

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
IN AND FOR THE COUNTY OF LAKE**

**GENERAL ORDER RE: IMPLEMENTATION OF EMERGENCY RELIEF  
STATEWIDE EMERGENCY RELIEF ORDER OF MARCH 30, 2020**

On March 27, 2020, Governor Newsome issued Executive Order N-38-20, which among other things, suspends Government Code section 68115 and any other provision of law to the extent that those laws impose or imply a limitation on the authority of the Chief Justice to authorize, by way of emergency order or statewide rule, any court to take action deemed necessary to maintain the safe and orderly operation of the courts. On March 28, the Judicial Council met in emergency session and authorized the Chief Justice to issue statewide emergency orders. On March 30, 2020, the Chief Justice issued a Statewide Emergency Order exercising the authority granted by the Executive Order, the Judicial Council, Article VI, Section 6 of the California Constitution and Government Code section 68115.

Pursuant to authority granted by the Chief Justice under Government Code section 68115, the Lake County Superior Court has previously issued Implementation Of Emergency Relief Orders on March 17 and March 30, 2020. Pursuant to the March 30, 2020 Statewide Emergency Relief Order (“Order”) of Chief Justice Tani G. Cantil-Sakauye, Chair of the Judicial Council of California, this Court HEREBY FINDS AND ORDERS AS FOLLOWS:

1. Any judge of the Court may extend the time period set forth in Penal Code section 859b for the holding of a preliminary examination and the defendant’s right to release from 10 court days to not more than 30 court days.

2. Any judge of the Court may extend the time period set forth in Penal Code section 825 within which a defendant charged with a felony offense must be taken before a magistrate from 48 hours to not more than 7 days.

1           3.       Any judge of the Court may extend the time provided in section 1382 of the Penal  
2 Code for the holding of a criminal trial by no more than 60 days from the last date on which the  
3 statutory deadline would have otherwise expired.

4  
5           4.       Any judge of the Court may extend the time periods set forth in Code of Civil  
6 Procedure sections 583.310 and 583.320 to bring an action to trial by no more than 60 days from  
7 the last date upon which the statutory deadline otherwise would have expired.

8  
9           5.       Pursuant to the March 23, 2020, Order of the Chief Justice, all jury trials are  
10 suspended and continued for a period of 60 days from March 23, 2020 to and including May 22,  
11 2020. The 60 day continuance is to be calculated from the date for which the trial was set or as  
12 extended as provided in Paragraph 3 or Paragraph 4 above, whichever is longer.

13  
14           6.       The extensions of time set forth above are in addition to the relief provided to the  
15 Court pursuant to the specific Emergency Relief Orders previously authorized by the Chief  
16 Justice and implemented by the Court.

17  
18           7.       This Order is effective commencing March 30, 2020, and shall remain in effect  
19 until modified or terminated by this Court or upon the modification or rescission of the March  
20 30, 2020, Statewide Emergency Relief Order. All terms and provisions set forth in the General  
21 Order: Implementation Of Emergency Relief orders, dated March 17 and March 30, shall remain  
22 in effect except as modified by the orders set forth above.

23  
24  
25 Dated: APRIL 6, 2020

  
\_\_\_\_\_  
Michael S. Lunas, Presiding Judge