

FILED

JUN 04 2020

SAN LUIS OBISPO SUPERIOR COURT

BY: 
Jennifer Novick, Deputy Clerk

**GENERAL ORDER RE: IMPLEMENTATION OF EMERGENCY RELIEF
AUTHORIZED PURSUANT TO GOVERNMENT CODE SECTION 68115 BY CHAIR
OF JUDICIAL COUNCIL**

Exercising the authority granted under Government Code section 68115 and the June 4, 2020 Order (“Order”) of Chief Justice Tani G. Cantil-Sakauye, Chair of the Judicial Council of California, issued in response to the June 3, 2020 request for an emergency order made by the Superior Court of San Luis Obispo County (“Court”), this Court HEREBY FINDS AND ORDERS AS FOLLOWS:

1. With the concurrence of the Presiding Judge, the Court may order that sessions be held anywhere in the county, including in correctional and juvenile detention facilities, from June 8, 2020, through July 3, 2020, inclusive (Gov. Code, § 68115(a)(1));

2. For purposes of computing time under Welfare and Institutions Code sections 313, 315, 334, 631, 632, 637, and 657, from June 6, 2020, through July 3, 2020, inclusive, are deemed holidays because the emergency conditions described in the Order prevent the Court from conducting proceedings or accepting filings as necessary to satisfy these deadlines on those dates (Gov. Code, § 68115(a)(5));

3. In cases in which the statutory deadline otherwise would expire from June 6, 2020, through July 3, 2020, inclusive, any judge of the Court may 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 7 days (Gov. Code, § 68115(a)(11));

4. In cases in which the statutory deadline otherwise would expire from June 6, 2020, through July 3, 2020, inclusive, any judge of the Court may 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 7

1 days (Gov. Code, § 68115(a)(11));

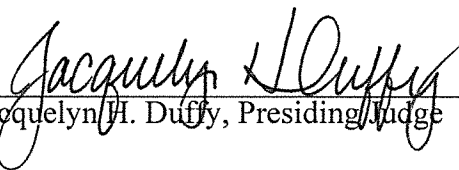
2 5. In cases in which the statutory deadline otherwise would expire from June 6,
3 2020, through July 3, 2020, inclusive, any judge of the Court may extend the time periods
4 provided in sections 632 and 637 of the Welfare and Institutions Code within which a minor
5 taken into custody pending wardship proceedings and charged with a felony must be given a
6 detention hearing or rehearing to not more than 7 days (Gov. Code, § 68115(a)(11));

7 6. In cases in which the statutory deadline otherwise would expire from June 6,
8 2020, through July 3, 2020, inclusive, any judge of the Court may extend the time period
9 provided in section 334 of the Welfare and Institutions Code within which a hearing on a
10 juvenile dependency petition must be held by not more than 15 days (Gov. Code,
11 § 68115(a)(12)); and

12 7. In cases in which the statutory deadline otherwise would expire from June 6,
13 2020, through July 3, 2020, inclusive, any judge of the Court may extend the time period
14 provided in section 657 of the Welfare and Institutions Code within which a hearing on a
15 wardship petition for a minor charged with a felony offense must be held by not more than 15
16 days (Gov. Code, § 68115(a)(12)).

17
18 THIS ORDER IS EFFECTIVE IMMEDIATELY.

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20 Dated: June 4, 2020

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22 _____
23 Jacquelyn H. Duffy, Presiding Judge

THE JUDICIAL COUNCIL OF THE STATE OF CALIFORNIA

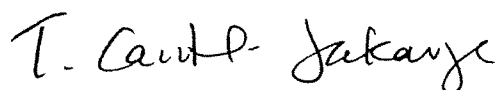
Because of the COVID-19 pandemic, leading to health and safety concerns resulting in substantial operational impediments, and the proclamations of states of emergency by federal, state, and local officials, it was determined that the conditions described in Government Code section 68115(a) were met with regard to the Superior Court of San Luis Obispo County (Court) as of March 16, 2020, April 9, 2020, and May 7, 2020. At the request of Presiding Judge Jacquelyn H. Duffy, Orders issued on those dates authorizing the Court to implement certain relief authorized by Government Code section 68115. Upon further request of Presiding Judge Duffy, it is determined that the conditions described in Government Code section 68115(a) continue to exist (Gov. Code, § 68115(b)), and it is ordered that the Court is authorized to do the following:

- Hold sessions anywhere in the county, including in correctional and juvenile detention facilities, from June 8, 2020, through July 3, 2020, inclusive (Gov. Code, § 68115(a)(1));
- Declare that from June 6, 2020, through July 3, 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));
- 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 seven (7) days. (Gov. Code, § 68115(a)(11).) This applies only to minors for whom the statutory deadline otherwise would expire from June 6, 2020, through July 3, 2020, inclusive;
- 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 seven (7) days. (Gov. Code, § 68115(a)(11).) This applies only to

minors for whom the statutory deadline otherwise would expire from June 6, 2020, through July 3, 2020, inclusive;

- 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 seven (7) days. (Gov. Code, § 68115(a)(11).) This applies only to minors for whom the statutory deadline otherwise would expire from June 6, 2020, through July 3, 2020, inclusive;
- 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 fifteen (15) days. (Gov. Code, § 68115(a)(12).) This applies only to minors for whom the statutory deadline otherwise would expire from June 6, 2020, through July 3, 2020, inclusive;
- 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 fifteen (15) days. (Gov. Code, § 68115(a)(12).) This applies only to minors for whom the statutory deadline otherwise would expire from June 6, 2020, through July 3, 2020, inclusive.

Date: June 4, 2020



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