



## JUDICIAL COUNCIL OF CALIFORNIA

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# REPORT TO THE JUDICIAL COUNCIL

For business meeting on: November 19, 2021

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**Title**

Administrative Director's Report

**Agenda Item Type**

Information Only

**Submitted by**

Martin Hoshino  
Administrative Director

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**Contact**

Tina Carroll  
Executive Office  
415-865-4242  
[tina.carroll@jud.ca.gov](mailto:tina.carroll@jud.ca.gov)

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### Executive Summary

The following information outlines some of the many activities staff are 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 October 1, 2021, meeting, and is exclusive of items on the November business meeting agenda.

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### **Judicial Branch Budget**

Three Budget Change Proposals for recently enacted legislation were submitted to the Department of Finance for consideration in the 2022–23 Governor’s Budget, including \$1.25 million for a required study of court effectiveness in conservatorship (AB 1194), \$33.2 million to provide minimum remote access to courtroom proceedings (AB 716), and \$2.6 million for acceptance of petitions for domestic violence restraining orders (AB 887) and electronic filing of domestic violence and gun violence restraining orders and remote hearings (SB 538).

### **Language Access**

- *Court Interpreting Testing:* The Bilingual Interpreting Examination tested approximately 200 candidates in four of the languages most frequently interpreted in the trial courts: Korean, Mandarin, Spanish, and Vietnamese.
- *Public Outreach:* Print and public service announcements in eight languages on “Do I Need a Court Interpreter?” and “How to Work with a Court Interpreter” appeared in 15 multi-ethnic print publications and on 16 multilingual radio stations throughout the state.

### **Pretrial Pilot Projects**

A data analytics data integration platform was implemented for pretrial pilot courts in the Superior Courts of Alameda, Modoc, Sacramento, San Mateo, Tulare, and Tuolumne Counties. The platform integrates case management and justice partner data (jail, probation) and includes preconfigured dashboards designed to provide information required for legislative reporting.

### **Labor and Employee Relations**

Labor negotiations assistance was provided to 20 trial courts on 25 matters, including side letter negotiations to address funding adjustments for inflationary costs and successor memoranda of understanding negotiations. Additionally, support was provided on 10 different labor and employee-related matters.

### **Court Facilities Modifications**

- Nine real estate transactions were completed involving new or renewed licenses or permits in the Superior Courts of Glenn, Kern, Los Angeles, Madera, Orange, Plumas, San Bernardino, and San Diego Counties.
- Facility modifications status as of November 2, 2021:

<i>Status</i>	<i>Number of Modifications</i>	<i>Estimated Cost</i>
Awaiting Shared Cost	3	3,147,567
In Process	788	342,543,731
<i>Total</i>	<i>791</i>	<i>345,691,298</i>

## **Juvenile Case Reviews**

As part of the Judicial Resources and Technical Assistance Program, courtesy file reviews of juvenile cases were conducted in the Superior Courts of Del Norte, San Diego, San Bernardino, Stanislaus, and Tehama Counties to identify legal issues and training needs.

## **Self Help Center and Family Law Facilitator Information Exchange**

Weekly meetings included presentations on race and equity, the Superior Court of Orange County's e-intake process, a document assembly program for civil harassment restraining orders, updates on domestic violence laws and forms, COVID-19 rental debt in small claims court, and COVID-19 unlawful detainer law: tenant and landlord responsibilities.

## **Advisory Bodies**

The following Judicial Council advisory bodies convened remotely since the October meeting.

1. Administrative Presiding Justices Advisory Committee
2. Advisory Committee on Criminal Jury Instructions
3. Advisory Committee on Providing Access and Fairness
4. Civil and Small Claims Advisory Committee
5. Center for Judicial Education and Research Advisory Committee
6. Collaborative Justice Courts Advisory Committee
7. Court Executives Advisory Committee
8. Court Facilities Advisory Committee
9. Court Interpreters Advisory Panel
10. Criminal Law Advisory Committee
11. Family and Juvenile Law Advisory Committee
12. Information Technology Advisory Committee
13. Probate and Mental Health Advisory Committee
14. Traffic Law Advisory Committee
15. Trial Court Facility Modification Advisory Committee
16. Trial Court Presiding Judges Advisory Committee
17. Tribal Court-State Court Forum
18. Workgroup on Homelessness

## **Meeting Details**

### **Administrative Presiding Justices Advisory Committee**

- Received updates on live and distance education options for judicial officers and court staff, budget, and the Council of Chief Judges State Courts of Appeal 42nd Annual Conference.

