



## JUDICIAL COUNCIL OF CALIFORNIA

455 Golden Gate Avenue · San Francisco, California 94102-3688

[www.courts.ca.gov](http://www.courts.ca.gov)

---

# REPORT TO THE JUDICIAL COUNCIL

For business meeting on: March 2, 2018

---

Title

Administrative Director's Report

Agenda Item Type

Information Only

Submitted by

Martin Hoshino

Administrative Director

Date of Report

February 28, 2018

Contact

Tina Carroll, 415-865-4242

[tina.carroll@jud.ca.gov](mailto:tina.carroll@jud.ca.gov)

---

### **Executive Summary**

The following information outlines some of the many activities staff is engaged in to further the Judicial Council's strategic goals and priorities for the judicial branch. The report focuses on action since the council's January meeting and is exclusive of issues on the March business meeting agenda.

## TABLE OF CONTENTS

Judicial Council and Advisory Body Nominations Solicitations .....	3
Civic Learning Awards .....	3
Video Remote Interpreting Pilot Project.....	3
Court Statistics Reports.....	3
Payroll Services .....	3
Fiscal Year 2018–2019 Budget.....	3
Legislative Advocacy.....	4
Chief Justice Liaison Meetings .....	4
California Judicial Conduct Handbook.....	4
Labor and Employee Relations .....	4
Facilities Services .....	4
Justice System Stakeholder Collaboration.....	5
Advisory Committees/Task Forces/Working Groups.....	5
Judicial Branch Education and Training .....	9
Staffing Metrics .....	13
Judicial Appointments and Vacancies Report .....	15

### **Judicial Council and Advisory Body Nominations Solicitations**

Membership solicitations were issued for the 2018 annual nomination cycle for upcoming vacancies on the Judicial Council (four positions), and its advisory bodies (124 positions). Appointments were coordinated for the new Proposition 66 Working Group and for out-of-cycle appointments for one position on the Court Security Advisory Committee, and one position on the Family and Juvenile Law Advisory Committee.

### **Civic Learning Awards**

The annual Civic Learning Award recipients were announced, with 70 schools in 19 counties being recognized for their efforts to engage students in civic learning, including increasing awareness about the role of the courts in our democracy. Now in their sixth year, the awards are co-sponsored by the Chief Justice and State Superintendent of Public Instruction, and coordinated by Judicial Council staff.

### **Video Remote Interpreting Pilot Project**

The Video Remote Interpreting pilot project's testing phase launched in the Superior Courts of Merced, Ventura, and Sacramento Counties. The courts will be testing variations of technical solutions designed to provide interpreter services to limited-English proficiency court users over the course of six months. Data will be collected from various stakeholders including judicial officers, court staff, court interpreters, public defenders, district attorneys, and litigants to help determine if video remote interpreting is a viable solution for the California judicial branch. The pilot will continue through August.

### **Court Statistics Reports**

Based on data from the 2017 Court Statistics Report, court-specific management reports were made available to individual courts as a resource for local court administration planning. The reports contain 10-year caseload trends and basic standards and measures of judicial administration such as time to disposition and caseload clearance rate.

### **Payroll Services**

More than 13,000 salary and benefit tax forms (W2, 1099, and 1095C) were prepared and made available online or mailed to trial court employees, vendors, and jurors.

### **Fiscal Year 2018–2019 Budget**

Four spring Budget Change Proposals were submitted to the Department of Finance for: 1) trial court workload arising from propositions and chaptered legislation, 2) replacement of case management systems for nine trial courts, 3) implementation of a statewide trial court self-represented litigant e-services web portal, and 4) establishment of a pilot project to digitize paper and filmed case files. A technical Budget Change Proposal also was submitted relating to the Superior Court of San Joaquin County's Stockton courthouse.

## Legislative Advocacy

The following Judicial Council-sponsored bills were introduced:

- AB 2309 (Bloom): Disposition of the West Los Angeles courthouse, as previously authorized by the Judicial Council.
- AB 2526 (Rubio): Clarify Procedure for Issuing a Temporary Gun Violence Restraining Order.
- AB 2710 (Obernolte): Electronic Arrest and Search Warrants. Make the process for electronically issuing arrest and search warrants more efficient by allowing magistrates to issue warrants electronically without communicating with the officer telephonically and by eliminating the requirement of an oral statement under oath.
- AB 2532 (Jones-Sawyer): Uniform Hourly Rate for Community Service in Lieu of an Infraction Fine.
- SB 1155 (Hueso): Interpreters in Small Claims Proceedings.
- SB 38 (Roth)/AB 2446 (Obernolte): Seek funding for 12 of the 50 authorized, but unfunded, judgeships, to be allocated based on the most recently approved Judicial Needs Assessment, and funding for two justice positions in Division Two of the Fourth Appellate District (Inyo, Riverside, and San Bernardino Counties), one in fiscal year (FY) 2017–18 and the second in FY 2018–19.

