BCSC 2020-AO-01

FILED Superior Court of California County of Butte SEP 10 2019 Kimberly Flener, Clerk By Deputy FILED

SUPERIOR COURT OF CALIFORNIA
COUNTY OF BUTTE

IN THE MATTER OF JUDICIAL DUTIES	)	ORDER FOR 2020 COURT ASSIGNMENTS

This Order is made to facilitate the distribution of files and proper routing of matters by court staff.

NOW, THEREFORE, IT IS ORDERED THAT:

I. Effective January 1, 2020, the following matters shall be referred directly by staff to the named judicial officer indicated unless otherwise expressly assigned:

A. TO: JUDGE CLARE KEITHLEY – Department 11
2020 PRESIDING JUDGE;
Family law matters, with the exception of Butte County Department of Child Support Services-Title IV-D matters, as randomly assigned to equal forty percent of the total filings;
All Guardianships of the Person Only;
Supervisory duties of Collaborative Courts;
Supervisory duties of the Juvenile Division;
All other matters as assigned.

B. TO: JUDGE TAMARA L. MOSBARGER – Department 1
2020 ASSISTANT PRESIDING JUDGE: Acts as Presiding Judge in the absence of the Presiding Judge;

2020 SUPERVISING JUDGE OF THE CIVIL DIVISION;

All unlimited civil matters as randomly assigned;

All limited civil matters;

All civil matters relating to the California Environmental Quality Act;

All other matters as assigned.

C. TO: JUDGE SANDRA L. McLEAN – Department 7

2020 SUPERVISING JUDGE OF THE FAMILY DIVISION;

Family law matters, with the exception of Butte County Department of Child Support Services-Title IV-D, as randomly assigned to equal sixty percent of the total filings;

All CRC 5.83 Family Law Case Management Status Conferences;

All other matters as assigned.

D. TO: JUDGE KIMBERLY MERRIFIELD – Department 5

2020 SUPERVISING JUDGE OF THE CRIMINAL DIVISION;

All felony matters where the defendant's last name begins with A-EA, and Co-Defendants as specified in "Co-Defendant Assignments" (Exhibit A);

All other matters as assigned.

E. TO: JUDGE ROBERT A. GLUSMAN – Department 10

All unlimited civil matters randomly assigned;

All asset forfeiture cases;

All probate cases, excluding Guardianships of the Person only;

All LPS conservatorship cases;

All other matters as assigned.

F. TO: JUDGE JESUS A. RODRIGUEZ – Department 3

All felony matters where the defendant's last name begins with EB-LE, and Co-Defendants as specified in "Co-Defendant Assignments" (Exhibit A);

All other matters as assigned.

G. TO: JUDGE MICHAEL R. DEEMS – Department 2

All matters pertaining to the administration of the 2019-2020 and 2020-2021 Grand Jury;

All felony matters where the defendant's last name begins with LF-RI, and Co-Defendants as specified in "Co-Defendant Assignments" (Exhibit A);

All other matters as assigned.

H. TO: JUDGE KRISTEN A. LUCENA – Department 4

All felony matters where the defendant's last name begins with RJ-Z and Co-Defendants as specified in "Co-Defendant Assignments" (Exhibit A);

All other matters as assigned.

I. TO: JUDGE STEPHEN E. BENSON – Department 6

All cases accepted into Drug Court;

All cases accepted into the HIDE (High Intensity Driving under the Influence Enforcement) treatment court;

All cases being heard on the Domestic Violence criminal calendar;

All cases assigned to the Veterans Treatment Court calendar;

All cases accepted into the Mental Health Diversion calendar;

All cases accepted into the Military Diversion calendar;

All other matters as assigned.

J. TO: JUDGE BARBARA L. ROBERTS – Department 9

2020 PRESIDING JUDGE OF THE JUVENILE COURT;

All Welfare & Institutions Code §300 matters;

All Adoptions;

All other matters as assigned.

K. TO: JUDGE MICHAEL P. CANDELA – Department 8

All matters pertaining to elections, including matters brought under Elections Code §2100 and §2142(a);

All misdemeanor DUI matters where the defendant is represented by a Public Defender;

All other misdemeanor matters where the defendant's last name begins with F-R;

All Penal Code §415 and §484-488-490.1(a) infractions where the defendant's last name begins with F-R;

All other matters as assigned.

L. TO: COMMISSIONER LEONARD D. GOLDKIND

All Parole and Post Community Release Supervision Revocation Petitions;

All misdemeanor DUI matters where the defendant is not represented by a Public Defender;

All other misdemeanor matters where the defendant's last name begins with A-E and S-Z;

All Penal Code §415 and §484-488-490.1(a) infractions where the defendant's last name begins with A-E and S-Z;

All Juvenile infraction matters;

All Juvenile Welfare & Institutions Code §601 and §602 matters;

All Transitional Age Youth Pretrial Diversion matters;

All infractions under Education Code §48293(a);

All other matters as assigned.

