

THE JUDICIAL COUNCIL OF THE STATE OF CALIFORNIA

Because of the COVID-19 epidemic, leading to health and safety concerns resulting in the Superior Court of California, County of Monterey to operate with a limited staff of employees, and the proclamation of a state of emergency by Governor Gavin Newsom, it has been determined that the conditions described in section 68115 of the Government Code are met with regard to the Superior Court of Monterey County. Upon the request of Presiding Judge Julie R. Culver, it is ordered that the Superior Court of Monterey County is authorized to do the following:

- Declare that for a period of up to 10 court days from the date of the order granting relief under section 68115, an emergency condition substantially interfered with the public's ability to file papers in a court facility or court facilities, and that such days are deemed holidays for the purpose of computing time for filing papers with the court under sections 12 and 12a of the Code of Civil Procedure (Gov. Code, § 68115(a)(4));
- Declare that March 18, 2020 to April 6, 2020, inclusive, be deemed holidays for purposes of computing time under Penal Code section 825 (time to bring arrested person before magistrate) and Welfare and Institutions Code sections 313 (detention of minor pending dependency proceedings), 315 (detention hearing for minor in custody pending dependency proceedings), 631 (detention of minor in wardship proceedings), 632 (detention hearing for minor in wardship proceedings), 637 (detention rehearing for minor in wardship proceedings), and 657 (hearing on petition to declare minor a ward) (Gov. Code, § 68115(a)(5));
- Declare that for a period of up to 10 court days from the date of the order granting relief under section 68115, an emergency condition prevented the court from conducting proceedings governed by Welfare and Institutions Code section 334, and that such days are deemed holidays for the purpose of computing time under this statute (Gov. Code, § 68115(a)(5));

- Extend by not more than 30 days the time periods provided in sections 583.310 and 583.320 of the Code of Civil Procedure to bring an action to trial, where the statutory deadline otherwise would expire from March 18, 2020 through April 6, 2020, inclusive (Gov. Code, § 68115(a)(6));
- Extend for up to 30 days of the duration of any restraining order that would otherwise expire within 14 days of the date of the order granting relief under section 68115 (Gov. Code, § 68115(a)(7));
- Extend for a period of one month from the date of the order granting relief under section 68115, of 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 (Gov. Code, § 68115(a)(9));
- Extend the time period provided in section 1382 of the Penal Code for the holding of a criminal trial by not more than 30 days in cases in which the statutory deadline otherwise would expire from March 18, 2020 through April 6, 2020, inclusive (Gov. Code, § 68115(a)(10));
- 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 5 days, applicable only to cases in which the statutory deadline otherwise would expire on from March 18, 2020 through April 6, 2020, inclusive (Gov. Code, § 68115(a)(8));
- 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 5 days, applicable only to minors for whom the statutory deadline otherwise would expire from March 18, 2020 through April 6, 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 5 days, applicable only to minors for whom the statutory deadline otherwise would expire from March 18, 2020 through April 6, 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 5 days, applicable only to minors for whom the statutory deadline otherwise would expire from March 18, 2020 through April 6, 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 March 18, 2020 through April 6, 2020, inclusive (Gov. Code, § 68115(a)(12));
- 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 March 18, 2020 to April 6, 2020, inclusive (Gov. Code, § 68115(a)(12)).

Date: March 18, 2020



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