

### **Monday Docket Plan for Judge Byrne's CPS hearings**

(please note, these procedures are subject to change. Also, Judge Martinez Jones may have a different process for her hearings):

#### **(1) CPS Monday 8:30am Docket Basics:**

- a. Parties should self-regulate and pass any CPS setting that is not essential or the court may do so sua sponte if it believes that a hearing does not appear to be essential.
- b. **No one should physically come to the Courthouse for CPS hearings. Attorneys: please make sure clients, caseworkers, witnesses, parents, caregivers, etc. are all notified that they should not come to the Courthouse at this time.**
- c. The CPS Monday "Docket Call" will occur by telephone only between Judge Byrne and one of the ADAs. Judge Byrne will initiate the call – ADAs should let Katy know who Judge Byrne should call for the docket call and at what phone number. The ADA should gather the information in advance and be prepared to present the announcements on behalf of all attorneys to Judge Byrne on the status of all cases on:
  - i. (1) Judge Byrne's Monday CPS Short docket; and
  - ii. (2) All of Judge Byrne's cases that are set on the Central Jury / Long Docket.
- d. For any case in which parties still wish to proceed, Judge Byrne will make decision as to whether the hearing is essential or not.
- e. The DA should present to the Judge whether or not there is agreement about:
  - i. how the parties are requesting that the hearing be conducted (ie. telephone, Zoom, email submissions);
  - ii. the amount of time requested (total by all parties) for the hearing;
  - iii. the methods parties are requesting for presentation of evidence; and
  - iv. any other issues / administrative matters related to the scheduling / holding of the hearing.
- f. After speaking with the ADA, Judge Byrne may, in her discretion, decide to hold a scheduling conference via Email, Phone, or Zoom with all parties as she determines necessary to help her determine how the matter will proceed.

#### **(2) Hearings on Judge Byrne's Monday Docket that Require Presentation of Evidence:**

- a. Cases which require presentation of evidence and/or the taking of a record by the court reporter should know that the Court is prepared to allow up to an hour per hearing on the record though Zoom or through a telephonic conference call which may be used in lieu of or in combination with evidentiary affidavits.
- b. Judge Byrne's Judicial Executive Assistant will advise parties of when the Zoom hearing will begin.
- c. Please see Judge Byrne's Zoom Protocol for CPS hearings for more details.