

**Proposed Changes to the Local Rules for the Superior Court of the
of the State of California, County of Napa – January 2018**

The Napa Superior Court proposes to adopt the following changes to its Local Rules, to be effective January 1, 2018. We welcome your comments, which must be submitted by November 1, 2017 to:

Connie R. Brennan, CCLS
Napa Superior Court
825 Brown Street
Napa, CA 94559
connie.brennan@napa.courts.ca.gov

Summary of Proposed Additions/Changes

3.3 Courtesy Copies of Filed Color Documents – Modify to require courtesy copies of e-filed documents in excess of 15 pages.

6.11 Requests for Extension of Time to File to be Signed by Parties – Mandatory Form ó Modify to replace local form with Judicial Council form.

6.12 Appointment of Elisor ó New rule to extend application of Local Rule 7.13 Appointment of Elisor.

List of Local Forms ó Update list to include all currently used and newly proposed local forms.

History Table – Delete; it is redundant of the history information already included after each Local Rule.

References to California Rules of Court ó Modify Local Rules 9.7, 11.6, and 11.7 so that all references to öRules of Courtö are changed to öCalifornia Rules of Court.ö

Text of Proposed Additions/Changes

Current Local Rule	Proposed Local Rule
<p>3.3 Courtesy Copies of Filed Color Documents Parties are to provide a courtesy copy of any filed color document (e.g., color photographs, maps, charts). The courtesy copy is to be lodged with the clerk at the time of filing.</p>	<p>3.3 Courtesy Copies of E-Filed Documents Parties must provide a courtesy copy of any e-filed document exceeding 15 pages (including exhibits). Courtesy copies shall be delivered to Court Counsel at least three court days before a hearing. For <i>in limine</i> motions or matters on which the hearing will be two court days or fewer from filing, parties shall deliver the courtesy copies the same day as filing. This rule does not apply to administrative records in writ proceedings.</p>
<p>6.11 Requests for Extension of Time to File to be Signed by Parties – Mandatory Form A party requesting an extension of time to file a Return of Summons, Responsive Pleading, Default Judgment, or any other required pleading shall submit a Request for Extension of Time to File, using Napa Superior Court’s mandatory form, located on the court’s website at http://www.napa.courts.ca.gov. Note that the party is required to sign the form.</p>	<p>6.11 Requests for Extension of Time to File A party requesting an extension of time to file a return of summons, responsive pleading, default judgment, or any other required pleading shall submit a Judicial Council Ex Parte Application For Extension of Time to Serve Pleading (Form CM-020).</p>

