



JUDICIAL COUNCIL OF CALIFORNIA

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

www.courts.ca.gov

CIRCULATING ORDER MEMORANDUM TO THE JUDICIAL COUNCIL

Circulating Order Number: CO-16-06

Title

Judicial Council Report to the Legislature:
Electronic Recording Equipment

Action Requested

VOTING MEMBERS ONLY: Vote and
return by fax. Additionally, return original
signature page.

Rules, Forms, Standards, or Statutes Affected

None

Please Respond By

May 4, 2016

Recommended by

Martin Hoshino
Administrative Director
Judicial Council of California

Date of Report

April 27, 2016

Zlatko Theodorovic, Director
Judicial Council Finance

Contact

Patrick Ballard, 818-558-3115
patrick.ballard@jud.ca.gov

Executive Summary

Judicial Council staff recommends approval of the *Report on Purchase or Lease of Electronic Recording Equipment by Superior Courts (July 1–December 31, 2016)*. Government Code section 69958 requires that the Judicial Council report to the Legislature semiannually on all purchases and leases of electronic recording equipment that will be used to record superior court proceedings.

Recommendation

Staff recommends that the Judicial Council:

1. Approve the *Report on Purchase or Lease of Electronic Recording Equipment by Superior Courts (July 1–December 31, 2015)*; and

2. Direct staff to submit the report to the Legislature.

The report is attached.

Previous Council Action

These reports have routinely been approved by the council and submitted to the Legislature on a semiannual basis. Previous reports can be found at www.courts.ca.gov/7466.htm.

Rationale for Recommendation

The semiannual submission of this report to the Legislature is required under Government Code section 69958. The statute requires that each superior court report to the Judicial Council about all purchases and leases of electronic recording equipment that will be used to record superior court proceedings, specifying all of the following:

- (a) The superior court in which the equipment will be used.
- (b) The types of trial court proceedings in which the equipment will be used.
- (c) The cost of purchasing, leasing, or upgrading the equipment.
- (d) The type of equipment purchased or leased.

Comments, Alternatives Considered, and Policy Implications

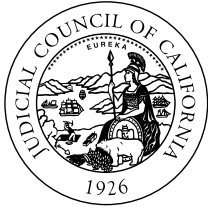
This report was not circulated for comment. The information in the report to the Legislature was reported to the Judicial Council by the superior courts.

Implementation Requirements, Costs, and Operational Impacts

Implementing the recommendations in this report results in no costs or operational impacts.

Attachments and Links

1. *Report on Purchase or Lease of Electronic Recording Equipment by Superior Courts (July 1–December 31, 2015)*
2. Voting instructions, at page 7
3. Vote and signature pages, at pages 8–9



JUDICIAL COUNCIL OF CALIFORNIA

455 Golden Gate Avenue
San Francisco, CA 94102-3688
Tel 415-865-4200
TDD 415-865-4272
Fax 415-865-4205
www.courts.ca.gov

HON. TANI G. CANTIL-SAKAUYE
*Chief Justice of California
Chair of the Judicial Council*

HON. DOUGLAS P. MILLER
Chair, Executive and Planning Committee

HON. DAVID M. RUBIN
Chair, Litigation Management Committee

HON. KENNETH K. SO
*Chair, Policy Coordination and
Liaison Committee*

HON. HARRY E. HULL, JR.
Chair, Rules and Projects Committee

HON. MARSHA G. SLOUGH
Chair, Technology Committee

Hon. Marla O. Anderson
Hon. Brian John Back
Hon. Richard Bloom
Mr. Mark G. Bonino
Hon. Stacy Boulware Eurie
Hon. Kyle S. BrodieHon. Daniel J. Buckley
Hon. Ming W. ChinHon. Samuel K. Feng
Hon. James M. Humes
Hon. HannahBeth Jackson
Mr. Patrick M. Kelly
Hon. Dalila C. Lyons
Ms. Donna D. Melby
Hon. Gary Nadler
Ms. Debra Elaine Pole
Hon. Dean T. Stout
Hon. Martin J. Tangeman

ADVISORY MEMBERS

Mr. Jake Chatters
Mr. Richard D. Feldstein
Ms. Kimberly Flener
Hon. Scott M. Gordon
Hon. David E. GunnHon. Brian L. McCabe
Mr. Frank A. McGuire
Hon. Eric C. Taylor
Hon. Charles D. Wachob

MR. MARTIN HOSHINO
*Administrative Director,
Judicial Council*

May 5, 2016

Ms. Diane F. Boyer-Vine
Legislative Counsel
State of California
State Capitol, Room 3021
Sacramento, California 95814

Mr. Daniel Alvarez
Secretary of the Senate
State Capitol, Room 400
Sacramento, California 95814

Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California 95814

*Re: Report on Purchase or Lease of Electronic Recording Equipment by
Superior Courts (July 1–December 31, 2015) as required by Government
Code section 69958*

Dear Ms. Boyer-Vine, Mr. Alvarez, and Mr. Wilson:

The Judicial Council respectfully submits this report, as required by Government Code section 69958, to provide information to the Legislature regarding superior court purchases and leases of electronic recording equipment during the period of July 1, 2015, through December 31, 2015. As required by statute, for each purchase or lease of equipment, the report specifies the name of the court, the types of proceedings for which the equipment will be used, the cost of the equipment, and the types of equipment purchased or leased.

