



JUDICIAL COUNCIL OF CALIFORNIA

WORKLOAD ASSESSMENT
ADVISORY COMMITTEE

www.courts.ca.gov/waac.htm
waac@jud.ca.gov

WORKLOAD ASSESSMENT ADVISORY COMMITTEE

MINUTES OF OPEN MEETING

5/12/15

4 p.m.

Conference Call

Advisory Body Members Present: Hon. Lorna Alksne (Chair); Hon. Irma Asberry; Hon. Joyce Hinrichs; Hon. Suzanne Kingsbury; Hon. John Kiriara; Hon. Richard Martin; Hon. Annemarie Pace; Hon. Garrett Wong; Ms. Sherri Carter; Mr. Jake Chatters; Ms. Sheran Morton; Mr. Stephen Nash; Mr. Brian Taylor; Ms. Mary Beth Todd; Ms. Kim Turner

Advisory Body Members Absent: Mr. Darrel Parker

Others Present: Mr. Bryan Borys; Mr. Michael Corriere; Ms. Christine Donovan; Mr. Brian Aho; Mr. Chris Belloli; Ms. Deana Farole; Ms. Leah Rose-Goodwin; Mr. Don Will

OPEN MEETING

Call to Order and Roll Call

The chair called the meeting to order at 4:04 p.m. and took roll call.

Approval of Minutes

The advisory body reviewed and approved the minutes of the 1/21/15 Workload Assessment Advisory Committee meeting.

DISCUSSION AND ACTION ITEMS (ITEMS 1 – 4)

Item 1: CEO/Operations Staff Participation in Meetings

The Chair encouraged WAAC members to invite their CEO, PJ, and/or other operations staff to participate in meetings as desired.

Action: No Action Required

Item 2: RAS Model Update for FY 2015-16

Ms. Rose-Goodwin presented the RAS FTE Need Estimates for FY 15-16. Revised RAS numbers were sent out just prior to the meeting because of an adjustment that needed to be made to Sacramento Superior Court's data due to a change in how EDD filings were reported in JBSIS, in the first set of materials, the EDD filings had not separated out from the civil limited filings, leading to an double count of

workload in that casetype area. The revision only changed the FTE need estimate for the Sacramento Superior Court. Ms. Rose-Goodwin discussed the filings trends and reiterated how RAS FTE need is used in the WAFM models.

Action: WAAC approved that the RAS FTE Need Estimate for FY 15-16 be forwarded to the Trial Court Budget Advisory Committee, with a caveat that there will be an update to the estimate once the interim civil complex caseweight work is completed.

Item 3: New Assignments and Annual Agenda Modifications

The chair shared the new assignments originating from the April 2015 Judicial Council meeting and asked the committee to review and approve modifications to the annual agenda to reflect the new assignments.

Action: WAAC approved that these new assignments be added to the Annual Agenda, and that the amended agenda be forwarded to the Executive and Planning Committee.

Item 4: Complex Civil Interim Caseweight

Ms. Farole provided an update on recent efforts to create an interim complex civil caseweight, as requested at the April 17, 2015 Judicial Council meeting. The committee was briefed on research on the filing fee data, exploration of other data sources, and the discussions from a conference call with staff to the 10 courts that handle the highest volume of complex civil cases. The Trial Court Budget Advisory Committee will receive a similar briefing at its May 18 meeting. The development of the caseweight was still in progress, so the committee will need to meet again to review the analysis and determine what recommendations to present to the Judicial Council at its June meeting.

Action: A follow-up meeting will be scheduled in the following weeks. This will be an Urgent Circumstances meeting if it is the following week.

INFORMATION ONLY ITEMS (NO ACTION REQUIRED)

Info 1: Update on Recruitment of Study Courts

An update was provided on the recruitment of courts for participation in the 2015 Resource Assessment Study. Committee members were encouraged to engage in outreach to secure additional participation. An updated RAS fact sheet was included in the meeting materials and can be used to provide further information on the study to courts that are considering participating.

