APPENDIX V

2008 California Superior Courts Statewide Failure to Appear Programs

County Name	Description of FTA Program	Contact Information		
		Name	Phone Number	E-mail Address
County of Colusa	FTA jurors are sent a letter to appear before the court. If a juror fails to appear in response to the letter, an OSC is issued	Mr. Norbert Jaworski	530-458-0683	njaworski@colusa.courts.ca.gov
County of El Dorado	This program has existed since about the year 2000. Jurors are allotted 1–2 weeks to respond following an FTA before an FTA notice is served via U.S. Postal Service; 30 days thereafter, a second FTA notice is served; 45 days after that, an OSC notice is served by a sheriff's officer for a fee of $30. Delinquent jurors are fined $50–$100 for the first offense and $100–$200 for a second offense. Since May 2008, the court has implemented monthly OSC hearings.	Ms. Kari Shane	530-621-6439	kshane@eldoradocourt.org
County of Fresno	From a list of jurors who have failed to appear, Fresno randomly selects 50 jurors per week (the maximum number the sheriff will serve) and schedules OSC re contempt hearings. Most cases are resolved and taken off calendar.	Ms. Sherry Spears	559-488-3467	sspears@fresno.courts.ca.gov
County of Lassen	The court began implementing the FTA program in 2006. Jurors are summoned to the court for specific trials. If delinquent jurors respond, they are told to report for the next scheduled trial. The sheriff delivers a letter generated through the JSI jury management system. The number of delinquent jurors has declined to nearly zero. The court has conducted only one OSC, and it was at the beginning of the program, almost two years ago. No sanctions have been imposed. The percentage of FTAs has decreased to 10 percent.	Ms. Suzie Faulkner	530-251-8109	sfaulkner@lassencourt.ca.gov

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County of Los Angeles	The court follows the procedures in Code of Civil Procedure section 209(b). No jurors are incarcerated for failing to appear for jury service. Sanctions are levied against delinquent jurors but are typically waived on completion of jury service.	Ms. Gloria Gomez	213-974-5814	ggomez@lasuperiorcourt.org
County of Marin	The program was created in 2007. No sanctions are imposed. The court issues warrants of attachment for arrest of delinquent jurors.	Ms. Deborah Preston	415-473-6067	deborah_preston@marincourt.org
County of Mendocino	Sixty days after a juror fails to appear, a second summons is sent. If the juror again fails to appear, a postcard notice is sent. If there is still no response, the court has the option of serving an OSC and levying sanctions. No OSCs have been issued and no sanctions have been levied.	Mr. Robert Parrott	707-463-4009	robert.parrott@mendocino.courts.ca.gov
County of Modoc	Delinquent jurors receive a letter upon default instructing them to respond. If they fail to respond, the court issues letters and orders to show cause for delinquency.	Ms. Linda Ostoja	530-233-6526	linda.ostoja@modoc.courts.ca.gov
County of Mono	The program is based on Code of Civil Procedure 209(b). In 2006, 1,722 summonses were mailed and 89 jurors failed to appear. In 2007, 3,135 summonses were mailed and 273 failed to appear. In 2008 (through 10/31/08), 2,896 summonses were mailed and 79 jurors failed to appear.	Ms. Barbara Smith	760-924-5244	bsmith@qnet.com

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County of Napa	The court mails a postcard reminder that includes three possible appearance dates that the juror may select. If they respond requesting a new date and don't appear for that new date, they will be issued a final summons, which has a specific date. If jurors do not respond to the postcard, 45 days from initial summons, they are mailed a final summons and assigned a specific date. In both instances, if they appear, their service is complete. If jurors fail to respond to the final summons, an OSC is issued. If they appear for the OSC date, they are ordered to pay a fine that is stayed on completion of the jury service; if the jury service is completed, the fine is vacated. If they do not appear on the OSC date, a fine of $1,000 is imposed and a referral is sent to a collection services agency.	Ms. Joanne Roche	707-299-1236	joanne.roche@napacourt.com
County of Orange	The court has established two programs. The first notifies jurors who fail to appear by postcard and directs them to contact the jury office immediately. The court reports a 39 percent response rate with this program. The second program is directed toward jurors who have failed to appear twice in the past 12 months. Jurors receive a letter stating the two dates on which they failed to appear and tells them to contact the jury office immediately. The court contacts jurors who do not respond to the letter by telephone to either schedule them for jury service or, if applicable, advise them to submit a request for excuse or disqualification. The court reports a 58 percent response rate with this program.	Ms. Evelyn Valle	714-834-4645	evalle@occourts.org

