

JUL 20 2020

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

SUPERIOR COURT OF CALIFORNIA

COUNTY OF MARIN

5	)	
6	)	
7	)	<b>ADMINISTRATIVE ORDER NO. 20-10</b>
8	)	
9	)	<b>ADMINISTRATIVE ORDER RE:</b>
10	)	<b>IMPLEMENTATION OF ADDITIONAL</b>
11	)	<b>EMERGENCY RELIEF AUTHORIZED</b>
12	)	<b>PURSUANT TO GOVERNMENT CODE</b>
13	)	<b>§68115 AND OTHER ORDERS BY</b>
14	)	<b>CHAIR OF JUDICIAL COUNCIL</b>
15	)	
16	)	

Due to the Covid-19 pandemic, on March 16, 2020, March 17, 2020, April 1, 2020, April 28, 2020, May 26, 2020, and June 19, 2020, the Court issued Administrative Orders 20-04, 20-05, 20-06, 20-07, 20-08, and 20-09. 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 July 20, 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 and safety of the public and the Court as they relate to the efficient and effective management

1 of the Court's calendar (California Rules of Court, rule 10.603(c)), this Court HEREBY FINDS AND  
2 ORDERS AS FOLLOWS:

- 3 1. This Administrative Order 20-10 supplements Administrative Orders 20-09, 20-08, 20-07, 20-  
4 06, 20-05, and 20-04. Except as specifically modified herein, Administrative Orders 20-09,  
5 20-08, 20-07, 20-06, 20-05, and 20-04 remain in full force and effect;
- 6 2. Any judge of the Court is hereby authorized to make use of available technology, when  
7 possible, to conduct judicial proceedings and court operations remotely, in order to protect the  
8 health and safety of the public, court personnel, judicial officers, litigants, and witnesses. This  
9 includes the use of video, audio, and telephonic means for remote appearances, reporting, and  
10 interpreting in judicial proceedings, and the electronic exchange and authentication of  
11 documentary evidence. Any rule in the California Rules of Court to the extent such rule  
12 would prevent a court from using technology to conduct judicial proceedings and court  
13 operations remotely is suspended (March 30, 2020 Statewide Emergency Order by Chief  
14 Justice, paragraph C);
- 15 3. Consistent with the Governor of California's March 27, 2020 Executive Order N-38-20,  
16 related statutes that impose limitations on the subject of these emergency orders are  
17 suspended.
- 18 4. The Self-Help Office will be physically closed until further notice, but help is accessible by  
19 email and phone;
- 20 5. Court sessions may be held anywhere in the county, including in correctional and juvenile  
21 detention facilities, from July 20, 2020 to August 18, 2020, inclusive (Gov. Code  
22 §68115(a)(1));
- 23 6. For purposes of computing time under Welfare and Institutions Code sections 313, 315, 334,  
24 631, 632, 637, and 657, July 20, 2020 to August 18, 2020, inclusive, are deemed holidays  
25 (Gov. Code, §68115(a)(5));
- 26 7. Any judge of the Court may extend the time period provided in section 1382 of the Penal  
27 Code for the holding of a criminal trial by not more than 30 days, applicable only to cases in  
28 which the original or previously-extended statutory deadline otherwise would expire from

1 July 20, 2020 to August 18, 2020, inclusive (Gov. Code, §68115(a)(10); Executive Order N-  
2 38-20 (03-27-20));

3 8. Any judge of the Court may extend the time period provided in section 313 of the Welfare  
4 and Institutions Code within which a minor taken into custody pending dependency  
5 proceedings must be released from custody to not more than 7 days, applicable only to minors  
6 for whom the statutory deadline otherwise would expire from July 20, 2020 to August 18,  
7 2020, inclusive (Gov. Code, §68115(a)(11));

8 9. Any judge of the Court may extend the time period provided in section 315 of the Welfare  
9 and Institutions Code within which a minor taken into custody pending dependency  
10 proceedings must be given a detention hearing to not more than 7 days, applicable only to  
11 minors for whom the statutory deadline otherwise would expire from July 20, 2020 to August  
12 18, 2020, inclusive (Gov. Code, §68115(a)(11));

13 10. Any judge of the Court may extend the time periods provided in sections 632 and 637 of the  
14 Welfare and Institutions Code within which a minor taken into custody pending wardship  
15 proceedings and charged with a felony must be given a detention hearing or rehearing to not  
16 more than 7 days, applicable only to minors for whom the statutory deadline otherwise would  
17 expire from July 20, 2020 to August 18, 2020, inclusive (Gov. Code, §68115(a)(11));

18 11. Any judge of the Court may extend the time period provided in section 334 of the Welfare  
19 and Institutions Code within which a hearing on a juvenile dependency petition must be held  
20 by not more than 15 days, applicable only to minors for whom the statutory deadline  
21 otherwise would expire from July 20, 2020 to August 18, 2020, inclusive (Gov. Code,  
22 §68115(a)(12));

23 12. Any judge of the Court may extend the time period provided in section 657 of the Welfare  
24 and Institutions Code within which a hearing on a wardship petition for a minor charged with  
25 a felony offense must be held by not more than 15 days, applicable only to minors for whom  
26 the statutory deadline otherwise would expire from July 20, 2020 to August 18, 2020,  
27 inclusive (Gov. Code, §68115(a)(12));  
28

1 13. The Court has instituted protocols to comply with the most recent Public Health Order issued  
2 by the County of Marin Public Health Officer on May 15, 2020 and thereafter modified  
3 and/or supplemented by said Health Officer;


4 14. All proceedings, unless otherwise noted, will be conducted through the use of remote  
5 technology. In person appearances, unless otherwise noted, are prohibited. Check the Court's  
6 website for details and instructions about how to appear remotely;

7 15. The limitations of Court operations, including the requirement that all proceedings will be  
8 through the use of remote technology, are to protect the health and safety of the public, court  
9 personnel, judicial officers, counsel, litigants and witnesses in connection with the Covid-19  
10 threat while at the same time protecting individual and procedural constitutional and civil  
11 rights protections; and

12 16. All vCourt fees are waived for all courtrooms from July 20, 2020 to August 18, 2020,  
13 inclusive (Cal. Rules of Court, Rule 3.670(j)(2)).

14  
15 IT IS SO ORDERED.

16  
17 DATED: July 20, 2020

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22 JAMES T. CHOU, Assistant Presiding Judge,  
23 on behalf of and at the direction of:  
24 ANDREW E. SWEET  
25 Presiding Judge  
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