JUDICIAL COUNCIL MEETING Minutes of the June 29, 2007, Meeting San Francisco, California

Chief Justice Ronald M. George, Chair, called the meeting to order at 8:50 a.m. on Friday, June 29, 2007, at the Administrative Office of the Courts (AOC) in San Francisco, California.

Judicial Council members present: Chief Justice Ronald M. George; Justice Richard D. Huffman; Judges Peter Paul Espinoza, Jamie A. Jacobs-May, Carolyn B. Kuhl, Thomas M. Maddock, Charles W. McCoy, Jr., Barbara J. Miller, Dennis E. Murray, and James Michael Welch; Mr. Raymond G. Aragon, Mr. Anthony P. Capozzi, and Mr. William C. Vickrey; advisory members: Judge Nancy Wieben Stock; Commissioner Ronald E. Albers; Ms. Tamara Lynn Beard, Ms. Deena Fawcett, Mr. Michael M. Roddy, and Ms. Sharol Strickland.

Absent: Senator Ellen M. Corbett; former Senator Joseph Dunn; Assembly Member Dave Jones; Justices Marvin R. Baxter, Candace D. Cooper, and Eileen C. Moore; Judges Terry B. Friedman, Scott L. Kays, and Suzanne N. Kingsbury; Mr. Thomas V. Girardi and Ms. Barbara J. Parker.

Others present included: Judge George J. Abdallah, Jr., Executive Officer Mr. Michael D. Planet, Ms. Stephanie Bertagude, Mr. Robert Gower, Ms. Beth Jay, Mr. Peter Kovnat, and Ms. Kim Nicol; staff: Mr. Peter Allen, Mr. Dennis Blanchard, Ms. Dianne Bolotte, Ms. Deborah Brown, Ms. Ayanna Cage, Ms. Eunice Calvert-Banks, Mr. Philip Carrizosa, Ms. Casie Casados, Ms. Roma Cheadle, Ms. Lucy Choate, Mr. Dexter Craig, Ms. Kim Davis, Mr. Kurt Duecker, Mr. Robert Emerson, Mr. Ernesto V. Fuentes, Ms. Susan Goins, Mr. Ruben Gomez, Ms. Lynn Holton, Mr. Kenneth L. Kann, Mr. Melvin Kennedy, Ms. Leanne Kozak, Ms. Jamie Lau, Ms. Althea Lowe-Thomas, Mr. Robert Lowney, Mr. Dag MacLeod, Mr. Chris Magnusson, Mr. Lee Morhar, Ms. Diane Nunn, Mr. Ronald G. Overholt, Ms. Christine Patton, Ms. Kelly Popejoy, Ms. Susan Reeves, Ms. Nancy Riddell, Ms. Mary M. Roberts, Mr. Alan Roper, Ms. Rona Rothenberg, Ms. Robin Seeley, Mr. Curt Soderlund, Ms. Nancy E. Spero, Mr. Jonathan Streeter, Ms. Elizabeth Tam, Ms. Marcia M. Taylor, Ms. Karen M. Thorson, Ms. Patti Williams, Mr. Lee Willoughby, Mr. Michael Wright, Ms. Josely Yangco-Fronda, Ms. Daisy Yee, and Ms. Patricia M. Yerian; media representative: Ms. Cheryl Miller, *The Recorder*.

Public Comment Related to Trial Court Budget Issues

Chief Justice George noted that no requests to address the council had been received.

Approval of Minutes

The minutes of the April 27, 2007, business meeting were approved.

Judicial Council Committee Presentations

Executive and Planning Committee

Justice Richard D. Huffman, chair of the Executive and Planning Committee (E&P), reported that the committee had met four times by conference call since the April 27, 2007, Judicial Council meeting.

On May 14, 2007, the committee reviewed applications and made recommendations to be forwarded to the Chief Justice for three vacancies on the Judicial Council: a trial court judge, an appellate court justice, and a court executive. Chief Justice George has since made those appointments, and two of the new members are attending the June 29, 2007, meeting.

The committee reviewed and approved guidelines for how courts should report expenditures in support of new judgeships. The guidelines were developed by AOC Finance Division staff at the council's direction at its February 23, 2007, business meeting.