### **Advisory Committee on Criminal Jury Instructions**

- Reviewed 24 proposed changes to criminal jury instructions, including the California Supreme Court's invitation to modify the eyewitness instruction (No. 315), per *People v. Lemcke* (2021) 11 Cal.5th 644.
- Revised gang, sex offense, and coercion instructions as required by newly enacted legislation (AB 333; AB 1171; AB 124).

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

- Reviewed Judicial Branch Statistical Information System (JBSIS) data elements, and received updates on Language Access Subcommittee work, the Judicial Diversity Summit, and the 2021 legislative cycle.
- *Racial Justice Working Group*: Discussed potential projects and identified racial justice work within the branch.
- *Language Access Subcommittee*: Reviewed status of current language access projects and discussed proposed projects for the 2022 annual agenda.

### **Center for Judicial Education and Research Advisory Committee**

- Reviewed and approved for further action an amendment to Rule 10.492 for temporary extension and pro rata reduction of judicial branch education requirements.

### **Civil and Small Claims Advisory Committee**

- Discussed 2021–22 annual agenda, civil harassment forms and rule proposal, and enforcement of judgment form proposal.
- Provided input on civil remote appearance rules, received presentation on JBSIS data reporting, and reviewed legislation with an impact on civil courts, including AB 1243 (elder abuse protective orders) and AB 218 (name and gender change). update, and JBSIS data reporting presentation.

### **Collaborative Justice Courts Advisory Committee**

- Received a presentation from the American Bar Association on expanding and enhancing California homeless courts, and an update on legislation that may affect collaborative courts, including SB 317 (competence to stand trial) and recommended changes to Lanterman-Petris-Short Act.
- Provided feedback on remote services and reviewed information on upcoming assisted outpatient trainings.

### **Court Executives Advisory Committee**

- Discussed the draft 2022 annual agenda and received updates regarding the Pretrial Release Program and E-filing workstream.

### **Court Facilities Advisory Committee**

- Received updates on the Trial Court Capital-Outlay Plan, touchpoints during the design-build delivery method, the courthouse of the future, and revisions to the *Judicial Branch Capital Program Management Manual*.

### **Court Interpreters Advisory Panel**

- *Professional Standards and Ethics Subcommittee*: Developed a proposed interpreter skills assessment process that will include recommendations to assess a credentialed court interpreter’s ability.

### **Criminal Law Advisory Committee**

- Reviewed pending bills with an impact on criminal courts, including Rule 2.507 (court records), CR-187 (motion to vacate conviction/sentence), CR-160 (protective orders), and felony sentencing updates.
- Provided a legislative update on chaptered and enrolled legislation relating to criminal law and procedure, discussed rule/form proposals, and shared a presentation on Judicial Branch Statistical Information System updates.

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

- Provided an orientation for new members, reviewed rules and forms proposals concerning child custody evaluations and nonminor dependents for comment in the Winter Rules Cycle, reviewed a proposal out for comment concerning remote proceedings, and received a presentation on proposed data collection and reporting changes for family and juvenile law matters.

### **Information Technology Advisory Committee**

- Received a status report on implementation of SB 241 (civil actions related to remote proceedings).
- Shared with members branch results of the Court Technology Inventory, which is based on information submitted by courts during the Court Technology Modernization Funding application process. The inventory serves as a tool for the branch to gauge needs and opportunities for technology investments.
- Added the new Advancing the Hybrid Courtroom workstream to the 2021 annual agenda. The workstream will assess the current implementation of hybrid courtrooms and develop technology and facilities standards for future buildouts.

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

- Discussed prioritizing the proposals on the annual agenda and remote proceedings rules and forms.

