

MARIN COUNTY SUPERIOR COURT - UNIFORM LOCAL RULES

	PAGE	ADOPTED/ AMENDED
1. GENERAL ADMINISTRATIVE RULES.....	1	
1.1 CITATION	1	5/1/98
1.2 CONDUCT OF ATTORNEYS	1	5/1/98
1.3 COURTROOM DRESS	1	7/1/24
1.4 LATE APPEARANCES	1	7/1/24
1.5 COURT INTERPRETERS	1	7/1/09
1.6 MEDIA COVERAGE.....	1	7/1/09
1.7 USE OF LAPTOPS OR OTHER ELECTRONIC DEVICES	2	7/1/09
1.8 COURT FILE RETRIEVALS AND VIEWING.....	2	7/1/24
A. Public Index Search		
B. Court Files Located at an Offsite Records Storage Facility		
C. Confidential Court Files Not Listed in the Public Index		
1.9 COURT RECORDS RESEARCH	2	1/1/14
A. Research Requests		
B. Clerk’s Declarations on Record Searches	3	1/1/14
1.10 COPIES OF COURT RECORDS	3	7/1/24
A. Copies of Court Files		
B. Copies of Court Dockets, Registers of Actions and Minute Orders		
C. Copies of Court Orders, Filed Documents, or Other Court Records for Governmental Agencies		
1.11 ATTORNEYS FEES FOR COURT-APPOINTED COUNSEL.....	3	7/1/15
1.12 CHECK CASHING	3	7/1/24
A. Acceptance		
B. Refusal	4	7/1/24
C. Checks Tendered with Insufficient Funds		
D. Overpayments		
1.13 PAYMENT IN COINS	4	7/1/15
1.14 ORDERS TO DISBURSE FUNDS	4	5/1/98
1.15 DIGITAL SIGNATURES	5	7/1/99
1.16 JUDICIAL FAIRNESS COMMITTEE.....	5	7/1/99
1.17 JUROR QUALIFICATION AND SELECTION.....	5	7/1/22
A. Jury Commissioner		
B. Source Lists		
C. Qualification and Summoning	6	7/1/22
D. Disqualification, Exemption, Excuse and Postponement Policy	7	7/1/22
E. Term of Service		
1.18 COURT REPORTERS.....	7	1/1/20
A. General Provisions		
B. Use of Electronic Recording	8	1/1/20
C. Court Reporting Services Requested by Parties in Civil Trials and Hearings		
D. Reporting Notes of Certified Reporters Hired to Serve as Official Pro Tempore Reporters		
1.19 PUBLIC ACCESS TO JUDICIAL ADMINISTRATIVE RECORDS	8	7/1/11

MARIN COUNTY SUPERIOR COURT - UNIFORM LOCAL RULES

	PAGE	ADOPTED/ AMENDED
1.20 REMOTE APPEARANCES - CIVIL, FAMILY, PROBATE, AND APPELLATE DIVISIONS	9	7/1/25
1.21 NOTICE AND WARNING: SANCTIONS FOR INCLUDING SOCIAL SECURITY AND FINANCIAL ACCOUNT INFORMATION IN FILED DOCUMENTS.....	9	1/1/22
1.22 CLERK’S OFFICE HOURS.....	9	1/1/22
1.23 – 1.49 <i>left intentionally blank</i>	9	
1.50 ELECTRONIC RECORDS.....	9	1/1/22
1.51 ELECTRONIC FILING.....	10	1/1/26
A. Applicable Statutes and Rules of Court		
B. Mandatory Electronic Filing Rules for All Cases, Including Criminal		
C. Electronic filing Rules for Non-Criminal Cases	13	
D. Electronic Filing Rules for Criminal Cases	14	
1.52 “DEFINITION OF JUDICIAL DAY OF VACATION” (CRC 10.603(c)(2)(H)).....	14	7/1/24
1.53 REMOTE APPEARANCE – INTERPRETER NOTIFICATION.....	14	7/1/25
 2. CIVIL RULES.....	 15	
 GENERAL PROVISIONS		
2.1 CITATION	15	7/1/15
2.2 APPLICATION OF RULES.....	15	7/1/15
 ADMINISTRATION OF CIVIL LITIGATION		
2.3 FORMS TO BE ISSUED BY CLERK UPON FILING OF COMPLAINT	15	7/1/15
2.4 CASE MANAGEMENT CONFERENCES.....	15	7/1/15
2.5 SERVICE OF SUMMONS AND COMPLAINT	16	7/1/15
A. Forms With Summons and Complaint and Return of Proof of Service		
B. Sanctions		
C. New Parties in Cross-Complaint		
2.6 RESPONSIVE PLEADING.....	16	7/1/15
A. Service		
B. Entry of Default		
 LAW AND MOTION MATTERS		
2.7 FORM AND FORMAT OF PAPERS PRESENTED FOR FILING	17	7/1/15
A. Documents Presented for Filing		
B. Discovery Motions		
2.8 MISCELLANEOUS GENERAL PROVISIONS.....	17	7/1/25
A. Copies for Filing		
B. Conformed Copies		
C. Attachment of Previously Filed Documents		
D. Filing Documents on Shortened Time		
E. Court's Research Staff		
F. Documents Filed or Conditionally Under Seal		
G. Unopposed Motions and Untimely Oppositions.....	18	
2.9 HEARINGS	18	7/1/24
A. Hearing Dates		
B. Continuances		

