

Resolution Re Temporary Suspension of Local Rules

Whereas, Los Angeles Superior Court Local Rule 1.7 provides that at the request of the Presiding Judge, the Executive Committee may temporarily suspend any of the Local Rules, other than rules contained in Chapter 1, as may be necessary to permit the Presiding Judge to carry out his or her responsibilities under California Rules of Court, rule 10.603, to deal with budgetary shortfalls, provided a formal amendment is promptly submitted to the judges for their consideration without unreasonable delay; and

Whereas, Court Counsel has opined that the Executive Committee, at the request of the Presiding Judge, may authorize the Presiding Judge to temporarily suspend a range of rules as may be necessary to permit the Presiding Judge to carry out his or her responsibilities under California Rule of Court 10.603.

Whereas, pursuant to this authority, and at the request of the Presiding Judge, in response to the current budget shortfall the Executive Committee has temporarily suspended portions of Rule 2.7, Rule 2.5, and Appendices 2B and 2C to facilitate changes in the location of where matters are to be heard; and

Whereas, in the interim, the Presiding Judge has issued General Orders regarding the matters covered in the suspended rules; and

Whereas, those General Orders remain in effect as long as is reasonably necessary for the formal amendment of the rules to be considered and become effective; and

Whereas, in addition to the actions already taken, it appears that additional changes to the Local Rules regarding the distribution of the court's business will be necessary to deal with budgetary shortfalls; and

Whereas, those changes may involve more than one of the Local Rules, and that changes will need to be made on an expedited basis; and

Whereas, the Presiding Judge has asked the Executive Committee to approve suspension of the Local Rules as they pertain to the distribution of the Court's business, to the extent a Local Rule is inconsistent with previous or future temporary General Orders issued by the Presiding Judge under the authority of California Rules of Court, rule 10.603.

Now, therefore, the Executive Committee approves the Request of the Presiding Judge to approve suspension of the Local Rules as they pertain to the distribution of the Court's business to the extent a Local Rule is inconsistent with previous or future temporary General Orders issued by the Presiding Judge under the authority of California Rules of Court, provided:

1. This resolution and any General Order regarding distribution of the Court's business will be posted on the Court's website, and a formal amendment will be processed and submitted to the judges for their consideration without unreasonable delay.
2. Any General Order concerning a local policy enumerating the departments in which the services of official court reporters are normally available, and the departments in which the services of official court reporters are not normally available will, in addition, be published in Metropolitan News Enterprise and the Daily Journal newspapers pursuant to California Rule of Court 2.956.

I certify that the Executive Committee of the Los Angeles Superior Court adopted this resolution at its regularly scheduled meeting held on March 21, 2012.


John A. Clarke, Executive Officer/Clerk