

SUPERIOR COURT OF CALIFORNIA, COUNTY OF ALAMEDA

Summary of Proposed Amendments to Title 5, Division 1: Chapter 1, rule 5.40 to the Local Rules

Requests to continue status, case resolution, and settlement conferences

The proposed amendments to rule 5.40 to the court's Local Rules ("Rules") entitled ***Requests to continue status, case resolution, and settlement conferences*** are part of the court's continuing effort to review, correct, and update its Rules as needed.

The proposed amendments to rule 5.40 are summarized below.

SUMMARY

The proposed amendments are to support implementation of what is commonly referred to as the Elkins Task Force recommendations.

Below is the full text of proposed local rule 5.40 with deletions in **strikeout** and additions noted in underline.

Rule 5.40. Requests to continue status, case resolution, and settlement conferences and trials

Status and case resolution conferences may be continued by stipulation in the same manner as hearings, provided that the stipulation is received by the courtroom clerk in the assigned department by noon on the day before the date then scheduled for the status or case resolution conference. Settlement conferences, long-cause hearings, and trials may only be continued upon approval of the court assigned to conduct the settlement conference, long-cause hearing, or trial. The parties must use the Joint Application and Order for Continuance of ~~Status Conference~~, Settlement Conference, Long Cause Hearing, and/or Trial (Local Form ALA FL-055) form to make this request.