

SUPERIOR COURT OF CALIFORNIA, COUNTY OF MONTEREY

Monterey Courthouse
1200 Aguajito Road
Monterey, CA 93940



Salinas Courthouse
240 Church Street
Salinas, CA 93901

SUMMARY OF PROPOSED AMENDMENTS TO THE LOCAL RULES OF COURT TO BE EFFECTIVE January 1, 2024

Chapter 1 – Court Access and Administration

1. Rule 1.8(M) amended to reflect the extended sunset dates for statutes regarding remote appearances.

Chapter 2 – Monterey Division

No changes.

Chapter 3 – Juvenile Division

1. Rule 3.1 amended to reflect current filing deadlines for Welfare and Institutions code 601 petitions.
2. Rule 3.10 amended to reflect current use of “justice-involved children” instead of “delinquent.”

Chapter 4 – Probate Department

No changes.

Chapter 5 – Reserved

No changes.

Chapter 6 – Civil Department

1. Rule 6.7(A) amended to describe the trial length category to “five (5) court days or more” from “over four (4)...”.
2. Rule 6.8(B) amended to reflect the 45-day timeframe per the California Rules of Court.
3. Rule 6.10 retitled to “Request for Trial Continuance” from “Management of Trial.”
 - a. Good cause requirement added to supplement the reference to California Rules of Court, rule 3.1332.
4. Rule 6.12(J) amended to delete reference to Appendix G.
5. Rule 6.13
 - a. Subd. (C) amended to update reference to telephone standby appearances at settlement conferences to remote appearances.
 - b. Subd. (D) amended to add requirement of filing a settlement conference statement 5 days in advance.
6. Rule 6.14 retitled “Remote Appearance” from “Telephone Appearance” and made consistent with CRC 3.670 and 3.672.
 - a. Deleted reference to CourtCall service.
 - b. Reference to Local Rule 1.8 added.
7. Rule 6.15 amended to add specific URL.

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Chapter 7 – Law and Motion

1. Rule 7.7 retitled to reflect “Remote” appearances from “Telephone” appearances and made consistent with CRC 3.670 and 3.672.
 - a. Deleted reference to CourtCall service.

Chapter 8 – Attorney’s Fees

No changes.

Chapter 9 – Appellate Division

1. Rule 9.1(B) amended to delete incorrect citations and remove reference to *coram nobis*.

Chapter 10 – Family Law Department

1. Rule 10.1
 - a. Subd. (A)(1) amended to include the presiding judge’s discretion to assign law and motion matters to Department 16A.
 - b. Subd. (G) updated for remote appearances.
 - c. Subd. (H) updated to reflect our current practice regarding electronically stored evidence and Local Rule 1.8(D).
2. Rule 10.2:
 - a. Amended to reflect “may” instead of “shall” regarding setting of settlement conferences.
 - b. Updated for remote appearances.
3. Rule 10.10(B)(4) amended to identify form FL-192.
4. Rule 10.13 subdivisions (C) – (L) corrected and renumbered to correct (A) – (J).
 - a. Subd. (F) concerning Instructions in Securing Confidential Documents reordered and re-lettered as (D) to follow paragraph (C) on Confidential Documents.

Chapter 11 – Parenting Coordinator Guidelines

No changes.

Chapter 12 – Settling of Contested Family Law and Adoption

No changes.

Chapter 13 – Reserved

No changes.

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Chapter 14 – Criminal Department

1. Rule 14.6: Prior rule 19.10 regarding online and home study traffic school courses from the “Miscellaneous Rules” chapter is moved and consolidated with Rule 14.6 regarding Traffic School generally.

Chapter 15 – Writs

No changes.

Chapter 16 – Mental Health Department

No changes.

Chapter 17 – Duties of Attorneys

No changes.

Chapter 18 – Jury Rules

No changes.

Chapter 19 – Miscellaneous

1. Rule 19.1 amended to reflect the current practice regarding retrieval of conformed copies of pleadings when the envelope or postage is insufficient in Civil, Probate or Family Law divisions.
2. Rule 19.5(D) language encouraging attorneys to use the court’s video equipment is deleted.
3. Rule 19.10 renumbered and consolidated with Local Rule 14.6.

Alphabetical Index

1. Updated consistent with above amendments.