A D J O U R N M E N T

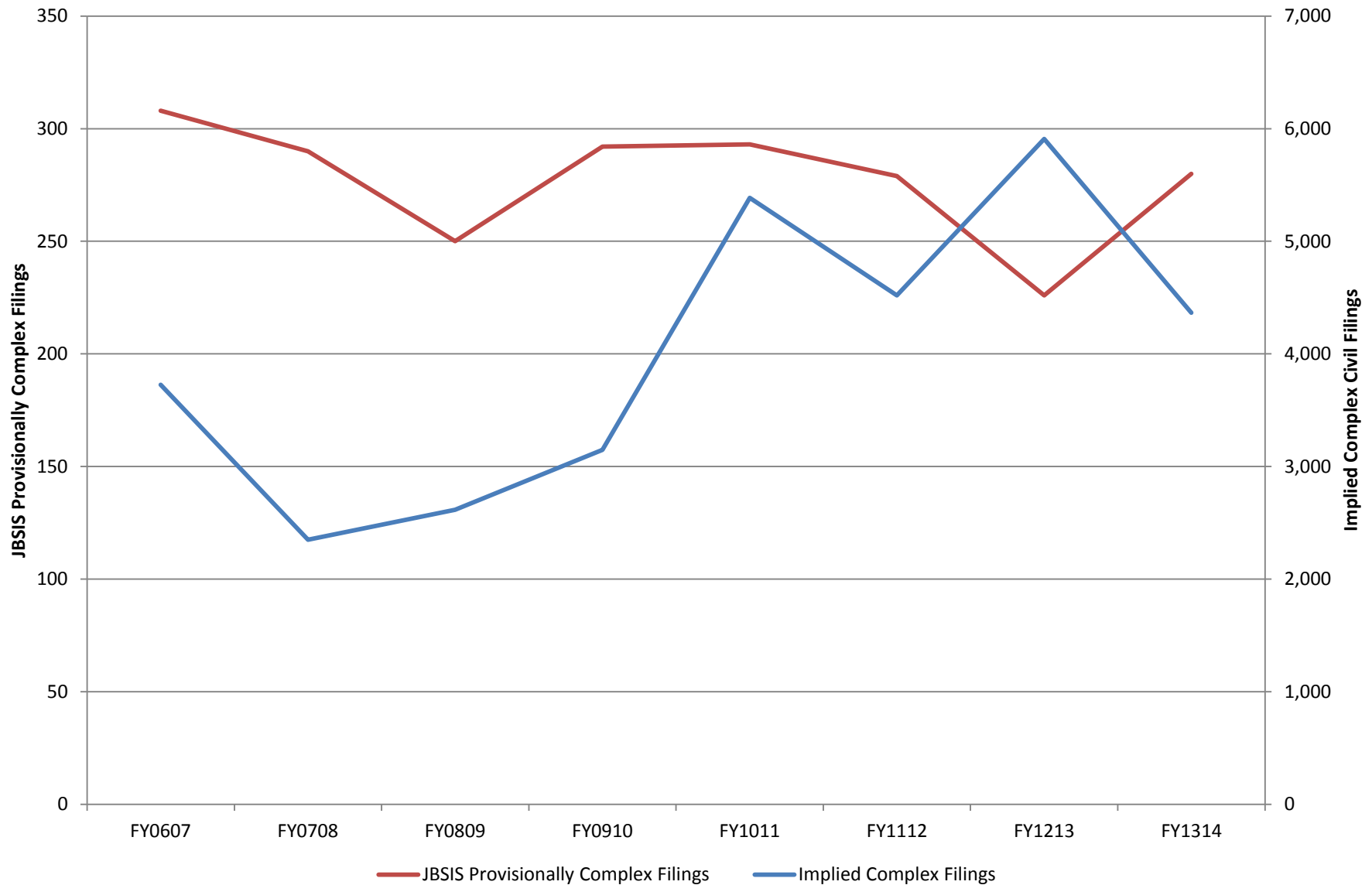
There being no further business, the meeting was adjourned at 4:54 p.m.

Approved by the advisory body on 5/20/15 (expected date of approval).

