



JUDICIAL COUNCIL OF CALIFORNIA

[www.courts.ca.gov/code-of-civil-procedure-
section-3679-working-group](http://www.courts.ca.gov/code-of-civil-procedure-section-3679-working-group)
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JUDICIAL COUNCIL'S CODE OF CIVIL PROCEDURE SECTION 367.9 WORKING GROUP (367.9 WORKING GROUP)

MINUTES OF OPEN MEETING

August 10, 2022

1:30 – 4:00 p.m.

Via Bluejeans

**Working Group
Members Present:**

Hon. Marsha F. Slough (Chair), Ms. Dorothy Alther, Ms. Laura Arnold, Mr. Saul Bercovitch, Hon. Rupert Byrdsong, Ms. Sherri Carter, Ms. Salena Copeland, Ms. Carolyn Dasher, Mr. Peter Sterling Doody, Hon. Danielle Douglas, Mr. Oliver Dunlap, Mr. Michael Fermin, Mr. Kevin Harrigan, Ms. Leslie Heimov, Ms. Janet Hudec, Ms. Alyson Messenger, Hon. Ann Moorman, Ms. Gretchen Nelson, Mr. Tyler Nguyen, Mr. Darrel Parker, Mr. Craig Peters, Ms. Aimee Skochko, Ms. Robin Sunkees, Hon. Theodore Zayner

**Working Group
Members Absent:**

Ms. Salena Copeland, Ms. Lynn Martinez

Others Present:

Mr. James Allen, Mr. Nicholas Armstrong, Ms. Deirdre Benedict, Mr. Noah Bishop, Ms. Michelle Brooke, Mr. Joseph Carozza, Ms. Shelley Curran, Ms. Yvonne Fenner, Mr. Cyrus Ip, Mr. Cory Jasperson, Ms. Lorin Kline, Ms. Andi Liebenbaum, Ms. Heather Pettit, Ms. Brandie Pilapil, Mr. David Scott, Ms. Laura Speed, Mr. Elijah Thompson

OPEN MEETING

Call to Order and Roll Call

Approval of Minutes

Approve minutes of the July 25, 2022, 367.9 Working Group Meeting.

DISCUSSION AND ACTION ITEMS (ITEMS 1-2)

Item 1: Member Findings on Remote Proceedings in Family Law Case Types

Presenter: Hon. Ann Moorman, Judge of the Superior Court of California, County of Mendocino

Ms. Alyson Messenger, Managing Staff Attorney, Jenesse Center, Incorporated

Update: Hon. Ann Moorman presented the members with an overview of the work of the Jenesse Center and Ms. Messenger's background.

Members received an overview of the data collected from a host of California organizations that work primarily or exclusively with survivors of domestic abuse. The polled constituents provided feedback on the benefits of remote experiences, as well as challenges and subsequent recommendations for improving remote proceedings.

Item 2: Member Findings on Remote Proceedings in Juvenile Dependency and Juvenile Delinquency Case Types

Presenters: Hon. Ann Moorman, Judge of the Superior Court of California, County of Mendocino
Mr. Michael Fermin, Chief Assistant District Attorney, San Bernardino County District Attorney's Office
Ms. Leslie Starr Heimov, Executive Director, Children's Law Center Los Angeles
Ms. Laura Arnold, Deputy Public Defender, Santa Barbara County Public Defender's Office
Hon. Danielle K. Douglas, Judge of the Superior Court, County of Contra Costa

Update: Hon. Ann Moorman presented the members with an overview of the discussions and outreach efforts made by the Juvenile Dependency and Delinquency case type group and the background of each case type group member.

Mr. Fermin then provided an overview on the feedback collected via survey of the members of the California District Attorneys Association regarding their experiences with the use of remote technology during the COVID-19 pandemic and the current uses post-pandemic.

Ms. Heimov provided information regarding the special challenges for non-English language speakers, the use of court interpreters, and the overall client experience in remote Juvenile Dependency proceedings.

Ms. Arnold and Ms. Heimov provided information regarding the special challenges facing parties, particularly juveniles, participating in remote Juvenile Delinquency proceedings and appearances.

Members were informed of overall feedback from Contra Costa on the experience of juvenile judges in remote juvenile hearings by Hon. Danielle Douglas of the Superior Court of Contra Costa County.

Item 3: Member Findings on Remote Proceedings in Small Claims and Unlawful Detainer Case Types

Presenters: Hon. Rupert Byrdsong, Judge of the Superior Court, County of Los Angeles
Mr. Kevin Harrigan, Court Executive Officer, Superior Court of California, County of Tehama

Ms. Loren Kline, Director of Advocacy, Legal Aid Association of California
on behalf of Ms. Salena Copeland, Legal Aid Association of California
Mr. Darrel Parker, Court Executive Officer, Santa Barbara County Superior
Court

Update: Mr. Harrigan presented the members with an overview of the discussions and outreach efforts made by the Unlawful Detainer and Small Claims case type group and the background of each case type group member.

Mr. Parker then provided an overview of data collected via surveys conducted by each of the case type group members regarding the respondents' experiences with remote appearances in both Unlawful Detainer and Small Claims proceedings.

Hon. Rupert Byrdsong and Ms. Kline then provided their findings from polling their individual constituencies being the Los Angeles County courts and legal aid association members, respectively.

Item 4: Court Reporters Board of California

Presenters: Ms. Yvonne Fenner, Executive Officer, Court Reporters Board of California
Ms. Robin Sunkees, Court Reporters Board of California

Update: Members were provided an update regarding ongoing efforts from the Court Reporters Board of California as the licensing and enforcement agency of the court reporting industry. The requirements and role of both traditional court reporters and voice writers was presented as well as the ongoing shortage of court reporters in California and how the board is attempting to assist in this shortage.

A D J O U R N M E N T

There being no further business, the meeting was adjourned at 4:00 p.m.

Approved by the Working Group on August 25, 2022.