



SUPERIOR COURT

COUNTY OF MADERA
STATE OF CALIFORNIA

DALE J. BLEA
PRESIDING JUDGE

SOSI VOGT
ASSISTANT PRESIDING JUDGE

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Summary of Proposed Amendments to Local Rules

SUMMARY:

The proposed amendments to the Court's Local Rules ("Rules"), are part of the Court's continuing effort to review, correct, and update its Rules as needed.

Below is the full text of proposed local rules with deletions noted in ~~striketrough~~ and additions noted in underline.

DIVISION 1 COURT ORGANIZATION AND GENERAL PROVISIONS

Chapter 1 Court Calendars.

1.4.1 Court Reporters & Electronic Recording of Court Proceedings. A court reporter is mandatory for the following proceedings: felony criminal, juvenile, LPS (Lanterman-Petris-Short), and family court matters where a court reporter is required, ~~and cases pursuant to Jameson v. Desta (2018) 5 Cal.4th 594.~~ The court will attempt to provide a court reporter for non-mandatory proceedings (including appeals, civil (including small claims cases), case management conferences, family law cases not requiring a reporter, initial arraignments of criminal complaints, misdemeanor criminal, contempt in civil and family law and infraction matters), but their availability cannot be guaranteed. The Court, in its discretion can order those non-mandatory proceedings reported.

Pursuant to Family Violence Appellate Project v. Superior Court (2026) 20 Cal.5th 564 ("Family Violence"). ~~W~~hen an official court reporter is not available, a litigant who establishes inability to afford private court reporter fees may request that non-mandatory proceedings, as they are identified in Family Violence, ~~limited civil, misdemeanor traffic, and infraction matters may~~ be electronically recorded. These recordings will be used to make ~~the~~ an official record pursuant to Government Code section 69957 and California Rules of Court, rules 2.952 and 2.956(c). ~~With the exception of limited civil, misdemeanor and infraction cases, Government Code section 69957 prohibits the court from providing electronic recording in civil, family law, and probate court rooms.~~

The Court will not release electronic recordings made of court proceedings. Litigants should contact the Court Reporter Division to acquire official records of any recordings made under this provision.

(Effective 7/1/08, amended 1/1/24, [1/1/27](#))

1.4.2 Fee of Court Reporter in Civil Proceedings.

(a) Court reporting services will not be provided for court or jury trials in civil proceedings. Instead, parties will be required to provide court reporting services at their own expense. [See also 1.4.1, above.](#)

~~(b) In any civil case in which a hearing is expected to last more than one (1) hour, but not more than four (4) hours, and official reporting services are required, the parties shall deposit with the Civil Division their pro rata shares of the fee for one-half (½) day of official reporting services. In any civil case in which the hearing is expected to last less than one (1) hour, the fee shall be \$30.00. If a hearing which was expected to last less than one (1) hour goes beyond the one (1) hour requiring reporting services, then the difference in the fees must be paid by the end of the day of the hearing.~~

~~—— (c) In any civil case in which a hearing is expected to last more than four (4) hours and official reporting services are required, the parties shall deposit with the Civil Division their pro rata shares of the fee for one (1) full day of official reporting services.~~

~~—— (d) The fee for any hearing shall be due at the time the hearing is scheduled. The fee for any subsequent day of the hearing shall be deposited with the Civil Division at the beginning of each subsequent day.~~

~~—— (e) The receipt issued by the Civil Division for payment of the above fees shall be shown to the Judge's Clerk at the beginning of the proceeding, or the hearing will not proceed. Further, where a party or attorney has a record of failing to pay fees under this (or any other) section, the Court, in its discretion, may condition the scheduling of any matter on pre-payment of fees, or the payment of any or all due and owing fees.~~

(Effective 7/1/08, section (a) amended 1/1/13, sections (a), (c), and (d) amended 7/1/13, section (c) amended 7/1/14, 1/1/25, [1/1/27](#))

DIVISION 4 CRIMINAL LAW MATTERS

Chapter 1 General Matters.

