



JUDICIAL COUNCIL OF CALIFORNIA

GOVERNING COMMITTEE OF THE CENTER
FOR JUDICIAL EDUCATION AND RESEARCH

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GOVERNING COMMITTEE OF THE CENTER FOR JUDICIAL EDUCATION AND RESEARCH

MINUTES OF OPEN MEETING WITH CLOSED SESSION

November 30, 2017

WebEx

12:00 – 1:45 pm

**Advisory Body
Members Present:**

Hon. Theodore M. Weathers, Hon. Kimberley Gaab, Mr. Alex Calvo, Ms. Mary Majich Davis, Mr. Jason Galkin, Hon. Janet Gaard, Hon. Richard Huffman, Hon. Mark A. Juhas, Mr. Kevin Lane, Hon. Patricia M. Lucas, Hon. Jackson Lucky, Hon. Darrell S. Mavis, Hon. Mary Ann O'Malley, Hon. Gayle Person, Hon. Arthur A. Wick, Dr. Cindy Van Schooten, Ms. Karene Alvarado, Dr. Mary Ann Koory, Ms. Susan Carroll

**Advisory Body
Members Absent:**

Hon. Elizabeth Macias, Mr. Martin Hoshino

Others Present:

Mr. Gavin Lane, Mr. Jason Mayo, Mr. Steven Warner, Mr. Jason Mayo, Ms. Adetunji Olude, Ms. Wynne Nielsen, Ms. Nanette Zavala, Mr. Todd Harshman, Mr. Mike Missiaen

OPEN MEETING

Call to Order and Roll Call

The chair called the meeting to order at 12:00 p.m., and Susan Carroll took roll call.

DISCUSSION ITEMS (ITEMS 1)

Item 1: Finalize the 2018-2020 education plan

Judge Weathers explained that there were some changes to the 2018-2020 Education Plan since the Governing Committee initially reviewed and approved at their August meeting. He referred members to the first tab of the materials to review the summary of changes for which CJER is requesting approval:

Appellate Justice Orientation

The Appellate Practice committee would like to expand this course from a ½ day to a full day and hold at the Judicial Council offices rather than as a pre Institute course.

Justice Huffman said he participated in the curriculum committee meetings and discussions and so he supports this recommendation.

Fundamentals of Felony Sentencing EAC course

This course was incorrectly listed as 2 days in length. It is 2 ½ days.

Advanced Felony Sentencing EAC course

The Criminal committee would like to expand this course from 1 ½ days to 2 days. This course is offered twice a year.

Wynne Nielsen explained the course is pretty intensive and complex. The participants commented on their evaluations that the course moves pretty quickly and wanted more time to work on the hypotheticals on the alternative sentencing schemes. Faculty support this recommendation.

Appellate Justices Institute

Initial approval was for delivery in 2nd FY only but the 18-month cycle means there should be one in 1st FY also. Scheduled for October 2018 & May 2020.

Karene Alvarado noted that this adjustment had a significant impact on staffing and budget, but will move forward based on adjustments to other programs (e.g., Trial Judicial Attorney Institute).

Kevin Lane added Justice Judith McConnell told him that the Chief mentioned to her that May of 2020 might be difficult and would prefer to have the Institute in April 2020.

Karene Alvarado noted that CJER will accommodate the Chief and will notify staff of this change.

Complex Civil Litigation Workshop

Returning to every year delivery.

Karene Alvarado explained that at the August meeting the Governing Committee decided to reduce the offerings from every year to every other year. And since then, there was some pushback from Complex Civil judges. CJER made some adjustments and is now able to return to offering every year.

Judge O'Malley asked that CJER keep track of attendance noting that these judges stay in the assignment for many years.

Karene Alvarado explained that the format is different from other programs in that this program is a roundtable, allowing all participants to have discussions of best practices around case management and the hot cases occurring that year.

Experienced Family Law course

Originally approved for delivery at the June Experienced Assignment Courses, this course will now be delivered at the Advanced Judicial Studies Institute.

Judge Weathers commented that the family law course at the first AJSI was very well received and the judges appreciated having this education available.

Trial Judicial Attorneys Institute

Moved from Spring 2020 to Fall 2020, which is in the next Ed Plan (2020-2022).

Karene Alvarado explained that this move had to be made to accommodate the staffing and budget issues caused by the additions of the second Complex Civil Litigation Workshop and Appellate Justices Institute.

Judicial Regional Courses

Karene Alvarado explained that at its last meeting the Governing Committee voted to end the Judicial Regional Course Program, but afterward it was noticed that the Qualifying Ethics Core course falls under this category and CJER has no intention of ending this offering.

Judge Weathers then said that the Criminal Law Curriculum Committee requested the modification of its institute, wanting to expand the length by a day (2 days to 3 days)

Judge Weathers explained that this is only one of many Institute on the 2-day schedule and so if the Criminal Institute is expanded than the other Institutes will want to expand their Institutes as well and CJER does not have the budget to accommodate all requests.

Judge Ann O'Malley noted that a large number of judges in her court handle Criminal cases and the Institute provides the education those judges need.

Wynne Nielsen says this request comes on the heels of the cancellation of Regional Courses Program. The regional courses filled the gap and so the curriculum committee looked at ways to accommodate more topics.

Judge Weathers commented that statewide live education does cost more than the Regional Courses.

Karene Alvarado further explained that CJER is using distance education as a way to deliver more education at a lower cost.

Motion to approve the 2018-2020 Education Plan with changes that are up for approval made by Judge Mavis. Seconded by Judge Wick. Motion unanimously approved.

Judge Weathers announced the conclusion of the public portion of the meeting. The remainder of the meeting will be closed to the public.

A D J O U R N M E N T

There being no further open meeting business, the meeting was adjourned at 12:30 p.m.