

JAN 05 2022

By: T. SUITTS, Deputy

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO
CENTRAL DIVISION

**IN RE: EXTENSION OF TIME FOR
CRIMINAL TRIALS**

**GENERAL ORDER OF THE PRESIDING
DEPARTMENT**

ORDER NO. 010122-38(A)

As a result of the COVID-19 pandemic, the Governor of California declared a state of emergency in this state. The President of the United States has also declared a national emergency. The health and safety concerns associated with the pandemic, along with the State of California and County of San Diego public health orders issued in response thereto, have caused substantial operational impediments for the court.

Pursuant to Government Code § 68115; the December 3, 2021, Order of the Chief Justice; the court's inherent supervisory and administrative authority; and the Presiding Judge's duty to take into account the needs of the public and court as they relate to the efficient and effective management of the court (Cal. Rules of Court, rule 10.603), the court **HEREBY FINDS AND ORDERS AS FOLLOWS:**

///

1 The court extends the time period provided in Penal Code § 1382 for the holding of a
2 criminal trial by 30 days, applicable only to cases in which the original or previously extended
3 statutory deadline otherwise would expire from January 1, 2022, to January 25, 2022, inclusive.
4 This order supplements the extensions of the Penal Code § 1382 deadlines previously provided by
5 General Orders of the Presiding Department, Order Numbers 040320-39, 043020-47, 061220-63,
6 070120-71, 081020-82, 090820-87, 100720-95, 110520-101, 120820-109, 010121-48, 010821-52,
7 020321-56, 031021-60, 040821-65, 050621-69, 060721-73, 070821-78, 080621-82, 090221-85,
8 100621-88, 110421-92, and 120321-96. Accordingly, for any case in which the time to bring a
9 defendant to trial was previously extended under one or more of those prior General Orders, and the
10 extended deadline falls within the above-specified time period, the court extends the previously
11 extended deadline by an additional 30 days. For any case in which the initial Penal Code § 1382
12 deadline falls during the above-specified time period, the court extends the time to bring a
13 defendant to trial by a total of 30 days.

14 This Order is effective as of January 1, 2022, and will remain in effect until otherwise
15 ordered by the Presiding Judge.

16 IT IS SO ORDERED.

17
18 DATED: January 5, 2022



HONORABLE MICHAEL T. SMYTH
PRESIDING JUDGE