MARIN COUNTY SUPERIOR COURT - UNIFORM LOCAL RULES

ADOPTED/
PAGE AMENDED

C.	Removing Matters from Calendar.....	18	
2.10	TENTATIVE RULINGS.....	18	7/1/15
A.	Obtaining Rulings		
B.	Oral Argument		
C.	Length of Hearings.....	19	
D.	Sanction Requests		
2.11	ORDERS.....	19	1/1/22
2.12	APPLICATIONS FOR EX PARTE ORDERS, PROVISIONAL REMEDIES AND ORDERS SHORTENING TIME	19	7/1/15
2.13	DISCOVERY FACILITATOR PROGRAM	19	1/1/26
A.	Policy of the Marin County Superior Court		
B.	Participation in the Program.....	20	
C.	Discovery Facilitator Panel		
D.	Selection of a Discovery Facilitator		
E.	Facilitator Process.....	21	
F.	Compensation		
G.	Resolution		
H.	Declaration of Non-Resolution		

SETTLEMENT AND ISSUE CONFERENCES

2.14	SETTLEMENT CONFERENCE	21	1/1/22
A.	Mandatory Settlement Conference		
B.	Settlement Conference Statement		
C.	Required Attendance.....	22	
D.	Sanctions		
2.15	ISSUE CONFERENCE	22	1/1/25
A.	Attendance		
B.	Documents to be Filed for Issue Conference		
C.	Issue Conference Statements		
D.	Courtesy Copies.....	23	

RULES FOR CERTAIN CIVIL CASE TYPES

2.16	APPROVAL OF COMPROMISE OF MINOR'S CLAIM	23	1/1/22
A.	Application		
B.	Attorney's Fees		
C.	Forms to Deposit Money		
D.	Hearing Assignment		
2.17	UNLAWFUL DETAINERS.....	23	1/1/22
A.	Settlement Conferences		
B.	Orders		
C.	Calendaring Demurrers and Motions to Strike in Unlawful Detainer Cases		
2.18	UNINSURED MOTORIST CASES	24	7/1/15
A.	Required Declaration		
B.	Court Designation		
2.19	SMALL CLAIMS CONTINUANCES.....	24	7/1/15