The committee also reviewed and approved staff recommendations regarding fiscal year 2006–2007 Alternative Dispute Resolution Grants, Civil Mediation and Settlement Program Grants funded from the Judicial Administration and Efficiency Modernization Fund (Mod Fund), and grants to develop and implement settlement support services for self-represented litigants in small claims and limited civil cases, funded from the Trial Court Improvement Fund.

On June 6, 2007, E&P met to review reports and to set the agenda for the June 29, 2007, Judicial Council business meeting. The committee discussed several issues that were originally scheduled for council action. However, given the status of the state budget discussions, it was decided that it would be premature for the council to act on allocations and other similar issues at its June 29, 2007, meeting.

The committee also approved Civil Mediation and Settlement Program Grants funded from the Modernization Fund for Assessment and Planning Grants, with applications submitted by several courts; and two Implementation and Improvement Grants, including one to the Superior Court of Santa Clara County. Judge Jamie A. Jacobs-May abstained from the vote on the Santa Clara County grant.

Justice Huffman reported that a statute requires that the Judicial Council appoint one member to the High Risk Sex Offender Management Board, a statutorily created board that reports to the Legislature. E&P reviewed a staff memorandum recommending council member Judge Peter Paul Espinoza to fill a recent vacancy on the board. The committee recommended that the council approve this appointment by circulating order.

E&P also reviewed nominations for an out-of-cycle vacancy for a Court Appointed Special Advocate program director position on the Family and Juvenile Law Advisory Committee. E&P deferred discussion of the nominations to the August 2007 regular nominations cycle meeting when nominations for vacancies on all of the council's advisory committees will be reviewed.

On June 12, 2007, E&P reviewed and approved AOC staff's proposed Draft 1 Operational Plan to be discussed at the June 27–28, 2007, Judicial Council planning meeting.

On June 20, 2007, E&P reviewed additional reports and finalized the agenda for the June 29, 2007, council business meeting.

Policy Coordination and Liaison Committee

Judge Peter Paul Espinoza, a member of the Policy Coordination and Liaison Committee (PCLC), presented a report on behalf of the PCLC chair, Justice Marvin R. Baxter, who was unable to attend the council meeting. Judge Espinoza reported that the committee met four times by conference call since the April 27, 2007, council meeting, twice in May and twice in June.

PCLC took positions on 10 items of legislation concerning telephonic appearances in civil matters, civil procedure issues, court employees, operations, court transcripts, legal services funding, and probate guardianships and conservatorships.

In addition, a proposal that addressed the clarification of criminal fine and penalty calculations was approved for Judicial Council—sponsored legislation with the concurrence of the chairs of E&P and the Rules and Projects Committee (RUPRO).

Eight Judicial Council—sponsored bills continue to move through the Legislature, including bills addressing new judgeships, court facilities, uniform civil fees, fee waivers, and miscellaneous court operation items.

On May 23, 2007, 50 members of the Bench-Bar Coalition, including attorneys and judges from different parts of the state, participated in the second Day in Sacramento event. Their participation in visits with 65 legislators and staff was well timed to support council action on pending budget items and council-sponsored bills, with a special focus on new judgeships, court facilities, and the Judges' Retirement System II (JRS II). Participants reported that the visits were productive in advancing key judicial branch priorities.

The Legislature is scheduled for recess beginning July 20 and will reconvene August 20, to take final action before the session concludes on September 4, 2007.

Rules and Projects Committee

Judge James Michael Welch, a member of the Rules and Projects Committee, presented a report on behalf of the RUPRO chair, Judge Suzanne N. Kingsbury, who was unable to attend the council meeting. Judge Welch reported that the committee has met four times by conference call since the April 27, 2007, council meeting

On May 8, 2007, RUPRO reviewed a proposal for appellate division rules and forms to circulate for public comment in a special cycle. Following public circulation and further review by the Appellate Advisory Committee and RUPRO, this proposal is expected to come before the Judicial Council at its October business meeting.

On May 14, 2007, RUPRO reviewed a proposal for rules and forms to comply with the Omnibus Conservatorship and Guardianship Reform Act of 2006. RUPRO approved circulation for public comment in a special cycle. Following public circulation and further review by the Probate and Mental Health Advisory Committee and RUPRO, this proposal is expected to come before the Judicial Council at its October business meeting.