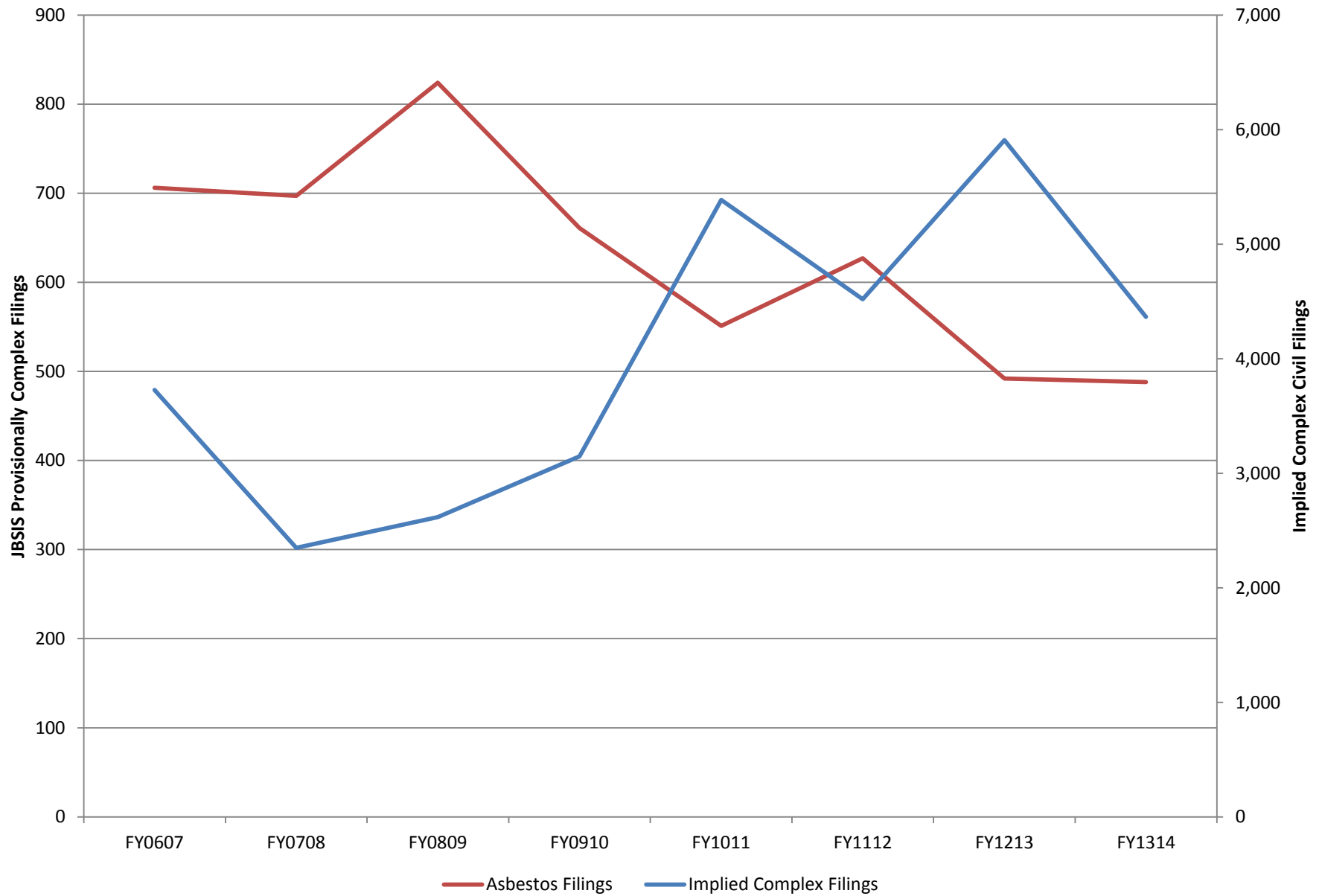
Statewide Trends - JBSIS Unlimited Civil Filings vs. Implied Complex Filings



Statewide Trends - JBSIS Provisionally Complex Filings vs. Implied Complex Filings