MARIN COUNTY SUPERIOR COURT - UNIFORM LOCAL RULES

	PAGE	ADOPTED/ AMENDED
2.20 SMALL CLAIMS EXHIBITS.....	25	7/1/25
2.21 SANCTIONS.....	25	7/1/15
2.22 DOCUMENTS NOT FILED OR ADMITTED AT HEARING OR TRIAL.....	26	7/1/15
2.23 PROCEDURES FOR HANDLING MEDIATOR COMPLAINTS	26	7/1/15
3. FELONY AND MISDEMEANOR RULES	27	
3.1 CITATION	27	1/1/13
3.2 ASSIGNMENT OF CRIMINAL MATTERS	27	7/1/24
A. New Out of Custody Misdemeanor Complaints		
B. New In-Custody Misdemeanor Complaints – no other criminal matter pending		
C. New Felony Complaints – no other criminal matters pending		
D. New Criminal Complaints – other felony matters pending		
E. Post Release Community Supervision and Parole Petitions	28	
F. Petitions to Revoke or Modify Probation or Terminate Diversion		
G. New Criminal Complaints with Multiple Defendants - other felony matters pending		
H. Assignment of Cases from Department M		
3.3 SETTING OF ARRAIGNMENT DATES AND FILING OF CRIMINAL COMPLAINTS	28	1/1/26
A. Misdemeanor and Felony Out-of-Custody Arraignment Dates		
B. Misdemeanor In-Custody Complaints.....	29	
C. Felony In-Custody Complaints		
D. Out-of-Custody Criminal Complaints		
3.4 BENCH WARRANTS	29	1/1/22
3.5 PLEAS IN MISDEMEANOR CASES	29	7/1/24
3.6 MOTIONS	29	1/1/22
3.7 MOTIONS TO DISMISS PURSUANT TO PENAL CODE § 995.....	30	7/1/24
3.8 MOTIONS FOR CONSOLIDATION	30	1/1/13
3.9 APPLICATION OF OVERPAYMENTS	30	1/1/13
3.10 TRIAL READINESS CONFERENCE	30	1/1/22
A. Felonies		
B. Misdemeanors		
C. Requests to Continue Felony or Misdemeanor Trials		
D. Time for Submission	31	
E. Form		
3.11 ADDING CASES TO CALENDAR.....	31	1/1/22
3.12 GUARDIANS AD LITEM	31	1/1/13
3.13 PETITIONS FOR DISMISSAL OF CRIMINAL CONVICTION (PENAL CODE §§ 17, 1203.4, 1203.4a).....	31	1/1/26
3.14 PETITIONS TO SEAL ARREST AND RELATED RECORDS (PENAL CODE § 851.91) AND MOTION TO VACATE CONVICTION OR SENTENCE (PENAL CODE §§ 1016.5, 1473.7).....	31	1/1/26
3.15 CRIMINAL PROTECTIVE ORDERS INVOLVING CHILD CUSTODY OR VISITATION	32	1/1/22
A. Inquiry by the Court		
B. Court’s Consideration		

MARIN COUNTY SUPERIOR COURT - UNIFORM LOCAL RULES

	PAGE	ADOPTED/ AMENDED
C. Modification	32	
D. Copy of Order to Family Law Department		
3.16 ENHANCED COURT COLLECTIONS PROGRAM.....	32	1/1/23
3.17 CLERK’S OFFICE.....	33	7/1/24
A. Authority for Clerk’s Office to Establish Payment Terms for Court Ordered Fines, Fees, Penalty Assessments and Surcharges		
B. Requests to Perform Community Service Work		
C. Requests for Installment Payment Plan		
3.18 MODIFICATION OF TERMS AND CONDITIONS OF MISDEMEANOR PROBATION	34	7/1/24
A. Authority of Clerk’s Office to Modify Terms and Conditions of Misdemeanor Probation		
B. Requests for Modifications That Must Be Submitted to the Clerk’s Office		
C. Requests for Modifications That Must Be Submitted to the Judicial Officer Who Pronounced Judgment	35	
3.19 MENTAL HEALTH DIVERSION PETITIONS.....	36	7/1/25
 4. INFRACTION RULES	 37	
4.1 CITATION	37	1/1/12
4.2 FILINGS.....	37	1/1/12
1.3 COURT SESSIONS	37	1/1/12
4.4 ARRAIGNMENTS	37	7/1/24
4.5 CONTINUANCES	37	1/1/12
4.6 TRIAL CONTINUANCES	37	1/1/12
4.7 ALTERNATE PROCEDURES FOR JUDICIAL REVIEW OF INFRACTION MATTERS.....	37	1/1/25
A. Trial by Written Declaration		
B. Ex Parte Judicial Review After Adjudication	38	
C. Monthly Calendar for Personal Appearance		
D. Appearance at Contested Court Trial		
4.8 ADJUDICATION OF MISCELLANEOUS INFRACTION MATTERS	39	1/1/26
A. Clerks’ Authority in Infraction Cases Not Transferred to Court Collections		
B. Requests Neither the Court nor Clerks Will Grant	40	
4.9 COURT COLLECTIONS.....	40	1/1/25
4.10 APPLICATION OF OVERPAYMENTS	41	1/1/13
 5. JUVENILE COURT RULES.....	 43	
5.1 JUVENILE COURT RULES – GENERALLY.....	43	1/1/22
A. Judicial Administration		
B. Filing Requirements		
C. Discovery		
D. Ex Parte Orders		
E. Attendance at Hearings	44	1/1/22
F. Continuances		
G. Adding Matters to Calendar		
H. Safety Issues		