On May 29, 2007, RUPRO reviewed updated criminal jury instructions and three rules proposals. RUPRO recommends approval for publication of the jury instructions proposal, which is Item 1 on today's consent agenda. RUPRO approved circulation for public comment of the rules proposals. Following circulation and further review by the Advisory Committee on Criminal Jury Instructions and RUPRO, one of the proposals is expected to come before the council at its October business meeting and the others are expected to come before the council at its December business meeting.

On June 6, 2007, RUPRO considered for special cycle circulation and public comment a rules proposal on telephone appearances in civil cases. Following circulation and further review, the proposal is expected to come before the Judicial Council at its October business meeting.

Chief Justice George's Comments

Chief Justice George introduced new Judicial Council members who were in attendance: Judge George J. Abdallah, Jr., and Executive Officer Mr. Michael D. Planet. Chief Justice George noted that Associate Justice Brad R. Hill, also a new council member, was not able to attend the meeting.

Chief Justice George mentioned further that Judge Ira R. Kaufman will be joining the council as an advisory member for a year in his future capacity as president of the California Judges Association.

Judges Terry B. Friedman, James Michael Welch, and Nancy Wieben-Stock and Mr. Anthony P. Capozzi were all reappointed to the council.

Judicial Council Court Visit Reports

Judge Barbara J. Miller, team leader, and Ms. Christine Patton, Regional Administrative Director, AOC Bay Area/Northern Coastal Regional Office, reported on visits to the Superior Courts of Alameda and Contra Costa Counties.

Administrative Director's Report

Mr. William C. Vickrey, Administrative Director of the Courts, submitted a written report of the activities in which he has been involved since the April 27, 2007, Judicial Council meeting and highlighted certain activities.

Mr. Vickrey reported that the State Budget, which is not yet signed, contains issues related to court security. The judicial branch budget proposal to the Governor included the council's request to bring all courts up to the minimum level of state security standards and to ensure that all courts are funded at their 2006–2007 security level. Much of the current security program is being supported by one-time funding. In the May budget revise, the Governor proposed an augmentation for court security to ensure that current funding levels would be maintained. The proposal has been discussed and is endorsed by both the courts and the state sheriffs.

The council and the sheriffs made modifications to the proposal and forwarded it to the Legislature. The proposal addresses current funding deficiencies and provides further assurance that there will be effective cost-control measures, while at the same time ensuring that the security standards will continue to be met by the sheriffs for each of the courts.

Development of JRS II is still being discussed by a variety of legislators interested in improvements in the areas of judicial compensation and benefits. It remains a difficult issue due to cost implications and the continuing financial challenges that the state faces. In order to obtain the best information available to the Judicial Council in its continuing efforts to pursue reform of JRS II, consultants have been engaged to provide needed background information on judicial retirement issues.

Issues related to the trial and appellate court budgets have been resolved, but the Judicial Council and AOC budget has not been resolved.

Mr. Vickrey reported that nearly all council-sponsored initiatives have been proceeding, most significantly in the area of court facilities. Over 100 facilities were transferred during the first six months of 2007.

Moreover, the Legislature has approved funding for nine new facilities projects and will continue the funding for the next phases of three continuing projects, representing a commitment of more than \$1.2 billion. In furtherance of facilities initiatives, Mr. Ronald

G. Overholt and Ms. Kathleen T. Howard attended hearings on legislation pertaining to the extension of certain facilities' transfer deadlines. Mr. Overholt, Ms. Kim Davis, and Ms. Howard are working with the California State Association of Counties, and the Senate and Assembly have arrived at an acceptable solution resulting in legislation that was approved unanimously by the Assembly and Senate Judiciary Committees. The legislation is next scheduled for vote in the Assembly Appropriations Committee. The bill's final stops are the Assembly floor and then back to the Senate for concurrence, as urgency legislation.

Mr. Vickrey commented on the activities of the Bench-Bar Coalition, an organization led this year by council member Mr. Anthony P. Capozzi and Mr. Joel Miliband, an attorney from Orange County. The Bench-Bar Coalition, founded in 1993, is comprised of attorneys, judges, and court executive officers who work together to educate and advocate with attorneys to improve the judicial system in California. Council member Judge Peter Paul Espinoza serves on the Executive Committee of the Bench-Bar Coalition, by appointment of the Chief Justice, and former council member Judge William J. Murray, Jr., also serves on the Executive Committee.

