

FILED
MERCED COUNTY
SUPERIOR COURT OF THE STATE OF CALIFORNIA

2020 APR 14 AM 9:44
IN AND FOR THE COUNTY OF MERCED

CLERK OF THE SUPERIOR COURT

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

Exercising the authority granted under Government Code section 68115 and the April 13, 2020 Order (“Order”) of Chief Justice Tani G. Cantil-Sakauye, Chair of the Judicial Council of California, issued in response to the April 10, 2020 request for an emergency order made by the Superior Court of Merced 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, the period from March 23, 2020 to April 17, 2020 previously deemed a holiday is extended to May 12, 2020 because the emergency conditions described in the Order 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 Penal Code section 825, and Welfare and Institutions Code sections 313, 315, 334, 631, 632, 637, and 657, the period from March 23, 2020 to April 17, 2020 previously deemed a holiday is extended to May 12, 2020 because the emergency conditions described in the Order prevent the court from conducting proceedings and accepting filings on that date [*or* 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 March 23, 2020 to May 12, 2020, inclusive, any judge of the Court may 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 7 days (Gov. Code, § 68115(a)(11));

4. In cases in which the statutory deadline otherwise would expire from March 23, 2020 to May 12, 2020, inclusive, any judge of the Court may extend the time period provided in section 315 of the Welfare and Institutions Code within which a minor taken into custody

1 pending dependency proceedings must be given a detention hearing to not more than 7 days
2 (Gov. Code, § 68115(a)(11));

3 5. In cases in which the statutory deadline otherwise would expire from March 23,
4 2020 to May 12, 2020, inclusive, any judge of the Court may extend the time periods provided in
5 sections 632 and 637 of the Welfare and Institutions Code within which a minor taken into
6 custody pending wardship proceedings and charged with a felony must be given a detention
7 hearing or rehearing to not more than 7 days (Gov. Code, § 68115(a)(11));

8 6. In cases in which the statutory deadline otherwise would expire from March 23,
9 2020 to May 12, 2020 inclusive, any judge of the Court may extend the time period provided in
10 section 334 of the Welfare and Institutions Code within which a hearing on a juvenile
11 dependency petition must be held by not more than 15 days (Gov. Code, § 68115(a)(12)); and

12 7. In cases in which the statutory deadline otherwise would expire from March 23,
13 2020 to May 12, 2020, inclusive, any judge of the Court may extend the time period provided in
14 section 657 of the Welfare and Institutions Code within which a hearing on a wardship petition
15 for a minor charged with a felony offense must be held by not more than 15 days (Gov. Code,
16 § 68115(a)(12)).

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19 THIS ORDER IS EFFECTIVE IMMEDIATELY.

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21 Dated: April 13, 2020

Donald J. Proietti

Donald J. Proietti Presiding Judge