MARIN COUNTY SUPERIOR COURT - UNIFORM LOCAL RULES

ADOPTED/
PAGE AMENDED

I.	Interpreters.....	44	
J.	In Custody Parents	45	
K.	Settlement Conferences		
L.	Access to Courtroom by Non Parties		
M.	Discovery of Juvenile Documents or Records		
5.2	ATTORNEYS IN JUVENILE COURT.....	46	1/1/20
A.	Minimum Training Dependency		
B.	Minimum Training Delinquency	47	1/1/20
C.	Notwithstanding Compliance		
D.	Costs for Appointed Counsel in Dependency Proceedings		
E.	Complaints		
5.3	INFORMING THE COURT OF THE INTEREST OF THE CHILD; ACCESS TO MINOR; NOTICE OF CHANGE IN PLACEMENT.....	48	1/1/20
A.	Interest of Child		
B.	Notification by Minor's Counsel		
C.	Response by Court		
D.	Access to Minors Petitioned Pursuant to W&I Code § 300		
E.	Notice Regarding Change in Placement	49	
5.4	REQUESTS TO MODIFY JUVENILE COURT CUSTODY ORDERS POST DISMISSAL.....	49	1/1/20
5.5	JUVENILE DEPENDENCY, JUVENILE DELINQUENCY, FAMILY AND PROBATE COURTS EXCHANGE OF INFORMATION.....	49	1/1/20
A.	Sharing of information		
B.	Restraining/Protective Orders	50	
5.6	ASSIGNMENT OF FAMILY, PROBATE OF DV MATTERS TO JUVENILE COURT.....	50	1/1/20
5.7	DUAL STATUS.....	50	1/1/22
5.8	COMPETENCY PROTOCOL.....	50	1/1/20

6. PROBATE RULES..... 51

6.1	INTRODUCTION	51	7/1/24
A.	General		
B.	Contact Information		
6.2	CALENDAR AND PROCEDURAL MATTERS.....	51	1/1/25
A.	General Guidelines		
B.	Filing, Hearing, and Continuance Procedures	52	
C.	Submission of Proposed Orders	53	
D.	Hearings and Tentative Rulings		
E.	Contested Matters.....	54	
6.3	EX PARTE MATTERS.....	54	1/1/25
A.	Presentation of Emergency Probate Applications		
B.	Ex Parte Hearings		
C.	Timing	55	
D.	Contents of Application		
E.	Notice		
6.4	DISCOVERY FACILITATOR PROGRAM	56	7/1/24

MARIN COUNTY SUPERIOR COURT - UNIFORM LOCAL RULES

ADOPTED/
PAGE AMENDED

6.5	SETTLEMENT CONFERENCES.....	56	1/1/25
	A. Mandatory Settlement Conference		
	B. Settlement Conference Statement		
	C. Required Attendance		
	D. Continuances		
	E. Sanctions	57	

SPOUSAL PROPERTY PETITION AND ELECTION

6.6	FILING AND CONTENTS OF SPOUSAL PROPERTY PETITION	57	1/1/04
6.7	REQUIRED ALLEGATIONS.....	57	7/1/24
	A. Source of Property		
	B. Claims Based on Documents		
6.8	ELECTION OF SURVIVING SPOUSE TO ADMINISTER.....	57	5/1/98

APPOINTMENT OF EXECUTORS AND ADMINISTRATORS:

