

## THE JUDICIAL COUNCIL OF THE STATE OF CALIFORNIA

Because of the COVID-19 pandemic, leading to health and safety concerns 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 Government Code section 68115(a) were met with regard to the Superior Court of Santa Clara County (Court) as of March 13, 17, and 18, 2020. At the request of Presiding Judge Deborah Ryan, Orders issued on those dates authorizing the Court to implement certain relief authorized by section 68115(a). Upon the renewed request of Presiding Judge Ryan, it is determined that the conditions described in section 68115(a) continue to exist (Gov. Code, § 68115(b)), and it is ordered that the Court is authorized to do the following:

- Declare that from March 30, 2020, to April 28, 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 March 30, 2020, to April 28, 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));
- Declare that from April 8, 2020, to April 28, 2020, inclusive, be deemed holidays for purposes of computing time under Penal Code section 825, 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 by not more than 30 days the duration of any temporary restraining order that would otherwise expire from April 6, 2020, to April 28, 2020, inclusive, because the emergency condition described herein prevented the court from conducting proceedings to determine

whether a permanent order should be entered (Gov. Code, § 68115(a)(7));

- 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 April 8, 2020, to April 28, 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 April 8, 2020, to April 28, 2020, inclusive (Gov. Code, § 68115(a)(9)); and
- 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, applicable only to cases in which the statutory deadline otherwise would expire from April 8, 2020, to April 28, 2020, inclusive (Gov. Code, § 68115(a)(10)).

Date: March 30, 2020



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