



SUPERIOR COURT

COUNTY OF MADERA
STATE OF CALIFORNIA

ERNEST J. LICALSI
PRESIDING JUDGE

DALE J. BLEA
ASSISTANT PRESIDING JUDGE

ADRIENNE CALIP
COURT EXECUTIVE OFFICER/JURY COMMISSIONER

200 SOUTH "G" STREET
MADERA, CA 93637
(559) 416-5599
FAX (559) 675-6565

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 2 Definitions and Preliminary Provisions

1.2.2 Effective Date of Rules. These rules are effective ~~January 1, 2022~~ January 1, 2023 and on the effective date shall supersede any previous local rules of the Madera County Superior Court and Madera County Municipal Court. (Effective 7/1/08, amended 1/1/13, 1/1/15, 1/1/17, 7/1/20, 7/1/21, 1/1/22, 1/1/23).

Chapter 6 Attorney, Investigator and Expert Fees

1.6.7 Investigators and Experts -Fee Schedule. The following schedule will be applied to investigators and forensic experts appointed by the Court:

General Felony \$50.00/hr

Capital/Life Without Parole \$50.00/hr

Mileage ~~\$-0.55/mile~~ Current mileage rate as established by the IRS and communicated to the Courts by Judicial Council memorandum

Per Diem \$50.00/day

Narcotic evaluation and report ~~\$400.00~~ \$600.00 per exam & report*

Sex offender exam and report ~~\$400.00~~ \$600.00 per exam & report*

Penal Code § 1368, Competency to Stand Trial ~~\$400.00~~ \$600.00 per exam and report*

Penal Code § 1026, Sanity at the Time of Crime ~~\$400.00~~ \$600.00 per exam and report*

Penal Code § 1027, Restoration to Sanity ~~\$400.00~~ \$600.00 per exam and report*

Evidence Code § 1017, Confidential Psychiatric Evaluation for Defense ~~\$400.00~~ \$600.00 per exam and report*

Welfare and Institutions Code § 709 (b), Competency of a Minor \$600.00 per exam and report*

Evaluation for General Sentencing Guidelines, Evidence Code § 460 ~~\$400.00~~ \$600.00 per exam and report*

Court appearances: Full day, ~~\$600.00~~ Half day, ~~\$350.00~~ or per hour**

~~*Evaluations and reports involving travel to and from either the Central California Women's Facility or the Valley State Prison may charge an additional \$100 per exam, report or evaluation.~~

*Court may authorize fees in excess of these charges by order of the Judicial Officer. Extremely lengthy cases requiring extensive review of records (greater than 50 pages) or other extremely complex cases may be negotiated on a case by case basis with the Court.

**Charges for court appearances will be authorized by the Judicial Officer

This fee schedule may be adjusted from time to time by Policy Memorandum of the Court. (Effective 1/1/2023, amended 1/1/10, 1/1/15, 7/1/08, 1/1/23)

Division 3 CIVIL RULES

Chapter 1 General Provisions

3.1.5 Filings in Unlimited Civil Cases

(a) Parties filing Memoranda of Points and Authorities in support of motions in unlimited civil cases must provide a courtesy copy of the Memorandum at the time of filing.

(b) Parties filing a Memorandum of Points and Authorities in opposition to any motion in unlimited civil cases must provide a courtesy copy of the Memorandum at the time of filing.

(c) Parties filing either moving, opposition or reply Separate Statements in Summary Judgment Motions, Summary Adjudication Motions, or Motions to Compel Discovery in unlimited civil cases, must include a courtesy copy of such a Separate Statement at the time of filing, and must also e-mail a copy of said Separate Statement, in Word format, to the court research attorney at researchattorney@madera.courts.ca.gov.

(d) Parties who have obtained a fee waiver are exempt from this provision.

(e) The failure to comply with parts (a) – (c) of this section will not prevent the papers from being accepted for filing, but parties are required to comply with this section as soon thereafter as practical.

(f) The Court may, in its discretion, relieve a party from its duties under this section.

(Effective 1/1/10, amended 1/1/13, 1/1/23)