The California Judges Association board conducted its Day in Sacramento in June. Judge Scott L. Kays reported that every legislator or legislative staff member seemed to be able to identify the Judicial Council's top priorities and the issues related to them.

Mr. Vickrey responded to a number of council members' questions regarding Chief Justice George's recent assignment of judges to expedite the work of the Superior Court of Riverside County to respond to the court's heavy backlog of cases. The court has mustered resources and courtrooms, and Justice Huffman has met individually with all participants in the process. Ms. Marcia M. Taylor, director of the AOC's Appellate and Trial Court Judicial Services Division, has been working with Chief Justice George regarding the assigned judges' activities, and the project has garnered enthusiastic support from judges across the state, both active and retired.

Mr. Vickrey reported that the AOC was awarded a \$1 million grant from the federally funded Justice Assistance Grant program for the California Courts Protective Order Registry (CCPOR). CCPOR grew out of a recommendation to the Judicial Council from its Domestic Violence Practice and Procedure Task Force. The development of the California Case Management System and innovative work by the Superior Court of Orange County provided the opportunity for this new development.

To further develop the branch's technological infrastructure, Ms. Sheila Calabro, regional administrative director of the AOC Southern Regional Office, and others met recently with court leaders to negotiate a contract for full development of the Web-based case management system, which will include built-in modules that can be used by all courts, rather than having to develop case management configurations for each court.

In November 2006, the council convened a Summit of Judicial Leaders, to discuss challenges that have arisen across the country related to judicial impartiality, judicial elections and attacks on judges and courts. To review potential activities the council can pursue in these areas, Chief Justice George recently appointed Justice Ming W. Chin to chair a Statewide Steering Committee on Judicial Impartiality. The steering committee will coordinate the efforts of four task forces that will study and make recommendations regarding judicial quality, impartiality, and accountability. Appointments to the task forces will be made soon.

This year marks the 40th anniversary of the B. E. Witkin Judicial College, organized by the AOC Education Division/Center for Judicial Education and Research (CJER). The anniversary was celebrated in session under the leadership of Judge Tricia Ann Bigelow of the Superior Court of Los Angeles County, chair of the New Judge Education Committee, and Judge Eddie C. Sturgeon of the Superior Court of San Diego County.

Finally, Mr. Vickrey mentioned the completion of a recent broad-based symposium on sentencing and corrections, organized by the AOC's scholar-in-residence, Mr. Roger Warren. A group of about 30 national experts joined California judges and justice system partners in exploring the attributes of California's sentencing and corrections systems in relation to models in other states. This educational program included discussions of such topics as sentencing structure and theory, roles of sentencing commissions and their structures, the structure of corrections here and in other states in the country, community-based corrections in California, and other alternatives. A recommendation was made regarding holding a follow-up session in November, which may include a broader number of participants from the judicial community.

Chief Justice's Report

Chief Justice Ronald M. George reported on the activities in which he has been involved since the April 27, 2007, Judicial Council meeting.

Chief Justice George reported that he participated in a continuing series of liaison meetings designed to build bridges and alliances with justice system partners and to assist with their issues as well. The Chief Justice met with the Criminal Defense Bar, California Attorneys for Criminal Justice, California Public Defenders Association, County Counsels Association of California, and Bench-Bar Coalition. The Chief Justice thanked Mr. Anthony P. Capozzi for his continuing efforts as a leader of the latter organization. He also participated in the initial meeting of the Bench-Bar-Media Coalition, organized by AOC Public Information Officer Ms. Lynn Holton, to discuss print and electronic media involvement in the court system on a statewide level. Although several individual California counties and the state of Washington have had success in this area, this is the first effort to establish such a group on a statewide basis in California.

Chief Justice George served as judicial branch representative to the Peace Officers Memorial ceremony with the Governor, the Attorney General, and legislative leadership. He also addressed the California Judges Association membership at that organization's midyear meeting.

