

Department 75 Central - Hall of Justice

Honorable Euketa Oliver, Presiding

Court Clerk: (619) 450-7075

Calendar Clerk: (619) 450-7183 - Phone hours: 8:00 a.m. to 3:00 p.m.

1. Conformity with Local Rules

Unless otherwise indicated herein, Department 75 adheres to the San Diego Superior Court Local Rules, Division II.

2. Calendars

2.1 General. Virtual appearance via Microsoft Teams is allowed for most hearing types. All Judgment Debtor Examinations must have a personal appearance made in the department.

2.2 Ex-Parte Matters. Ex parte appearances are set by reservation and held Tuesday through and Thursday at 8:30 a.m., or at such other time as the Court may designate. Ex-partes papers are due one day prior to the hearing by 10:30 a.m. The ex-partes papers are to be filed digitally via E-FILE with a courtesy copy placed in Department 75's mailbox on the second floor in the Hall of Justice Civil Business Office. Requests for sealing will not be addressed ex parte unless otherwise instructed by the Court.

2.3 Law and Motion. Motions are heard on Fridays at 9:00 a.m. by reservation. Any request for priority on the Friday calendar must be made the Thursday before the hearing no later than 3:30 pm. Counsel can call the department directly and leave a voicemail to request priority.

2.4 Trial Readiness Conference. Trial Readiness Conferences are held on Fridays at 8:55 a.m. Please review the department [Advanced Trial Review Order](#) and [Sanchez Waiver](#) prior to any Trial Readiness Conference hearing. The Court requests that a signed copy of these documents be brought to the first day of trial.

2.5 Trial Call. Trial Calls are held on Fridays at 8:50 a.m., unless otherwise designated by the court.

3. Trial Matters

3.1 Hours. Trial hours are Monday through Thursday, 9:00 a.m. until 12:00 p.m. and 1:30 p.m. until 4:30 p.m., unless otherwise ordered.

3.2 Binders and Preparation. Counsel must provide a three-ring binder with tabs to the Court on the Friday before trial that includes the following: Trial Briefs, All Pre-Trial Motions (including opposition and reply), all proposed jury instructions with brackets removed and edits made as to the specific case as needed, a proposed verdict form, exhibit list, and witness list. Two additional copies of the verdict form, witness list, and exhibit list should be provided for the courtroom clerk. The Court should be provided a copy of the exhibits and a copy should be provided for the witness stand. The copy for the witness stand should be pre-tagged with the brown exhibit tags. If depositions are likely to be referenced during the trial, a copy must be lodged with the clerk for the Court's review. The copy should have the name of the deponent written on the spine for ease of access. The Court will accept certified copies of the deposition in lieu of originals.

3.3 Equipment. Department 75 only has a projector screen. Any and all other technology must be provided by the parties.

4. Law and Motion

4.1 Filings. All motion should be filed digitally, and a courtesy copy placed in Department 75's mailbox on the second floor in the Hall of Justice Civil Business Office. Parties are to adhere to the page limitations for memoranda of points and authorities set forth within CRC 3.1113(d). Exhibits submitted with motions should be separately tabbed (for lodgments and courtesy copies) and electronically bookmarked. Lodgments submitted with the Court must be picked up within fourteen (14) days after the Court's adjudication of the motion or they will be destroyed.

4.2 Taking Motions Off-Calendar. If your case has settled or you have decided to take the motion off calendar, please call the court immediately so that the Court does not spend valuable time preparing a ruling that is no longer required.

4.3 Tentative Rulings. The tentative ruling will generally be posted to the Superior Court web site one day prior to the hearing but may, as necessary, be posted the morning of the hearing. If neither party appears on the date and at the time noticed for the hearing, the tentative ruling will be adopted as the final ruling of the Court.

4.4 Sealing/Stipulated Protective Orders. The Court requires adherence with statutory procedures to file documents under seal or "conditionally under seal". The Court will not seal any document not submitted in accordance with California Rules of Court, Rule Nos. 2.550 and 2.551. (*See NBC Subsidiary (KNBC-TV), Inc. v. Superior Court* (1999) 20 Cal.4th 1178). "The court must not permit a record to be

filed under seal based solely on the agreement or stipulation of the parties.” (CRC 2.551(a).)

For determination of motions containing confidential materials, the Court prefers parties to lodge—rather than file—the confidential documents via a properly filed Notice of Lodgment (“NOL”). Exhibits filed in this manner become part of the ROA but are not publicly filed and require no sealing motion. However, if a party desires to file motion briefing or supporting documents with redactions and/or under seal, CRC Rule Nos. 2.550 and 2.551 apply, and the motion will not be adjudicated until a noticed motion to seal has been calendared and decided. TIn such cases, the submitting party must include a separate NOL for the redacted filings and lodge a USB drive containing the unredacted version of any documents filed or conditionally filed under seal. For documents filed conditionally under seal, if no motion to seal is filed within the allotted statutory time, the submitting party is directed to inform the court clerk that the documents are to be made part of the public record and file a notice with the Court.

Proposed Stipulated Protective Orders for protection of confidential information will only be approved by the Court if the language in the proposed order is consistent with the Court's stated policy discussed above. For parties relying on the Los Angeles Superior Court's Model Protective Order, the paragraph addressing sealing should be modified as follows:

Where any Confidential Materials, or Information derived from Confidential Materials, is included in any motion or other proceeding governed by California Rules of Court, Rules 2.550 and 2.551, the party shall follow those rules. With respect to discovery motions or other proceedings not governed by California Rules of Court, Rules 2.550 and 2.551, the following shall apply: If Confidential Materials or Information derived from Confidential Materials are submitted to or otherwise disclosed to the Court in connection with discovery motions and proceedings, the same shall be separately lodged with the clerk of the Court in an envelope marked: ‘CONFIDENTIAL – LODGED PURSUANT TO PROTECTIVE ORDER’.”

4.5 Discovery Dispute Outline in Lieu of Separate Statement. Code of Civil Procedure sections 2030.300, 2031.310, and 2033.290 allow a court to authorize a moving party to submit a concise outline of the discovery request and each response in dispute. This Court permits such practice without express court order. For discovery motions in Song-Beverly cases, the [Lemon Law Discovery Procedure](#) applies.

5. Court Orders

5.1 Minute Orders. The Court's minute order is the final order of the Court. No further order need be prepared unless the Court directs counsel to prepare and submit an order.

5.2 Proposed Orders/Judgments. Documents submitted to the Court for review must be accompanied by a proof of service. An exception to this requirement exists where a stipulation is signed by all parties to the case. Filings that do not have a proof of service will not be reviewed.