



JUDICIAL COUNCIL OF CALIFORNIA

TECHNOLOGY COMMITTEE

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JUDICIAL COUNCIL TECHNOLOGY COMMITTEE

MINUTES OF OPEN MEETING

July 9, 2018
12:00 - 1:00 PM

Teleconference

Advisory Body Members Present: Hon. Marsha G. Slough, Chair; Hon. Gary Nadler, Vice-Chair; Hon. Kyle S. Brodie; Hon. Rebecca Wightman; Mr. Jake Chatters; Ms. Rachel W. Hill; Ms. Audra Ibarra; and Ms. Andrea K. Rohmann

Advisory Body Members Absent: Hon. Ming W. Chin

Liaison Members Present: Hon. Sheila F. Hanson

Others Present: Hon. Peter Siggins; Hon. Louis Mauro; Mr. Robert Oyung; Mr. Mark Dusman; Ms. Virginia Sanders-Hinds; Ms. Heather Pettit; Ms. Kathy Fink; Ms. Jessica Goldstein; Ms. Ms. Andrea Jaramillo; Ms. Ingrid Leverett; Ms. Kristi Morioka; and Christy Simons

OPEN MEETING

Call to Order and Roll Call

The chair called the meeting to order, took roll call, and advised no public comments were received.

Approval of Minutes

The advisory body reviewed and approved the minutes of the June 11, 2018 meeting.

DISCUSSION AND ACTION ITEMS

Item 1

Chair Report

Update: Hon. Marsha Slough, Chair of the Judicial Council Technology Committee (JCTC), welcomed and thanked everyone for attending. Justice Slough reviewed the agenda for the meeting, as well as provided updates on recent meetings in which she and other members represented the JCTC or reported on the JCTC activities.

Item 2

Modernization Project Rules Proposal: Proposed Amendments to Title 2, Division 3, Chapter 2 (Action)

- Update:** Hon. Peter Siggins, Chair, Rules and Policy Subcommittee, and Ms. Andrea Jaramillo, Attorney in Judicial Council Legal Services, reviewed public comments received and provided an update and report on recommended amendments to title 2, division 3, chapter 2 of the California Rules of Court. The proposed amendments respond to new requirements in Code of Civil Procedure section 1010.6, amend definitions in the rules, and ensure indigent filers are not required to have a payment mechanism to create an account with electronic filing service providers. The committee was asked to consider recommending these to the Judicial Council.
- Action:** The committee voted to approve the recommendation and forward to the Judicial Council for consideration.

Item 3

Modernization Project: Form Proposal, Withdrawal of Consent to Electronic Service (Action)

- Update:** Hon. Peter Siggins and Ms. Andrea Jaramillo reviewed public comments received and provided an update and report on Judicial Council form EFS-006, Withdrawal of Consent to Electronic Service. The purpose of the proposal is to comply with Code of Civil Procedure section 1010.6(a)(6), which requires the Judicial Council to create such a form by January 1, 2019. This is a joint proposal with the Civil and Small Claims Advisory Committee. The committee was asked to consider recommending these to the Judicial Council.
- Action:** The committee voted to approve the recommendation and forward to the Judicial Council for consideration.

Item 4

Remote Access to Electronic Records Rules Proposal: Proposed Adoption of New Rules and Amendments in Title 2, Division 1, Chapter 2 (Action)

- Update:** Hon. Peter Siggins and Ms. Andrea Jaramillo reviewed public comments received and provided an update and report on amendments in title 2, division 1, chapter 2 of the California Rules of Court. The goal of the proposed rules is to facilitate remote access to trial court records by state, local, and tribal government entities, parties, parties', attorneys, and court-appointed persons. The committee was asked to consider recommending the adoption of these new rules and amendments to the Judicial Council.
- Action:** The committee voted to approve the recommendation and forward to the Judicial Council for consideration.

Item 5

Update on Modernize Appellate Court Rules – Sealed and Confidential Records

Update: Hon. Louis R. Mauro, Chair, Joint Appellate Technology Subcommittee (JATS), and Ms. Ingrid Leverett, an Attorney in Judicial Council Legal Services, discussed comments to the proposed rule amendments that would establish procedures for handling sealed and confidential materials submitted electronically in the Court of Appeal. The committee was advised that following approval by the JATS, the Appellate Advisory Committee, and the Information Technology Advisory Committee, that they would be asked to consider the recommendation.

Action: The committee received the report.

Item 6

Update on Sustain Justice Edition Case Management System

Update: Ms. Virginia Sanders-Hinds, a Principal Manager in Judicial Council Information Technology, provided an update and report on the work related to the Sustain Justice Edition case management system.

Action: The committee received the report.

Item 7

Update on V3 Case Management System

Update: Ms. Kathy Fink, a Manager in Judicial Council Information Technology, provided an update and report on the work to date related to V3 since receiving the funding for civil case management system replacement.

Action: The committee received the report.

A D J O U R N M E N T

There being no further business, the meeting was adjourned.

JUDICIAL COUNCIL TECHNOLOGY COMMITTEE
MINUTES OF ACTION BY EMAIL BETWEEN MEETINGS
JULY 25, 2018

Email Proposal

The Judicial Council Technology Committee (JCTC) was asked to approve recommendations from the Joint Appellate Technology Subcommittee and the Appellate Advisory Committee, which responded to comments, as well as addressed the adoption of the rules modernization proposal for the Appellate Courts regarding sealed and confidential records. This also included a report to the Judicial Council. Materials consisting of a cover memorandum specifying the proposal, the comment chart, and report to the Judicial Council were distributed to the members and publicly posted on the JCTC website.

Due to the limited availability of JCTC members and the body's other priorities, the JCTC did not have time to consider this request at a meeting in a timely manner. Accordingly, the Chair concluded that prompt action by email was necessary.

Notice

On July 19, 2018 a notice was posted advising that the JCTC was proposing to act by email between meetings under California Rules of Court, rule 10.75(o)(1)(B).

Public Comment

Because the email proposal concerned a subject that otherwise must be discussed in an open meeting, the JCTC invited public comment on the proposal under rule 10.75(o)(2). The public comment period began at 8:00 a.m., Thursday, July 19, 2018 and ended at 9:00 a.m., Monday, July 23, 2018. No comments were received.

Action Taken

After the public comment period ended, JCTC members were asked to submit their votes on the proposed action by 9:00 a.m. on July 25, 2018. All nine members voted to approve. The email proposal was approved.