### **Traffic Law Advisory Committee**

- Reviewed relevant new legislation and solicited suggestions from stakeholders in preparation for the annual Uniform Bail and Penalties Schedule revision for 2022 and circulation for public comment.
- Discussed recommendations from the Ad Hoc Workgroup on Post-Pandemic Initiatives and reviewed the 2022 annual agenda.

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

- Authorized expenditure of \$3.9 million for facility modification projects.
- Received a report on the air scrubber pilot project conducted to monitor air quality levels inside several courthouses impacted by wildfire smoke, reviewed the draft policy on the use of air filtration devices during wildfires with the Court Executives Advisory Committee and invited public and court comment, and determined to not modify the interim guideline for costs related to the deployment of air scrubbers in fiscal year 2021–22.

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

- Discussed draft 2022 annual agenda, ongoing committee business, and effective practices and peer education.
- *Joint Business Meeting with the Court Executives Advisory Committee*: Received updates on filing and disposition data trends throughout the COVID-19 pandemic and rules and policies regarding donations to trial courts.

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

- Discussed projects to prioritize in the 2022 annual agenda, and introduced new members.

### **Work Group on Homelessness**

- Provided a final report and recommendations for consideration by the council at the November business meeting with a focus on: 1) improving unlawful detainer proceedings to reduce homelessness and promote housing stability, 2) reducing barriers to housing, and helping to identify housing resources, 3) utilizing technology and improving court procedures, communications, and information to increase access to justice for court users regardless of their housing circumstances, and 4) strengthening education, outreach, and civic engagement on issues pertaining to homelessness.

## **Judicial Branch Education**

### **Summary**

#### **Judicial Education**

##### Programs/Courses (remote delivery)

1. Experienced Assignment—California Environmental Quality Act Overview
2. Experienced Assignment—Death Penalty Habeas Corpus Petitions After Proposition 66
3. Primary Assignment Orientations—Civil Law (Limited Civil/Small Claims/Unlawful Detainer)
4. Primary Assignment Orientations—Criminal Law
5. Qualifying Judicial Ethics

##### Online Course

6. Jury Challenges and Assembly Bill 3070 Revised *Batson/Wheeler* Procedure

##### Podcast

7. Avoiding Reversal—Lesser Included Offenses
8. Motions in Limine
9. Ethics for Families

##### Video

10. Arbitration Awards
11. Avoiding Reversal: Lesser Included Offenses

12. Fetal Alcohol Syndrome (FAS): What it is, Why People with FAS Enter the Court System and How to Effectively Respond to Their Needs

#### Webinars

13. AB 1058 Child Support Training Conference
  14. AB 3070 Legislative Change to Eliminate Bias in Jury Selection
  15. Anti-SLAPP (Strategic Lawsuit Against Public Participation)
- Appellate Justice Webinars
16. Identifying & Overcoming Implicit Bias: The Old and the New
  17. Racial Justice Act: An Overview
  18. Selected Topics in Criminal Law
  19. Social Media and Ethics
  20. California Access to Visitation Grant Program Training
  21. Complex Civil Litigation Roundtable
  22. Court Technology Modernization Funding
  23. Fall Training Symposium – Family Court Services
  24. Family Court Services
  25. Intersection Between Mental Health and Supervised Visitation Services Training
  26. Judicial Branch Information Security
  27. Learning Transferring Skills One-Day Training on Standard 2.50
  28. Mental Health Issues in Family Court
  29. Parentage: Complex Issues
  30. Post-Conviction Motions Due to Immigration Consequences
  31. Santa Cruz Title IV-E Juvenile Law and Process Training
  32. Video Remote Interpreting Training and Virtual Court Clinics

#### Publication Updates

33. Benchbook: Civil Proceedings--Discovery
34. Benchbook: Search and Seizure

#### **Court Staff Education**

##### Programs/Courses (remote delivery)

35. Appellate Staff Institute
36. Caseflow and Workflow Management—Institute for Court Management
37. Core 40—Basic Training for Supervisors
38. Criminal Procedures: Counter to Courtroom—Court Clerk Training Institute

#### Videos

39. Appellate Court Case Management System Tutorial

## **Details**

### **AB 1058 Child Support Training Conference**

More than 400 judicial officers and court staff attended the virtual sessions with 11 webinars including: Income Determination – Calculating Child Support, Judicial Ethics, The Interstate Child, Parentage Notwithstanding Genetics, and Department of Child Support Services Guideline Calculator Training.

