

SUPERIOR COURT OF CALIFORNIA  
COUNTY OF SHASTA

Date: April 9, 2020

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In the Matter of:

**ORDER RE IMPLEMENTATION OF EMERGENCY RELIEF AND STATEWIDE  
EMERGENCY ORDERS DUE TO COVID-19 PANDEMIC**

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NATURE OF PROCEEDINGS: ADMINISTRATIVE ORDER 20-2020

Effective this date, pursuant to the authorization of the Chief Justice of California, Chair of the Judicial Council, the Superior Court of California, County of Shasta orders as set forth in the General Order dated today, which is attached and incorporated herein.

This order is made in furtherance of compliance with the CDC and California Department of Public Health guidelines and recommendations to take precautionary measures to ensure the health and safety of the community.

The attached order of the Chief Justice is incorporated as a part of this Administrative Order.

Dated: April 9, 2020

*Daniel E. Flynn*  
Daniel E. Flynn  
Presiding Judge

Dated: April 9, 2020

*Monique D. McKee*  
Monique D. McKee  
Asst. Presiding Judge

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**SUPERIOR COURT OF THE STATE OF CALIFORNIA**

**IN AND FOR THE COUNTY OF SHASTA**

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

Exercising the authority granted under Government Code section 68115 and the March 23, 2020 and April 9, 2020 Orders (“Orders”) of Chief Justice Tani G. Cantil-Sakauye, Chair of the Judicial Council of California, issued in response to the April 7, 2020 request for an emergency order made by the Superior Court of Shasta County (“Court”), this Court HEREBY FINDS AND ORDERS AS FOLLOWS:

1. For purposes of computing time for filing papers with the Court under Code of Civil Procedure sections 12 and 12a, from April 14, 2020, to May 4, 2020, inclusive, are deemed holidays because the emergency conditions described in the Orders have substantially interfered with the public’s ability to file papers in a court facility on those dates (Gov. Code, § 68115(a)(4));

2. For purposes of computing time under Welfare and Institutions Code sections 313, 315, 334, 631, 632, 637, and 657, from April 14, 2020, to May 4, 2020, inclusive are deemed holidays because the emergency conditions described in the Orders prevent the court from conducting proceedings and accepting filings on those dates as necessary to satisfy these deadlines (Gov. Code, § 68115(a)(5));

3. In cases in which the statutory deadline otherwise would expire from April 14, 2020, to May 4, 2020, inclusive, the Court extends 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 April 14, 2020, to May 4, 2020, inclusive, 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 days (Gov. Code,

1 § 68115(a)(11));

2 5. In cases in which the statutory deadline otherwise would expire from April 14,  
3 2020, to May 4, 2020, inclusive, the Court extends the time periods provided in sections 632 and  
4 637 of the Welfare and Institutions Code within which a minor taken into custody pending  
5 wardship proceedings and charged with a felony must be given a detention hearing or rehearing  
6 to not more than 7 days (Gov. Code, § 68115(a)(11));

7 6. In cases in which the statutory deadline otherwise would expire from April 14,  
8 2020, to May 4, 2020, inclusive, the Court extends the time period provided in section 334 of the  
9 Welfare and Institutions Code within which a hearing on a juvenile dependency petition must be  
10 held by not more than 15 days (Gov. Code, § 68115(a)(12)); and

11 7. In cases in which the statutory deadline otherwise would expire from April 14,  
12 2020, to May 4, 2020, inclusive, the Court extends the time period provided in section 657 of the  
13 Welfare and Institutions Code within which a hearing on a wardship petition for a minor charged  
14 with a felony offense must be held by not more than 15 days (Gov. Code, § 68115(a)(12)).

15  
16 Exercising the authority granted under the March 30, 2020 Statewide Emergency Order  
17 of Chief Justice Tani G. Cantil-Sakauye, Chair of the Judicial Council of California, this Court  
18 **HEREBY FINDS AND ORDERS AS FOLLOWS:**

19 8. In cases in which the statutory deadline otherwise would expire from March 23,  
20 2020, to May 4, 2020, inclusive, the Court extends the time period provided in section 859b of  
21 the Penal Code for the holding of a preliminary examination from 10 court days to not more than  
22 30 court days;

23 9. In cases in which the statutory deadline otherwise would expire from March 23,  
24 2020, to May 4, 2020, inclusive, the Court extends the time period provided in section 825 of the  
25 Penal Code within which a defendant charged with a felony offense must be taken before a  
26 magistrate from 48 hours to not more than seven days;

27 10. In cases in which the statutory deadline would expire from March 16, 2020, to  
28 May 4, 2020, inclusive, the Court extends the time period provided in section 1382 of the Penal

1 Code within which a trial must be held by not more than 60 days from the last date on which the  
2 statutory deadline would otherwise have expired; and

3 11. In cases in which the statutory deadline would expire from March 23, 2020, to  
4 May 4, 2020, inclusive, the Court extends the time periods provided in sections 583.310 and  
5 583.320 of the Code of Civil Procedure to bring an action to trial by not more than 60 days from  
6 the last date on which the statutory deadline would otherwise have expired;

7  
8 Exercising the authority granted under the March 23, 2020 Statewide Order and the  
9 March 30, 2020 Statewide Emergency Order of Chief Justice Tani G. Cantil-Sakauye, Chair of  
10 the Judicial Council of California, this Court HEREBY FINDS AND ORDERS AS FOLLOWS:

11 12. All jury trials are suspended and continued for a period of 60 days, the  
12 continuance to be calculated from the date for which the trial was set or extended as provided in  
13 this or prior Implementation Orders, whichever is longer. This Court may conduct such a trial at  
14 an earlier date, upon a finding of good cause shown or through the use of remote technology,  
15 when appropriate.

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17 THIS ORDER IS EFFECTIVE IMMEDIATELY.

18  
19 Dated: 4/9/2020

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Daniel E. Flynn, 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 Shasta County (Court) as of March 17, 2020, and March 23, 2020. At the request of Presiding Judge Daniel Flynn, orders issued on those dates authorizing the Court to implement certain relief authorized by Government Code section 68115(a). Upon the renewed request of Presiding Judge Flynn, it is determined that the conditions described in section 68115(a) continue to exist (Gov. Code, § 68115(b)), and it is ordered that the Court is authorized to do the following:

- Declare that from April 14, 2020, through May 4, 2020, inclusive, be deemed holidays for purposes of computing the time for filing papers with the court under Code of Civil Procedure sections 12 and 12a, if the above-described emergency conditions substantially interfere with the public's ability to file papers in a court facility on those dates (Gov. Code, § 68115(a)(4));
- Declare that from April 14, 2020, through May 4, 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 April 14, 2020, through May 4, 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 April 14, 2020, through May 4, 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 April 14, 2020, through May 4, 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 April 14, 2020, through May 4, 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 April 14, 2020, through May 4, 2020, inclusive.

Date: April 9, 2020



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