

2
3 ORDER OF THE PRESIDING JUDGE

4 AFFECTING COURT OPERATIONS AND ACCESS TO THE COURTHOUSE

5 WHEREAS THE GOVERNOR OF THE STATE OF CALIFORNIA issued a statewide order
6 directing all Californians to remain home or at their place of residence, though allowing an exception for
7 Californians who work in a building defined by the Cybersecurity and Infrastructure Security Agency
(CISA) as critical infrastructure,

8 AND WHEREAS STATE COURTHOUSES fall within the definition in CISA as critical
9 infrastructure as necessary to keep the government functioning,

10 AND UNDER THE AUTHORITY of California Rule of Court, Rule 10.603, and the responsibility
11 of the Presiding Judge to ensure effective management of the court and perform all acts necessary to
12 accomplish the duties stated in the rules of court,

13 AND UNDER THE CURRENT CIRCUMSTANCE of the worldwide COVID-19 pandemic and
14 subsequent statewide and nationwide restrictions, specifically the recommendation by the Center for
15 Disease Control to limit public gatherings of 50 people or more for the next eight weeks, and to maintain
16 social distancing of 6 feet from person to person, combined with a declaration by the Governor of
California for persons 65 and older to self-isolate until further notice, balanced with the obligation of the
Superior Court to ensure the business of the court is conducted to the extent possible,

17 THIS COURT MAKES the following temporary orders as to Willows Courthouse and the Resource
18 Center in Willows, and as to the Orland Court Facility in Orland, to be effective as indicated:

19 A. COURTHOUSE AND COURTROOM ACCESS: Effective March 20, 2020 to May 18, 2020

- 20 1. Access to the courthouse is limited to only those individuals who have business with the court in
- 21 matters not vacated and as described further herein.
- 22 2. In-person access to the clerk’s office is closed, but may reopen prior to May 18, 2020 on a limited
- 23 basis. Documents may be filed using the drop box. Filing remains available through the mail.
- 24 Payment of criminal and traffic fines may be made in full by mail, online, or telephone. The
- 25 clerk’s office must be contacted by phone for partial payments.
- 26 3. In-person and telephone self-help services are closed, but may reopen prior to May 18, 2020 on
- 27 a limited basis. Self-help information is available online. Family law facilitator appointments are
- 28 limited to telephone.
- 4. All child custody mediation is suspended.
- 5. Access to attend a courtroom is limited to actual parties to a matter or individuals with a duty
- toward a matter on calendar that day. Such individuals include: the prosecutor, plaintiff attorney,

1 plaintiff, defense counsel, defendants, victims or a member of the victim's family or a victim
2 advocate, investigator, law enforcement, a county or state employee, a member of a Native
3 American tribe in a dependency or guardianship proceeding, or other person who has a legal
4 obligation toward the proceeding including trial jurors, or a member of the media.

- 5
- 6 6. The Sheriff's Office is ordered to enforce this order during the period of time listed herein to
7 ensure a safe facility for the protection of the public and court employees. The Sheriff may allow
8 others into the courthouse or courtroom if the situation warrants.
- 9 7. Those persons seated inside a courtroom will be required to sit at least one seat apart from any
10 other person.
- 11 8. Any person demonstrating obvious sign of illness will be required to leave the courthouse.

12 **B. CRIMINAL AND TRAFFIC DIVISION: Effective March 20, 2020 to May 18, 2020**

13 1. Criminal Division In Custody Defendants:

- 14 a. Defendants held in custody at the Glenn County jail will not be transported to the
15 courthouse for their proceeding unless required by statute to be personally present or for
16 purpose of arraignment, preliminary hearing, violation of Probation, Parole, Post Release
17 Community Supervision or Mandatory Supervision, or sentencing. Counsel will appear
18 pursuant to Penal Code section 977 by order of this court for those defendants who are
19 not transported to the courthouse.
- 20 b. The Sheriff's Office can delay transport of a defendant who is required to be present as
21 listed above, if:
- 22 i. The defendant is receiving medical attention or requested medical attention at
23 the jail or the defendant demonstrates obvious signs of illness.
- 24 ii. The defendant's attorney waives the appearance for the benefit of the defendant
25 and communicates the same to the Sheriff's Office and the court. Such waiver
26 will be on an appearance by appearance basis.
- 27 c. For defendants not transported the court will ensure a record is made.