## Chief Justice Liaison Meetings

The Judicial Council's Governmental Affairs office coordinated Chief Justice liaison meetings with the Consumer Attorneys of California and the California Defense Counsel to discuss issues of mutual concern and interest for improving the administration of justice.

## California Judicial Conduct Handbook

The Judicial Council, through its Legal Services office, played a significant collaborative role with the California Judges Foundation and the California Judges Association in researching and writing the newly updated, fourth edition of the *California Judicial Conduct Handbook*. The *Handbook* is viewed as the definitive source on ethics guidance and support for California judicial officers.

## Labor and Employee Relations

Labor negotiations assistance was provided to 10 trial courts. Services included successor memoranda of understanding negotiations, proposed policy revisions, and modifications to employer-employee relations rules. Additionally, support was provided on 12 different labor and employee related matters of the court.

## Facilities Services

Status of facility modifications as of February 2018:

<i>Status</i>	<i>Number of Modifications</i>	<i>Estimated Cost</i>
In Progress	343	\$70,296,517
In Design	55	\$5,552,529
Awaiting Shared Cost	20	\$19,026,965
Total	418	\$94,876,011

Twenty-three real estate transactions were completed as follows:

- Lease/License Renewals:
  - Shields for Families, Compton Courthouse, Los Angeles County
  - San Diego County Credit Union, T-Mobile West, and Verizon Wireless, New Central Courthouse, San Diego County
  - Empire Annex sublease, Sonoma County
- Lease/License Terminations: County Administration Building, Alameda County; Co Hut Espresso License, George D. Carroll Courthouse, Contra Costa County
- Event Licenses: 16 short-term event licenses were executed

### **Justice System Stakeholder Collaboration**

- *Mental Health:* Staff attended the Department of Corrections and Rehabilitation's Council on Criminal Justice and Behavioral Health planning sessions. The meetings focused on the process of developing a state level product to further support policies and practices across intercepts to reduce the incarceration of individuals with behavioral health challenges. Staff also attended the Mental Health Services Act Oversight and Accountability Commission's event to connect California's innovation sector with the State's mental health community and support transformational change.
- *Tribal Courts:* Staff met with the Battered Women's Justice Project to discuss the needs of allied professionals who aid Indian Country survivors, and ways to improve cross discipline and inter-jurisdictional communication and protection order services.
- *Child Support:* At the request of the State Department of Child Support Services, staff attended the annual *National Child Support Enforcement Association Policy Forum*. The federal Office of Child Support Enforcement discussed implementation of the new federal regulation regarding child support, which will have substantial impact on California's Child Support program.
- *Juvenile Justice:* As part of the Judicial Resources and Technical Assistance Program, staff attended meetings in Stanislaus and Amador Counties to discuss ongoing practice and policy issues with juvenile court stakeholders.

### **Advisory Committees/Task Forces/Working Groups**

The following Judicial Council advisory bodies met in person, by phone, or WebEx since the council's January meeting:

1. Advisory Committee for Audits and Financial Accountability for the Judicial Branch
2. Advisory Committee on Civil Jury Instructions
3. Advisory Committee on Providing Access and Fairness
4. Bench-Bar Coalition
5. Collaborative Justice Courts Advisory Committee, Mental Health Subcommittee
6. Court Executives Advisory Committee
7. Court Security Advisory Committee
8. Criminal Law Advisory Committee

9. Family and Juvenile Law Advisory Committee
10. Futures Traffic Workgroup
11. Governing Committee of the Center for Judicial Education and Research
12. Information Technology Advisory Committee
13. Language Access Plan Implementation Task Force
14. Pretrial Detention Reform Workgroup
15. Probate and Mental Health Advisory Committee
16. Trial Court Facility Modification Advisory Committee
17. Trial Court Presiding Judges Advisory Committee
18. Tribal Court-State Court Forum

## **Meeting Details**

### **Advisory Committee for Audits and Financial Accountability for the Judicial Branch**

- Discussed audits performed by the State Auditor’s Office, the Department of Child Support Services, and Judicial Council Audit Services; the review of Judicial Council contracting practices and potential changes to the Judicial Branch Contracting Manual; an audit of the AB 1058 program at the Shasta County and Trinity County courts; and Audit Services’ review of the Superior Court of California for the County of Merced.

