

TRINITY COUNTY SUPERIOR COURT
CALENDAR YEAR – 2021

This calendar establishes the assignment for all purposes for the Judges of this Court for 2021 as set forth in Local Court Rule 1.1(c).

**SUPERIOR COURT -- DEPARTMENT #1
JUDGE MICHAEL B. HARPER**

I. POST-INFORMATION CRIMINAL MATTERS / DRUG COURT/ DV COURT / PROP 36 COURT

The Post Information Criminal/Drug Court, DV Court and Prop 36 matters will be heard on the dates and times noted hereafter:

9:00 A.M. Criminal Matters

All hearings except trials and evidentiary hearings (e.g., arraignments, non-evidentiary motions, first and final pretrial conferences and sentencing) in felony cases after they have been bound over to Department 1 will be set on the dates noted hereafter:

January	19, 26	July	20, 27
February	16, 23	August	3, 24, 31
March	2, 23, 30	September	21, 28
April	20, 27	October	12, 26
May	18, 25	November	2, 16, 30
June	1, 22, 29	December	21, 28

1:59 P.M. Drug court

Drug Court will be heard at 1:59 p.m., (for calendaring purposes) on the dates noted hereafter:

January	12, 26	July	13, 27
February	9, 23	August	3, 17, 31
March	2, 16, 30	September	14, 28
April	13, 27	October	12, 26
May	11, 25	November	2, 16, 30
June	1, 15, 29	December	14, 28

2:00 P.M. Domestic Violence Review Hearings

2:01 P.M. Prop 36 Review Hearings

Drug Court will be heard at 1:59 p.m., Domestic Violence Review Hearings will be heard at 2:00 p.m., and Prop 36 Review Hearings and will be heard at 2:01 p.m. (for calendaring purposes) on the dates noted hereafter:

January	19	July	20
February	16	August	24
March	23	September	21

April	20	October	12
May	18	November	16
June	22	December	21

2:30 P.M. Community Court / Mental Health Diversion

Community Court will be heard at 2:30 p.m. on the dates noted hereafter:

January	19	July	20
February	16	August	24
March	23	September	21
April	20	October	12
May	18	November	16
June	22	December	21

II. FINAL PRE-TRIAL CONFERENCES AND JURY TRIALS

The Felony *Final* Pre-Trial/Trial Confirmation Hearings will be heard at 9:00 a.m. on the dates noted hereafter:

Decem 2020	29, 30 (Jan 4 Trial)	August	3, 4 (Aug 9 Trial)
January	26, 27 (Feb 1 Trial)	Aug / Sept	31, 1 (Sept 7 Trial)
March	2, 3 (March 8 Trial)	September	28, 29 (Oct 4 Trial)
March	30 (April 5 Trial)	November	2, 3 (Nov 8 Trial)
April	27, 28 (May 3 Trial)	Nov / Dec	30, 1 (Dec 6 Trial)
June	1, 2 (June 7 Trial)		
June	29, 30 (July 6 Trial)		

The Felony Jury Trials will be heard at 9:00 a.m. on the dates noted hereafter:

January	4	July	6
February	1	August	9
March	8	September	7
April	5	October	4
May	3	November	8
June	7	December	6

IN-CUSTODY ARRAIGNMENTS WILL BE HELD DAILY AT 1:30 P.M. IN DEPT 2

III. MISDEMEANOR CRIMINAL/ARRAIGNMENT/WALK-IN COURT

The Criminal/Walk-Ins will be heard on Thursdays of each month on the dates and times noted hereafter:

9:00 A.M. Criminal Matters / Walk-In Court

All hearings except trials and evidentiary hearings (e.g., arraignments, non-evidentiary motions, pretrial and readiness conferences, violation of probation hearings, probation sentencing) will be set on these days and times noted hereafter:

January	14, 21, 28	July	1, 15, 22
February	11, 18, 25	August	5, 19, 26
March	4, 18, 25	September	2, 16, 30
April	1, 15, 22, 29	October	14, 21, 28
May	13, 20, 27	November	4, 18
June	3, 17, 24	December	2, 16, 30

***WALK-INS:** Walk-ins must appear at the clerk's counter no later than 9:00 a.m. to have their case heard the same day.*

IV. FIRST AND FINAL PRE-TRIAL CONFERENCES AND JURY TRIALS

The Misdemeanor *Final* Pre-Trial/Settlement Conferences will be heard at 9:00 a.m. on the dates noted hereafter:

Decem 2020	17 (Jan 4 Trial)	July	1 (July 6 Trial)
January	28 (Feb 1 Trial)	August	5 (Aug 9 Trial)
March	4 (March 8 Trial)	September	2 (Sept 7 Trial)
April	1 (April 5 Trial)	September	30 (Oct 4 Trial)
April	29 (May 3 Trial)	November	4 (Nov 8 Trial)
June	3 (June 7 Trial)	December	2 (Dec 6 Trial)