Statewide Trends - Asbestos Filings vs. Implied Complex Filings



				Paid Complex Plaintiff Filings (Total Fees Remitted/ Fee per Filing)	Non-Asbestos Paid Complex Plaintiff Filings Less Asbestos (D-C)	Non-Complex Unlimited Civil Filings (B-E)
County	Fiscal Year A	Unlimited Civil Filings B	Asbestos Filings C	D	E	F
Alameda	2012	8,940	116	310	194	8,746
Alameda	2013	8,428	111	300	189	8,239
Alameda	2014	8,441	117	341	224	8,217
Alpine	2012	72		0	0	72
Alpine	2013	14		0	0	14
Alpine	2014	37		0	0	37
Amador	2012	207		1	1	206
Amador	2013	217		1	1	216
Amador	2014	207		0	0	207
Butte	2012	752		0	0	752
Butte	2013	476		0	0	476
Butte	2014	534		2	2	532
Calaveras	2012	287		0	0	287
Calaveras	2013	269		0	0	269
Calaveras	2014	250		1	1	249
Colusa	2012	53		10	10	43
Colusa	2013	62		0	0	62
Colusa	2014	57		3	3	54
Contra Costa	2012	4,646		79	79	4,567
Contra Costa	2013	4,332		46	46	4,286
Contra Costa	2014	4,360		52	52	4,308
Del Norte	2012	320		0	0	320
Del Norte	2013	334		0	0	334
Del Norte	2014	225		0	0	225
El Dorado	2012	1,005		5	5	1,000
El Dorado	2013	887		10	10	877
El Dorado	2014	852		11	11	841
Fresno	2012	4,312		38	38	4,274
Fresno	2013	4,160		4	4	4,156
Fresno	2014	3,823		0	0	3,823
Glenn	2012	40		0	0	40
Glenn	2013	32		0	0	32
Glenn	2014	47		0	0	47
Humboldt	2012	753		0	0	753
Humboldt	2013	682		1	1	681
Humboldt	2014	715		0	0	715
Imperial	2012	719		24	24	695
Imperial	2013	589		10	10	579
Imperial	2014	555		19	19	536
Inyo	2012	87		0	0	87
Inyo	2013	75		0	0	75
Inyo	2014	105		0	0	105
Kern	2012	1,901		47	47	1,854
Kern	2013	1,744		31	31	1,713
Kern	2014	1,722		54	54	1,668
Kings	2012	264		7	7	257
Kings	2013	243		13	13	230
Kings	2014	271		23	23	248

	Fiscal Year	Unlimited Civil Filings	Asbestos Filings	Paid Complex Plaintiff Filings (Total Fees Remitted/ Fee per Filing)	Non-Asbestos Paid Complex Plaintiff Filings Less Asbestos (D-C)	Non-Complex Unlimited Civil Filings (B-E)
County	A	B	C	D	E	F
Lake	2012	474		0	0	474
Lake	2013	393		0	0	393
Lake	2014	423		0	0	423
Lassen	2012	419		0	0	419
Lassen	2013	332		0	0	332
Lassen	2014	128		0	0	128
Los Angeles	2012	69,087	254	993	739	68,348
Los Angeles	2013	64,819	279	1,517	1,238	63,581
Los Angeles	2014	64,483	246	1,552	1,306	63,177
Madera	2012	1,069		2	2	1,067
Madera	2013	516		9	9	507
Madera	2014	510		8	8	502
Marin	2012	1,686		2	2	1,684
Marin	2013	1,558		3	3	1,555
Marin	2014	1,448		3	3	1,445
Mariposa	2012	52		0	0	52
Mariposa	2013	51		1	1	50
Mariposa	2014	34		0	0	34
Mendocino	2012	654		1	1	653
Mendocino	2013	644		1	1	643
Mendocino	2014	664		0	0	664
Merced	2012	812		9	9	803
Merced	2013	756		8	8	748
Merced	2014	741		17	17	724
Modoc	2012	49		0	0	49
Modoc	2013	57		0	0	57
Modoc	2014	50		0	0	50
Mono	2012	109		20	20	89
Mono	2013	93		2	2	91
Mono	2014	69		2	2	67
Monterey	2012	1,564		0	0	1,564
Monterey	2013	1,401		23	23	1,378
Monterey	2014	1,427		20	20	1,407
Napa	2012	821		3	3	818
Napa	2013	707		2	2	705
Napa	2014	695		1	1	694
Nevada	2012	541		0	0	541
Nevada	2013	450		1	1	449
Nevada	2014	478		0	0	478
Orange	2012	19,004	3	580	577	18,427
Orange	2013	17,392	3	650	647	16,745
Orange	2014	16,564	4	568	564	16,000
Placer	2012	2,229		34	34	2,195
Placer	2013	2,209		28	28	2,181
Placer	2014	1,909		30	30	1,879
Plumas	2012	144		0	0	144
Plumas	2013	91		10	10	81
Plumas	2014	78		16	16	62