None				6.12 Appointment of Elisor A party seeking the appointment of an elisor shall comply with Local Rule 7.13.			
LIST OF LOCAL FORMS				LIST OF LOCAL FORMS			
Form No.	Form Name	Mandatory/Optional	Eff/Rev Date	Form No.	Form Name	Type	Effective Date
AD-1	Petition to Inspect Adoption Records and Order	Mandatory	04/17/17	AD-1	Petition to Inspect Adoption Records	Mandatory	4/17/17
CR-1	Plea in Absentia	Mandatory	04/17/17	CR-10	Arraignment Form (Statement of Rights)	Mandatory	1/1/18
CR-130	Instructions for Preparing Expungements	Optional	05/01/17	CR-11	<i>Faretta</i> Waiver	Mandatory	1/1/18
CR-131	Petition for Dismissal: Transmittal and Agency Review	Mandatory	05/01/17	CR-20	Plea Form	Mandatory	1/1/18
CV-1	Request for Extension of Time to File	Mandatory	04/17/17	CR-21	Plea Form - Attachment One (Additional Charges)	Mandatory	1/1/18
FL-1	At Issue Memorandum & Certificate of Readiness	Mandatory	04/17/17	CR-22	Plea Form - Attachment Two (DUI & Wet Reckless Consequences)	Mandatory	1/1/18
FL-2	Case Management Conference Report	Mandatory	04/17/17	CR-23	Plea Form - Attachment Three (Suspended License Consequences)	Mandatory	1/1/18
FL-3	Declaration Re: Notice for Ex Parte Hearing	Optional	04/17/17	CR-24	Plea Form - Attachment Four (Deferred Entry of Judgment)	Mandatory	1/1/18
FL-4	Ex Parte Application and Order to Be Relieved As Attorney of Record for Minor	Optional	04/17/17	CR-25	Plea Form - Attachment Five (Deferred Entry of Judgment Driving Program)	Mandatory	1/1/18
FL-5	Stipulation for Subsequent Mediation	Optional	04/17/17	CR-26	Plea Form - Attachment Six (General Misdemeanor Deferred Entry of Judgment Program)	Mandatory	1/1/18
GU-1	Order for Court Investigation Regarding Appointment of Relative Guardian(s)	Mandatory	04/17/17	CR-27	Misdemeanor Plea Form	Mandatory	1/1/18
GU-2	Order for Investigation of Non-Relative Guardian(s) by Health & Human Services, Child Welfare Division	Mandatory	04/17/17	CR-28	Plea in Absentia	Mandatory	1/1/18
GU-3	Order for Investigation by Relative Guardian(s) by Health & Human Services, Child Welfare Division	Mandatory	04/17/17	CR-29	Domestic Violence Plea Form With Waiver of Rights (Misdemeanor) Attachment	Mandatory	1/1/18
SC-1	Declaration of Judgment Debtor for Entry of Satisfaction of Judgment (Small Claims)	Optional	04/17/17	CR-30	Notice of Hearing - Reimbursement of Assigned Counsel	Mandatory	1/1/18
				CR-40	Own Recognizance & Bail Agreement	Mandatory	1/1/18
				CR-50	Time Waiver	Mandatory	1/1/18
				CR-51	Waiver of Personal Presence	Mandatory	1/1/18
				CR-52	DUI Court Trial Waiver	Mandatory	1/1/18
				CR-53	DUI Court Waiver of Personal Presence	Mandatory	1/1/18
				CR-60	Criminal Motion (Self-Represented Defendants Only)	Optional	1/1/18
				CR-70	Deferred Entry of Judgment Order (General Misdemeanor)	Mandatory	1/1/18
				CR-71	Deferred Entry of Judgment Order (Pen. Code § 1000)	Mandatory	1/1/18
				CR-80	Probation Order	Mandatory	1/1/18
				CR-81	Attachment to Probation Order (Proposition 36)	Mandatory	1/1/18
				CR-82	Misdemeanor Probation Order	Mandatory	1/1/18
				CR-90	Request for Military Diversion; Advisal and	Mandatory	1/1/18

		Waiver of Rights		
	CR-91	Order for Military Diversion	Mandatory	1/1/18
	CR-92	Order for Diversion Evaluation (Pen. Code § 1001.22)	Mandatory	1/1/18
	CR-93	Order for Diversion (Pen. Code § 1001.20, et seq.)	Mandatory	1/1/18
	CR-100	Declaration and Order to Revoke Probation (Post Court Services)	Mandatory	1/1/18
	CR-101	Declaration and Order to Terminate Diversion/Drug Diversion	Mandatory	1/1/18
	CR-110	Notice of Failure to Remand & Order	Mandatory	1/1/18
	CR-120	Motion to Modify Ignition Interlock Device Order	Mandatory	1/1/18
	CR-130	Instructions for Preparing Expungements	Optional	5/1/17
	CR-131	Petition for Dismissal: Transmittal and Agency Review	Mandatory	5/1/17
	FL-1	At Issue Memorandum & Certificate of Readiness	Mandatory	4/17/17
	FL-2	Case Management Conference Report	Mandatory	4/17/17
	FL-3	Declaration Re: Notice for Ex Parte Hearing	Optional	4/17/17
	FL-4	Ex Parte Application and Order to Be Relieved as Attorney of Record for Minor	Optional	4/17/17
	FL-5	Stipulation for Subsequent Mediation	Mandatory	7/1/17
	GU-1	Order for Court Investigation Regarding Appointment of Relative Guardian(s)	Mandatory	4/17/17
	GU-2	Order for Investigation of Non-Relative Guardian(s) by Health & Human Services, Child Welfare Division	Mandatory	4/17/17
	GU-3	Order for Investigation by Relative Guardian(s) by Health & Human Services, Child Welfare Division	Mandatory	4/17/17
	SC-1	Declaration of Judgment Debtor for Entry of Satisfaction of Judgment (Small Claims)	Optional	4/17/17
History Table (see pages 48 through 57 of the Local Rules effective 7/1/17)		None		