### **Advisory Committee on Civil Jury Instructions**

- Approved proposals to be posted for public comment, including new instructions on California’s Equal Pay Act and False Claims Act.

### **Advisory Committee on Providing Access and Fairness**

- Recommended a new, draft rule of court for public comment regarding permanent excusal from jury duty for persons with serious, permanent disabilities that prevent them from participating in jury service.

### **Bench-Bar Coalition**

- Convened the first quarterly membership conference call with approximately 50 participants to provide an overview of the Governor’s proposed fiscal year 2018–2019 budget, and review judicial branch legislative priorities.

### **Court Executives Advisory Committee**

- Discussed ongoing implementation activities concerning revised Judicial Branch Statistical Information System filing definitions.
- Discussed the Code of Civil Procedure requirement that each small claims division of a superior court with seven or more judicial officers conduct at least one night session or Saturday session each month for the purpose of hearing small claims cases other than small claims appeals. Based on an informal survey of the California Trial Court Consortium courts, there appears to be extremely low demand for night courts. Discussed potential for recommending removal or modification of the code section to make or optional or applicable only to larger or more urban courts.

- Discussed processes and timelines for executing grant contracts that directly involve the trial courts.
- Received an update concerning the 2018 liaisons to key Judicial Council advisory bodies and discussed general roles and responsibilities.
- Revised the 2018 annual agenda to add a Joint Emergency Response Working Group, pending Executive and Planning Committee approval.

#### **Court Security Advisory Committee**

- Provided updates on trial court security plans, and a security systems program.

#### **Criminal Law Advisory Committee**

- Reviewed and discussed development of new forms to implement Penal Code sections, including petition for a recall or dismissal of a sentence for violations, amendment of forms to include dismissal remedies, Petition for a Writ of Habeas Corpus to update citations, development of rules to allow the prosecuting attorney to seek a determination of probable cause for a defendant who is incompetent to stand trial under specified circumstances, and a rule amendment to allow courts to consider the respondent's failure to serve and file a memorandum in opposition within the time permitted as an admission that a pretrial motion is meritorious.

#### **Family and Juvenile Law Advisory Committee**

- Discussed the 2018 annual agenda, Judicial Council legislative purview, remote access to court records, recent developments regarding the Indian Child Welfare Act, issues surrounding socioeconomic bias in the judiciary, next steps for the AB 1058 Allocation Methodology, findings on child custody matters from Shriver Access to Civil Counsel Evaluation, and implementation of self-help recommendations from the Futures' Commission.

#### **Futures Traffic Work Group**

- Received updates on the Governor's 2018–19 judicial branch budget proposal, which includes \$3.4 million to implement a five-court pilot to begin moving toward a civil model for adjudication of minor traffic violations.
- Addressed policy questions specific to implementing community service, ability-to-pay determinations, responsibility for producing citations, and procedures for evidentiary standards within the new civil adjudication model.

#### **Governing Committee of the Center for Judicial Education and Research**

- Received results of the Tech Toolkit launch and "Duly Noted" subscriptions; and a report on council action on the 2018–2020 Judicial Branch Education Plan.

#### **Information Technology Advisory Committee**

- Reviewed and approved three rule proposals for circulation to the public for comment:
  - 1) sections of the California Rules of Court to respond to new Code of Civil Procedure requirements amending definitions in the rules and ensuring indigent filers are not required to

have a payment mechanism to create an account with electronic filing service providers, 2) proposing a new Withdrawal of Consent to Electronic Service form, and 3) amendments to facilitate remote access to trial court records by state, local, and tribal government entities, parties, parties' attorneys, and court-appointed persons.

#### **Language Access Plan Implementation Task Force**

- Received informational updates on new rules of court 2.850 (Language Access Representatives) and 2.851 (Language Access Services Complaints), and the Video Remote Interpreting Pilot Project.
- Approved a Points of Contact and Appropriate Levels of Language Access Proficiency document, and a proposed new rule regarding language access services outside the courtroom to be developed with input from other advisory bodies prior to circulation for public comment.

#### **Mental Health Subcommittee of the Collaborative Justice Courts Advisory Committee**

- Discussed upcoming legislation related to mental health and criminal justice, including SB 215 and SB 142, as well as Incompetent to Stand Trial related programs outlined in the Governor's proposed budget.

#### **Pretrial Detention Reform Workgroup**

- Received an update on legislation, bail/pretrial litigation in California and nationally, discussed future outreach opportunities and ethical obligations of judicial officers, and next steps.
- Provided a briefing to the Criminal Law Advisory Committee on the workgroup's *Recommendations to the Chief Justice*, and presented at a breakout session at the joint meeting of the Trial Court Presiding Judges and Court Executive Advisory Committees.

