

FILED

JUN 19 2020

JAMES M. KIM, Court Executive Officer
MARIN COUNTY SUPERIOR COURT
By: S. [Signature]

SUPERIOR COURT OF CALIFORNIA

COUNTY OF MARIN

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6)	
7)	ADMINISTRATIVE ORDER NO. 20-09
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9)	ADMINISTRATIVE ORDER RE:
10)	IMPLEMENTATION OF ADDITIONAL
11)	EMERGENCY RELIEF AUTHORIZED
12)	PURSUANT TO GOVERNMENT CODE
13)	§68115 AND OTHER ORDERS BY
14)	CHAIR OF JUDICIAL COUNCIL
15)	
16)	

Due to the Covid-19 pandemic, on March 16, 2020, March 17, 2020, April 1, 2020, April 28, and May 26, 2020 the Court issued Administrative Orders 20-04, 20-05, 20-06, 20-07, and 20-08. 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 June 19, 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 of the Court’s calendar (California

1 Rules of Court, rule 10.603(c)), this Court HEREBY FINDS AND ORDERS AS FOLLOWS:

- 2 1. This Administrative Order 20-09 supplements Administrative Orders 20-08, 20-07, 20-06, 20-
3 05, and 20-04. Except as specifically modified herein, Administrative Orders 20-08, 20-07,
4 20-06, 20-05, and 20-4 remain in full force and effect;
- 5 2. Any judge of the Court is hereby authorized to make use of available technology, when
6 possible, to conduct judicial proceedings and court operations remotely, in order to protect the
7 health and safety of the public, court personnel, judicial officers, litigants, and witnesses. This
8 includes the use of video, audio, and telephonic means for remote appearances, reporting and
9 interpreting in judicial proceedings, and the electronic exchange and authentication of
10 documentary evidence. Any rule in the California Rules of Court to the extent such rule
11 would prevent a court from using technology to conduct judicial proceedings and court
12 operations remotely is suspended (March 30, 2020 Statewide Emergency Order by Chief
13 Justice, paragraph C);
- 14 3. Consistent with the Governor of California's March 27, 2020 Executive Order N-38-20,
15 related statutes that impose limitations on the subject of these emergency orders are
16 suspended.
- 17 4. The Self-Help Office will be physically closed until further notice, but help is accessible by
18 email and phone;
- 19 5. Court sessions may be held anywhere in the county, including in correctional and juvenile
20 detention facilities, from June 21, 2020, to July 18, 2020, inclusive (Gov. Code §68115(a)(1));
- 21 6. For purposes of computing time under Welfare and Institutions Code sections 313, 315, 334,
22 631, 632, 637, and 657, June 21, 2020, through July 18, 2020, inclusive, are deemed holidays
23 (Gov. Code, §68115(a)(5));
- 24 7. Any judge of the Court may extend the time period provided in section 1382 of the Penal
25 Code for the holding of a criminal trial by not more than 30 days, applicable only to cases in
26 which the original or previously-extended statutory deadline otherwise would expire from
27 June 16, 2020, to July 17, 2020, inclusive (Gov. Code, §68115(a)(10); Executive Order N-38-
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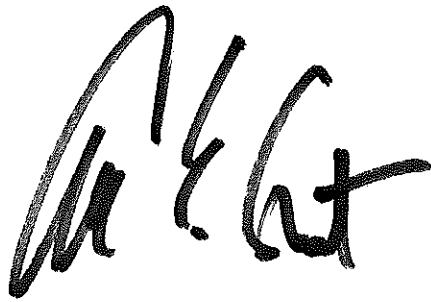
1 20 (03-27-20) Marin County Superior Court Administrative Order 20-08);

- 2 8. Any judge of the Court may extend the time period provided in section 313 of the Welfare
3 and Institutions Code within which a minor taken into custody pending dependency
4 proceedings must be released from custody to not more than 7 days, applicable only to minors
5 for whom the statutory deadline otherwise would expire from June 21, 2020 through July 18,
6 2020, inclusive (Gov. Code, §68115(a)(11));
- 7 9. Any judge of the Court may extend the time period provided in section 315 of the Welfare
8 and Institutions Code within which a minor taken into custody pending dependency
9 proceedings must be given a detention hearing to not more than 7 days, applicable only to
10 minors for whom the statutory deadline otherwise would expire from June 21, 2020 through
11 July 18, 2020, inclusive (Gov. Code, §68115(a)(11));
- 12 10. Any judge of the Court may extend the time periods provided in sections 632 and 637 of the
13 Welfare and Institutions Code within which a minor taken into custody pending wardship
14 proceedings and charged with a felony must be given a detention hearing or rehearing to not
15 more than 7 days, applicable only to minors for whom the statutory deadline otherwise would
16 expire from June 21, 2020 through July 18, 2020, inclusive (Gov. Code, §68115(a)(11));
- 17 11. Any judge of the Court may extend the time period provided in section 334 of the Welfare
18 and Institutions Code within which a hearing on a juvenile dependency petition must be held
19 by not more than 15 days, applicable only to minors for whom the statutory deadline
20 otherwise would expire from June 21, 2020 through July 18, 2020, inclusive (Gov. Code,
21 §68115(a)(12));
- 22 12. Any judge of the Court may extend the time period provided in section 657 of the Welfare
23 and Institutions Code within which a hearing on a wardship petition for a minor charged with
24 a felony offense must be held by not more than 15 days, applicable only to minors for whom
25 the statutory deadline otherwise would expire from June 21, 2020 through July 18, 2020,
26 inclusive (Gov. Code, §68115(a)(12));
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- 1 13. The Court has instituted protocols to comply with the most recent Public Health Order which
2 is in effect as of the date of this order issued by the County of Marin Public Health Officer;
- 3 14. All proceedings, unless otherwise noted, will be conducted through the use of remote
4 technology. In person appearances, unless otherwise noted, are prohibited. Check the Court's
5 website for details and instructions about how to appear remotely;
- 6 15. The limitations of Court operations, including the requirement that all proceedings will be
7 through the use of remote technology, are to protect the health and safety of the public, court
8 personnel, judicial officers, counsel, litigants and witnesses in connection with the Covid-19
9 threat while at the same time protecting individual and procedural constitutional and civil
10 rights protections; and
- 11 16. All vCourt fees are waived for all courtrooms from June 21, 2020 through July 18, 2020,
12 inclusive (Cal. Rules of Court, Rule 3.670(j)(2)).

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15 IT IS SO ORDERED.

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17 DATED: June 19, 2020

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23 ANDREW E. SWEET
24 Presiding Judge
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