M. TO: COMMISSIONER CORIE J. CARAWAY

All Butte County Department of Child Support Services-Title IV-D matters;

All Penal Code §270 and §166(a)(4) matters related to Butte County Department of Child Support Services-Title IV-D matters;

All Small Claims matters;

All Adult infraction matters, excluding Penal Code §415 and §484-488-490.1(a), excluding infractions under Education Code §48293(a);

All Limited Unlawful Detainer matters;

All Civil Harassment matters;

All other matters as assigned.

II. The following general principles are applicable in referring matters pursuant to these assignments:

A. Orders submitted for signature shall be routed to the judicial officer who made the order. If the judicial officer who made the order is unavailable, then it shall be routed pursuant to Code of Civil Procedure §635, as follows:

(i) to the Supervising Judge of the division in which the unavailable judicial officer presided; or

(ii) to the Presiding Judge.

For the purposes of this section, a judge is unavailable for signature if the judge is away from the court for more than five (5) consecutive Court days.

III. The following general principles apply when determining reassignment after a disqualification of judicial officer:

A. In the event a judicial officer is disqualified, or if the parties do not stipulate to a Commissioner (if required), the case shall be referred to the Supervising Judge of the division for reassignment, with exception of the following:

a. If the Supervising Judge is disqualified, the case shall be referred to the Presiding Judge for reassignment.

b. If the Presiding Judge is disqualified the case shall be referred to the Assistant Presiding Judge for reassignment, pursuant to CCP170.3(a)(2).

c. If the Presiding Judge of the Juvenile Court is disqualified, the case shall be referred to the Presiding Judge for reassignment.

d. In divisions where only two Judges preside, if one is disqualified, the case shall be reassigned to the Judge who has not been disqualified. This shall also apply to the Criminal Misdemeanor assignments.

e. In the Criminal Division, by this order, cases shall be reassigned according to Exhibit B.

B. Assignments of non-Criminal cases are for all purposes, within the meaning of Code of Civil Procedure §170.6(a)(2). Assignments of non-Criminal cases as a result of a disqualification, recusal or unavailability of another judicial officer, will be assignments for all purposes, within the meaning of Code of Civil Procedure §170.6(a)(2).

C. Assignments of Criminal cases are for all purposes within the meaning of Code of Civil Procedure §170.6(a)(2) effective upon the first court appearance on the criminal calendar of the assigned judge. Assignments of Criminal cases as a result of a disqualification, recusal, or unavailability of another judicial officer, will be assignments for all purposes, within the meaning of Code of Civil Procedure §170.6(a)(2), effective upon the first court appearance before that judicial officer.

D. If, at the felony trial assignment calendar, a jury trial is assigned to a trial judge other than the previously assigned felony alpha judge, the parties will

have the right to exercise a peremptory challenge pursuant to Code of Civil Procedure §170.6(a)(2) as to the newly assigned trial judge, unless the party has previously exercised a peremptory challenge in the matter.

E. In the event that all judicial officers are disqualified, the matter shall be heard by a visiting judge.

IV. Pursuant to Section 246 of the Welfare and Institutions Code of the State of California, Judges Stephen E. Benson, Michael P. Candela, Michael R. Deems, Robert A. Glusman, Clare Keithley, Kristen A. Lucena, Sandra L. McLean, Kimberly Merrifield, Tamara L. Mosbarger, Barbara L. Roberts and Jesus A. Rodriguez are designated as Judges of the Juvenile Court.

DATED: 9/10/2019

Hon. Tamara L. Mosbarger
Presiding Judge of the Superior Court

2020 Criminal Co-Defendant Assignments

Cases filed in the month of:	Assigned to:
January May September	Kimberly Merrifield – Department 5
February June October	Jesus A. Rodriguez – Department 3
March July November	Michael R. Deems – Department 2
April August December	Kristen A. Lucena – Department 4

2020 Criminal Judicial Officer Reassignment after Disqualification

Disqualified Judicial Officer	Reassigned Judicial Officer
Kimberly Merrifield	Jesus A. Rodriguez
Jesus A. Rodriguez	Kimberly Merrifield
Kimberly Merrifield and Jesus A. Rodriguez	Michael R. Deems
Michael R. Deems	Kristen A. Lucena
Kristen A. Lucena	Michael R. Deems
Michael R. Deems and Kristen Lucena	Kimberly Merrifield
Michael R. Deems, Kristen Lucena, Kimberly Merrifield and Jesus A. Rodriguez	Stephen E. Benson
Stephen E. Benson	Presiding Judge