Superior Court of California
County of Alameda
Courthouse
1225 Fallon Street
Oakland, California 94612

SUPERIOR COURT OF CALIFORNIA, COUNTY OF ALAMEDA
GENERAL DIRECTIVE BY THE PRESIDING JUDGE

DIRECTIVE NO: 2010-37

SUBJECT: DELEGATION OF AUTHORITY TO CLERK TO REFUSE TO ENTER A FULL SATISFACTION OF JUDGMENT OR DISMISSAL IN A CASE WHERE COURT FEES AND COSTS WERE INITIALLY WAIVED

Delegation of authority. Pursuant to Government Code section 68637(b)(1), the clerk of the court is delegated authority to refuse to enter a full satisfaction of judgment until an accompanying order requiring payment of waived fees and costs, if any, has been satisfied.

Pursuant to Government Code section 68637(c)(4), the clerk of the court is delegated authority to refuse to enter a dismissal in a civil case if the party whose court fees and costs were initially waived has a lien payable to the court because the party recovered ten thousand dollars ($10,000) or more in value by way of settlement, compromise, arbitration award, mediation settlement, or other recovery. The dismissal shall not be entered until the lien has been paid or by order of the court.

Limitation on delegation of authority. The delegation of authority to the clerk of the court is limited to the matters listed above and does not prevent a party from appearing before a judicial officer on said matters upon request.

This directive shall expire on December 31, 2010.

Issued: January 4, 2010

Hon. Jon R. Rolefson – Presiding Judge
Superior Court of California, County of Alameda