PROOF OF WILLS

6.9	SPECIAL LETTERS OF ADMINISTRATION	58	1/1/25
6.10	PETITION FOR PROBATE OF WILL AND LETTERS OF ADMINISTRATION	58	1/1/25
	A. Holographic Will and Foreign Language Will		
	B. Attachments		
	C. Listing Devisees and Heirs		
6.11	NOTICE REQUIREMENTS OBTAINING LETTERS IN DECEDENT'S ESTATES	59	7/1/24
	A. Letters Testamentary and Letters of Administration		
	B. Methods of Giving Various Notices		
	C. Requirement of Publication of Notice to Administer Estate		
	D. Defective Notice		
6.12	PROOF OF WILLS	59	5/1/98
6.13	LOST OR DESTROYED WILLS.....	60	1/1/04
6.14	WILL WITH DELETIONS OR INTERLINEATIONS	60	5/1/98

BOND

6.15	APPLICATION OF BOND SECTION.....	60	5/1/98
6.16	REQUIREMENT OF BOND/WAIVER OF BOND (SEE CRC 7.201).....	60	7/1/24
	A. Personal Representatives in Probate Estate		
	B. Conservatorships/Guardianships	61	
6.17	REDUCING BOND THROUGH USE OF DEPOSITORY FOR BLOCKED ACCOUNT	61	1/1/25
	A. Before Issuance of Letters		
	B. After Appointment		
	C. Direct Transmittal to Depository		
	D. Withdrawals or Releases from Depository		
	E. Letters		

MARIN COUNTY SUPERIOR COURT - UNIFORM LOCAL RULES

	PAGE	ADOPTED/ AMENDED
6.18 BOND MODIFICATION	61	1/1/25
A. Duty and Application		
B. Bond Increase		
C. Bond Decrease		
6.19 BOND OF SPECIAL ADMINISTRATORS	62	5/1/98
INVENTORY AND APPRAISAL		
6.20 PREPARING INVENTORY AND APPRAISAL	62	1/1/04
A. Preparation		
B. Due Date		
6.21 APPOINTMENT OF REFEREE	62	7/1/24
A. Procedure for Request		
B. Waiver of Appointment of Referee		
6.22 SUFFICIENCY OF BOND	62	5/1/98
6.23 OBJECTION TO APPRAISED VALUE OF ASSETS	62	7/1/10
CLAIMS		
6.24 CLAIMS PROCEDURES	63	5/1/98
6.25 NOTICE TO CREDITORS	63	5/1/98
SALES OF ESTATE PROPERTY		
6.26 GENERAL INFORMATION	63	7/1/08
A. Judicial Approval		
B. Notice		
C. Exclusive Listings for Sale of Property		
D. Purchase of Estate Property by Personal Representative		
6.27 SALES OF PERSONAL PROPERTY	63	1/1/25
A. Tangible Personal Property		
B. Securities.....	64	
C. Condominiums, Community or Cooperative Apartments		
6.28 RETURN OF SALE OF REAL PROPERTY	64	5/1/98
A. Publication of Notice of Intention to Sell Real Property		
B. Contents of Notice and Purpose of Notice		
C. Effect of Notice	65	
6.29 RETURN OF PRIVATE SALE FOR COURT CONFIRMATION	65	1/1/25
A. Appraisal and Reappraisal		
B. Market Exposure of Property		
C. Second Deeds of Trust		
D. Hearing on Return of Sale and Overbids		
E. Earnest Money Deposit by Overbidder		
F. Bond		
G. Absence of Attorney for Estate at Confirmation Hearing		
H. Partial Interest		
6.30 BROKER'S COMMISSIONS	66	7/1/09
A. Improved Real Property		
B. Unimproved Real Property		

MARIN COUNTY SUPERIOR COURT - UNIFORM LOCAL RULES

ADOPTED/
PAGE AMENDED

- C. Commission Rates at Real Property Situs Will Apply
- D. Broker Bidding for Own Account Not Entitled to a Commission
- E. Broker's Commissions in Overbid Situations
- F. Order Must Allocate Commission

ACCOUNTS

6.31	IN GENERAL	66	7/1/10
6.32	BONDS.....	67	5/1/98
6.33	TRUSTEE'S FIRST ACCOUNT.....	67	5/1/98
6.34	WAIVER OF ACCOUNT.....	67	5/1/98
	A. By All Interested Parties		
	B. Effect of Waiver		
	C. Waiver by Trustee		