#### **Probate and Mental Health Advisory Committee**

- Discussed implementation of Futures' Commission recommendations to improve resources for self-represented litigants, identification and development of less-restrictive alternatives to conservatorship for elders and persons with intellectual or developmental disabilities, and proposals to improve access to and procedural fairness in probate guardianship proceedings.

#### **Trial Court Facility Modification Advisory Committee**

- Reviewed and authorized 170 facilities modification recommendations, totaling \$10,472,452.

#### **Trial Court Presiding Judges Advisory Committee**

- In preparation for the implementation of Proposition 66, received an overview of the charge and membership of the new Proposition 66 Rules Working Group, and discussed the return or transfer of a death penalty habeas corpus petition to a superior court for adjudication.
- Reviewed government code requiring the court to preserve court reporters' notes for a period of 10 years, the related issue of papers versus electronic notes, and requirements regarding completion of transcripts by court reporters in order remain competent to act as official reporters.



- Reviewed the policies and procedures in place, including local court rules, of several superior courts related to the use of mobile devices, such as cell phones, to image court files.
- Reviewed current membership and charges of joint subcommittees and working groups, and solicited volunteers to fill vacant positions.

### **Tribal Court-State Court Forum**

- Discussed jurisdiction and safety in tribal communities, collaboration with tribal communities, accessing services, and Forum priorities in 2018–2019.

## **Judicial Branch Education and Training**

### **Summary**

#### **Judicial Education**

1. Civil Law Basic Orientation
2. Criminal Law Orientation
3. Family Law Orientation
4. Evolving Privacy Issues in the Appellate Courts
5. Juvenile Dependency Orientation
6. New and Complex Issues in Criminal Discovery
7. New Judge Orientation
8. Judicial Ethics

#### **Judicial Officer, Employee, and Stakeholder Education and Training Programs**

9. Advanced Core 40 for supervisors
10. American Sign Language Interpreters Courtroom Training
11. Avoiding Implicit Bias
12. Continuum of Care Reform
13. Core 24: Advanced Skills for experienced court managers and administrators
14. Dependency
15. Empowering People to Break the Prejudice Habit: Creating Inclusion and Overcoming Bias
16. Family Court Services
17. Juvenile Court Activity Tracker System
18. Leadership
19. Probate Orientation
20. Title IV-E Law and Process
21. Workers' Compensation

#### **Distance Education**

##### **Video**

22. Reflection and Action – Purposeful Performance Evaluations

### Ten-Minute Mentor

23. Negotiation of Criminal Cases (Two-Part Series)

### Online Course

24. Civil Jury Voir Dire

### Podcasts

25. Health Care Powers of Attorney

26. Unconscious Demotion Inside and Outside the Courtroom

### Toolkit

27. Technology Toolkit

### Webcasts

28. Supreme Court Oral Arguments

## **Publications Updates**

29. Benchguide 74: Sentencing Guidelines for Common Misdemeanors and Infractions

## **Detail**

### **Advanced Core 40: Training for Supervisors**

Topics include overcoming obstacles, building self-awareness, coaching, and conflict management.

### **American Sign Language Interpreters Courtroom Training**

The Judicial Council partnered with Deaf Community Services of San Diego to present a two-day workshop for American Sign Language (ASL) interpreters. Participants had an opportunity to take part in a mock criminal trial to explore the different roles ASL interpreters may encounter in the courts. The Superior Court of Yolo County hosted the mock trial event. With only 35 certified ASL interpreters currently shared by courts statewide, the session introduced court interpreting to an additional 17 generalist interpreters who had no prior courtroom experience, assisted by another 13 court-experienced interpreters attending to improve their own skills.

### **Avoiding Implicit Bias**

Training on avoiding implicit bias was provided for 40 employees at the Superior Court of San Joaquin County, with an additional workshop for judges attending a national self-help conference at the Judicial Council in San Francisco.

### **Continuum of Care Reform**

Legal updates for staff of the Superior Court of Mono County related to the Continuum of Care Reform, including an overview of the requirements of extended foster care.

### **Core 24: Advanced Skills for Experienced Court Managers**

Three-day program for experienced court managers exploring: strategic planning, political savvy, the benefits of networking, problem solving strategies, and succession planning.

**Civil Law Basic Orientation**

Five-day course on civil law and procedure for judges and subordinate judicial officers new to a civil assignment, or smaller courts without a full-time civil law caseload seeking a general orientation or refresher.

