



JULIE R. CULVER
Presiding Judge
2020 - 2022

SUPERIOR COURT OF CALIFORNIA
COUNTY OF MONTEREY
240 Church Street, Salinas, California 93901 - (831) 775-5400
www.monterey.courts.ca.gov

PAMELA L. BUTLER
Asst. Presiding Judge

CHRIS RUHL
Court Executive Officer

INTERIM ORDER RE MODIFICATION TO COURT OPERATIONS AND SERVICES (2020-04)

This Court HEREBY FINDS AND ORDERS AS FOLLOWS:

1. Since March 4, 2020, the State of California has been in a State of Emergency as a result of the threat of COVID-19.
2. Effective March 18, 2020, at 12:01 a.m., the County of Monterey issued an order directing all individuals living in Monterey County to shelter at their place of residence except to provide or receive essential services or to engage in certain essential activities and work for essential businesses and governmental agencies. Court personnel are categorically exempt from the order and the subsequent order issued on April 2, 2020.
3. On March 12, 2020, Governor Gavin Newsom issued an order mandating compliance with state and local public health officials to control the spread of COVID-19.
4. On March 19, 2020, Governor Newsom issued an order directing all Californians to shelter in place at their place of residence with certain exceptions.
5. On March 30, 2020, Chief Justice of the California Supreme Court, and Chair of the Judicial Council, Hon. Tani Cantil-Sakauye issued a Statewide Emergency Order encouraging courts to make use of available technology, when possible, to conduct judicial proceedings and court operations remotely in order to protect the safety of the public, court personnel, judicial officers, litigants, and witnesses.
6. On April 6, 2020, the Judicial Council adopted Emergency Rules providing for the use of technology for remote appearances and allowing the courts to require that judicial proceedings and court operations be conducted remotely.
7. On May 1, 2020, the Monterey County Health Officer reissued a shelter at home order, effective May 4, 2020 through May 31, 2020. This order supersedes the April 2, 2020 order and allows for additional essential services not included in the April 2, 2020 order. Court personnel remain categorically exempt from this order.
8. Since March 18, 2020, the Superior Court has focused on providing the capability for conducting proceedings remotely to limit the physical appearance of litigants or attorneys at the courthouse.
9. Governor Newsom provided a Resilience Roadmap noting stages for modifying the statewide order. As of May 8, 2020, the State of California had progressed from Stage 1: Safety and Preparedness to Stage 2: Lower Risk Workplaces.
10. During Stage 1, the Superior Court has focused on implementing measures and protocols to provide safe courthouses. Workspace for employees and staff has been modified, moved, and adjusted to provide for social distancing and to promote safe working spaces. Protocols have been put in place to allow for remote work for some staff and for the overall safety of employees. Public spaces used by litigants,

It is the mission of the Monterey County Superior Court to serve the public in a respectful, courteous and efficient manner promoting trust and confidence in the legal system by providing fair, equal and open access to justice.

justice partners, attorneys and the public have been prepared to resume the conduct of court business in a safe manner, putting in place social distancing and additional security measures.

11. Consonant with the above orders of the Governor, Monterey County, and the Chief Justice of the California Supreme Court, and consistent with the efforts made to provide safe working environment and spaces for the public, the Superior Court of California, County of Monterey is resuming functions that have been limited by the COVID 19 threat.

COURTHOUSE ACCESS:

1. All courthouses are open to the public.
2. Information regarding telephonic access to the public to listen to public court hearings is provided on the court website.

ELECTRONIC FILING:

All filings in all case types should be filed electronically.

Persons who are unable to file documents electronically may file by mail; by using the drop box; or in person at any courthouse location.

CRIMINAL MATTERS:

Calendars in criminal matters are being heard in all departments.

Jury trials will resume in criminal matters beginning June 1, 2020.

TEMPORARY BAIL/OWN RECOGNIZANCE (O.R.) RELEASE CHANGES:

Pursuant to Emergency rule 4 adopted by the Judicial Council on April 6, 2020, a statewide Emergency Bail Schedule is in effect beginning April 13, 2020 until 90 days after the Governor declares the state of emergency order related to the COVID-19 pandemic is lifted, or until amended or repealed by the Judicial Council.

JUVENILE MATTERS:

Juvenile matters are currently being heard.

TRAFFIC MATTERS:

Traffic matters are currently being heard.

Traffic payments will be accepted through the court's online portal or at the clerk's window.

FAMILY MATTERS:

Family law matters are being scheduled and heard. The court encourages the use of telephonic and remote appearances. The court may require remote appearances in some cases or continue matters at its discretion. Trials will resume in family law matters on June 15, 2020.

CIVIL MATTERS:

Civil matters are currently being heard. The court encourages use of telephonic and remote appearances. Jury trials will resume in civil matters on June 15, 2020.

Ex Parte matters are currently being heard. The court encourages use of telephonic and remote appearances.

If all parties agree in writing, a request may be submitted for the court to rule on a filed noticed motion without a hearing for matters that were scheduled to be heard on the following civil calendars:

- Dept 13 Civil Law & Motion Monday at 9:05
- Dept 13 Civil Complex Law & Motion Tuesday at 8:30
- Dept 13 Civil Ex Parte Thursday at 10:00
- Dept 14 Civil Law & Motion Friday at 9:00
- Dept 15 Civil Law & Motion Friday at 9:00

All interested parties must waive the hearing in writing. After the agreement is processed, the court will determine whether the filed motion is appropriate to rule on without a hearing.

PROBATE MATTERS:

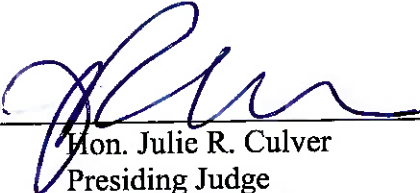
Beginning June 17,2020, all probate matters will be heard. The court encourages the use of telephonic and remote appearances. The court may continue hearings pursuant to Probate Code 1045 upon request by an interested party unable to attend a hearing. For matters that are continued, temporary orders set to expire may be extended by court order. A copy of such orders will be mailed to the parties.

UNLAWFUL DETAINERS/EVICTIONS

Processing of unlawful detainer/eviction actions will continue consonant with Emergency Rule 1, adopted by the Judicial Council on April 6, 2020, and any local orders or ordinances enacted in response to the COVID-19 threat and the impact thereof.

IT IS SO ORDERED.

Dated May 26 2020



Hon. Julie R. Culver
Presiding Judge
Monterey County Superior Court