				Paid Complex Plaintiff Filings (Total Fees Remitted/ Fee per Filing)	Non-Asbestos Paid Complex Plaintiff Filings Less Asbestos (D-C)	Non-Complex Unlimited Civil Filings (B-E)
County	Fiscal Year	Unlimited Civil Filings	Asbestos Filings	D	E	F
Riverside	2012	12,203	2	178	176	12,027
Riverside	2013	10,357	2	162	160	10,197
Riverside	2014	9,759	1	203	202	9,557
Sacramento	2012	7,639	3	168	165	7,474
Sacramento	2013	8,297	3	139	136	8,161
Sacramento	2014	8,024	1	152	151	7,873
San Benito	2012	165		0	0	165
San Benito	2013	167		2	2	165
San Benito	2014	159		1	1	158
San Bernardino	2012	9,464		135	135	9,329
San Bernardino	2013	9,390		4	4	9,386
San Bernardino	2014	9,204		0	0	9,204
San Diego	2012	18,618	13	372	359	18,259
San Diego	2013	17,559	3	329	326	17,233
San Diego	2014	17,041	2	394	392	16,649
San Francisco	2012	7,695	233	856	623	7,072
San Francisco	2013	8,651	86	2,074	1,988	6,663
San Francisco	2014	6,460	115	338	223	6,237
San Joaquin	2012	2,912		63	63	2,849
San Joaquin	2013	2,709		51	51	2,658
San Joaquin	2014	2,771		59	59	2,712
San Luis Obispo	2012	1,255		0	0	1,255
San Luis Obispo	2013	1,153		15	15	1,138
San Luis Obispo	2014	1,068		11	11	1,057
San Mateo	2012	2,382		79	79	2,303
San Mateo	2013	2,092		46	46	2,046
San Mateo	2014	2,098		49	49	2,049
Santa Barbara	2012	1,919		24	24	1,895
Santa Barbara	2013	1,931		8	8	1,923
Santa Barbara	2014	1,783		14	14	1,769
Santa Clara	2012	7,887		374	374	7,513
Santa Clara	2013	7,353		272	272	7,081
Santa Clara	2014	7,023		316	316	6,707
Santa Cruz	2012	1,200		1	1	1,199
Santa Cruz	2013	1,044		6	6	1,038
Santa Cruz	2014	989		7	7	982
Shasta	2012	931	2	15	13	918
Shasta	2013	884	3	7	4	880
Shasta	2014	856	0	4	4	852
Sierra	2012	12		0	0	12
Sierra	2013	23		0	0	23
Sierra	2014	11		0	0	11
Siskiyou	2012	188		0	0	188
Siskiyou	2013	181		0	0	181
Siskiyou	2014	200		0	0	200
Solano	2012	1,948	0	9	9	1,939
Solano	2013	1,872	9	21	12	1,860
Solano	2014	1,854	13	25	12	1,842