**Civil Jury Voir Dire**

Interactive online course on various techniques for introducing and handling jury voir dire in civil cases, including how to introduce the jury selection process to prospective jurors, handle hardship requests, deal with cause challenges, placate angry jurors, and thank and excuse the panel after its verdict.

**Criminal Law Orientation**

Five-day course on criminal law and procedure for judges and subordinate judicial officers new to a criminal assignment.

**Dependency**

Staff facilitated the Northern California Association of Counsel for Children's Dependency Legal Training, which updated Bay Area judicial officers, attorneys, and child welfare workers on developments in juvenile dependency law in 2017.

**Empowering People to Break the Prejudice Habit: Creating Inclusion and Overcoming Bias**  
Mandatory training for all Judicial Council employees.

**Evolving Privacy Issues in the Appellate Courts**

Webinar overview for justices and appellate attorneys on protecting individual privacy and confidentiality in drafting opinions, including ways to minimize the use of names and other sensitive information, and assessing where protective nondisclosure is appropriate.

**Family Court Services**

Directors, managers, supervisors, and court administrators discussed strategies for collaborating with community justice partners and addressed promising practices and implementing sustainable protocols at the local level.

**Family Law Orientation**

Five-day comprehensive review of basic law and procedure for handling family law matters in courts of various sizes—from the first ex parte appearance to final judgment and postjudgment modifications.

**Juvenile Court Activity Tracker System**

WebEx software training for Del Norte County court appointed counsel on a comprehensive child dependency/child advocacy database.

**Juvenile Dependency Orientation**

Five-day course on juvenile dependency law, procedure, and evidence rules; the philosophy and responsibilities that underlie the child welfare system and the dependency court; child development; substance abuse; mental health; domestic violence; disproportionately high minority contact; the role of the judge or subordinate judicial officer in juvenile court, and his or her unique ethical issues.

**Leadership (Institute for Court Management)**

Three-day course on the concept of adaptive leadership through practical exercises dealing with challenges facing the courts, such as the impact of technology and its effective use.

**Negotiation of Criminal Cases (Two-Part Series)**

Part 1 of two *Ten-Minute Mentors* videos describes what a judge can and cannot do to facilitate settlement in criminal cases. Part 2 provides practical advice and techniques about how to conduct ethical negotiations.

**New and Complex Issues in Criminal Discovery**

Full-day comprehensive overview of the rights and duties of the prosecution and defense to acquire, preserve, and disclose evidence.

**Probate Orientation**

Five-day course for judges, commissioners, probate attorneys, and probate examiners on basic substantive and procedural law governing decedents' estates administration, trusts litigation, guardianships, and conservatorships.

**Reflection and Action – Purposeful Performance Evaluations**

A video to help managers overcome anxiety about and better understand how yearly evaluations fit into the continuing cycle of performance management.

**Technology Toolkit**

A toolkit that assists new and experienced judges with software, processes, and tools used in the day-to-day role of judicial officers, and provides information on judicial use of social media and other technology.

**Workers' Compensation**

Review of the workers' compensation program's medical provider network and guidance on identifying medical providers, addressing treatment concerns and expectations as well as discussion of the new provider options available to Judicial Branch Workers' Compensation Program members.

## Staffing Metrics

As of January 30, 2018

STAFFING	Leadership Services Division							Operations & Programs Division						Administrative Division					
	Executive Office	Govern-mental Affairs	Public Affairs	Audit Services	Legal Services	Special Projects	Judicial Council and Trial Court Leadership	Center for Families, Child. & Courts	Court Operations Services	Criminal Justice Services	Center for Judicial Education & Research	Information Technology	Appellate Court Services	Budget Services	Branch Account. & Procurement	Facilities Services	Human Resources	Conference & Print Production	Judicial Council
Authorized Position (FTE)	12.00	11.00	9.00	14.00	57.00	10.00	18.80	63.00	24.60	23.00	48.50	125.00	7.00	49.00	137.00	141.00	44.00	30.00	823.90
Filled Authorized Position (FTE)	11.00	9.00	9.00	12.00	48.50	10.00	17.80	53.15	18.80	19.25	47.50	95.88	6.00	40.00	127.60	105.00	40.00	27.50	697.98
Headcount - Employees	12	9	9	12	49	10	18	54	19	20	48	96	6	40	127	105	40	28	702.00
Vacancy (FTE)	1.00	2.00	0.00	2.00	8.50	0.00	1.00	9.85	5.80	3.75	1.00	29.12	1.00	9.00	9.40	36.00	4.00	2.50	125.92
Vacancy Rate (FTE)	8.3%	18.2%	0.0%	14.3%	14.9%	0.0%	5.3%	15.6%	23.6%	16.3%	2.1%	23.3%	14.3%	18.4%	6.9%	25.5%	9.1%	8.3%	15.28%
Judicial Council Temp Employee (909)	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	2	0	0	3.00
*Employment Agency Temporary Worker (FTE)	0	0	0	0	0	0	0	0	1	0	0	0	0	0	0	0	1	0	2.00
Contractors (FTE)	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.5	0.0	0.0	31.3	0.0	0.0	0.0	1.0	0.0	0.0	32.75
<b>TOTAL WORKFORCE</b> (based on FTE, 909s, Agency Temps & Contractors)	12.00	9.00	9.00	12.00	48.50	10.00	17.80	53.15	20.30	19.25	47.50	127.13	6.00	40.00	127.60	108.00	41.00	27.50	735.73

