

Legal Process Committee of the DV Council
Minutes from Thursday, January 9, 2014 11:45 a.m. – 1:15 p.m.
Location: District Attorney’s 4th Floor Conference Room

Present: Karen Guidotti (District Attorney’s Office), David Cherniss (San Mateo Superior Court), Monica Rands Preuss (San Mateo Superior Court), Jill Selvaggio (San Mateo Superior Court), Rhonda Collins (San Mateo County Probation Department), Camille Conrey (CORA), Maria Segarra (API Legal Outreach) , Greg Tanaka (Family Law Facilitator), Jessica Dayton (CORA), Starlette English (San Mateo Superior Court), Susan Maxwell (San Mateo Superior Court), Lauren Zorfias (Private Bar)

Next Meeting: Thursday April10, 2014 11:45 – 1:15

ISSUES	DISCUSSION	ACTION
Review/Adopt minutes from October 10, 2013 meeting		Approved
Updates	<ol style="list-style-type: none"> 1. API – Currently there is not a Spanish translator at the restraining order clinic. API is working to fill that gap, but in the meantime, please contact the clinic in advance if making a monolingual Spanish client referral so that they may arrange a translator. 2. BayLegal – Clinics are on schedule and there are no changes to services. Dia is now working in the San Francisco office, and he position has been filled by Anne Sidwell. Tulin will be returning in the beginning of March. 3. CORA – Mallika Kaur is no longer working at CORA, but expects to fill the position relatively soon. The new safe house will be opening soon. 4. Court – Family Law Facilitators/Self-Help Department will be partnering with CLESPA on unlawful detainer settlement conferences, as well as the Monday landlord-tenant clinics in collaboration with LASSMC. The courts have closed the Deputy Court Clerk recruitment. The criminal court clerk’s office will be reopening an attorney’s-only window, and will be posting signage regarding options for relinquishing firearms, in light of the fact that judicial council forms will not reflect the changes to the code until July 2014. 5. Probation – The new chief of probation started on July 1st. A recertification of Batterer 	

	<p>Intervention Programs has started. the planning committee will be meeting in two weeks to debrief. There is an increased emphasis on evidence-based practices, and Probation will be taking a closer look at programs and services to evaluate which components are evidence based.</p>	
<p>New Business</p>	<ol style="list-style-type: none"> 1. Jill- discussion of the implementation of AB 539, including a discussion that fliers will be posted containing options for relinquishment, and will be included in restraining order packets until the judicial council forms reflect the change in July 2014. 2. Rhonda and Karen- discussion of penal code 1203.097, in terms of whether individuals convicted of certain domestic violence offenses “shall” be ordered to do community service; final determination reflected that this language was already in the code, but that ordering community service occurs “as the court deems appropriate.” 3. Brenda- Discussion of what the process for ex parte applications in San Mateo County because of two situations that recently arose: with the first, the client filed an emergency request, and the hearing was not for two months after the request. With the second, an ex parte request was filed and there was some confusion over whether it was actually sent up to the judge or not, which caused a delay. Jill suggested speaking to a supervisor if similar issues were to arise again, and that with ex parte requests there is typically a 24 hour turnaround time, but that judges may take longer sometimes. Also suggested that this issue be tracked more closely in order to provide more concrete examples, as well as checking in with members of the private bar to see if they have experienced similar problems. 4. Jessica- New Laws Updates: Discussion of AB-176. There will be a CCR training February 12 and 13, 2014, which may be a 	

	<p>good opportunity to make sure that this issue is covered. Additionally discussed SB 400 (employment protections for survivors) and SB 612 (permitting additional types of documentation for survivors to break leases due to DV).</p> <p>5. Save the Date for the rescheduled Brown Act Training. This training is scheduled for January 16, at 2:00 PM. More details will follow via email.</p>	
Work Plans	<p>a) Civil/Criminal crossover- no updates.</p> <p>b) Firearms check implementation – no updates</p> <p>c) Firearms Compliance Project – No updates.</p> <p>d) Judicial Bench Card – Work is in progress.</p> <p>e) Law Enforcement DV Protocol – Karen discussed a change in penal code numbers.</p> <p>f) Restraining Orders After Hearing – Discussion of whether a more suitable courtroom has been located for the DV calendar, conclusion that this is known by all to be desirable but that it is a matter of resources.</p> <p>g) Allocation of Court Resources – No budget updates.</p> <p>h) Courtroom Safety – There is a new bailiff in Judge Swope’s courtroom for the DV calendar. The tip sheet created for bailiffs by Mallika will be passed along to Linda to give to the bailiffs. Discussion of whether perhaps an additional bailiff would be of assistance in that courtroom.</p>	
Other Items	<ul style="list-style-type: none"> • Discussion that Greg has completed his two year term as co-chair of the committee. Jessica will continue to serve as co-chair, but it would be beneficial to have someone from the courts as co-chair with her. Jessica will send an e-mail out regarding the need to fill this position. 	