

Honorable Eddie C. Sturgeon, Presiding

Courtroom Staff:

Courtroom Clerk [\(619\) 450-7067](tel:6194507067)
Calendar Clerk [\(619\) 450-7304](tel:6194507304) (phone hours: 8:00 a.m. – 3:00 p.m.)

This is a civil independent calendar (IC) department.

Scheduling of motions and ex-parte hearings is accomplished by calling the calendar clerk at 619-450-7304.

CALENDARS, CONFERENCES AND HEARINGS

Ex-parte Hours: Ex-parte matters are heard by reservation only on **Tuesdays and Thursdays at 8:30 a.m.** Reservations are made by telephoning the calendar clerk at 619-450-7304. Papers in support of the application and proof of notice should be electronically filed by noon on the day prior to the hearing with the appropriate fees paid. **The court requires courtesy copies of all E-filed documents on all ex parte papers delivered to the Department 67 drop box in the Hall of Justice.**

Remote Appearances: California Rules of Court and any emergency orders in effect shall govern remote appearances. Please check the San Diego Superior Court website for remote appearance information via Microsoft Teams for Department 67

Request to appear by phone: Prior approval from the court to appear telephonically is **not** required. No telephonic appearances are allowed at the trial readiness conference and trial call. Requesting party is to notify a teleconference provider and arrange for the appearance. If more than one party request telephonic appearance, parties shall use the same provider.

Order for publication: Paperwork requesting an order to publish may be submitted for review without an appearance. Obtaining an order to publish does not toll dates. The court will scrutinize the jurisdictional affidavit to see whether the applicant has taken "those steps a reasonable person who truly desires to give notice would have taken under the circumstances" and has complied with CCP §415.50 and CRC 379.

Application for Good Faith Settlement: The application for good faith settlement pursuant to the Code of Civil Procedure 877.6(a)(2) and proposed order shall be concurrently filed, after which it will be held the requisite statutory period (20 days plus 5 for mailing). If no motion to contest is filed, the order will be signed and processed after the statutory period has run. Thereafter, the clerk will return conformed copies of the application and signed order.

Guardian Ad Litem: Petition for appointment of guardian ad litem may also be submitted for review and approval without an appearance. The Guardian Ad Litem cannot be someone who also has an interest in the action. Petitions to compromise minors' claims are governed by the San Diego County Superior Court Local Rules.

Minors Compromise: The court is required to schedule a hearing on a petition to compromise a minor's disputed claim within 30 days from the date of filing under new Probate Code §3505. Minors Compromise hearings are heard on Monday's at 8:30 a.m. **Reservations are made by telephoning the calendar clerk at 619-450-7304.**

Trial continuances: The parties may enter into a written stipulation and order to continue the trial date (and all related dates) provided it is filed more than two weeks before the trial readiness conference. When submitting the written stipulation and order, the stipulation and order fee must be attached as required pursuant to Government Code §70617(c)(2). All first appearance fees must also be paid prior to submitting the written request.

Example:

The trial related dates will be continued as follows:

Trial Call: August 23, 2019, at 8:30 a.m.

Trial Readiness Conference: August 9, 2019, at 10:15 a.m.

First Expert Exchange: Per code.

Second Expert Exchange: Per code.

Law and Motion and Discovery Cut-Off: Per code.

Reappointment of arbitrator / mediator: Requests for reappointment of arbitrator or mediator must state the agreed date certain for the continued arbitration or mediation hearing by way of written stipulation and order.

Law and Motion: Noticed motion hearings are by reservation only and are set on **Fridays at 9:00 a.m.** for an appearance hearing unless specifically set by the court. Counsel may obtain reservations by contacting the Calendar Clerk at (619) 450-7304. This department issues tentative rulings pursuant to CRC Rule 324(b). Tentative rulings will be posted on the San Diego Superior Court website (www.sdcourt.ca.gov) on the day prior to the hearing. If a motion goes off calendar prior to the hearing, counsel must call the department to take any motion off calendar

- (a) Summary Judgment / Summary Adjudication of Issues:** Due to motions for summary judgment, being very labor-intensive, the court limits the number of such motions which can be heard in any given week. Even though the motion is timely filed, it is often very difficult to schedule the hearing within the 30 days before trial requirement. Counsel are also urged to take into consideration that summary judgment motions require longer notice than ordinary motions.

Default Judgment by Court: Papers must comply strictly with "Requirements for Default Judgments" in Appendix A to Division II of Local Rules (Civil Litigation). Non-complying papers will be returned with a notation of defects. If personal testimony is required, counsel will be contacted by the calendar clerk in order to schedule a default prove-up hearing.

The following courtesy copies should be placed in the Department 67 drop box:

- Ex-parte applications for hearings set within 3-5 days (before noon the day prior)
- Motions in limine for trial set within 3-5 days of trial date
- Briefs
- Oppositions / replies to formally noticed motions
- Joint trial readiness conference reports
- All other Civil documents must be electronically filed through a court approved Electronic Filing Service Provider

[DEPT 67- ADVANCE TRIAL REVIEW ORDER](#)