See following page for definition of terms.

**Definitions:**

<b>Authorized Position (FTE)</b>	Authorized positions include all regular ongoing positions approved in the Budget Act for that year. The number is based on the position's approved full time equivalency.
<b>Filled Authorized Position (FTE)</b>	Filled authorized positions are the number of authorized positions filled based on the employee's full time equivalency.
<b>Headcount</b>	The actual count of persons employed by the Judicial Council, regardless of FTE. This number could be more than the FTE count due to part-time employees being counted as "1". This count does not include Judicial Council Temporary Employees (909) or Employment Agency Temporary Workers.
<b>Vacancy (FTE)</b>	The number of vacancies is the number of authorized positions minus the number of filled authorized positions.
<b>Vacancy Rate (FTE)</b>	Vacancy Rate is calculated by dividing the number of authorized positions by the number of vacant authorized positions. This number excludes temporary employees ("909" funded employees). See definition of temporary employees below.
<b>Judicial Council Temporary Employees (909)</b>	<p>The "909 category is the State Controller code used to reference a temporary position or a temporary employee.</p> <p>909 Position - it is a position that may not be funded through the Budget Act and it is categorized by the Office of the State Controller as a temporary position used in the absence of an authorized position. 909 positions may be occupied by regular full-time employees due to the unavailability of an authorized vacant position. 909 Employee - An employee whose salary is not funded through the Budget Act. 909 employees may receive benefits if employed at least half-time and the term of employment is for more than six months. Types of "909" Temporary Employees include: Retired Annuitants: A retired annuitant is a retiree who is hired by his or her former employer or by another employer that participates in the same retirement system as the former employer. This includes a former participant in a state retirement system who has previously retired and who is currently receiving retirement benefits. Temporary: Employees employed on a temporary basis - they do not receive full benefits (but do receive CalPERS retirement service credit).</p>
<b>Employment Agency Temporary Worker (FTE)</b>	These are workers from an employment agency. They are employees of the employment agency that provide short-term support.
<b>Contractor (FTE)</b>	Individuals augmenting the work of the organization and providing services for a limited period of time or on a specific project, where a particular skill set is required that is either (1) not within an existing classification and/or job description or (2) where recruitment issues require the use of a contractor.
<b>Full Time Equivalency (FTE)</b>	Full Time Equivalency is the number of total maximum compensable hours designated in a year divided by actual hours worked in a year. For example, the work year is defined as 2,080 hours; one employee occupying a paid full time job all year would consume one FTE. One employee working for 1,040 hours each would consume .5 FTE.
<b>Time Base</b>	<p>Full time: Employee is scheduled to work 40 hours per week. Receives full benefits.</p> <p>Part time: Employee is scheduled to work less than 40 hours per week. Employees that work more than 20 hours per week receive full benefits.</p> <p>Intermittent: Employees have no established work schedule and work on an as-needed basis that varies from one pay period to the next. Eligibility for certain benefits may be limited for these employees.</p>
<b>Regular Employee</b>	Commonly referred to as "permanent employees" – They receive full benefits.
<b>Limited Term</b>	Limited Term Position – It is a position that is funded through the Budget Act with a specific end date. The position is counted as an authorized position. Employee in limited term positions may be regular or temporary.

## Judicial Appointments and Vacancies Report

**Judicial Appointments:** In February, the Governor appointed 25 superior court judges to serve in the following counties: Alameda (3), Contra Costa (1), El Dorado (1), Humboldt (1), Los Angeles (7), Orange (3), Plumas (1), Riverside (2), San Diego (3), Santa Cruz (1), Shasta (1), and Sonoma (1). The Governor also made three appointments to the Courts of Appeal: two new associate justice positions, one in Division One and one in Division Five of the Second District Court of Appeal. Associate Justice Mary J. Greenwood was appointed as presiding justice of the Sixth District Court of Appeal.