The Misdemeanor Jury Trials will be heard at 9:00 a.m. on the dates noted hereafter:

January	4	July	6
February	1	August	9
March	8	September	7
April	5	October	4
May	3	November	8
June	7	December	6

V. JUVENILE DEPENDENCY

Dependency Calendars will be heard on select Thursdays each month on the dates and times noted hereafter:

2:00 P.M. Juvenile Dependency Matters:

All juvenile dependency matters (other than evidentiary hearings) will be heard in the afternoon at 2:00 p.m. Detention Hearings and other short notice matters will continue to be heard as needed, when needed, if waiting until the next Dependency date would violate time rules. Evidentiary hearings will continue to be specially set.

January	14, 28	July	1, 15
February	11, 25	August	5, 19
March	4, 18	September	2, 16, 30
April	1, 15, 29	October	14, 28
May	13, 27	November	4, 18
June	3, 17	December	2, 16, 30

**SUPERIOR COURT -- DEPARTMENT #2
JUDGE ERIC HERYFORD**

VI. FELONY/PRELIMINARY HEARINGS

Pre-Information felony matters, Preliminary Hearings, Violation of Probation Hearings, Violation of Mandatory Supervision Hearings, Post Release Community Supervision Revocation Hearings and Parole Revocation Hearings will be heard on Wednesdays, the week before and the week after the regularly scheduled jury trial week on the dates and times noted hereafter:

January	13, 20, 27	July	14, 21, 28
February	10, 17, 24	August	4, 18, 25
March	3, 17, 24	September	1, 15, 22, 29
April	14, 21, 28	October	13, 20, 27
May	12, 19, 26	November	3, 17
June	2, 16, 23, 30	December	1, 15, 22, 29

9:00 A.M. Felony Matters

Felony Pre-Preliminary Hearings, Felony Pleas, Felony Sentencing, Hearings on Felony Probation Violations, Mandatory Supervision Violations, Post Release Community Supervision Revocations, Parole Revocations and PC1170.18 Hearings will be heard at this time.

10:00 A.M. & 1:30 P.M. Preliminary Hearings and Contested Violation/Revocation Hearings

All Preliminary Hearings, Contested Felony Violation of Probation Hearings, Contested Violation of Mandatory Supervision Hearings, Contested Post Release Community Supervision Revocation Hearings and Contested Parole Revocation Hearings.

VII. JUVENILE TRAFFIC/JUVENILE DELINQUENCY/TRAFFIC COURT TRIALS / PEER COURT

Juvenile Traffic, Juvenile Delinquency, and PEER Court matters will be heard on the dates and times noted hereafter:

2:00 p.m. Juvenile Delinquency

First appearances by out-of-custody minors and their parents concerning juvenile petitions and all other hearings in Delinquency Cases (change of plea, readiness for jurisdictional hearings, change of plea, dispositional hearings) will be heard at 2:00 p.m. the dates noted hereafter.

January	25	July	26
February	22	August	30
March	29	September	27
April	26	October	25
May	24	November	29
June	28	December	27

2:00 p.m. Juvenile Traffic

Juvenile Traffic Arraignments and subsequent hearings on Juvenile Traffic Cases will be heard at 2:00 p.m. on the dates noted hereafter.

January	25	July	26
February	22	August	30
March	29	September	27
April	26	October	25
May	24	November	29
June	28	December	27

3:45 p.m. PEER Court Trials

PEER Court Trials will be heard at 3:45 p.m. on the dates noted hereafter:

January	25	July	26
February	22	August	30
March	29	September	27
April	26	October	25
May	24	November	29
June	28	December	27

3:30 p.m. Traffic Court Trials

Traffic Court Trials on all infraction cases will heard be at 3:30 p.m. on the dates noted hereafter.

January	11	July	12
February	8	August	16
March	15	September	13
April	12	October	18
May	10	November	22
June	14	December	27

VIII. FAMILY COURT

Child Support Matters will be heard by a Commissioner at 9:00 a.m. on the dates noted hereafter:

January	15	July	16
February	19	August	6
March	5	September	3
April	2	October	1
May	14	November	5
June	4	December	3

All other Family Law Matters, Domestic Violence, Civil Harassment Restraining Orders

Probate (Guardianships, Conservatorships and Decedent Estates) and Adoption Hearings will be heard on the dates and times noted hereafter:

January	11, 25	July	12, 26
February	8, 22	August	16, 30
March	15, 29	September	13, 27
April	12, 26	October	18, 25
May	10, 24	November	22, 29
June	14, 28	December	13, 27

9:00 A.M. Other Family Law Matters:

All custody and/or visitation issues, property restraints, personal conduct restraints, etc. The Court will refer custody/visitation issues directly to the Child Custody Recommending Counselor (623-1404). Parents are encouraged to make and attend mediation appointments with the Child Custody Recommending Counselor prior to their court hearing. Most cases requiring testimony will be specially set. Returns from mediation will be heard by the Court throughout the day as time permits.