28 2. Criminal Division Out of Custody Defendants

- a. Defense counsel will appear on behalf of their client pursuant to Penal Code section 977
unless directed otherwise by the court or as required by statute.
- b. Defendants on calendar for a violation of Probation, Parole, Post Release Community
Supervision or Mandatory Supervision, or sentencing, remain required to personally
appear unless ordered by the court or the Probation Department otherwise.
- c. The Collaborative Court calendars will remain scheduled and convene for the sole
purpose of calling violations of probation and sentencing. Matters on calendar for any
other purpose are vacated and continued. The new date will be recited in a notice from
the court.

1 3. ***Criminal Trials: Effective March 23, 2020 to May 22, 2020***

- 2 a. See Statewide Order by Chief Justice Tani G. Cantil-Sakauye issued separately March
3 23, 2020 for all criminal trials. The court will notice new dates for each trial pursuant to
4 that order.

4 4. **Traffic Matters**

- 5 a. Traffic matters calendared for dates between March 20, 2020 and May 18, 2020 are
6 vacated and re-set for a date to be recited in a notice from the court.

7 **C. JUVENILE DIVISION: Effective March 20, 2020 to May 18, 2020**

- 8 1. Juvenile traffic matters calendared for dates between March 20, 2020 and May 18, 2020 are
9 vacated and re-set for a date to be recited in a notice from the court.
- 10 2. Except for violation of Probation matters, all Juvenile drug court matters calendared for dates
11 between March 20, 2020 and May 18, 2020 are vacated and re-set for a date to be recited in a
12 notice from the court.

12 **D. CIVIL AND PROBATE DIVISION: Effective March 20, 2020 to May 18, 2020**

- 13 1. Counsel and parties for matters still calendared are strongly encouraged to appear by CourtCall.
- 14 2. Except for civil harassment, elder abuse, and workplace violence, all Civil matters calendared for
15 dates between March 20, 2020 and May 18, 2020 are vacated and re-set for a date to be recited
16 in a notice from the court.
- 17 3. Small Claims matters calendared for dates between March 20, 2020 and May 18, 2020 are
18 vacated and re-set for a date to be recited in a notice from the court.
- 19 4. Except for LPS and guardianship, all Probate matters calendared for dates between March 20,
20 2020 and May 18, 2020 are vacated and re-set for a date to be recited in a notice from the court.
- 21 5. **Unlawful Detainer**
- 22 a. Actions in unlawful detainers may be filed and the court will comply with the Governor's
23 Executive order N-28-20 issued on March 16, 2020.
- 24 b. This court order is not intended to divest the Sheriff's Office of any discretion on whether
25 to execute any process of eviction not affected by the Governor's Order N-28-20.
- 26 6. ***Civil Trials: Effective March 23, 2020 to May 22, 2020***
- 27 a. See Statewide Order by Chief Justice Tani G. Cantil-Sakauye issued separately March
28 23, 2020 for all civil trials. The court will notice new dates for each trial pursuant to that
29 order.

1 **E. FAMILY DIVISION: Effective March 20, 2020 to May 18, 2020**

- 2 1. For matters still calendared, CourtCall is available and encouraged in lieu of a personal
3 appearance with the exception of contempt proceedings.
- 4 2. Request for orders are allowed to be filed.
- 5 3. Except for requests for emergency orders affecting custody (not visitation) and domestic violence
6 restraining orders, all request for orders (RFO) matters calendared for dates between March 20,
7 2020 and May 18, 2020 are vacated and re-set for a date to be recited in a notice from the court.
- 8 4. The court discourages litigants from having children attend any hearing.

8 **F. EXISTING ORDERS REMAIN IN EFFECT UNTIL THE NEW DATE**

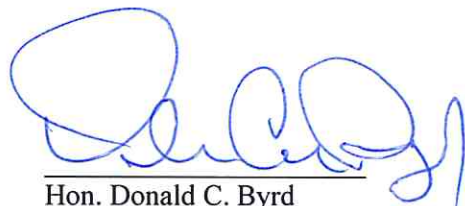
- 9 1. For any matter calendared to be heard between March 16, 2020 and May 18, 2020, of which the
10 date was vacated by this court and rescheduled, any existing orders remain in effect and expire
11 on the newly set date unless the duration of the order already extended past May 18, 2020 or is
12 modified in the interim through an emergency order of the court.
- 13 2. For the reasons stated herein above, this court finds good cause to vacate the dates at issue in this
14 order and to continue said matters and extend orders.

14 **G. ALL PRIOR ORDERS**

- 15 1. This order supersedes the orders issued by this court on March 19, 2020, March 20, 2020, and
16 March 23, 2020 regarding Court Operations and Access to the Courthouse.

17 **SO ORDERED.**

18 Date: 3/24/2020



Hon. Donald C. Byrd
Presiding Judge