### Number of Judgeships Authorized, Filled and Vacant as of **February 27, 2018**

TYPE OF COURT	NUMBER OF COURTS	NUMBER OF JUDGESHIPS					
		Authorized	Filled	Vacant	Vacant (AB 159 positions)	<i>Filled(Last Month)</i>	<i>Vacant(Last Month)</i>
Supreme Court	1	7	6	1	0	6	1
Courts of Appeal	6	105	97	8	0	94	11
Superior Courts	58	1,732	1,637	45	50*	1,621	111
<b>All Courts</b>	<b>65</b>	<b>1,844</b>	<b>1,740</b>	<b>104</b>		<b>1,721</b>	<b>123</b>

\*Fifty new judgeships were authorized in January 2008 with the enactment of AB 159 (Chapter 722, Statutes of 2007), however, funding has not been provided.

Vacancies occurring in the current reporting month are highlighted below in yellow:

### JUDICIAL VACANCIES: SUPREME COURT

	Vacancies	Reason for Vacancy	Justice to be Replaced	Last Day In Office
California Supreme Court	1	Retirement	Hon. Kathryn Mickle Werdegarr	08/31/17
<b>TOTAL VACANCIES</b>	1			

### JUDICIAL VACANCIES: APPELLATE COURTS

Appellate District	Vacancies	Reason for Vacancy	Justice to be Replaced	Last Day In Office
First Appellate District, Division Three	2	Retirement	Hon. William R. McGuiness	12/29/17
First Appellate District, Division Four		Retirement	Hon. Maria P. Rivera	01/15/18
Second Appellate District, Division Three	3	Retirement	Hon. Richard D. Aldrich	06/30/17
Second Appellate District, Division Five		Deceased	Hon. Paul Turner	05/18/17
Second Appellate District, Division Seven		Retirement	Hon. Fred Woods	03/31/15
Third Appellate District	1	Retirement	Hon. George W. Nicholson	01/02/18
Fourth Appellate District, Division Two	1	Retirement	Hon. Thomas E. Hollenhorst	08/01/17
Fifth Appellate District	1	Retirement	Hon. Stephen J. Kane	06/30/17
<b>TOTAL VACANCIES</b>	8			

### JUDICIAL VACANCIES: SUPERIOR COURTS

County	Vacancies	Reason for Vacancy	Judge to be Replaced	Last Day In Office
Alameda	2	Retirement	Hon. George C. Hernandez, Jr.	01/12/18
Alameda		Retirement	Hon. Alice Vilardi	10/06/17
Calaveras	1	Resigned	Hon. Grant V. Barrett	09/01/17
El Dorado	2	Retirement	Hon. James R. Wagoner	09/01/17
El Dorado		Retirement	Hon. Steven C. Bailey	08/31/17
Fresno	1	Retirement	Hon. Dale Ikeda	02/20/17
Kern	2	Retirement	Hon. Sidney P. Chapin	02/15/18



Kern		Retirement	Hon. William D. Palmer	10/12/17
Los Angeles	12	Retirement	Hon. Roy L. Paul	02/16/18
Los Angeles		Retirement	Hon. Carol H. Rehm, Jr.	02/16/18
Los Angeles		Retirement	Hon. C. Edward Simpson	02/16/18
Los Angeles		Retirement	Hon. Lesley C. Green	02/05/18
Los Angeles		Elevated	Hon. Anne Harwood Egerton	12/27/17
Los Angeles		Newly created position	Vacancy	12/14/17
Los Angeles		Newly created position	Vacancy	12/14/17
Los Angeles		Retirement	Hon. David S. Wesley	08/31/17
Los Angeles		Retirement	Hon. Frank J. Johnson	08/22/17
Los Angeles		Retirement	Hon. Leland H. Tipton	07/31/17
Los Angeles		Newly created position	Vacancy	06/26/17
Los Angeles		Retirement	Hon. Karen Joy Nudell	06/08/17
Merced	2	Retirement	Hon. Harry L. Jacobs	12/31/17
Merced		Retirement	Hon. Ronald W. Hansen	12/31/17
Orange	1	Elevated	Hon. Thomas M. Goethals	01/24/18
Riverside	2	Retirement	Hon. Gloria Connor Trask	12/01/17
Riverside		Newly created position	**Vacancy (transferred from Santa Clara)	09/18/17
Sacramento	2	Retirement	Hon. Raymond M. Cadei	02/20/18
Sacramento		Retirement	Hon. Cheryl Chun Meegan	08/12/17
San Bernardino	3	Deceased	Hon. Victor R. Stull	02/18/18
San Bernardino		Newly created position	**Vacancy (transferred from Santa Clara)	09/18/17