	Fiscal Year	Unlimited Civil Filings	Asbestos Filings	Paid Complex Plaintiff Filings (Total Fees Remitted/ Fee per Filing)	Non-Asbestos Paid Complex Plaintiff Filings Less Asbestos (D-C)	Non-Complex Unlimited Civil Filings (B-E)
County	A	B	C	D	E	F
Sonoma	2012	2,347		3	3	2,344
Sonoma	2013	2,339		4	4	2,335
Sonoma	2014	2,192		2	2	2,190
Stanislaus	2012	1,842		26	26	1,816
Stanislaus	2013	1,633		31	31	1,602
Stanislaus	2014	1,717		37	37	1,680
Sutter	2012	440		6	6	434
Sutter	2013	433		1	1	432
Sutter	2014	516		6	6	510
Tehama	2012	239		1	1	238
Tehama	2013	291		0	0	291
Tehama	2014	268		1	1	267
Trinity	2012	113		0	0	113
Trinity	2013	102		0	0	102
Trinity	2014	81		0	0	81
Tulare	2012	1,454		6	6	1,448
Tulare	2013	1,493		0	0	1,493
Tulare	2014	1,403		4	4	1,399
Tuolumne	2012	277		0	0	277
Tuolumne	2013	252		0	0	252
Tuolumne	2014	249		0	0	249
Ventura	2012	4,077	1	27	26	4,051
Ventura	2013	3,800	2	41	39	3,761
Ventura	2014	3,494	1	17	16	3,478
Yolo	2012	758		-1	-1	759
Yolo	2013	706		24	24	682
Yolo	2014	680		-3	-3	683
Yuba	2012	360		13	13	347
Yuba	2013	320		2	2	318
Yuba	2014	323		6	6	317

Preliminary Adjustment from Unlimited Civil to Complex Civil Casework Based on Feedback from Courts With Highest Volume of Paid Complex Filings
--

	Unlimited Civil Time per Filing (mins)	Rate of Occurrence	Implied Time (mins)	Complex Civil Adjusted Time per Filing	Rationale
Document Processing					
• New filing	34	100%	296	296	NCSC report showed median of 8.7 plaintiffs, so multiplied by 8.7
• Subsequent filing or petition	100	100%	670	670	NCSC report & fee data showed 6.7 times the parties of a typical case, so multiplied by 6.7
• Other document processing	12	10%	60	6	processing fee waivers is a major task under "other" and fee waivers are rare, so cut the rate of occurrence in half
	146			972	
Calendar Scheduling, Hearing Prep, and Readiness Mngmt					
• File preparation	30	100%	30	30	
• Set hearing date	21	100%	61	61	increased occurrence to 100%, a lot of interim activity due to heavier judicial management; nearly tripled time--conference call participants noted difficulty of coordinating schedules with multiple parties, also consistent with random moment data that reflects more calendaring
• Case preparation	117	100%	468	468	increased occurrence to 100% due to need for legal research and case management; doubled time--conference call participants said research attorney time is double
• Tentative ruling	6	20%	30	6	
• Status conference	5	98%	11	11	increased occurrence to 98% based on frequency of status conferences in NCSC evaluation
• Other calendaring	8	60%	13	8	
	187			584	
Courtroom Support and Administrative Support for Judges					
• Minutes	90	100%	90	90	
• Exhibits and subpoenaed docs	12	40%	60	24	doubled time--conference call participants said there is heavy exhibits management
• Order/motion/judgment	15	75%	40	30	doubled time--conference call participants said there is a lot of in-courtroom work due to number of parties
• Other courtroom	28	100%	56	56	doubled time--conference call participants said there is a lot of in-courtroom work and more order processing work due to number of parties
	145			200	

