Superior Court of California
COUNTY OF ALAMEDA

Tara M. Desautels, Presiding Judge
Charles Smiley, Assistant Presiding Judge
Chad Finke, Executive Officer

René C. Davidson Courthouse
1225 Fallon Street
Oakland, California 94612
@AlamedaSuperior
www.alameda.courts.ca.gov

For more information about this news release, please contact:

Executive Office
pcomments@alameda.courts.ca.gov
510-891-6012

FOR IMMEDIATE RELEASE

Friday, June 12, 2020

OAKLAND, CALIFORNIA: Superior Court of Alameda County opens appellate and limited emergency unlawful detainer filings, otherwise extends unlawful detainer stay, and requires email addresses on all filings.

The Superior Court of Alameda County (Court) announced today that, beginning June 15, 2020, it will resume processing papers relating to appeals that have been submitted for filing during the Court's closure period, which began on March 17, 2020. As set forth in amendments to emergency Local Rule 1.8a, which the Court adopted on June 12, 2020, appeal-related papers that were received between March 17 and March 31 will be processed first, and will be given a June 15 filing date. The Court will process other appellate papers on a rolling basis thereafter.

The Court also announced today that it is ordering the further stay of all unlawful detainer proceedings, including evictions, through and including July 15, 2020. The Court's further stay is ordered in light of the eviction-related discussions that continue at the state and local level, as well as the June 10, 2020, decision of Hon. Tani G. Cantil-Sakauye, Chief Justice of California and Chair of the Judicial Council, to suspend the Council's vote on a Circulating Order (CO-20-10) that would have lifted the statewide general moratorium on unlawful detainer actions and judicial foreclosures.

Given the suspension of the vote on Circulating Order CO-20-10, Judicial Council Emergency Rule 1, adopted April 6, 2020, remains in effect. That rule permits a superior court to issue a summons in an unlawful detainer case where the court finds that the action is necessary to protect public health and safety.

In light of the authority conferred by Emergency Rule 1, the Court, through additional amendments to emergency Local Rule 1.8a, announced today that it will begin accepting new unlawful detainer cases for filing effective June 15, but only where the complaint alleges that the action is necessary to protect public health and safety, including matters where continued occupancy poses an imminent threat to health and safety. After accepting the complaint—which must be accompanied by a declaration alleging the facts supporting the claim that the action is necessary to protect public health and safety—the Court will review the materials and determine whether the action may proceed as permitted by Emergency Rule 1. No parties may take any action on the filed complaint unless and until the Court

determines there to be an appropriate emergency risk and issues the related summons. Failure to comply with emergency Local Rule 1.8a may result in sanctions as provided by law.

Finally, in recognition of the fact that most proceedings are being conducted remotely during the COVID-19 crisis, and given the need to ensure reliable electronic communication with litigants and counsel, the Court today adopted further amendments to emergency Local Rule 1.8a requiring filers to include a current email contact address on every pleading or form filed with the Court, even where doing so would otherwise be optional. The Court also adopted amendments to emergency Local Rule 1.8b that further clarify video remote hearing connections using the BlueJeans platform.