The Chief Justice reported that he participated in a number of meetings and addressed several groups:

- He attended the California Supreme Court's annual dinner with the State Bar Board of Governors.
- He addressed the American Law Institute annual dinner and responded to questions from the floor about various judicial reforms. Council member Judge Carolyn B. Kuhl is an active member of this organization.
- He participated in and spoke at a statewide conference on self-represented litigants.
- He addressed the Santa Clara County Trial Lawyers Association at a dinner meeting.
- He addressed the B. E. Witkin Judicial College, as he does every year.
- He met with a group of judges from Santa Clara County as part of a judicial visit organized by Ms. Christine Patton.
- At the request of Assembly Member Dave Jones, chair of the Assembly Judiciary Committee, he met with alumni of the White House Fellows Program, who visited the Supreme Court and the AOC and took the opportunity to discuss California's justice system.
- He participated in a series of meetings on June 19 with approximately 10 legislators, including a one-hour meeting with Senate President pro Tem Don Perata. They discussed issues concerning courthouse construction related to a \$2 billion courthouse construction bond proposal put forward by the Governor.
- As part of an ongoing educational effort to improve the process and reduce the delay in record correction in capital cases, he addressed the CJER program for death penalty clerks in trial courts.

Chief Justice George commented on the transfer of 112 court facilities completed in fiscal year 2006–2007. The figure exceeded the projection in his State of the Judiciary address, which was to have 100 facilities transferred by the end of the current fiscal year. To offer a perspective on the accomplishment, he mentioned that between 2002, the year of the passage of the Trial Court Facilities Act, and the summer of 2006 only six facilities transfers were completed. The passage of Senate Bill 10, which removed obstacles related to the counties' obligation to spend millions repairing buildings only to later turn them over to the state, provided a way for counties to retain liability for seismic risk but still transfer the facilities.

Mr. Ronald G. Overholt commented that, due to agreements on parking, other concessions, and various other issues impacting transfer, the ability to transfer several facilities at once is now an option. As a result, negotiations are under way in Los Angeles, Orange, and San Diego Counties to coordinate the simultaneous transfer of multiple facilities.

Chief Justice George noted that he was contacted by Speaker of the Assembly Fabian Núñez, by phone, about matters of mutual interest to the judicial branch and the Legislature, and he was also contacted by Senate President pro Tem Perata to discuss his support for JRS II.

The Chief Justice of the Supreme Court of the United States appointed Chief Justice George to the Rules Committee of the Judicial Conference of the United States. As the only state judge on the committee, Chief Justice George is in a unique position to provide feedback about his experiences with and perspectives on the ramifications of federal court system activities on state court systems. The committee meets twice per year and focuses on many areas, such as capital litigation, that begin in the state systems and move to the federal system, jury system improvements, and relationships between courts and the public.

Chief Justice George then reported on the unusual, but not unprecedented, action he took using his assignment authority under the state Constitution to appoint a strike team to assist the Superior Court of Riverside County with its backlog of court cases.

Due to a large criminal case workload, the Riverside County court has, for the past few years, suspended on a number of occasions its civil trial calendar to avoid a dismissal of "last day" criminal cases. The court's backlog is primarily due to Riverside County's population growth combined with the inadequate number of additional judgeships received in the last decade.

A team of 20 judges with particular expertise in criminal law matters has been appointed to assist with the backlog. Accompanying this effort is a team headed by council member Justice Richard D. Huffman that will convene meetings of justice system partners, such as the district attorney, the presiding judge, probation department leaders, the sheriff, and members of the Riverside County Bar Association, to formulate systemic changes modeled after effective programs developed by the Superior Court of Los Angeles County and other courts to dispose of high criminal caseloads.

Chief Justice George asked Justice Huffman to comment on his observations about the project. Justice Huffman noted that he had been in Riverside during the previous week, and the responses of the participants demonstrate a sincere willingness to participate. The news media has been uniformly positive in responding, writing not in criticism of the system but pointing out the need for the Legislature to address the problem and to increase the number of judgeships and judicial resources in the Riverside County courts.

Justice Huffman stated that while the Riverside County courts have been severely under-resourced, the district attorney's office, the office of the public defender, the sheriff's department, and the city police department have all dramatically increased their staff. Riverside County presently has 49 judges but approximately 250 deputy district attorneys. It may ultimately employ close to 300 deputy district attorneys in fiscal year 2007–2008 with no increase in judges. Those 49 judges, combined with assigned judges, tried nearly 800 jury trials last year, and they estimate that they will try approximately 900 trials in fiscal year 2007–2008. When the number of judges in Riverside County is compared to the number of judges in counties such as San Diego, which has 128 judges, the impact of the considerable caseload on the Riverside County courts is clearly demonstrated.