### **AB 3070 – Legislative Change to Eliminate Bias in Jury Selection**

Provisions of AB 3070 (Juries: Peremptory Challenges) and the differences between the *Batson-Wheeler* and AB 3070 analytical frameworks.

### **Anti-SLAPP**

Key cases and developments regarding anti-SLAPP law.

### **Appellate Court Case Management System Tutorial**

How to optimize the Appellate Court Case Management System to best meet needs.

### **Appellate Justice Webinar—Identifying and Overcoming Implicit Bias: The Old and New**

The history of implicit bias in the legal profession and examples of implicit bias related to race, gender, sexual orientation, and gender identity.

### **Appellate Staff Institute**

Opportunity for deputy clerks, judicial assistants, and judicial secretaries in the Courts of Appeal and Supreme Court to refine skills and share innovative practices.

### **Arbitration Awards**

Basics of confirming, vacating, and correcting arbitration awards.

### **Avoiding Reversal: Lesser Included Offenses**

Insight on avoiding reversible error when considering lesser included offenses in a criminal trial.

### **California Access to Visitation Grant Program Training**

Three days of education to 42 multidisciplinary organizational professionals, court and community-justice partners, and statewide professional providers of supervised visitation.

### **Complex Civil Litigation Roundtable**

Developing areas of the law germane to complex civil cases and methods for efficiently managing complex matters.

### **Core 40—Basic Training for Supervisors**

Valuable and practical information which managers and supervisors can use to improve the overall performance of their staff.

### **Court Technology Modernization Funding**

Branchwide webinar to provide an overview of Court Technology Modernization funding, criteria and progress reports.

### **Criminal Procedures: Counter to Courtroom–Court Clerk Training Institute**

Introduces the criminal process, including relevant terminology and events.

### **Ethics for Families**

Discussion of frequent scenarios involving family members that may raise ethical concerns for a judicial officer.

### **Experienced Assignment Course: California Environmental Quality Act Overview**

Provides justices, judges, and court attorneys with a procedural and substantive framework to analyze and efficiently deal with the issues presented by a challenge made under the California Environmental Quality Act to the approval of a public or private project.

### **Experienced Assignment Course: Death Penalty Habeas Corpus Petitions After Proposition 66**

New and amended Rules of Court pertaining to the appointment of habeas counsel, the filing, hearing, and adjudicating of death penalty-related habeas corpus petitions.

### **Family Court Services Fall Training Symposium**

Training on working with underserved populations, the new Self-Help website, and administrative oversight of Family Court Services programs.

### **Family Court Services Training**

Presentation on the Access to Visitation Grant and supervised visitation legislative updates.

### **Fetal Alcohol Syndrome: What It Is, Why People with FAS Enter the Court System and How to Effectively Respond to Their Needs**

How the disorder has evolved from a purely medical condition to what some people would suggest is a social epidemic.

### **Intersection Between Mental Health and Supervised Visitation Services Training**

California Access to Visitation Grant Program, in collaboration with the California Association of Supervised Visitation Service Providers, provided training to approximately 110 multidisciplinary organizational professionals and community-justice partners on the Intersection Between Mental Health and Supervised Visitation Services.

### **Jury Challenges and AB 3070 Revised Batson/Wheeler Procedure**

Covers hardship, cause, and peremptory challenges.

### **Mental Health Issues in Family Court**

How to recognize and address the mental health needs that litigants and children present in family court proceedings.

**Motions in Limine**

Approaches to motions filed on the eve of trial, offering both cautionary guidance and suggestions on how to rule effectively and efficiently.

**Parentage: Complex Issues**

Complex issues in parentage, including family-juvenile crossover cases, third parent cases, establishing biological parentage, presumed parents under Family Code Section 7630, and adult parentage.

