

1 SUPERIOR COURT OF THE STATE OF CALIFORNIA

FILED
MERCED COUNTY

2 IN AND FOR THE COUNTY OF MERCED

2020 APR -2 AM 10: 59

CLERK OF THE SUPERIOR COURT

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

#2020-03

6 Pursuant to Governor Newsom's Executive Order N-38-20, and to implement the March
7 30, 2020 Order of Chief Justice Tani G. Cantil-Sakauye, Chair of the Judicial Council of
8 California, this Court does adopt the findings and orders of the Chief Justice and, incorporating
9 the same herein, does HEREBY FIND and ORDER:

10 A. Extension of Time Periods

- 11 1. That the time period provided in section 859b of the Penal Code for the
12 holding of a preliminary examination and the defendant's right to release is
13 extended from 10 court days to not more than 30 court days.
- 14 2. That the time period provided in section 825 of the Penal Code within which a
15 defendant charged with a felony offense must be taken before a magistrate is
16 extended from 48 hours to not more than 7 days.
- 17 3. That the time period provided in section 1382 of the Penal Code for the
18 holding of a criminal trial is extended by no more than 60 days from the last
19 date on which the statutory deadline otherwise would have expired.
- 20 4. That the time periods provided in sections 583.310 and 583.320 of the Code
21 of Civil Procedure to bring an action to trial are extended by not more than 60
22 days. (Gov. Code, § 68115(a)(6)).
- 23 5. That these extensions are in addition to any relief for this court previously
24 authorized by the Chief Justice as emergency orders, implemented by this
25 court on March 18, 2020 and March 20, 2020;

26 AND DOES FURTHER INCORPORATE BY REFERENCE THE DIRECTION GIVEN TO
27 THIS COURT AS FOLLOWS:

- 28 B. That the 60- day continuance of jury trials, authorized by the order of the Chief

1 Justice on March 23, 2020, is to be calculated from the date for which the trial was set
2 or extended as provided in A.3 or A.4 above, whichever is longer; and

3 C. That any rule in California Rules of Court that would prevent the court from using
4 technology to conduct judicial proceedings and court operations remotely, is
5 suspended in order to protect the health and safety of the public, court personnel,
6 judicial officers, litigants and witnesses.

7
8 DOES FURTHER ORDER AS FOLLOWS:

9 D. That access to any and all courthouses is limited to those with immediate business
10 pursuant to social distancing guidelines. Remote appearances are strongly
11 encouraged to protect public health.

12
13 IT IS SO ORDERED, EFFECTIVE IMMEDIATELY. Any prior orders not in conflict
14 herein remain. This Order shall remain in effect until such time as the Chief Justice modifies or
15 rescinds her authorization for this Order or until otherwise modified by this Court.

16
17
18 Dated: April 1, 2020

Donald J. Proietti

Hon. Donald J. Proietti, Presiding Judge