

JAN 19 2022

BRENDA L. MCCORMICK
Executive Officer and Clerk
By: *[Signature]* Deputy

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF VENTURA

ADMINISTRATIVE ORDER RE:
IMPLEMENTATION OF EMERGENCY RELIEF
CONCERNING PENAL CODE §§ 825 AND 1382
AND SPECIFICIED JUVENILE PROCEEDINGS

ADMINISTRATIVE ORDER
NO. 22.03

The Ventura Superior Court is committed to protecting the health and safety of jurors, attorneys, staff, law enforcement, other court users, judges and the general public, while continuing to perform its constitutional and statutory duties. Beginning on March 14, 2020, the Presiding Judge issued several Emergency Orders closing the court for non-essential services to protect the health and safety of the public and court personnel. Over the past twenty-two months, the court has implemented various protocols designed to protect the health and safety of all court users and personnel in response to the Covid-19 pandemic.

In response to the current surge in the number of Covid-19 cases in the county and within the court due to the Omicron variant, and in order to continue to protect the health and safety of court users and personnel, pursuant to article VI, section 1 of the state Constitution; Code of Civil Procedure section 128; Government Code section 68070; California Rules of Court, rule 10.603; the authority granted under the January 19, 2022 Emergency Order of Chief Justice Tani G. Cantil-Sakauye, Chair of the Judicial Council of California; and the inherent powers of the court (*In re Reno* (2012) 55 Cal. 4th 428, 522;

THE COURT THEREFORE FINDS AND ORDERS AS FOLLOWS:

1. Any judge of the court may extend the time period provided in section 825 of the Penal Code within which a defendant charged with a felony offense must be taken before a magistrate from 48 hours to not more than 7 days, applicable only to

1 cases in which the statutory deadline otherwise would expire from January 19,
2 2022, to January 31, 2022, inclusive (Gov. Code §68115(a)(8); Chief Justice's
3 January 19, 2022, order).

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- 5 2. Any judge of the juvenile court may declare that any days from January 19, 2022,
6 to January 31, 2022, inclusive, be deemed holidays for purposes of computing time
7 under Welfare and Institutions Code sections 313, 315, 334, 631, 632, 637, and
8 657, if the above-described emergency conditions prevent the court from
9 conducting proceedings or accepting filings as necessary to satisfy these
10 deadlines on those dates (Gov. Code §68115(a)(5); Chief Justice's January 19,
11 2022, order).
- 12
- 13 3. The Acting Supervising Judge of the Criminal Department may extend the time
14 period provided in section 1382 of the Penal Code for the holding of a criminal trial
15 by not more than 30 days, applicable only to cases in which the original or
16 previously extended statutory deadline otherwise would expire from January 21,
17 2022, to February 22, 2022, inclusive (Gov. Code §68115(a)(10); Chief Justice's
18 January 19, 2022, order).

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20 THIS ORDER IS EFFECTIVE IMMEDIATELY AND REMAINS IN EFFECT, AS SET
21 FORTH ABOVE, THROUGH JANUARY 31, 2022, AND FEBRUARY 22, 2022,
22 RESPECTIVELY.

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24 **IT IS SO ORDERED.**

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26 DATED: January 19, 2022

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Bruce A. Young
Presiding Judge

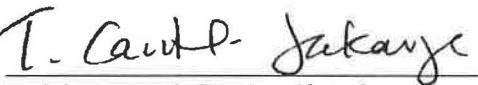
THE JUDICIAL COUNCIL OF THE STATE OF CALIFORNIA

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 on 22 prior occasions that the conditions described in Government Code section 68115 were met with regard to the Superior Court of California, County of Ventura (Court). Based on those determinations, and pursuant to the Court's requests, corresponding emergency orders issued authorizing the Court to implement certain relief under Government Code section 68115. Upon the renewed request of Presiding Judge Bruce A. Young, it now is determined that the conditions described in Government Code section 68115(a) continue to exist (Gov. Code, § 68115(c)), and it is ordered that the Court is authorized to do the following:

- Declare that from January 19, 2022, to January 31, 2022, 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 825 of the Penal Code within which a defendant charged with a felony offense must be taken before a magistrate from 48 hours to not more than 7 days, applicable only to cases in which the statutory deadline otherwise would expire from January 19, 2022, to January 31, 2022, inclusive (Gov. Code, § 68115(a)(8)); and
- Extend the time period provided in section 1382 of the Penal Code (section 1382) for the holding of a criminal trial by not more than 30 days, applicable only to cases in which the original or previously

extended statutory deadline otherwise would expire from January 21, 2022, to February 22, 2022, inclusive (Gov. Code, § 68115(a)(10)).*

Date: January 19, 2022



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

* This authority supplements the authority to extend section 1382 deadlines previously granted in prior emergency orders. Accordingly, for any case in which the time to bring a defendant to trial previously was extended under one or more prior emergency order, and the extended deadline falls within the above-specified time period, this order authorizes the Court to extend the previously extended deadline by up to an additional 30 days. For any case in which the initial section 1382 deadline falls within the above-specified time period and is not governed by a prior emergency order, this order authorizes the Court to extend the time to bring a defendant to trial by a total of up to 30 days.