DRAFT- FOR DELIBERATIVE PURPOSES ONLY

	Unlimited Civil Time per Filing (mins)	Rate of Occurrence	Implied Time (mins)	Complex Civil Adjusted Time per Filing	Rationale
Judgment/Post-Judgment Activities					
• Appeal of case	14	8%	180	14	
• Orders/judgment	20	100%	40	40	doubled time--conference call participants said there is more order processing work due to number of parties
	34			54	
Jury Management					
• Voir dire	8	2%	800	16	doubled time--conference call participants said jury selection process is complicated
	8			16	
Fees and Payments					
• Payments/fees	16	95%	134	127	increased occurrence to 95% because vast majority of cases will have complex civil filing fee; multiplied by 6.7 because NCSC report & fee data showed 6.7 times the parties of a typical case
	16			127	
Records Management					
• Records request	9	20%	45	9	
• Records management	40	100%	80	80	doubled time--conference call participants said there is more records management
• Imaging	23	50%	90	45	doubled time--conference call participants said the scanning work is heavier
	72			134	
General Assistance/Self Help					
• General Assistance	27	60%	45	27	
• Self-help	10	5%	100	5	decreased occurrence due to heavy judicial and attorney presence on cases suggesting less of a need for self-help
	37			32	
Mediation/Arbitration/ADR					
• Mediation	44	30%	147	44	decreased occurrence to 30% based on frequency of ADR orders in NCSC report
	44			44	
Case Weight					
	689			2163	case processing time only
				2271	adjusted to add back in non-case processing time (same % as unltd.)

Complex caseweight at 2,271; civil unlimited at 764

county	RAS FTE Need Unlimited Civil	RAS FTE Need Complex Civil	RAS FTE Need Asbestos	Total RAS FTE Need (all casetypes)	Total RAS Need (approved by WAAC 5-12- 15)	Net change
Alameda	68.54	4.79	4.24	599	596	3
Alpine	0.33	-	-	3	3	-
Amador	1.68	0.02	-	26	26	-
Butte	4.68	0.02	-	134	134	-
Calaveras	2.14	0.01	-	27	27	-
Colusa	0.46	0.10	-	18	18	-
Contra Costa	35.42	1.40	-	380	380	-
Del Norte	2.33	-	-	29	29	-
El Dorado	7.29	0.20	-	86	86	-
Fresno	32.65	0.33	-	532	533	(1)
Glenn	0.32	-	-	22	22	-
Humboldt	5.71	0.01	-	90	91	(1)
Imperial	4.95	0.42	-	138	138	-
Inyo	0.71	-	-	20	20	-
Kern	14.25	1.04	-	535	535	-
Kings	2.07	0.34	-	99	98	1
Lake	3.43	-	-	46	46	-
Lassen	2.33	-	-	28	28	-
Los Angeles	526.83	25.92	9.60	5,185	5,181	4
Madera	5.56	0.15	-	96	96	-
Marin	12.46	0.06	-	104	104	-
Mariposa	0.36	0.01	-	13	13	-
Mendocino	5.21	0.02	-	66	66	-
Merced	6.13	0.27	-	150	150	-
Modoc	0.41	-	-	10	10	-
Mono	0.72	0.19	-	13	13	-
Monterey	11.66	0.34	-	193	193	-
Napa	5.90	0.05	-	72	72	-
Nevada	3.90	0.01	-	54	54	-
Orange	140.64	14.12	0.12	1,310	1,300	10
Placer	16.85	0.72	-	167	167	-
Plumas	0.83	0.20	-	14	14	-
Riverside	85.82	4.24	0.06	1,097	1,097	-
Sacramento	63.63	3.57	0.09	728	727	1
San Benito	1.30	0.02	-	27	27	-
San Bernardino	74.51	1.10	-	1,198	1,200	(2)
San Diego	141.32	8.50	0.22	1,272	1,270	2
San Francisco	60.56	22.37	5.35	396	372	24
San Joaquin	22.29	1.36	-	368	368	-
San Luis Obispo	9.23	0.20	-	154	154	-
San Mateo	17.45	1.37	-	278	278	-
Santa Barbara	14.96	0.36	-	215	215	-
Santa Clara	59.12	7.60	-	582	576	6
Santa Cruz	8.59	0.11	-	132	132	-
Shasta	7.09	0.17	0.06	148	148	-
Sierra	0.12	-	-	3	3	-
Siskiyou	1.51	-	-	35	35	-
Solano	15.01	0.26	0.27	221	222	(1)
Sonoma	18.26	0.07	-	230	230	-
Stanislaus	13.79	0.74	-	287	287	-
Sutter	3.69	0.10	-	62	62	-
Tehama	2.12	0.02	-	54	54	-
Trinity	0.79	-	-	13	13	-
Tulare	11.55	0.08	-	242	244	(2)
Tuolumne	2.07	-	-	38	38	-
Ventura	30.20	0.64	0.05	366	367	(1)
Yolo	5.69	0.16	-	103	103	-
Yuba	2.66	0.17	-	54	54	-
Statewide	1,600	104	20	18,562	18,519	43