Government Code section 69957 requires the courts to obtain advance approval from the Judicial Council before purchasing or leasing any electronic recording technology or equipment. Approval for purchase or

lease of the equipment is subject to the equipment being used only in the manner and for the purposes authorized under that section. All 58 superior courts were surveyed regarding their purchase or lease of the equipment to ensure that all purchases were made with the required authorization. During the July 1 through December 31, 2015, period, four courts purchased electronic equipment or related items for use in court proceedings. During the period, three of the courts submitted a Request to Purchase form and received authorizations for their purchases. A fourth court purchased the equipment during the period, but submitted the form and received approval after purchase and the end of the reporting period.

The Superior Court of Alpine County spent \$26,949 to purchase a FTR Touch 4 Channel Recording System with DMX-4 Mixer, with FTR LogNotes, and FTR Player; a Polycom C8 DSP Mixer; and various other equipment, including a listening device with four receivers, an AMX Touch Control Panel, a controller, amplifier, router, microphones, and connectors; and installation, programming, and support. The purchase was not an upgrade to existing software. The software and equipment will be used to make an official record in traffic infractions and misdemeanors where a reporter is not present, and for limited civil and small claims cases as needed.

The Superior Court of Orange County spent \$9,222 to purchase five Presonus 8-Channel Mixers, Model FP 109; and three Court Audio, Audio Trax SW981-8 8-Channel Recording Software Systems. The recording systems and three of the mixers were for new installations, and two of the mixers were purchased as backups in the event that other mixers malfunction. The equipment will be used to make an official record in infraction, misdemeanor, limited civil, and small claims cases.

The Superior Court of San Francisco County spent \$151,986 to purchase four JAV-Centro-TX audio/video processor base units with software, four JAV-SW-AL7S Recorder & Standard audio/video recording devices with multichannel audio recording, and 26 JAV-REC7-SS Recorder 7 Standard audio/video recording devices with stereo audio recording, and installation. Four of the systems were for new courtroom installations and 22 were purchased as backup devices in the event that existing equipment fails. The equipment will be used to make an official record in misdemeanors, infractions, limited civil, and traffic, and for appeals of these cases as requested by counsel.

The Superior Court of San Joaquin County spent \$1,531 to purchase a Denon DN700R Recording System. The equipment is not a replacement or upgrade of existing equipment. It will be used to monitor subordinate judicial officers, hearing officers, or temporary judges in small claims cases.

The total amount spent by these four courts on the purchase of electronic recording equipment during the reporting period was \$189,688.

May 5, 2016

Page 3

If you have any questions related to this report, please contact Zlatko Theodorovic, Director, Judicial Council Finance, at 916-263-1397.

Sincerely,



Martin Hoshino
Administrative Director
Judicial Council of California

MH/PB

cc: Shaun Naidu, Policy Consultant, Office of Senate President pro Tempore Kevin de León
Alf Brandt, Senior Counsel, Office of Assembly Speaker Anthony Rendon
Anita Lee, Senior Fiscal and Policy Analyst, Legislative Analyst's Office
Tina McGee, Executive Secretary, Legislative Analyst's Office
Tiffany Garcia, Program Budget Analyst, Department of Finance
Margie Estrada, Chief Counsel, Senate Judiciary Committee
Julie Salley-Gray, Consultant, Senate Budget and Fiscal Review Committee
Jolie Onodera, Consultant, Senate Appropriations Committee
Matt Osterli, Consultant, Senate Republican Fiscal Office
Mike Petersen, Consultant, Senate Republican Policy Office
Alison Merrilees, Chief Counsel, Assembly Judiciary Committee
Chuck Nicol, Principal Consultant, Assembly Appropriations Committee
Marvin Deon, Consultant, Assembly Budget Committee
Allan Cooper, Consultant, Assembly Republican Office of Policy & Budget
Paul Dress, Consultant, Assembly Republican Office of Policy & Budget
Peggy Collins, Principal Consultant, Joint Legislative Budget Committee
Cory T. Jasperson, Director, Governmental Affairs, Judicial Council
Laura Speed, Principal Manager, Governmental Affairs, Judicial Council
Peter Allen, Public Affairs Officer, Public Affairs, Judicial Council
Lucy Fogarty, Deputy Director, Finance, Judicial Council
Steven Chang, Manager, Finance, Judicial Council
Patrick Ballard, Fiscal Supervisor, Finance, Judicial Council
Yvette Casillas-Sarcos, Administrative Coordinator, Governmental Affairs, Judicial Council



