

FILED
SEP 10 2020
CLERK OF THE SUPERIOR COURT
COUNTY OF STANISLAUS
BY *[Signature]*

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF STANISLAUS

GENERAL ORDER IMPLEMENTING
RENEWED EMERGENCY RELIEF
(Gov. Code §68115)

) GENERAL ORDER
2020-019
CR-20-999999

Given the ongoing COVID-19 public health emergency, the Stanislaus County Superior Court (“Court”) has previously requested emergency authorizations from Chief Justice Tani G. Cantil-Sakauye, as Chair of the Judicial Council of California, pursuant to Government Code section 68115. On March 18, 2020, the Chief Justice granted the Court’s first request for emergency relief and issued an order authorizing the Court to take emergency measures. The Court implemented this relief via General Order on March 19, 2020. At the Court’s request, the Chief Justice has issued further emergency orders authorizing the Court to extend various

1 emergency measures on April 16, May 15, June 10, June 12, June 19, July 13, and August 11,
2 2020, respectively, all of which the Court has implemented via General Order.

3 In addition to the emergency authority the Chief Justice has granted directly to the Court
4 in her court specific emergency orders, on March 30, 2020, the Chief Justice issued a statewide
5 emergency order granting all 58 courts in California additional emergency authority. While
6 certain portions of the Chief Justice's 3/30/20 statewide emergency order were rescinded
7 effective June 10, 2020, other portions – including the section upon which the Court relies in
8 implementing this General Order - remain in effect.
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10 Because COVID-19 related emergency conditions continue to exist in Stanislaus County,
11 the Court renewed its request for authorization to extend certain emergency measures on
12 September 8, 2020, and on September 10, 2020, the Chief Justice issued an order granting such
13 authority directly to the Stanislaus County Superior Court effective through the dates set forth
14 herein. Now, exercising the authority granted under Government Code section 68115, the Chief
15 Justice's March 30, 2020, statewide emergency order, and the further August 11 and September
16 10, 2020, orders of the Chief Justice,
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19 This Court **HEREBY FINDS AND ORDERS AS FOLLOWS:**

20 1. The Court may hold sessions anywhere in the county, including in correctional
21 and juvenile detention facilities from 9/10/2020 to 10/9/2020, inclusive.

22 (Gov. Code, § 68115(a)(1));

23 2. If the Court determines it is necessary, the Court may declare that from 9/10/2020
24 to 10/9/2020, inclusive, be deemed a holiday/holidays for purposes of computing the time for
25 filing papers with the Court under Code of Civil Procedure sections 12 and 12a, because
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1 emergency conditions substantially interfere with the public's ability to file papers in a court
2 facility on those dates. (Gov. Code, § 68115(a)(4));

3 3. If the Court determines it is necessary, the Court may declare that from 9/10/2020
4 to 10/9/2020, inclusive, be deemed a holiday/holidays for purposes of computing time under
5 Welfare and Institutions Code sections 313, 315, 334, 631, 632, 637 and 657, because emergency
6 conditions prevent the Court from conducting proceedings or accepting filings as necessary to
7 satisfy these deadlines on those dates. (Gov. Code, § 68115(a)(5));

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9 4. The Court extends the time period provided in section 1382 of the Penal Code
10 within which a trial must be held by thirty (30) days. (Gov. Code, § 68115(a)(10)). This order
11 applies only to cases in which the original or previously extended statutory deadline otherwise
12 would expire from 8/11/2020 to 10/9/2020, inclusive.¹

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14 5. The Court extends the time period provided in section 825 of the Penal Code
15 within which a defendant charged with a felony offense must be taken before a magistrate from
16 48 hours to not more than seven (7) days. (Gov. Code, § 68115(a)(8)). This order applies only
17 to defendants for whom the statutory deadline otherwise would expire from 9/10/2020 to
18 10/9/2020, inclusive.

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20 6. The Court extends the time period provided in section 859b of the Penal Code for
21 the holding of a preliminary examination from ten (10) court days to not more than thirty (30)
22 court days. (Order of Chief Justice Tani G. Cantil-Sakauye, dated March 30, 2020, Section A.1.)

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¹ This relief was granted in the Chief Justice's 8/11/2020 Emergency
27 Order and initially implemented in the Court's General Order 2020-017, issued
28 on 8/11/2020. This relief is being implemented again, in this Order, as the
relief is in effect through 10/9/2020, as set forth in the Chief Justice's
8/11/2020 Emergency Order.

1 This order applies in all cases until revoked or modified by order of this Court or of the Chief
2 Justice of the California Supreme Court.

3 7. If the Court determines it is necessary, the Court may extend the time period
4 provided in section 313 of the Welfare and Institutions Code within which a minor taken into
5 custody pending dependency proceedings must be released from custody to not more than seven
6 (7) days. (Gov. Code, § 68115(a)(11)). This order applies only to minors for whom the statutory
7 deadline otherwise would expire from 9/10/2020 to 10/9/2020, inclusive.
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9 8. If the Court determines it is necessary, the Court may extend the time period
10 provided in section 315 of the Welfare and Institutions Code within which a minor taken into
11 custody pending dependency proceedings must be given a detention hearing to not more than
12 seven (7) days. (Gov. Code, § 68115(a)(11)). This order applies only to minors for whom the
13 statutory deadline otherwise would expire from 9/10/2020 to 10/9/2020, inclusive.
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15 9. If the Court determines it is necessary, the Court may extend the time periods
16 provided in sections 632 and 637 of the Welfare and Institutions Code within which a minor
17 taken into custody pending wardship proceedings and charged with a felony offense must be
18 given a detention hearing or rehearing to not more than seven (7) days. (Gov. Code,
19 § 68115(a)(11)). This order applies only to minors for whom the statutory deadline otherwise
20 would expire from 9/10/2020 to 10/9/2020, inclusive.
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22 10. If the Court determines it is necessary, the Court may extend the time period
23 provided in section 334 of the Welfare and Institutions Code within which a hearing on a
24 juvenile dependency petition must be held by not more than fifteen (15) days. (Gov. Code,
25 § 68115(a)(12)). This order applies only to minors for whom the statutory deadline otherwise
26 would expire from 9/10/2020 to 10/9/2020, inclusive.
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2 11. If the Court determines it is necessary, the Court may extend the time period
3 provided in section 657 of the Welfare and Institutions Code within which a hearing on a
4 wardship petition for a minor charged with a felony offense must be held by not more than
5 fifteen (15) days. (Gov. Code, § 68115(a)(12)). This order applies only to minors for whom the
6 statutory deadline otherwise would expire from 9/10/2020 to 10/9/2020, inclusive.
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9 This order is intended to supplement the statewide orders issued by the Chief Justice of
10 the California Supreme Court and Emergency Rules of Court adopted by Judicial Council of
11 California. If there is any conflict between the terms of the statewide orders or Emergency Rules
12 of Court and this order, the statewide orders and Emergency Rules shall control.
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15 IT IS SO ORDERED.

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17 DATED: September 10, 2020

D. F. Reeves

18 DAWNA F. REEVES,
19 JUDGE OF THE SUPERIOR COURT