DRAFT- FOR DELIBERATIVE PURPOSES ONLY

Complex caseweight at 2,271; civil unlimited at 797 (same as current caseweight)

county	RAS FTE Need Unlimited Civil	RAS FTE Need Complex Civil	RAS FTE Need Asbestos	Total RAS FTE Need (all casetypes)	Total RAS Need (approved by WAAC 5- 12-15)	Net change
Alameda	71.50	4.79	4.24	602	596	6
Alpine	0.34	-	-	3	3	-
Amador	1.75	0.02	-	26	26	-
Butte	4.88	0.02	-	134	134	-
Calaveras	2.23	0.01	-	27	27	-
Colusa	0.48	0.10	-	18	18	-
Contra Costa	36.95	1.40	-	381	380	1
Del Norte	2.44	-	-	29	29	-
El Dorado	7.60	0.20	-	87	86	1
Fresno	34.06	0.33	-	533	533	-
Glenn	0.33	-	-	22	22	-
Humboldt	5.96	0.01	-	91	91	-
Imperial	5.16	0.42	-	138	138	-
Inyo	0.74	-	-	20	20	-
Kern	14.87	1.04	-	536	535	1
Kings	2.16	0.34	-	99	98	1
Lake	3.57	-	-	46	46	-
Lassen	2.44	-	-	28	28	-
Los Angeles	549.59	25.92	9.60	5,213	5,181	32
Madera	5.80	0.15	-	96	96	-
Marin	13.00	0.06	-	106	104	2
Mariposa	0.38	0.01	-	13	13	-
Mendocino	5.44	0.02	-	66	66	-
Merced	6.40	0.27	-	150	150	-
Modoc	0.43	-	-	10	10	-
Mono	0.75	0.19	-	14	13	1
Monterey	12.17	0.34	-	193	193	-
Napa	6.16	0.05	-	72	72	-
Nevada	4.07	0.01	-	54	54	-
Orange	146.71	14.12	0.12	1,318	1,300	18
Placer	17.58	0.72	-	168	167	1
Plumas	0.87	0.20	-	14	14	-
Riverside	89.53	4.24	0.06	1,102	1,097	5
Sacramento	66.38	3.57	0.09	732	727	5
San Benito	1.36	0.02	-	27	27	-
San Bernardino	77.73	1.10	-	1,201	1,200	1
San Diego	147.43	8.50	0.22	1,280	1,270	10
San Francisco	63.18	22.37	5.35	399	372	27
San Joaquin	23.25	1.36	-	369	368	1
San Luis Obispo	9.63	0.20	-	154	154	-
San Mateo	18.21	1.37	-	280	278	2
Santa Barbara	15.60	0.36	-	216	215	1
Santa Clara	61.67	7.60	-	585	576	9
Santa Cruz	8.96	0.11	-	132	132	-
Shasta	7.40	0.17	0.06	148	148	-
Sierra	0.13	-	-	3	3	-
Siskiyou	1.58	-	-	35	35	-
Solano	15.66	0.26	0.27	222	222	-
Sonoma	19.05	0.07	-	231	230	1
Stanislaus	14.38	0.74	-	287	287	-
Sutter	3.85	0.10	-	62	62	-
Tehama	2.21	0.02	-	54	54	-
Trinity	0.82	-	-	13	13	-
Tulare	12.05	0.08	-	244	244	-
Tuolumne	2.16	-	-	38	38	-
Ventura	31.50	0.64	0.05	368	367	1
Yolo	5.94	0.16	-	103	103	-
Yuba	3	0	-	54	54	-
Statewide	1,669.2	103.9	20.1	18,646.0	18,519.0	127