



JUDICIAL COUNCIL OF CALIFORNIA

INFORMATION TECHNOLOGY
ADVISORY COMMITTEE

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INFORMATION TECHNOLOGY ADVISORY COMMITTEE

MINUTES OF OPEN MEETING

July 8, 2020
12:10 PM to 1:00 PM
Videoconference

Advisory Body Members Present: Hon. Sheila F. Hanson, Chair; Hon. Louis R. Mauro, Vice Chair; Mr. Jake Chatters; Mr. Adam Creiglow; Mr. Alan Crouse; Hon. Julie R. Culver; Hon. Tara Desautels; Hon. Michael S. Groch; Mr. Paras Gupta; Hon. Samantha P. Jessner; Hon. Kimberly Menninger; Mr. Snorri Ogata; Mr. Darrel Parker; Hon. Peter Siggins; Hon. Bruce Smith; Mr. Don Willenburg; Mr. David H. Yamasaki; Hon. Theodore Zayner

Advisory Body Members Absent: Assemblymember Marc Berman; Mr. Brian Cotta; Ms. Alexandra Grimwade; Senator Robert Hertzberg; Hon. James Mize; Hon. Donald Segerstrom; Ms. Jeannette Vannoy; Hon. Joseph Wiseman

Others Present: Ms. Heather Pettit; Mr. Mark Dusman; Ms. Jamel Jones; Mr. Alex Barnett (Sen. Hertzberg office); Mr. Richard Blalock; Ms. Camilla Kieliger; Ms. Andrea Jaramillo; Ms. Nicole Rosa; Ms. Jackie Woods and other JCC staff present

OPEN MEETING

Call to Order and Roll Call

The chair called the meeting to order at 12:10 PM, and took roll call.

Approval of Minutes

The advisory body reviewed and approved the minutes of the May 21, 2020 and June 5, 2020, Information Technology Advisory Committee meetings.

There were no public comments for this meeting.

DISCUSSION AND ACTION ITEMS (ITEMS 1-2)

Hon. Sheila J. Hanson, Chair welcomed members and shared that the Chief Justice has extended all advisory committee positions for one year. Judge Hanson asked members to respond to staff if they are willing to continue to serve on the advisory committee for an additional year regardless of their term expiration. She also reminded members that July 8 is the deadline to submit for nominations to work on the Tactical Plan workstream. The workstream begins later in July.

Item 1

Trial Court Rules and Statutes Revisions: Proposal to Add New Section 367.7 to the Code of Civil Procedure (Action Required)

Consider whether to recommend the Judicial Council sponsor legislation to create Code of Civil Procedure Section 367.7. The proposed code section would provide general statutory authority for courts to allow video appearances in all civil actions and proceedings.

Presenters: Hon. Peter J. Siggins, Co-Chair, Joint Ad Hoc Subcommittee on Remote Video Appearances

Ms. Andrea Jaramillo, Attorney II, Legal Services

Action: Justice Siggins provided an update on public comments on the proposed changes. These changes are to video proceedings in civil cases in order improve access to the courts and reduce litigation by employing video in civil proceedings and the Judicial Council to promulgate rules. Public comments were supportive, and comments can be addressed by either further rulemaking to implement the statute or modifications as they move forward with the statutory proposal. Criminal Law Advisory Committee reviewed and committed with the suggestions to make it clear in section (c) that the exercise of authority to allow someone to participate by video is subject to the rules of court. Additionally, as a matter of consistency, changing to refer to “persons” in both part (a) and (b) sections and adding “practicable” in section (a). One item they did not feel should be changed, a section that says a person should be in the courtroom, but this doesn’t seem to be a statute proposal change but may be a better fit for a future rule change.

Motion to recommend the Judicial Council sponsor legislation to create Code of Civil Procedure Section 367.7.

Approved.

Item 2

Trial Court Rules and Statutes Revisions: Proposed Amendments to the Electronic Filing and Service Rules (Action Required)

Consider whether to recommend the Judicial Council amend the California Rules of Court to indicate that an electronic filing service provider must allow the party to proceed with an electronic filing even if the party does not consent to receive electronic service.

Presenters: Hon. Peter J. Siggins, Chair, Rules and Policy Subcommittee

Ms. Andrea Jaramillo, Attorney II, Legal Services

Action: Justice Siggins provided the update on public comments for the change of 2.255 Rules of Court that would now allow a party to e-filing a document even though they have not elected to receive electronic service. Well received during public comment and this change will reduce barriers to using electronic service, improves access to the court, and that there are many situations with pro per litigants that can transfer and file electronically that don't have the ability to receive them. The rule states the electronic filing service must accept electronic filings even if the person does not consent to receive them.

Motion to recommend the Judicial Council amend the California Rule of Court on electronic service for electronic filing.

Approved.

A D J O U R N M E N T

There being no further business, the meeting was adjourned at 12:53 PM.

Approved by the advisory body on enter date.