9:00 A.M. Domestic Violence & Civil Harassment Matters:

Parties should be prepared to go forward with witnesses at the initial hearing if the matter is contested. Domestic Violence and Civil Harassment Matters may be set in Hayfork or Mad River as jurisdiction dictates.

11:00 A.M. Adoption, Probate (Guardianship, Conservatorship & Decedent Estate)

All adoption and probate (guardianship, conservatorship and decedent estate) matters will be heard at this time. Contested matters may be specially set by the Court.

IX. CIVIL AND SMALL CLAIMS

Civil, Small Claims and Unlawful Detainers will be heard one Tuesday a month on the dates and times noted hereafter:

January	12	July	13
February	9	August	17
March	16	September	14
April	13	October	19
May	11	November	23
June	15	December	14

9:00 A.M. Civil

Any civil matter and Asset Forfeiture matters will be heard at this time.

Initial Case Management Conference

All initial Case Management Conferences will be heard at 9:00 a.m. on the Civil Calendar. Any subsequent Settlement Conferences that require an hour or more are to be set on a designated “Special Set” Calendar.

10:00 A.M. Small Claims and Unlawful Detainers

All Small Claims will be set at this time in Weaverville. *(Unlawful Detainers may be specially set to ensure they are heard within the timelines prescribed by law)*

X. “DISQUALIFICATION” CALENDAR

The Disqualification Calendar is a calendar in which an out-of-county Judge will hear matters wherein the “home county” Judges are disqualified. Matters our “home county” Judges are not disqualified in will not be set on these calendars. These matters will be heard at 9:00 a.m. on the dates noted hereafter:

January	29	July	30
February	26	August	27
March	26	September	24
April	30	October	29
May	28	November	19
June	25	December	17

XI. HAYFORK AND SOUTHERN TRINITY COURT

The Hayfork Branch of the Trinity County Superior Court is located in the Sheriff’s Sub-Station at the intersection of Highway 3 and Hyampom Road in Hayfork. The clerk will be in the office from 9:00 a.m. to 11:00 a.m. on the dates noted hereafter. The telephone number for the office is (530) 628-5240. All inquiries regarding the calendar and cases filed in the Hayfork/Southern Trinity Branch may be directed to the Hayfork Office or the Main Office in Weaverville. The Southern Trinity Branch of the Trinity County Superior Court is located at the School Annex located on Van Duzen Road just across from Southern Trinity High School in Mad River.

HAYFORK
TRAFFIC- 10:00 A.M.

January	15	July	16
February	19	August	6
March	5	September	3
April	2	October	1
May	14	November	5
June	4	December	3

SOUTHERN TRINITY
TRAFFIC – 1:00 P.M.

January	15
March	5
May	14
July	16
September	3
November	5

NOTICE TO APPEAR, ALL BRANCHES

State law requires that the time specified in a *Notice to Appear* must be **at least 21 days** after the arrest. When selecting a specific appearance date and time, use the arraignment dates listed if citing into the Weaverville Branch (see Department #2 paragraph I) or one of the dates and times listed for sessions of the Hayfork and Southern Trinity Branches. If citing for a misdemeanor, give enough lead-time on the appearance date to allow the citation to be forwarded through the District Attorney's Office (30 days minimum). When setting arraignment dates, please distribute the appearances evenly throughout the month.

FIRST APPEARANCE / ARRAIGNMENT

All law enforcement agencies, officers and the Office of the District Attorney, shall cite misdemeanor and infractions, whether fresh arrest or warrant arrest, into Weaverville. For infractions only, if the offense occurred and/or the defendant resides South of the Hayfork Summit, he/she shall be cited into Hayfork Court and if South of South Fork Summit the defendant shall be cited into Southern Trinity. Juvenile (infractions) shall also be cited according to this protocol. Juvenile misdemeanors must be sent to the Probation Department. Notices to Appear in letter form by the Court or by Counsel shall also adhere to this rule. Defendants, who wish, may appear in Weaverville rather than the outlying branches. Any other deviation from this procedure requires permission from the Court.

If a Felony Complaint is to be filed, the defendant is to be cited to appear in the **Weaverville Branch only** regardless of where the offense may have occurred or where the defendant resides.

Officers are to note the appearance date and time on the citation.

Minors will also be notified by the Court of the date and time to appear and courtesy notices will be sent on all infraction citations. The Weaverville Court address is 11 Court Street/PO Box 1258, Weaverville, CA 96093; the Hayfork Court address is the Sheriff's Substation on the corner of Highway 3 and Hyampom Road; the Mad River Court address is Van Duzen School Annex on Van Duzen Road.