

**TRINITY COUNTY SUPERIOR COURT  
CALENDAR YEAR – 2019-REVISED 10/9/18**

This calendar establishes the assignment for all purposes for the Judges of this Court for 2019 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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**I. POST-INFORMATION CRIMINAL MATTERS / DV COURT / PROP  
36 COURT**

**The Post Information Criminal/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 these days.

January	22, 29	July	16, 30
February	26	August	6, 27
March	12, 26	September	3, 24
April	2, 23	October	1, 22
May	21, 28	November	12, 26
June	4, 25	December	3, 24

**2:00 P.M. Prop 36 Review Hearings / Domestic Violence Review Hearings**

Prop 36 Review Hearings and Domestic Violence Review Hearings will be heard at 2:00 p.m. on the dates noted hereafter:

January	22	July	16
February	12	August	6
March	12	September	3
April	2	October	1
May	21	November	12
June	4	December	3

**2:30 P.M. Community Court / Mental Health Diversion**

Community Court will be heard at 2:30 p.m. on the dates noted hereafter:

January	22	July	16
February	12	August	6
March	12	September	3
April	2	October	1
May	21	November	12
June	4	December	3

## 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	22, 29 (Feb 4 Trial)	August	6 (Aug 12 Trial)
February	12, 26 (March 4 Trial)	August	27 (Sept 9 Trial)
March	12, 26 (April 8 Trial)	September	3 (Sept 9 Trial)
April	2 (April 8 Trial)	September	24 (Oct 7 Trial)
April	23 (May 6 Trial)	October	1 (Oct 7 Trial)
May	21, 28 (June 10 Trial)	October	22 (Nov 4 Trial)
June	4 (June 10 Trial)	November	12, 26 (Dec 9 Trial)
June	25 (July 8 Trial)	December	24 (Jan 5 Trial)
July	16, 30 (Aug 12 Trial)		

**The Felony Jury Trials will be heard at 8:30 a.m. on the dates noted hereafter:**

January	7	July	8
February	4	August	12
March	4	September	9
April	8	October	7
May	6	November	4
June	10	December	9

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

## III. MISDEMEANOR CRIMINAL/ARRAIGNMENT/WALK-IN COURT

**The Criminal/Walk-Ins will be heard on two or three Thursdays each month on the dates and times noted hereafter:**

January	3, 17, 24	July	18, 25
February	14, 21, 28	August	1, 8, 22
March	14, 21, 28	September	5, 19, 26
April	4, 18, 25	October	3, 17, 24
May	2, 16, 23	November	1 4, 21
June	6, 20, 27	December	5, 19, 26

### **9:00 A.M. Criminal Matters**

All hearings except trials and evidentiary hearings (e.g., arraignments, non-evidentiary motions, pretrial and readiness conferences, violation of probation hearings and sentencings) will be set on these days.

***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	3, 24	July	25
February	28	August	8
March	28	September	5
April	4	October	3, 24
May	2	November	21
June	6, 27	December	5

**The Misdemeanor Jury Trials will be heard at 8:30 a.m. on the dates noted hereafter:**

January	7	July	8
February	4	August	12
March	4	September	9
April	8	October	7
May	6	November	4
June	10	December	9

#### **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	3, 17	July	18, 25
February	14, 28	August	8, 22
March	14, 28	September	5, 19
April	4, 18	October	3, 17
May	2, 16	November	14, 21
June	6, 20	December	5, 19

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

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**I. 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	2, 16, 23	July	17, 24, 31
February	13, 20, 27	August	7, 21, 28
March	13, 20, 27	September	4, 18, 25
April	3, 17, 24	October	2, 16, 23
May	1, 15, 22	November	13, 20, 27
June	5, 19, 26	December	4, 18

**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. and 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.

**II. JUVENILE TRAFFIC/JUVENILE DELINQUENCY/TRAFFIC COURT TRIALS / PEER COURT**

**Juvenile Traffic, Juvenile Delinquency, Traffic Court Trials and PEER Court matters will be heard on the dates and times noted hereafter:**

**2:00 p.m. Juvenile Delinquency**

First appearances by out-of-custody 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) will be heard at 2:00 p.m. the dates noted hereafter.

January	14, 28	July	15, 29
February	25	August	19, 26
March	11, 25	September	16, 23
April	15, 29	October	21, 28

May	13, 20	November	18, 25
June	3, 17	December	16, 23

**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	14	July	15
February	25	August	19
March	11	September	16
April	15	October	21
May	13	November	18
June	3	December	16

**3:30 p.m. Traffic Court Trials**

Traffic Court Trials on 'WE' infraction cases will heard be at 3:30 p.m. on the dates noted hereafter. ('HF' and 'MR' infraction cases may be set on the Hayfork or Mad River calendars)

January	14	July	15
February	25	August	19
March	11	September	16
April	15	October	21
May	13	November	18
June	3	December	16

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

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

January	28	July	29
February	25	August	26
March	25	September	23
April	29	October	28
May	20	November	25
June	17	December	23

**VIII. FAMILY COURT**

**Child Support Matters will be heard by a Commissioner at 9:00 a.m. on the dates noted hereafter:**

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

**All other 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	14, 28	July	15, 29
February	25	August	19, 26
March	11, 25	September	16, 23
April	15, 29	October	21, 28
May	13, 20	November	18, 25
June	3, 17	December	16, 23

**9:00 A.M. Other 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.

**10:00 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) Matters:**

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	15	July	23
February	19	August	20
March	19	September	17
April	16	October	15
May	14	November	19
June	18	December	17

**9:00 A.M. Civil**

Any civil matter and Asset Forfeiture matters will be heard at this time.

**9:00 A.M. Initial Case Management Conference**

All initial Case Management Conferences will be heard at 10:00 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 if set in Weaverville. Small Claims may also be set on the Hayfork Calendar at 10:00 a.m. or the Mad River Calendar at 1:00 p.m. as jurisdiction dictates. *(Unlawful Detainers may be specially set to ensure they are heard within the timelines prescribed by law)*

**X. “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. These matters will be heard at 9:00 a.m. on the dates noted hereafter:**

January	25	July	26
February	22	August	23
March	22	September	27
April	26	October	25
May	24	November	22
June	28	December	27

**XI. 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 12:00 p.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.

**HAYFORK****TRAFFIC- 10:00 A.M.****COURT TRIALS AT 10:00 A.M.**

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

**SOUTHERN TRINITY - 1:00 P.M.**

January	4
March	1
May	3
July	5
September	6
November	1

## **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.