

APR 21 2020

BY 
Krista D. LeVier
Deputy Clerk

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LAKE

GENERAL ORDER ON MANAGEMENT OF PROBATE COURT CALENDAR
DURING TIME PERIOD OF EMERGENCY RELIEF ORDERS

In supplement to the Emergency Relief Implementation Orders and the Temporary Order Restricting Access made by this Court, and to increase the scope of services that may be rendered by the Court in compliance with state and local Emergency Declarations and Orders of the Public Health Officer regarding the Covid-19 pandemic, and pursuant to California Rules of Court, Emergency Rule 3, and pending further order of the Court, it is ordered as follows:

1. The Court will be calling and hearing those matters presently set for hearing on the Probate Court calendar commencing with the calendar set for May 4, 2020, commencing at 1:30 pm, in Department 2.

2. The attendance at the hearing and participation in the hearing shall be by Remote Appearance. All appearances by counsel, self-represented persons and interested parties shall be by Telephone Appearance only. See, CRC, 3.670.

3. A Telephone Appearance is directed in all cases including a person ordered to appear in person by order of the court; a person directed to appear in person or by way of a citation issued under

1 the provisions of the Probate Code; and, any appearance on a
2 petition to confirm a sale of property under the Probate Code.
3 CRC, 3.670(e).

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5 4. The Court finds good cause, under the current emergency
6 circumstances, to waive the requirement that a party give notice to
7 the court and all other parties of the intent to appear by
8 Telephone Appearance at a hearing. CRC, 3.670(h)(6). A hearing may
9 be continued pursuant to the stipulation of the interested parties.

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11 5. This Order does not require a Telephone Appearance be made
12 in any instance where an appearance at the hearing is not intended
13 to be made. In the event that there will not be a Telephone
14 Appearance made at a hearing, that party shall file and serve a
15 notice of nonappearance or shall contact the court by email or by
16 telephone, at least 2 court days prior to the scheduled hearing, to
17 notify the court that the party will not appear at the hearing.
18 See, CRC, 3.1304.

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20 6. The Court reserves jurisdiction to determine that the
21 scheduled hearing is not appropriate for hearing by Telephone
22 Appearance including for the reason that the matter will require
23 evidentiary hearing or is a matter in which personal appearance(s)
24 would materially assist the court in the determination of the
25 hearing, or effective management or resolution of the case. CCP,
26 367.5; CRC, 3.670(f)(2). The parties may, after meeting and
27 conferring, agree that a Telephone Appearance is not appropriate
28 for the hearing and request, at least court 2 days prior to the
29 hearing, that the hearing be reset by the court.

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7. A Telephone Appearance shall be arranged through the court telephone appearance service Court-Call. The process to arrange for a Telephone Appearance and the information on the cost of a Telephone Appearance through Court-Call is attached hereto.

8. Notice of California Rule of Court, Emergency Rule 12. All counsel and parties should take notice of the potential application of Emergency Rule 12 in providing for the electronic service of notices and documents in proceedings under the Probate Code.

DATED: APRIL 21, 2020



SUPERIOR COURT JUDGE
Michael S. Lunas



Superior Court
State of California
County of Lake
255 N. Forbes Street
Lakeport, California 95453
707-263-2374

MICHAEL S. LUNAS

PRESIDING JUDGE

KRISTA D. LEVIER

COURT EXECUTIVE/CLERK
JURY COMMISSIONER

COURT APPEARANCES BY PHONE

NOTICE

All court appearances in Civil Law and Motion, Civil Case Management, Civil Status Conferences and Probate cases commencing May 4, 2020, and until further notice, are required by Court Order to be made by telephone. This action is being taken in an effort to minimize the spread of COVID-19, comply with public health orders, and is taken in accordance with statewide Emergency Rule 3(a)(1). Please also note Emergency Rule 12, which provides for electronic service of documents.

If you have a hearing date set in May, you MUST appear by phone.

How: To schedule a phone appearance, call 1-888-882-6878.

When: Call to schedule your appearance as soon as possible and at least 2 days before your hearing date.

Fees: \$54, fee is waived for those with a fee waiver order. The reduced fee of \$54 is temporary due to current COVID-19 pandemic.

Notice: The service of a notice of telephone appearance is not required. The court must be advised of the intent to not appear at the hearing. A continuance of the hearing may be requested. For specific information on the process set by the Court, please see the General Order On Management Of Civil Law And Motion, Case Management Conference And Status Conference Calendars or the General Order On Management Of Probate Calendar on the court's website at <http://www.lake.courts.ca.gov>.