

**FILED**

JAN 06 2022

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. 22-01**  
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**

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, and April 2, 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, and 21-03. Since those orders were issued, the pandemic has continued and we are now dealing with the effects of the Omicron Variant in our County.

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

1 made by the Superior Court of Marin County (“Court”); the January 6, 2022 Order (“Order”) of Chief  
2 Justice Tani G. Cantil-Sakauye, Chair of the Judicial Council of California; and based on the Court’s  
3 inherent authority to control its own calendars and the Presiding Judge’s duty to take into account the  
4 needs and safety of the public and the Court as they relate to the efficient and effective management  
5 of the Court’s calendar (California Rules of Court, rule 10.603(c)), this Court HEREBY FINDS AND  
6 ORDERS AS FOLLOWS:

- 7 1. This Administrative Order 22-01 supplements Administrative Orders 21-03, 21-02, 21-01, 20-  
8 19, 20-17, 20-16, 20-15, 20-14, 20-11, 20-10, 20-09, 20-08, 20-07, 20-06, 20-05, and 20-04.  
9 Except as specifically modified herein, Administrative Orders 21-03, 21-02, 21-01, 20-19, 20-  
10 17, 20-16, 20-15, 20-14, 20-11, 20-10, 20-09, 20-08, 20-07, 20-06, 20-05, and 20-04 remain  
11 in full force and effect;
- 12 2. Any judge of the Court is hereby authorized to make use of available technology, when  
13 possible, to conduct judicial proceedings and court operations remotely, in order to protect the  
14 health and safety of the public, court personnel, judicial officers, litigants, and witnesses. This  
15 includes the use of video, audio, and telephonic means for remote appearances, reporting, and  
16 interpreting in judicial proceedings, and the electronic exchange and authentication of  
17 documentary evidence. Any rule in the California Rules of Court to the extent such rule  
18 would prevent a court from using technology to conduct judicial proceedings and court  
19 operations remotely is suspended (March 30, 2020 Statewide Emergency Order by Chief  
20 Justice, paragraph C);
- 21 3. Consistent with the Governor of California’s March 27, 2020 Executive Order N-38-20,  
22 related statutes that impose limitations on the subject of these emergency orders are  
23 suspended;
- 24 4. Any judge of the Court may extend the period provided in section 1382 of the Penal Code for  
25 the holding of a criminal trial by not more than 30 days, applicable only to cases in which the  
26 initial or previously extended statutory deadline otherwise would expire from January 5 to  
27 February 4, 2022, inclusive (Gov. Code, §68115(a)(10); Executive Order N-38-20 (03-27-  
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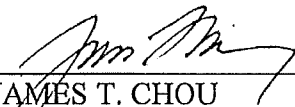
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5. The Court has instituted protocols to comply with the most recent Public Health Order issued by the County of Marin Public Health Officer on May 15, 2020 and thereafter modified and/or supplemented by said Health Officer, including the most recent order on January 5, 2022; and
6. The limitations of Court operations, including the requirement that certain proceedings will be through the use of remote technology, are to protect the health and safety of the public, court personnel, judicial officers, counsel, litigants and witnesses in connection with the Covid-19 threat while at the same time protecting individual and procedural constitutional and civil rights protections.

IT IS SO ORDERED.

DATED: January 6, 2022.

  
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JAMES T. CHOU  
Presiding Judge