**Post-Conviction Motions Due to Immigration Consequences**

General overview of immigration law, its intersectionality with criminal convictions, and how defendants may challenge such convictions through Penal Code sections 1016.5 and 1473.7.

**Primary Assignment Orientations—Civil Law**

Identifies issues commonly seen in all limited jurisdiction, and small claims, and unlawful detainer cases.

**Primary Assignment Orientations—Criminal Law**

Addresses procedural and substantive law governing criminal cases from arraignment through posttrial from a judge's perspective.

**Santa Cruz Title IV-E Juvenile Law and Process Training**

Title IV-E findings required at hearings, the timeline for hearings, preparation of corresponding orders, and recent legislative changes impacting findings and orders in out of home placement cases.

**Supervised Visitation: Learning Transferring Skills**

Refresher for 30 participants on Standard 5.20 (Supervised Visitation) with hands-on technical assistance relating to supervised visitation program practices in working with families and children.

**Video Remote Interpreting Training and Virtual Court Clinics**

Optional video remote interpreting (VRI) training for 18 superior courts and six clinics addressing operational and technical questions regarding implementation of VRI solutions and use of specific platforms to provide interpretation services.

## Staffing Metrics

As of October 31, 2021

	Executive Division				Leadership Services Division		Operations & Programs Division					Administrative Division				
STAFFING	Audit Services	Executive Office	Governmental Affairs	Public Affairs	Leadership Support Services	Legal Services	Business Mgmt Services	Center for Families, Children and the Courts	Center for Judicial Education & Research	Criminal Justice Services	Information Technology	Branch Accounting & Procurement	Budget Services	Facilities Services	Human Resources	Judicial Council
Authorized Position (FTE)	14.00	12.00	10.00	9.00	65.80	55.00	18.00	89.30	48.50	32.00	152.00	150.00	38.00	147.00	56.00	896.60
Filled Authorized Position (FTE)	9.80	9.80	8.00	7.00	57.30	40.60	16.00	68.55	45.00	22.60	102.00	136.00	26.00	116.00	43.00	707.65
Headcount - Employees	10	10	8	7	58	41	16	69	45	23	102	136	26	116	43	710.00
Vacancy (FTE)	4.20	2.20	2.00	2.00	8.50	14.40	2.00	20.75	3.50	9.40	50.00	14.00	12.00	31.00	13.00	188.95
Vacancy Rate (FTE)	30.0%	18.3%	20.0%	22.2%	12.9%	26.2%	11.1%	23.2%	7.2%	29.4%	32.9%	9.3%	31.6%	21.1%	23.2%	21.07%
Judicial Council Temp Employee (909)	0	2	0	0	0	0	0	0	0	0	0	0	0	1	0	3.00
*Employment Agency Temporary Worker (FTE)	0	0	0	0	0	0	0	4	0	0	0	0	0	0	0	4.00
Contractors (FTE)	0.0	0.0	0.0	0.0	0.0	1.0	2.0	1.0	0.0	0.0	56.60	0.0	0.0	0.0	0.0	60.60
<b>TOTAL WORKFORCE</b> (based on FTE, 909s, Agency Temps & Contractors)	9.80	11.80	8.00	7.00	57.30	41.60	18.00	73.55	45.00	22.60	158.60	136.00	26.00	117.00	43.00	775.25

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>	The "909" category is the State Controller code used to reference a temporary position or a temporary employee. 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).
<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>	Full time: Employee is scheduled to work 40 hours per week. Receives full benefits. 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. 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.
<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:** The Governor made 12 new judicial appointments since the October Judicial Council meeting.

- Courts of Appeal Appointments: Fourth Appellate District, Division Three (1).
- Superior Court Appointments: Butte (1), Contra Costa (1), El Dorado (1), Fresno (1), Kern (1), Los Angeles (1), San Diego (2), Santa Clara (1), Solano (1), Sonoma (1).

