentencings.

**DEPARTMENT TWO:**

1. 9:00AM: No Time Waiver Criminal Matters, Arraignments, Emergency Orders, and  
Preliminary Hearings.  
2. 2:00PM: Critical Juvenile Dependency Matters and Detentions.

**DEPARTMENT THREE:**

1. 1:10PM: In custody criminal arraignments.

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**THURSDAYS**  
*May 9, 2020 until May 22, 2020*

**DEPARTMENT ONE:**

- 1. 8:30AM: No Time Waiver Criminal Matters, Arraignments, Emergency Orders.
- 2. 1:15PM: Pelican Bay State Prison No Time Waiver Criminal Matters and Sentencings.
- 3. 3:00PM: New Critical Juvenile Delinquency/Dependency Detentions.

**DEPARTMENT TWO:**

- 1. 9:00AM: No Time Waiver Preliminary Hearings, Arraignments, and Emergency Criminal Applications and Motions.
- 2. 2:00PM: No Time Waiver Criminal Sentencings.

**DEPARTMENT THREE:**

- 1. 1:10PM: In custody criminal arraignments.

**FRIDAYS**  
*May 9, 2020 until May 22, 2020*

**DEPARTMENT ONE:**

- 1. 8:30AM: Adult Drug Court/Integrated Treatment Court Violations.
- 2. 10:00AM: All critical Civil Case issues, Telephonic Appearances, Emergency Civil Orders and Motions.
- 3. 11:00AM: All critical Probate issues: Telephonic Appearances, Emergency Orders and Motions.
- 4. 1:00PM: Critical Juvenile Dependency/Family Wellness Court Matters and Hearings.

**DEPARTMENT TWO:**

- 1. 9:00AM: Critical Family Law Matters, Motions, and Emergency Protective and Restraining Orders.
- 2. 10:00AM: All critical Probate issues: Telephonic Appearances, Emergency Orders and Motions
- 3. 10:30AM: Critical Emergency Restraining Orders.
- 4. 2:00PM: Critical Unlawful Detainer and Small Claim Actions.

**DEPARTMENT THREE:**

- 1. 1:10PM: In custody criminal arraignments.

DATED:                     MAY 07 2020                    

  
**DARREN MCELFRISH**  
 Presiding Judge of the Superior Court  
 State of California

## THE JUDICIAL COUNCIL OF THE STATE OF CALIFORNIA

Because of the COVID-19 pandemic, leading to health and safety concerns and resulting in substantial operational impediments and the proclamations of states of emergency by federal, state, and local officials, it was determined that the conditions described in section 68115 of the Government Code were met with regard to the Superior Court of California, County of Del Norte, as of March 20, 2020, and April 16, 2020. At the request of Presiding Judge Darren McElfresh, orders issued on those dates, authorizing the court to implement certain relief provided in Government Code section 68115. Upon the renewed request of Presiding Judge McElfresh, it is determined that emergency conditions, as described in Government Code section 68115(a), continue to exist. (Gov. Code, § 68115(b).) Accordingly, pursuant to Government Code section 68115(a) and (b), the Superior Court of Del Norte County is authorized to do the following:

- Hold sessions anywhere in the county, including in correctional and juvenile detention facilities, from May 9, 2020, to May 22, 2020, inclusive (Gov. Code, § 68115(a)(1));
- Declare that from May 9, 2020, to May 22, 2020, inclusive, be deemed holidays for purposes of computing the time for filing papers with the court under Code of Civil Procedure sections 12 and 12a, if the above-described emergency conditions substantially interfere with the public's ability to file papers in a court facility on those dates (Gov. Code, § 68115(a)(4));
- Declare that from May 9, 2020, to May 22, 2020, inclusive, be deemed holidays for purposes of computing time under Welfare and Institutions Code sections 313, 315, 334, 631, 632, 637, and 657, if the above-described emergency conditions prevent the court from conducting proceedings or accepting filings as necessary to satisfy these deadlines on those dates (Gov. Code, § 68115(a)(5));
- Extend the time period provided in section 825 of the Penal Code within which a defendant charged with a felony offense must be taken before a

magistrate from 48 hours to not more than 7 days, applicable only to cases in which the statutory deadline otherwise would expire from May 9, 2020, to May 22, 2020, inclusive (Gov. Code, § 68115(a)(8));

- Extend the time period provided in section 859b of the Penal Code for the holding of a preliminary examination from 10 court days to not more than 15 court days, applicable only to cases in which the statutory deadline otherwise would expire from May 9, 2020, to May 22, 2020, inclusive (Gov. Code, § 68115(a)(9));
- Extend the time period provided in section 313 of the Welfare and Institutions Code within which a minor taken into custody pending dependency proceedings must be released from custody to not more than seven days, applicable only to minors for whom the statutory deadline otherwise would expire from May 9, 2020, to May 22, 2020, inclusive (Gov. Code, § 68115(a)(11));
- Extend the time period provided in section 315 of the Welfare and Institutions Code within which a minor taken into custody pending dependency proceedings must be given a detention hearing to not more than seven days, applicable only to minors for whom the statutory deadline otherwise would expire from May 9, 2020, to May 22, 2020, inclusive (Gov. Code, § 68115(a)(11));
- Extend the time periods provided in sections 632 and 637 of the Welfare and Institutions Code within which a minor taken into custody pending wardship proceedings and charged with a felony offense must be given a detention hearing or rehearing to not more than seven days, applicable only to minors for whom the statutory deadline otherwise would expire from May 9, 2020, to May 22, 2020, inclusive (Gov. Code, § 68115(a)(11));
- Extend the time period provided in section 334 of the Welfare and Institutions Code within which a hearing on a juvenile dependency petition must be held by not more than 15 days, applicable only to minors for whom the statutory deadline otherwise would expire from May 9, 2020, to May 22, 2020, inclusive (Gov. Code, § 68115(a)(12)); and
- Extend the time period provided in section 657 of the Welfare and Institutions Code within which a hearing on a wardship petition for a minor charged with a felony offense must be held by not more than

15 days, applicable only to minors for whom the statutory deadline otherwise would expire from May 9, 2020, to May 22, 2020, inclusive (Gov. Code, § 68115(a)(12)).

Date: May 7, 2020

A handwritten signature in black ink that reads "T. Cantil-Sakauye". The signature is written in a cursive style with a large initial "T" and a long, sweeping underline.

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Hon. Tani G. Cantil-Sakauye  
Chief Justice of California and  
Chair of the Judicial Council