GENERAL ORDER NO. 16-06

Calaveras Superior Court
FOR COURT USE ONLY

FILED
NOV 17 2016
Clerk of the Court
Superior Court of California
County of Calaveras
By _____ Deputy

GENERAL ORDER OF THE

CALAVERAS COUNTY SUPERIOR COURT

ADOPTING A REVISED LOCAL RULES

WHEREAS, it is the mission of the Calaveras County Superior Court to provide equal justice for all, and

WHEREAS, the court's values are to provide equal justice in a timely, consistent and professional manner, and

WHEREAS, the Local Rules for the Calaveras County Superior Court promote the court's mission and values, and

WHEREAS, these revised Local Rules for the Calaveras County Superior Court are adopted pursuant to the authority granted by California Rules of Court, Rule 981.

NOW, THEREFORE, IT IS ORDERED as follows:

The Local Rules for the Calaveras County Superior Court, as amended and listed in Appendix "A", attached hereto, are adopted for use effective January 1, 2017 and on that date shall supersede all local court rules previously adopted by this court.

Dated: 11-17-16

Hon. Timothy S. Healy
Presiding Judge, Calaveras Superior Court

Proposed changes to local rules effective 1/1/17

(strikethroughs = removals; blue = additions)

2.2 Facsimile Filings

The Calaveras Superior Court accepts the filing of documents through a fax filing agency pursuant to California Rules of Court, Rule 2.303. The court does not accept direct fax filing of documents pursuant to California Rules of Court, Rule 2.304 except upon exceptional circumstances and after obtaining leave of court. ~~The court does not accept the direct fax filing of documents in criminal cases.~~

2.7 Official Reporting Services

(a) …

- Dept. 1 - …

Misdemeanor Proceedings ~~(subjection to availability of the official reporter)~~

(not routinely provided see (b) below.)

…

- Dept. 4 – Family Support Calendar ~~*(subject to availability of official reporter)*~~
- (not routinely provided see (b) below.)

4.8 Fees for Investigators and Other Experts

…

(e) Ex parte applications for funds to retain an expert or investigator, including any memoranda of ~~pints~~ points …

(f) The caption of all ex parte applications for funds to retain an expert ~~of~~ or investigator must include the ~~work~~ word …

4.10 Continuance of Infraction Trials

Continuance of infraction trials is discouraged. Requests for continuances must be based on good cause and submitted on the local form "~~Request~~ Notice of Motion to Continue Trial" at least 10 days prior to the date of trial.

5.2 Setting Family Law Motion Hearings

...

(d) Emergency Situations – Temporary Orders Upon 1 Day Prior Notice of Hearing. ~~To inform the court of your pending request for an ex-parte hearing you may telephone the court clerk at (209) 754-9800 no later than 2:00 pm the court day prior to the requested hearing date to ensure your file is available.~~ ...

5.11 Child Custody Mediation

...

(d) Complaints: If a party alleges that the mediator has acted in an unprofessional or inappropriate manner, the party may discuss the complaint with the mediator, otherwise, or thereafter if the matter is not solved, all complaints shall be directed in writing, on the court approved ~~from~~ form available at the filing window, ...

5.12 Child Custody Evaluations

...

(d) Scope: In the interests of saving time and expense to the parties, ...

10.3 Court Executive Officer *(Eff. 1/1/09.)*

(a) There shall be appointed a Court Executive Officer for the Superior Court of Calaveras County who shall be selected by agreement of the Superior Court Judges and shall serve at the pleasure of ~~said judges~~ the Presiding Judge. *(Eff. 1/1/09)*

(b) The Court Executive Officer, under the direction of the Presiding Judge, the Court Executive Officer shall perform the duties described in Rule 10.610 of the Standards of Judicial Administration as adopted by the Judicial Council and any other duties as may be assigned by the Presiding Judge. *(Eff 1/1/09)*