



JUDICIAL COUNCIL OF CALIFORNIA

APPELLATE ADVISORY
COMMITTEE

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APPELLATE ADVISORY COMMITTEE

OPEN MEETING AGENDA

Open to the Public (Cal. Rules of Court, rule 10.75(c)(1))

THIS MEETING IS BEING RECORDED

Date: February 27, 2018
Time: 10:00 AM
Judicial Council of California
Location: 455 Golden Gate Avenue, 3rd Floor
San Francisco, CA 94102
Public Call-In Number 1-877-820-7831 / passcode: 5846649 (listen only)

Meeting materials will be posted on the advisory body web page on the California Courts website at least three business days before the meeting.

Agenda items are numbered for identification purposes only and will not necessarily be considered in the indicated order.

I. OPEN MEETING (CAL. RULES OF COURT, RULE 10.75(C)(1))

Call to Order and Roll Call

Chair's Report

Approval of Minutes

Approve minutes of the September 11, 2017 and October 16, 2017 Appellate Advisory Committee meetings.

II. PUBLIC COMMENT (CAL. RULES OF COURT, RULE 10.75(K)(2))

Public Comment

Members of the public requesting to speak during the public comment portion of the meeting must place the speaker's name, the name of the organization that the speaker represents if any, and the agenda item that the public comment will address, on the public comment sign-up sheet. The sign-up sheet will be available at the meeting location at least one hour prior to the meeting start time. The Chair will establish speaking limits at the beginning of the public comment session. While the advisory body welcomes and

encourages public comment, time may not permit all persons requesting to speak to be heard at this meeting.

Written Comment

In accordance with California Rules of Court, rule 10.75(k)(1), written comments pertaining to any agenda item of a regularly noticed open meeting can be submitted up to one complete business day before the meeting. For this specific meeting, comments should be e-mailed to aac@jud.ca.gov or mailed or delivered to Appellate Advisory Committee, Judicial Council of California, 455 Golden Gate Avenue, 5th Floor, San Francisco, California, 94102, attention: Christy Simons. Only written comments received by 10:00 AM on Monday, February 26, will be provided to advisory body members prior to the start of the meeting.

III. DISCUSSION AND POSSIBLE ACTION ITEMS (ITEMS 1–12)

Item 1

Legislative Update

Item 2

Update from the Privacy Subcommittee.

Item 3

Settled Statement Forms (Action Required)

Consider whether to recommend circulation of proposed new and revised forms to facilitate and simplify the settled statement procedure in unlimited civil cases (joint proposal with the Family and Juvenile Law Advisory Committee).

Item 4

Rules Modernization: Sealed and Confidential Records (Action Required)

Consider whether to recommend circulation of proposed amendments to the rules regarding sealed and confidential records, including provisions for the disposition of lodged electronic records.

Item 5

Finality in Appellate Division Matters (Action Required)

Consider whether to recommend circulation of proposed amendments to the rules regarding deadlines and finality to address issues with the timeliness of notice of decisions.

Item 6

Appellate Division Forms (Action Required)

Consider whether to recommend circulation of proposed revisions to several notice of appeal and record on appeal forms to make corrections and clarify these forms.

Item 7

Rules Modernization: Electronic Exhibits (Action Required)

Consider whether to defer this proposal regarding bookmarking and volumes for electronic exhibits and expand the scope to address the formatting of electronic documents generally.

Item 8

Advisement of Parental Appellate Rights in Juvenile Cases

Consider whether to defer this proposal to amend the rule regarding the advisement of appellate rights in juvenile cases and/or develop a notice explaining appellate rights that would accompany juvenile court orders.

Item 9

Oral Argument in Misdemeanor Appeals (Action Required)

Consider whether to defer this proposal to amend the rules regarding oral argument when no issues are raised and to establish a procedure for waiving oral argument.

Item 10

Appointment of Counsel in Misdemeanor Appeals (Action Required)

Consider whether to defer this proposal to amend the rule regarding appointment of appellate counsel to authorize courts to appoint counsel for preconviction misdemeanor defendants and to revise the form for requesting court-appointed counsel.

Item 11

Input to the Information Technology Advisory Committee on the Privacy Resource Guide (Action Required)

Consider and provide input on the draft appellate provisions to this handbook that is being developed to assist trial and appellate courts.

Item 12

Liaison Reports

- Hon. Richard Huffman and Ms. Adetunji Olude, Center for Judicial Education and Research
- Hon. Kent M. Kellegrew, Trial Court Presiding Judges Advisory Committee

IV. ADJOURNMENT

Adjourn