Number of Judgeships Authorized, Filled, and Vacant as of **November 1, 2021**

TYPE OF COURT	NUMBER OF COURTS	NUMBER OF JUDGESHIPS					
		Authorized	Filled	Vacant	Vacant (Unfunded AB 159 positions)	<i>Filled (Last Month)</i>	<i>Vacant (Last Month)</i>
Supreme Court	1	7	6	1	0	7	0
Courts of Appeal	6	106	96	10	0	97	8
Superior Courts	58	1,755	1,640	92	23	1,647	114
<b>All Courts</b>	<b>65</b>	<b>1,868</b>	<b>1,742</b>	<b>126</b>		<b>1,751</b>	<b>117</b>

\*50 new (AB 159) judgeships were authorized, but not funded, in 2008; funding was provided for two of the judgeships in the 2018 Budget Act and for a further 25 positions in the 2019 Budget Act.

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

Supreme Court	Vacancies	Reason for Vacancy	Justice to be Replaced	Last Day In Office
Supreme Court	1	Resigned	Hon. Mariano-Florentino Cuéllar	10/31/2021
<b>TOTAL VACANCIES</b>	<b>1</b>			

### JUDICIAL VACANCIES: APPELLATE COURTS

Appellate District	Vacancies	Reason for Vacancy	Justice to be Replaced	Last Day In Office
First Appellate District, Division Four	1	Elevated	Hon. Alison M. Tucher	8/30/2021
Second Appellate District, Division Three	1	Retirement	Hon. Halim Dhanidina	3/31/2021
Second Appellate District, Division One	1	Removed	Hon. Jeffrey W. Johnson	6/2/2020
Second Appellate District, Division Seven	1	Retirement	Hon. Laurie D. Zelon	8/31/2020

Second Appellate District, Division Eight	1	Retirement	Hon. Tricia Ann Bigelow	6/30/2021
Third Appellate District	1	Retirement	Hon. Mary Kathleen Butz	6/30/2020
Fourth Appellate District, Division One	1	Retirement	Hon. Patricia D. Benke	7/31/2021
Fourth Appellate District, Division Three	3	Retirement	Hon. David A. Thompson	10/15/2021
Fourth Appellate District, Division Three		Retirement	Hon. Richard M. Aronson	6/30/2021
Fourth Appellate District, Division Three		Retirement	Hon. Raymond J. Ikola	6/30/2021
<b>TOTAL VACANCIES</b>	<b>10</b>			

### JUDICIAL VACANCIES: SUPERIOR COURTS

County	Vacancies	Reason for Vacancy	Judge to be Replaced	Last Day In Office
Alameda	3	Retirement	Hon. Allan D. Hymer	10/29/2021
Alameda		Elevated	Hon. Victor A. Rodriguez	10/13/2021
Alameda		Retirement	Hon. Patrick J. Zika	6/29/2021
Butte	1	Retirement	Hon. Robert A. Glusman	1/20/2021
Contra Costa	3	Retirement	Hon. Judy Johnson	4/2/2021
Contra Costa		Retirement	Hon. Cheryl Mills	3/9/2021
Contra Costa		Retirement	Hon. Linda Lye	12/31/2020
El Dorado	1	Retirement	Hon. Warren C. Stracener	1/9/2020
Fresno	3	Retirement	Hon. Debra J. Kazanjian	3/31/2021
Fresno		Retirement	Hon. Jane Cardoza	7/22/2020
Fresno		Retirement	Hon. W. Kent Hamlin	7/8/2020
Kern	4	Retirement	Hon. Robert S. Tafoya	4/30/2021
Kern		Retirement	Hon. Craig Philips	2/26/2021
Kern		Retirement	Hon. Lorna H. Brumfield	12/31/2020
Kern		Retirement	Hon. John S. Somers	9/30/2020
Kings	2	Retirement	Hon. Donna L. Tarter	10/29/2021
Kings		New position	Vacancy	9/24/2019
Los Angeles	16	Retirement	Hon. John A. Slawson	9/15/2021
Los Angeles		Retirement	Hon. Victor H. Greenberg	8/24/2021
Los Angeles		Retirement	Hon. Rolf Michael Treu	8/16/2021
Los Angeles		Retirement	Hon. Patricia Nieto	7/30/2021
Los Angeles		Retirement	Hon. Michael D. Abzug	6/29/2021
Los Angeles		Retirement	Hon. Robert J. Schuit	6/19/2021
Los Angeles		Retirement	Hon. Jose I. Sandoval	5/5/2021
Los Angeles		Retirement	Hon. Norman Perry Tarle	4/20/2021
Los Angeles		Retirement	Hon. John A. Torribio	4/14/2021
Los Angeles		Retirement	Hon. Clifford L. Klein	4/1/2021
Los Angeles		Retirement	Hon. Gary J. Ferrari	3/19/2021