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County of Riverside	When a juror fails to appear, the court either mails a failure to appear postcard notice instructing the juror to report for jury service on the following Monday or randomly selects a group of names (no more than 60 for the desert portion of the county; no more than 270 for the city of Riverside) for personal service by the sheriff. If the juror fails to report for duty, a second notice is created. If personal service was effected and the juror fails to appear on the new date, the jury clerk will schedule an OSC hearing (approximately every quarter). If personal service is not made, the hearing is vacated.	Mr. Jose Diaz	951-955-9047	josediaz@co.riverside.ca.us
County of San Bernardino	The court sends two FTA notices. After the second notice, if jurors still fail to appear, they are served an OSC notice re contempt. Delinquent jurors are allowed to schedule a date to appear; if they appear, then they are done. Those jurors who do appear are fined by the judge, usually only $30 to cover the costs of service, and are ordered to appear for service. If a juror does not appear at the OSC hearing, the judge orders a bench warrant for the juror's arrest.	Ms. Nellie Jaime	909-387-6244	njaime@courts.sbcounty.gov
County of San Joaquin	The court follows the procedures in Code of Civil Procedure section 209(a). No jurors are incarcerated for failing to appear for jury service. Sanctions are levied against delinquent jurors but are usually waived on completion of jury service.	Ms. Bea Gin	209-468-2956	bea.gin@courts.san-joaquin.ca.us
County of Santa Barbara	The court follows the procedures in Code of Civil Procedure section 209(a). No jurors are incarcerated for failing to appear for jury service. Sanctions are levied against delinquent jurors but are usually waived on completion of jury service.	Ms. Lori Hornbrook Mr. Mark Hanson	805-614-6425 805-842-4539	lhornbrook@sbcourts.org

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County of Sierra	The court rarely conducts jury trials (e.g., none in 2003–2008). When the court summons a jury, the sheriff—at no cost—hand-delivers jury summonses to each juror's physical address. If jurors do not respond, they receive an OSC that is also personally served.	Ms. Jan Parrish	530-289-3698	parrish@sierracourt.org
County of Solano	The court randomly selects jurors for follow-up. Jurors are given many opportunities to appear and complete service assignment of an OSC hearing date. If a delinquent juror does not appear at an OSC hearing, a cite and release bench warrant is issued. No sanctions have been levied.	Ms. Sabra Forbes	707-561-7901	sforbes@solanocounty.com
County of Sonoma	Upon a juror's first FTA, a letter is sent that assigns a new week of service 30 days out, followed by a new summons for that week. After the second FTA, a delinquent juror is served with an OSC letter to appear at a court hearing before the presiding judge. At the OSC hearing, a fine is imposed and the juror is rescheduled for jury duty. If the juror fails to appear at the OSC hearing, a bench warrant is issued.	Ms. Christine Rexford	707-565-3043	crexford@sonomacourt.org
County of Stanislaus	The court's program is based on the Superior Court of San Joaquin County's program. An FTA notice is mailed within two weeks of the delinquency. The juror has 10 days to respond. If the juror fails to respond, an order to show cause is issued. If the juror fails to appear at the scheduled OSC hearing, a bench warrant is issued, and the juror is fined $1,500. If the juror appears, he or she will be ordered to serve on a specific date.	Mr. Joe Yniquez	209-525-6344	joe.yniquez@stanct.org

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County of Tehama	The court uses the JSI system to generate automated notices of failures to appear. Five days after the first FTA, the court verifies the juror's address and a letter is sent to the delinquent juror. If the juror fails to appear, a second FTA letter is personally served on the juror. The court has found that because of the current economy and the dynamic population, about 16 of 20 FTAs are nonresidents; the balance claim to have forgotten to serve or are not qualified. Only one fine was imposed in 2008, for $370. The court does not currently conduct OSC hearings but has in the past.	Ms. Carol Sharek	530-527-3946	csharek@tehamacourt.ca.gov
County of Tulare	Delinquent jurors receive an FTA letter one week after the they fail to appear. A second FTA letter is sent 30 days after the second delinquency. The second letter includes a blank OSC and explains that if the juror does not contact the office within 30 days, an OSC will be issued by the sheriff's office.	Ms. Gloria Winans	559-733-6358	gwinans@tulare.courts.ca.gov

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