JUDICIAL COUNCIL OF CALIFORNIA

455 Golden Gate Avenue
San Francisco, CA 94102-3688
Tel 415-865-4200
TDD 415-865-4272
Fax 415-865-4205
www.courts.ca.gov

HON. TANI G. CANTIL-SAKAUYE
Chief Justice of California
Chair of the Judicial Council

HON. DOUGLAS P. MILLER
Chair, Executive and Planning Committee

HON. DAVID M. RUBIN
Chair, Litigation Management Committee

HON. KENNETH K. SO
*Chair, Policy Coordination and
Liaison Committee*

HON. HARRY E. HULL, JR.
Chair, Rules and Projects Committee

HON. MARSHA G. SLOUGH
Chair, Technology Committee

Hon. Marla O. Anderson
Hon. Brian John Back
Hon. Richard Bloom
Mr. Mark G. Bonino
Hon. Stacy Boulware Eurie
Hon. Kyle S. Brodie
Hon. Daniel J. Buckley
Hon. Ming W. Chin
Hon. Samuel K. Feng
Hon. James M. Humes
Hon. Hannah-Beth Jackson
Mr. Patrick M. Kelly
Hon. Dalila C. Lyons
Ms. Donna D. Melby
Hon. Gary Nadler
Ms. Debra Elaine Pole
Hon. Dean T. Stout
Hon. Martin J. Tangeman

ADVISORY MEMBERS

Mr. Jake Chatters
Mr. Richard D. Feldstein
Ms. Kimberly Flener
Hon. Scott M. Gordon
Hon. David E. Gunn
Hon. Brian L. McCabe
Mr. Frank A. McGuire
Hon. Eric C. Taylor
Hon. Charles D. Wachob

MR. MARTIN HOSHINO
*Administrative Director,
Judicial Council*

Report title: *Report on Purchase or Lease of Electronic
Recording Equipment by Superior Courts
(July 1, 2015–December 31, 2015)*

Statutory citation: Government Code section 69958

Date of report: May 5, 2016

The Judicial Council has submitted a report to the Legislature in accordance with Government Code section 69958, which requires the Judicial Council to report to the Legislature, on a semiannual basis, regarding all purchases and leases of electronic recording equipment that will be used to record superior court proceedings. The report must specify the name of the court, the types of proceedings for which the equipment will be used, the cost of the equipment, and the types of equipment purchased.

The following summary of the report is provided under the requirements of Government Code section 9795.

For the period July 1, 2015, through December 31, 2015, four courts purchased or leased electronic recording equipment or related items at a cost of \$189,688 to create an official record in various court proceedings or to monitor subordinate judicial officers in certain types of cases as authorized by law. Information about these transactions is discussed in the report.

The full report is available at www.courts.ca.gov/7466.htm.

A printed copy of the report may be obtained by calling 818-558-3115.

Instructions for Review and Action by Circulating Order

Voting members

- Please indicate your **vote, sign, and return by 5pm, (May 4, 2016)**, if possible by one of these methods:
 1. Fax the signature pages to the attention of Judicial Council Support, Leadership Services Division at 415-865-4391
 2. Reply to the e-mail message with “I approve,” “I disapprove,” or “I abstain.”
- If you are unable to reply by **(May 4, 2016)**, please do so as soon as possible thereafter.
- Additionally, **return the original** signature page to the Judicial Council Support, Judicial Council of California, 455 Golden Gate Avenue, San Francisco, California, 94102-3688. **Please keep a copy for your records.**

Advisory members

The circulating order is being faxed to you for your information only. There is no need to sign or return any documents.

CIRCULATING ORDER
Judicial Council of California
Voting and Signature Pages

Effective immediately, the Judicial Council approves the *Report on Purchase or Lease of Electronic Recording Equipment by Superior Courts (July 1–December 31, 2015)* as required by Government Code section 69958; and direct Judicial Council staff to submit the report to the Legislature.

My vote is as follows:

☒ Approve

☐ Disapprove

☐ Abstain

Tani G. Cantil-Sakauye, Chair

Marla O. Anderson

/s/
Brian John Back

Richard Bloom

/s/
Mark G. Bonino

/s/
Stacy Boulware Eurie

/s/
Kyle S. Brodie

/s/
Daniel J. Buckley

/s/
Ming W. Chin

/s/
Samuel K. Feng

/s/
Harry E. Hull, Jr.

/s/
James M. Humes

/s/
Patrick M. Kelly

Hannah-Beth Jackson

My vote is as follows:

☒ Approve

☐ Disapprove

☐ Abstain

_____/s/
Dalila Corral Lyons

Donna D'Angelo Melby

_____/s/
Douglas P. Miller

_____/s/
Gary Nadler

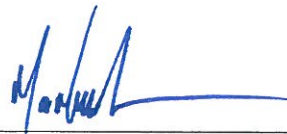
Debra Elaine Pole

_____/s/
David M. Rubin

_____/s/
Dean T. Stout

Date: 5-16-16

Attest:



Administrative Director and
Secretary of the Judicial Council