CONSENT AGENDA (ITEMS 1–3)

Item 1 Jury Instructions: Approve Publication of Revisions and Additions to Criminal Instructions

The Advisory Committee on Criminal Jury Instructions recommended approval of the publication of the revisions and additions to the *California Criminal Jury Instructions*. The additions and revisions would improve the clarity, accuracy, and breadth of the instructions.

Council action

The Judicial Council, effective June 29, 2007, approved for publication under rule 2.1050(d) of the California Rules of Court the new and revised criminal jury instructions prepared by the Advisory Committee on Criminal Jury Instructions.

The instructions will be officially published in the latest edition of the *California Criminal Jury Instructions*.

Item 2 Site Acquisition Approval for Plumas/Sierra Counties—New Portola/Loyalton Courthouse

Staff of the Administrative Office of the Courts recommended that the Judicial Council (1) direct AOC staff to proceed with acquisition of land for the New Portola/Loyalton courthouse site and (2) adopt the Final Initial Study and Mitigated Negative Declaration undertaken in accordance with the California Environmental Quality Act (CEQA). The Judicial Council should approve the site because it meets the advisory team's (including court representatives') and AOC staff's site considerations and adopt the CEQA document as required for the lead agency.

Council action

The Judicial Council, effective June 29, 2007:

- 1. Directed AOC staff to proceed with the acquisition of land for the Plumas/Sierra Counties—new Portola/Loyalton courthouse and approved the Real Property Acquisition Agreement between the Woodbridge at Portola, Inc., and the State of California acting through the Judicial Council of California, Administrative Office of the Courts.
- 2. Approved the resolution adopting a Mitigated Negative Declaration program in accordance with the California Environmental Quality Act (Pub. Resources Code, §§ 21000–21177) for the project at the Woodbridge at Portola site.
- 3. Authorized the Administrative Director of the Courts, or his designee, to approve and execute the agreement for property acquisition and related documents for the acquisition of the new Portola/Loyalton courthouse.

Item 3 Revisions to Base Allocations for Child Support Commissioner and Family Law Facilitator Program, Fiscal Year 2007–2008

The Family and Juvenile Law Advisory Committee recommended that the council approve the allocation of non–trial court funding to local courts for the child support commissioner and family law facilitator program. The funds for this program are provided by a cooperative agreement between the California Department of Child Support Services and the Judicial Council. Two-thirds of these funds are federal funds, and the remaining one-third are state General Funds (non–trial court funding).

Council action

The Judicial Council, effective July 1, 2007:

- 1. Approved the revised base allocations for the child support commissioner program for fiscal year 2007–2008; and
- 2. Approved the revised base allocations for the family law facilitator program for fiscal year 2007–2008.

DISCUSSION AGENDA (ITEM 4)

Item 4 Site Selection and Acquisition Policy for Court Facilities

Ms. Kelly Quinn Popejoy and Ms. Rona G. Rothenberg of the AOC Office of Court Construction and Management presented this item.

Staff of the Administrative Office of the Courts recommended that the Judicial Council delegate authority for approval of the selection and acquisition of sites for court facilities to the Administrative Director of the Courts and adopt a Site Selection and Acquisition Policy.

Council action

The Judicial Council adopted the Site Selection and Acquisition Policy for Court Facilities.

Circulating Orders

Copies of circulating orders are for information only; no action was necessary.

Addendum to Circulating Orders

Following the June 29, 2007, Judicial Council meeting, the council approved by Circulating Order CO-07-05 revisions to Judicial Council form WG-002, effective July 24, 2007, to update the wage garnishment information on the form to reflect the increase in the federal minimum hourly wage. The second page of form WG-002 includes instructions for employers about withholding earnings of employees subject to the garnishment order. The version of the form attached to the circulating order contained computation errors in the chart on the second page. With the approval of the chairs of the Rules and Projects Committee and the Executive and Planning Committee, staff corrected those technical errors and made the corrected form available to courts, publishers, and the public on July 30. The corrected version of form WG-002 is included in the August 31, 2007, meeting binder in the tab entitled "Circulating Orders Since the Last Business Meeting" and is provided to the council for ratification with approval of these minutes.

Appointment Orders

Copies of appointment orders are for information only; no action was necessary.

There being no further public business, the meeting was adjourned at 10:45 a.m.

Respectfully submitted,

William C. Vickre

Administrative Director of the Courts and

Secretary of the Judicial Council