###### TRINITY COUNTY SUPERIOR COURT

CALENDAR YEAR – 2023

This calendar establishes the assignment for all purposes for the Judges of this Court for 2023 as set forth in Local Court Rule 1.1(c).

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##### SUPERIOR COURT -- DEPARTMENT #1

**JUDGE MICHAEL B. HARPER**

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# **POST-INFORMATION CRIMINAL MATTERS / DRUG COURT/ DV COURT / PROP 36 COURT / COMMUNITY COURT / MENTAL HEALTH DIVERSION**

# **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 1will be set on the dates noted hereafter:

January 3, 17, 31 July 18

February 14, 28 August 1, 15, 29

March 14, 28 September 5, 19

## April 4, 18 October 3, 17, 31

## May 2, 16, 30 November 14, 28

## June 13, 27 December 12, 26

**2:00 P.M. Drug court**

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

January 3, 17, 31 July 18

February 14, 28 August 1, 15, 29

March 14, 28 September 5, 19

## April 4, 18 October 3, 17, 31

## May 2, 16, 30 November 14, 28

## June 13, 31 December 12, 26

**2:00 P.M. Domestic Violence Review Hearings**

Domestic Violence Review Hearings will be heard at 2:00 p.m. on the dates noted hereafter:

January 17 July 18

February 14 August 15

March 14 September 19

## April 18 October 17

## May 16 November 14

## June 13 December 12

**2:01 P.M. Prop 36 Review Hearings**

Prop 36 Review Hearings and will be heard at 2:01 p.m. (for calendaring purposes) on the dates

noted hereafter:

January 17 July 18

February 14 August 15

March 14 September 19

## April 18 October 17

## May 16 November 14

## June 13 December 12

**2:02 P.M. Community Court / Mental Health Diversion**

Community Court / Mental Health Diversion will be heard at 2:02 p.m. (for calendaring purposes) on the dates noted hereafter:

January 17 July 18

February 14 August 15

March 14 September 19

## April 18 October 17

## May 16 November 14

## June 13 December 12

1. **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:**

January 3, 4 (Jan 9 Trial) July 5 July 10 (Trial)

Jan/Feb 31, 1 (Feb 6 Trial) August 1, 2 (Aug 7 Trial)

Feb/Mar 28, 1 (Mar 6 Trial) September 5, 6 (Sept 11 Trial)

## April 4, 5 (Apr 10 Trial) October 3, 4 (Oct 10 Trial)

## May 2, 3 (May 8 Trial) Oct/Nov 31, 1 (Nov 6 Trial)

## May 30, 31 (June 5 Trial) Nov 28, 29 (Dec 4 Trial)

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

January 9 July 10

February 6 August 7

March 6 September 11

April 10 October 10

May 8 November 6

June 5 December 4

# **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 sentencings) will be set on these days and times noted hereafter:

January 5, 19, 26 July 6, 20, 27

February 2, 16, 23 August 3, 17, 24

March 2, 16, 23 September 7, 21, 28

April 6, 20, 27 October 5, 19, 26

May 4, 18, 25 November 2, 16, 30

June 1, 15, 22 December 14, 21, 28

***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.*

1. **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:**

January 5 (Jan 9 Trial) July 6 July 10 (Trial)

Feb 2 (Feb 6 Trial) August 3 (Aug 7 Trial)

March 2 (Mar 6 Trial) September 7 (Sept 11 Trial)

## April 6 (Apr 10 Trial) October 5 (Oct 10 Trial)

## May 4 (May 8 Trial) November 2 (Nov 6 Trial)

## June 1 (June 5 Trial) Nov 30 (Dec 4 Trial)

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

January 9 July 10

February 6 August 7

March 6 September 11

April 10 October 10

May 8 November 6

June 5 December 4

1. **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 5, 19 July 6, 20

February 2, 16 August 3, 17

March 2, 16 September 7, 21

April 6, 20 October 5, 19

May 4, 18 November 2, 16

June 1, 15 December 14, 28

1. **JUVENILE TRAFFIC/JUVENILE DELINQUENCY / 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 / Peer Court referrals and reviews**

First appearances by 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, Peer Court referrals and Review Hearings) will be heard at 2:00 p.m. on the dates noted hereafter:

January 30 July 24

February 27 August 28

March 27 September 25

April 24 October 30

May 22 November 27

June 26 December 18

**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 30 July 24

February 27 August 28

March 27 September 25

April 24 October 30

May 22 November 27

June 26 December 18

**3:45 p.m. PEER Court Trials**

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

January 30 July 24

February 27 August 28

March 27 September 25

April 24 October 30

May 22 November 27

June 26 December 18

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##### SUPERIOR COURT -- DEPARTMENT #2

**JUDGE ERIC L. HERYFORD**

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

1. **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 4, 18, 25 July 6, 20, 27

February 1, 15, 22 August 3, 17, 24

March 1, 15, 29 September 7, 21, 28

April 6, 20, 27 October 5, 19, 26

## May 4, 18, 25 November 2, 16, 30

## June 1, 15, 22 December 14, 21, 28

**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.

**VIII. FAMILY COURT**

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 23, 30 July 17, 25

February 27 August 14, 28

March 13, 27 September 18, 25

April 17, 24 October 16, 30

May 15, 22 November 13, 27

June 12, 26 December 11, 18

**9:00 A.M. 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.

1. **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 24 July 25

February 21 August 22

March 21 September 26

## April 25 October 24

May 23 November 21

June 20 December 19

**9:00 A.M. & 10:00 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.

**10:30 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)*

1. **TRAFFIC COURT TRIALS**

**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 23 July 17

February 23 August 14

March 13 September 18

April 17 October 16

May 15 November 13

June 12 December 11

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##### SUPERIOR COURT -- DEPARTMENT #1

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1. **CHILD SUPPORT MATTERS**

**Child Support Matters will be heard by a Commissioner at 9:00 a.m. in**

**Department one on the dates noted hereafter:**

January 6 July 7

February 3 August 4

March 3 September 1

April 7 October 6

May 5 November 3

June 2 December 1

#### **XII. “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 27 July 21

### February 24 August 25

March 24 September 29

April 21 October 27

May 26 November 17

June 23 December 29

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**XII. 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 justacross from Southern Trinity High School in Mad River. The matters will be heard onthe dates and times noted hereafter:

**HAYFORK**  **SOUTHERN TRINITY**

**TRAFFIC- 10:00 A.M. TRAFFIC – 1:00 P.M.**

January 6 July 7 January 6

February 3 August 4 March 3

## March 3 September 1 May 5

April 7 October 6 July 7

May 5November 3 September 1

June 2 December 1 November 3

**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.