

DEC 06 2016

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

SHERRI R. CARTER, EXECUTIVE OFFICER/ CLERK
C. Casarez
BY C. CASAREZ, DEPUTY

GENERAL ORDER

In re Los Angeles Superior Court Cases)
General Order – Limited Jurisdiction Unlawful)
Detainer (Eviction) Cases Assigned to Stanley Mosk)
Courthouse)

TO EACH PARTY AND TO THE ATTORNEY OF RECORD FOR EACH PARTY: PLEASE TAKE NOTICE that pursuant to the California Code of Civil Procedure [CCP], the California Rules of Court [CRC], and the Los Angeles County Rules [LASC], the Court makes the following orders:

SERVICE OF THIS ORDER

1. Each plaintiff is ordered to serve a copy of this general order on each defendant along with copies of the summons and complaint, and to file proof of this service as mandated in this order. [CCP § 594(b)]

EARLY SETTLEMENT MEETING

2. Each plaintiff is ordered to contact each defendant within 10 days of service in good faith to initiate settlement of the action. Such contact shall be made orally or in writing with the objective of having the case dismissed within 60 days of its filing. It is the Court's intent that, where possible, every effort should be made to keep settled cases from becoming public as provided in CCP § 1161.2(a)(5) and (a)(6). If the parties agree, the Court will retain jurisdiction to enforce any settlement after dismissal. [CCP § 664.6]

SERVICE BY POSTING AND MAILING

3. Service of the summons and complaint on a named party by posting and mailing may only be done after an order is obtained, based upon an affidavit of due diligence. [CCP § 415.45(a)] Such an order will not extend to unnamed or unknown occupants.

ADDRESSES AND TELEPHONE NUMBERS

4. Absent good cause, each party must have an address and telephone number listed on each document filed with the Court. [CRC 2.111 and 2.118]

LAW AND MOTION

5. All regularly noticed motions and demurrers will be heard each court day at 1:30 p.m. Hearing dates must be reserved by calling the calendar clerk in Department 94 at (213) 830-0794 or obtaining a date at the time the motion is filed. All motions, oppositions to the motions, and reply papers should be filed in Room 102 of the Stanley Mosk Courthouse.

- 1 6. If not served by personal delivery, the moving party must comply with the time extensions for notice
2 required by CCP § 1013. The motion will not be heard otherwise.
3
4 7. Absent good cause, motions set on five days' notice should not be personally served on the last day of
5 the week preceding the hearing. [LASC Rule 3.26 and Appendix 3A(b)(1-6)]
6
7 8. A separate statement of undisputed or disputed facts is not required for summary judgment motions [CCP
8 § 437c(r) and § 1170.7; CRC 3.1350(c) and rule 3.1351]. However, in cases with multiple parties,
9 complicated evidentiary or legal issues, the Court may continue the hearing and order the parties to file
10 such statements.
11

12 **EX PARTE APPLICATIONS**

- 13 9. Ex parte applications should be noticed for 1:30 p.m. in Department 94. Ex parte applications with fee
14 waivers are processed in Room 106, on the first floor. All applications must be filed by 11 a.m. in Room
15 102. [LASC Rule 3.5(a)(3)] Ex parte applications shall have a separate application, a separate
16 declaration of ex parte notice and a proposed order. Absent good cause, notice must be given by 10
17 a.m. the day before the hearing as required by CRC 3.1204.

18 **JURY TRIAL DEMANDS AND FEES**

- 19 10. The right to a jury trial may be deemed waived unless it is timely requested. [CCP § 631(f)(4)] If one or
20 more of the parties have demanded a jury trial, jury fees shall be deposited no later than five days before
21 trial. [CCP § 631(b) and (c)(1)] Failure to pay the required fee as required by law may result in a waiver
22 of jury trial.
23 11. With a timely qualifying fee waiver, the Court may waive juror fees and expenses for those parties. Parties
24 must complete and submit an official Fee Waiver Request form and order [Judicial Council Forms FW-
25 001 and FW-003] for consideration to receive these services at no charge.

26 **STIPULATIONS TO CONTINUE TRIAL**

- 27 12. A trial will be postponed if all attorneys of record and/or the parties who have appeared in the action
28 stipulate in writing to the postponement. Stipulated trial court continuances may continue the trial date
for an indefinite period of time, and will not be limited to 30 days. The stipulation and order should be
filed in Room 102 with the required filing fees. [CCP § 595.2 and California Govt. Code § 70617(c)(2)]
Stipulations to continue trial must be filed 5 days in advance or an appearance to continue the trial by at
least one party will be necessary.

29 **INTERPRETERS AND COURT REPORTERS**


- 30 13. The Court will provide an interpreter for parties and witnesses at no charge.
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32 14. Proceedings in Court will not be transcribed by a court reporter unless supplied by a party to the action
33 as permitted by LASC Rule 2.21.
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35

1 **JURY AND COURT TRIALS**

- 2 15. Parties to an unlawful detainer action must be ready to go to trial on the day of trial. Trial readiness—
3 within the meaning of this General Order—is the ability to begin trying a case forthwith or as directed by
4 the Court. Accordingly, parties who appear on the day of trial and are not ready to try their case or parties
5 who announce “trial-ready” but are not prepared to immediately try a case are not acting in compliance
6 with this General Order, regardless of whether the parties’ attorneys are appearing on behalf of other
7 litigants in different actions on the same day. Misrepresentations of a case’s trial readiness on the day
8 of trial is a violation of this General Order and may subject the offending party to the imposition of
9 monetary sanctions.
- 10 16. On the day of trial, parties should have with them all of the following:
- 11 i. Joint Statement of the case;
 - 12 ii. Motions in Limine which must be served and filed in accordance with the Local Rules of the Los
13 Angeles Superior Court; [See LASC Rule 3.57]
 - 14 iii. Joint Witness List disclosing the witnesses who will be called, what they will testify to, whether an
15 interpreter is needed, and how long their testimony will take;
 - 16 iv. Joint Exhibits in exhibit books, numbered appropriately, and a Joint Exhibit List; [See LASC Rules
17 3.52 and 3.53]
 - 18 v. If a jury trial, Joint Proposed Jury Instructions printed out for the court; and,
 - 19 vi. If a jury trial, Joint Proposed Verdict Form(s) printed out for the court.
 - 20 vii. To assist the parties, a UD Jury Trial Readiness packet (LACIV 244) is available on the court’s
21 website, which is: www.lacourt.org/forms/unlawfuldetainer
- 22 17. If a party fails or refuses to meet and confer, the other party or parties shall prepare and bring to trial the
23 foregoing matters labeled as “[Proposed] Joint Documents.”
- 24 18. Failure to provide any of the aforementioned documents in this General Order on the trial date may cause
25 a delay in the case being assigned to a trial court. Failure to comply with any provisions of this General
26 Order without substantial justification may result in monetary sanctions.

27 IT IS SO ORDERED.

28 DATE: DECEMBER 6, 2016


Kevin C. Brazile, Supervising Judge, Civil