[4.1.17 Filing Deadlines for Misdemeanor and Felony Complaints and Petitions for Revocation of Probation](#)

(a) Purpose and Applicability.

(1) To facilitate timely processing, scheduling and preparation of criminal matters for arraignment, the following filing deadlines apply to all misdemeanor and felony complaints and petitions for revocation of supervision, regardless of whether the defendant or supervised person was issued a citation to appear in court.

(A) The applicable filing deadlines as defined in subdivision (c) and (d), shall be determined based on whether the defendant is in custody or out of custody.

(b) Definitions.

(1) “In Custody” means the defendant or supervised person is being held pursuant to:

(A) Penal Code § 825 pending the filing of charges related to an arrest made pursuant to Penal Code § 836;

(B) Penal Code § 1203.2 pending the filing of a petition for violation of supervision;

(2) “Out of Custody” means all other defendants or supervised persons who are not being held pursuant to the sections identified in subdivisions (b)(1)(A), and (B), above.

(3) “Court Day” means a day on which the court is open for judicial business.

(c) Complaints and Petitions Involving Persons In Custody.

(1) All misdemeanor and felony complaints and petitions for the revocation of supervision for defendants and supervised persons who are in custody pursuant to subdivisions (b)(1)(A), and (B) above must be filed no later than 11:30 a.m., on the day the arraignment is to occur. All filings received by the Criminal Division after 11:30 a.m. will be scheduled for arraignment at 8:30 a.m. on the next court day.

(d) Complaints and Petitions Involving Persons Out of Custody

(1) All misdemeanor and felony complaints and petitions for the revocation of supervision for defendants and supervised persons who are out of custody must be filed no later than 4:00 p.m. two court days before the date on which the arraignment is scheduled or should be scheduled to occur in the subject case.

(2) The deadline in this subdivision applies to new filings for defendants regardless of whether the defendant has previously filed currently scheduled for upcoming hearings.

(3) The deadline in this subdivision applies regardless of whether the defendant or supervised person has been issued a citation to appear in court.

(e) Late Filings

(1) A filing received after the established deadline may result in the arraignment being scheduled for the next available court date as determined by the court.

(f) No Extension of Statutory Detention Periods.

(1) Nothing in this rule shall be construed as authority to extend the detention period of a defendant or supervised person beyond the timelines governed by statute.

(g) Extraordinary Circumstances – Late Filing Exception

(1) Notwithstanding the filing deadlines established in this rule, a late filing may be permitted in extraordinary circumstances limited to:

(A) An offense identified in Article I, Section 12 of the California Constitution;
or

(B) A matter in which there is a showing that the in custody defendant's release from custody would likely result in great bodily harm to a member of the public.

(2) An exception under this subdivision shall be considered only upon submission of a declaration establishing good cause to the judge assigned to preside over the in custody arraignments.

(Effective 1/1/27)

DIVISION 6 ELECTRONIC FILING

Chapter 2 Exclusions and Exceptions

6.2.1 Exceptions to E-filing. Certain documents/filings are not eligible for submission through electronic filing and must be filed through conventional methods. A notice that identifies the existence, content, and physical filing of the document/filing must be electronically filed by the Court user as specified or instructed. These documents/filings include:

~~Affidavits re Real Property of Small Value;~~

Any document required to be physically filed by rule or statute;

Any and all documents deemed sealed by the California Rules of Court or statute;

Any and all documents requested or intended to be sealed by the Court;

~~Any appeal-related documents, including, but not limited to, Labor Commissioner Appeals;~~

Any order for Deposit into Trust Bearing Account;

Any order with an original judicial officer's signature;

Bonds/Undertaking documents;

~~Claims of Right to Possession;~~

~~Copy or Certified Copy Requests, including a certificate of no appeal;~~

Documents and other materials that are not feasibly converted to electronic form by scanning, imaging, or other means;