Los Angeles		Retirement	Hon. Anthony J. Mohr	3/19/2021
Los Angeles		Retirement	Hon. Ramona G. See	3/12/2021
Los Angeles		Retirement	Hon. Robert J. Perry	3/5/2021
Los Angeles		Retirement	Hon. Michael Anthony Tynan	2/19/2021
Los Angeles		Deceased	Hon. Lori A. Fournier	2/9/2021
Mariposa	1	Retirement	Hon. F. Dana Walton	1/31/2021
Merced	3	Retirement	Hon. John D. Kirihara	9/7/2021
Merced		Retirement	Hon. Jeanne Schechter	6/15/2021
Merced		Newly created position	Vacancy	9/24/2019
Modoc	1	Retirement	Hon. David A. Mason	10/31/2020
Monterey	1	Retirement	Hon. Lydia M. Villarreal	4/28/2021
Nevada	1	Retirement	Hon. Robert Lynn Tamietti	10/31/2020
Orange	8	Retirement	Hon. Charles Margines	10/1/2021
Orange		Retirement	Hon. Joy Wiesenfeld Markman	9/30/2021
Orange		Retirement	Hon. Debra D. Carrillo	9/9/2021
Orange		Retirement	Hon. Salvador Sarmiento	7/28/2021
Orange		Retirement	Hon. Gregory W. Jones	6/4/2021
Orange		Retirement	Hon. Mark S. Millard	4/30/2021
Orange		Retirement	Hon. Sheila B. Fell	3/22/2021
Orange		Retirement	Hon. Gary L. Moorhead	2/17/2021
Placer	2	Retirement	Hon. Charles D. Wachob	9/17/2021
Placer		Retirement	Hon. Mark S. Curry	9/3/2021
Riverside	4	Retirement	Hon. David M. Chapman	9/1/2021
Riverside		Retirement	Hon. Jackson Lucky	7/20/2021
Riverside		Retirement	Hon. David A. Gunn	7/19/2021
Riverside		Retirement	Hon. Bambi J. Moyer	4/1/2021
Sacramento	3	Retirement	Hon. Trena H. Plavan	10/12/2021
Sacramento		Retirement	Hon. Benjamin G. Davidian	8/16/2021
Sacramento		Retirement	Hon. Jaime R. Román	6/10/2021
San Benito	1	Retirement	Hon. Steven R. Sanders	1/15/2021
San Bernardino	6	Retirement	Hon. Ronald M. Christianson	4/30/2021
San Bernardino		Retirement	Hon. Elia V. Pirozzi	4/22/2021
San Bernardino		Retirement	Hon. Donna G. Garza	4/16/2021
San Bernardino		Retirement	Hon. Pamela P. King	3/12/2021
San Bernardino		Retirement	Hon. Dwight W. Moore	3/1/2021
San Bernardino		Retirement	Hon. Stephan G. Saleson	3/1/2021
San Diego	10	Retirement	Hon. Amalia L. Meza	8/31/2021
San Diego		Retirement	Hon. Sharon B. Majors-Lewis	8/4/2021
San Diego		Retirement	Hon. Margo Lewis Hoy	7/30/2021
San Diego		Retirement	Hon. Ronald L. Styn	7/23/2021
San Diego		Retirement	Hon. Edlene C. McKenzie	6/30/2021
San Diego		Retirement	Hon. Timothy M. Casserly	6/23/2021
San Diego		Retirement	Hon. Margie G. Woods	6/7/2021