San Bernardino		Newly created position	**Vacancy (transferred from Santa Clara)	09/18/17
San Diego	3	Retirement	Hon. Lisa Schall	02/15/18
San Diego		Retirement	Hon. David J. Danielsen	12/30/17
San Diego		Elevated	Hon. Patricia Guerrero	12/13/17
San Francisco	2	Retirement	Hon. Nancy L. Davis	09/20/17
San Francisco		Retirement	Hon. Ksenia Tsenin	07/10/17
San Joaquin	1	Retirement	Hon. David P. Warner	02/12/18
Santa Clara	5	Elevated	Hon. Mary J. Greenwood	01/24/18
Santa Clara		Retirement	Hon. William J. Elfving	12/16/17
Santa Clara		Deceased	Hon. Derek Woodhouse	07/19/17
Santa Clara		Retirement	Hon. Margaret Johnson	05/05/17
Santa Clara		Retirement	Hon. Mary Ann Grilli	04/28/17
Solano	1	Retirement	Hon. Garry T. Ichikawa	01/12/18
Trinity	1	Retirement	Hon. Elizabeth W. Johnson	01/18/18
Tulare	1	Retirement	Hon. James W. Hollman	07/31/17
Yolo	1	Retirement	Hon. Steven M. Basha	01/21/18
<b>TOTAL VACANCIES</b>	45			

AB 159 JUDGE ALLOCATION LIST		
Judgeship Type and Status	Number Authorized	List of Judgeships by Current Allocation
Authorized, but not funded or filled (AB 159)	50	Please see: <a href="http://www.courts.ca.gov/documents/jc-20141212-itemT.pdf">http://www.courts.ca.gov/documents/jc-20141212-itemT.pdf</a>

**Number of Judgeships Authorized, Filled and Vacant as of the End of Each Month: From February 2016 through February 2018 (two years)\***

<b>Superior Courts</b>					<b>Courts of Appeal</b>			
Month	Authorized	Filled	Vacancy	Vacancy Rate	Authorized	Filled	Vacancy	Vacancy Rate
Feb-16	1,719	1,618	101	5.9%	105	102	3	2.9%
Mar-16	1,719	1,613	106	6.2%	105	100	5	4.8%
Apr-16	1,719	1,606	113	6.6%	105	100	5	4.8%
May-16	1,719	1,601	118	6.9%	105	100	5	4.8%
Jun-16	1,726	1,618	108	6.3%	105	98	7	6.7%
Jul-16	1,726	1,616	110	6.4%	105	97	8	7.6%
Aug-16	1,726	1,614	112	6.5%	105	97	8	7.6%
Sep-16	1,726	1,610	116	6.7%	105	96	9	8.6%
Oct-16	1,727	1,604	123	7.1%	105	96	9	8.6%
Nov-16	1,727	1,601	126	7.3%	105	96	9	8.6%
Dec-16	1,730	1,601	129	7.5%	105	96	9	8.6%
Jan-17	1,730	1,614	116	6.7%	105	99	6	5.7%
Feb-17	1,730	1,611	119	6.9%	105	98	7	6.7%
Mar-17	1,730	1,611	121	7.0%	105	98	7	6.7%
Apr-17	1,730	1,601	129	7.5%	105	98	7	6.7%
May-17	1,730	1,621	109	6.3%	105	98	7	6.7%
Jun-17	1,730	1,610	120	6.9%	105	97	8	7.6%
Jul-17	1,732	1,603	129	7.4%	105	95	10	9.5%
Aug-17	1,732	1,594	138	8.0%	105	94	11	10.5%
Sep-17	1,732	1,584	148	8.5%	105	94	11	10.5%
Oct-17	1,732	1,584	152	8.8%	105	94	11	10.5%
Nov-17	1,732	1,613	119	6.9%	105	96	9	8.6%
Dec-17	1,732	1,630	102	5.9%	105	95	10	9.5%
Jan-18	1,732	1,621	111	6.4%	105	94	11	10.5%
Feb-18	1,732	1,637	95	5.5%	105	97	8	7.6%

\* As of February 27, 2018

Note: Growth in number of Authorized Judgeships reflects SJO conversions. Since 2007, 136 SJO positions have been converted to judgeships.

**Percent of Judgeships Vacant Between February 2016 and February 2018 in the Superior Courts**