~~Exhibits to be lodged for Hearings or Trials;~~

~~Family Law Request for Entry of Default, Notice of Entry of Judgment, and Child Support Case Registry Forms;~~
~~Orders of Examination;~~
Original Contracts/Instruments [only if physically signed](#);
~~Original Wills/Codicils;~~
~~Out-of-State Commission;~~
~~Out-of-State Judgments or Orders to be Registered;~~
Subpoenaed documents;
Subpoenas for Out of State Actions;
Any paper document ordered by the Court to be filed through conventional methods in the clerk's office. (Effective 1/1/22, amended 1/1/25, [1/1/27](#))

Chapter 3 Electronic Filings for Domestic Violence Restraining Orders, Domestic Violence Temporary Restraining Orders, [Civil Harassment Restraining Orders](#), and Gun Violence Restraining Orders

6.3.1 Electronic Filings for Domestic Violence Restraining Orders (DVRO), Domestic Violence Temporary Restraining Orders (DVTRO), [Civil Harassment Restraining Orders \(CHRO\)](#), and Gun Violence Restraining Orders (GVRO). Petitions for restraining orders referenced in this Chapter can be electronically filed through the court's e-filing platform. (Effective 7/1/23, [amended 1/1/27](#))

6.3.2 Timeframe to Electronically File DVRO, DVTRO, [CHRO](#), and GVRO. The ability to electronically file these orders shall be available twenty-four hours per day. The electronic filing shall be acted upon/processed consistent with the timeframes outlined in applicable law and at the same timing intervals as if the filing were submitted to the court in person. (Effective 7/1/23, [amended 1/1/27](#))

DIVISION 10 REMOTE HEARINGS AND APPEARANCES (INCLUDING DOMESTIC VIOLENCE, [CIVIL HARASSMENT](#), AND GUN VIOLENCE HEARINGS)

Chapter 1 Remote Hearings and Appearances Generally

10.1.1 General Remote Hearings and Appearances. The court shall abide by California law, the California Rules of Court, as well as judicial discretion, when conducting remote hearings and appearances. (Effective 7/1/23)

10.1.2 Technology. The technological platform on which remote hearings and appearances are conducted shall be at the discretion of the court. (Effective 7/1/23)

10.1.3 Remote Appearance for Domestic Violence, [Civil Harassment](#), and Gun Violence Petition Hearings. A party or a witness may appear remotely at the hearing on a petition for a

domestic violence restraining order, [civil harassment](#), or a gun violence restraining order. (Effective 7/1/23, [amended 1/1/2027](#))

10.1.4 Remote Appearance Instructions for Domestic Violence, [Civil Harassment](#), and Gun Violence Hearings. The court shall prominently post on the homepage of its website instructions on how a party or a witness can request to appear remotely for hearings conducted pursuant to subchapter 10.1.3. (Effective 7/1/23, [amended 1/1/2027](#))

New and Revised Local Forms

Form Number:	Form Name:	Form Type:	Form Effective/Revised Date:
MAD-CRM-017	Petition for Modification/Termination of Probation and Court Order Under Penal Code 1203.3 Petition for Modification/Termination of Probation and Court Order Under Penal Code 1203.3	Optional	04/15/2020 08/27/2026
MAD-CRM-028	Felony Plea and Waiver of Rights Form	Optional	06/28/2026
MAD-CRM-029^a	Application for Issuance of Search Warrant and Statement of Probable Cause Pursuant to Penal Code 599a Search Warrant and Declaration- Penal Code 599a	Optional	07/09/2026 07/17/2026
MAD-CRM-030	Search Warrant Request and Declaration (Declaration)	Optional	08/10/2026
MAD-CRM-031	Search Warrant Request and Declaration- Blood Draw (Declaration)	Optional	08/10/2026
MAD-CRM-032	Return of Search Warrant	Optional	08/10/2026

^a This form has been both introduced and revised/renamed since the previous Local Rules cycle.

<u>MAD-CRM-033</u>	<u>Madera County Law Enforcement Warrantless Arrest Declaration</u>	<u>Optional</u>	<u>08/10/2026</u>
MAD-FCS-008	Mediation Intake Questionnaire	Mandatory	<u>09/11/2026</u>