San Diego		Retirement	Hon. Roger W. Krauel	5/5/2021
San Diego		Retirement	Hon. Randa Trapp	3/17/2021
San Diego		Retirement	Hon. Charles G. Rogers	2/19/2021
San Joaquin	1	Retirement	Hon. Roger Ross	6/29/2021
San Luis Obispo	1	Retirement	Hon. Ginger E. Garrett	10/13/2021
Santa Clara	6	Elevated	Hon. Cynthia C. Lie	8/30/2021
Santa Clara		Elevated	Hon. Charles E. Wilson II	8/30/2021
Santa Clara		Retirement	Hon. Linda R. Clark	4/30/2021
Santa Clara		Retirement	Hon. James L. Stoelker	3/26/2021
Santa Clara		Retirement	Hon. Ronald I. Toff	2/16/2021
Santa Clara		Retirement	Hon. Mark H. Pierce	9/10/2020
Siskiyou	1	Retirement	Hon. William J. Davis	2/19/2021
Solano	1	Retirement	Hon. Michael Mattice	3/25/2020
Sonoma	4	Retirement	Hon. Jamie E. Thistlethwaite	10/6/2021
Sonoma		Retirement	Hon. Nancy Case Shaffer	7/5/2021
Sonoma		Retirement	Hon. Barbara Phelan	1/31/2021
Sonoma		Retirement	Hon. Allan D. Hardcastle	4/3/2020
Tulare	2	Retirement	Hon. Gary L. Paden	9/8/2021
Tulare		Retirement	Hon. Kathryn T. Montejano	10/5/2020
Ventura	2	Retirement	Hon. William Q. Liebmann	5/7/2021
Ventura		Retirement	Hon. Kevin J. McGee	4/29/2021
<b>TOTAL VACANCIES</b>	<b>92</b>			

**Number of Judgeships Authorized, Filled, and Vacant, October 2019–October 2021 (two years) \***

Month	Superior Courts				Courts of Appeal			
	Authorized	Filled	Vacancy	Vacancy Rate	Authorized	Filled	Vacancy	Vacancy Rate
Oct-19	1,743	1,668	75	4.3%	106	104	2	1.9%
Nov-19	1,743	1,664	79	4.5%	106	104	2	1.9%
Dec-19	1,743	1,661	82	4.7%	106	104	2	1.9%
Jan-20	1,743	1,658	85	4.9%	106	105	1	0.9%
Feb-20	1,743	1,650	93	5.3%	106	105	1	0.9%
Mar-20	1,743	1,642	101	5.8%	106	105	1	0.9%
Apr-20	1,743	1,648	95	5.5%	106	105	1	0.9%
May-20	1,743	1,643	100	5.7%	106	105	1	0.9%
Jun-20	1,754	1,646	108	6.2%	106	104	2	1.9%
Jul-20	1,754	1,639	115	6.6%	106	103	3	2.8%
Aug-20	1,754	1,646	108	6.2%	106	102	4	3.8%
Sep-20	1,754	1,635	119	6.8%	106	101	5	4.7%
Oct-20	1,754	1,625	129	7.4%	106	101	5	4.7%
Nov-20	1,754	1,642	112	6.4%	106	101	5	4.7%
Dec-20	1,754	1,669	85	4.8%	106	101	5	4.7%
Jan-21	1,755	1,662	93	5.3%	106	100	6	5.7%
Feb-21	1,755	1,655	100	5.7%	106	99	7	6.6%
Mar-21	1,755	1,659	96	5.5%	106	99	7	6.6%
Apr-21	1,755	1,642	113	6.4%	106	98	8	7.5%
May-21	1,755	1,639	116	6.6%	106	98	8	7.5%
Jun-21	1,755	1,630	125	7.1%	106	95	11	10.4%
Jul-21	1,755	1,641	114	6.5%	106	98	8	7.5%
Aug-21	1,755	1,633	122	7.0%	106	96	10	9.4%
Sep-21	1,755	1,647	108	6.2%	106	97	9	8.5%
Oct-21	1,755	1,640	115	6.6%	106	96	10	9.4%

\* As of November 2, 2021.

Note: Growth in number of Authorized Judicial Positions reflects SJO conversions, as well as newly funded positions via the 2019 Budget Act. Since 2007, 157 SJO positions have been converted to judgeships .

**Percent of Judgeship Vacancies in the Superior Courts, October 2019–October 2021**

