

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).

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

**I. 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 1 will 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 |

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:

| | | | |
|---------|-----------------------|-----------|----------------------|
| 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 |

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 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.*

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:

| | | | |
|---------|------------------|-----------|-------------------|
| 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 |

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 | 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 |

VI. 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 |

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

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

VII. 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.

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 | 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*)

X. 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 |

SUPERIOR COURT -- DEPARTMENT #1

XI. 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 |

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 just across from Southern Trinity High School in Mad River. The matters will be heard on the dates and times noted hereafter:

HAYFORK
TRAFFIC- 10:00 A.M.

| | | | |
|----------|---|-----------|---|
| January | 6 | July | 7 |
| February | 3 | August | 4 |
| March | 3 | September | 1 |
| April | 7 | October | 6 |
| May | 5 | November | 3 |
| June | 2 | December | 1 |

SOUTHERN TRINITY
TRAFFIC – 1:00 P.M.

| | |
|-----------|---|
| January | 6 |
| March | 3 |
| May | 5 |
| July | 7 |
| September | 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.