DISTRIBUTION OF PROBATE ESTATE

6.35	NOTICE REQUIREMENTS ON PETITIONS FOR DISTRIBUTION	68	5/1/98
	A. Basic Notice Requirements		
	B. Notice to Prior Representative and Attorney		
	C. Proof of Notice		
	D. Additional Notices		
6.36	PRELIMINARY DISTRIBUTION.....	68	1/1/25
	A. Preliminary Distribution Under Probate Code § 11620		
	B. Ex Parte Petition for Preliminary Distribution		
6.37	FINAL DISTRIBUTION IN GENERAL	69	5/1/98
	A. List of Assets and Description of Property Required		
	B. Specific Statement How Estate to be Distributed		
	C. Non-Pro Rata Distribution		
	D. Decree of Distribution		
	E. Preliminary Distribution Receipts		
6.38	ADDITIONAL REQUIREMENTS RE: PETITION FOR FINAL DISTRIBUTION.....	69	7/1/15
	A. Allegations Relating to Creditor's Claims		
	B. Allegations Relating to Independent Acts		
	C. Allegations Relating to Character of Property.....	70	
	D. Community and Quasi Community Property Elections		
	E. Change of Ownership		
	F. Payment of Taxes		
	G. Retention of a Reserve		
6.39	AGREEMENTS FOR DISTRIBUTION; ASSIGNMENTS; DISCLAIMERS	70	5/1/98
	A. Agreements		
	B. Assignments		
	C. Disclaimers		
6.40	DISTRIBUTION TO PERSONS UNDER CONSERVATORSHIP OR GUARDIANSHIP	70	5/1/98
6.41	DISTRIBUTION TO MINORS.....	71	5/1/98
	A. Delivery to Parent		

MARIN COUNTY SUPERIOR COURT - UNIFORM LOCAL RULES

ADOPTED/
PAGE AMENDED

	B. Depository	71	
6.42	DISTRIBUTIONS TO TRUSTEES	71	5/1/98
6.43	DISTRIBUTION TO REPRESENTATIVE OF DECEASED HEIR OR BENEFICIARY	71	5/1/98
6.44	DISTRIBUTION TO INTESTATE HEIRS	71	5/1/98
6.45	DISTRIBUTION TO "MISSING" HEIR	71	1/1/04
6.46	INTEREST ON GENERAL PECUNIARY LEGACIES	71	5/1/98

MISCELLANEOUS PETITIONS AND ORDERS

6.47	FAMILY ALLOWANCE.....	72	1/1/25
	A. Necessary Allegations of Petition		
	B. Duration of Family Allowance		
	C. Before Inventory Filed		
	D. After Inventory Filed		
6.48	STATUS REPORTS	72	1/1/25
6.49	OBTAINING FINAL DISCHARGE.....	72	7/1/15
6.50	PROCEEDINGS TO ESTABLISH FACT OF DEATH	73	5/1/98
	A. Filing Under Decedent's Name		
	B. Separate Petition Preferred		
	C. Property Description		
	D. Death Certificate		
	E. Attorneys' Fees		
6.51	PETITION TO ESTABLISH IDENTITY OF HEIRS.....	73	5/1/98
6.52	TRANSFER OF ESTATE PLANNING DOCUMENTS TO CLERK.....	73	1/1/14

GUARDIANSHIPS AND CONSERVATORSHIPS

6.53	TEMPORARY GUARDIANSHIPS AND CONSERVATORSHIPS.....	73	1/1/25
	A. Good Cause Required.....	74	
	B. Hearings of Temporary Guardianship and Conservatorship Cases		
	C. Bond		
	D. Notice		
	E. Powers of Temporary Guardians and Conservators		
	F. Special Powers.....	75	
	G. Length of Appointment		
6.54	GUARDIANSHIPS.....	75	1/1/25
	A. Notice of Petition for Appointment of Guardian		
	B. Proposed Ward's Appearance at Hearing for Appointment of Guardian		
	C. Investigative Reports		
	D. Required Documents		
	E. Inventory and Appraisal.....	76	
	F. Accounts and Reports		
	G. Guardianship Status Report		
	H. Discharges	77	
	I. Current Address		
	J. Use of Minor's Assets for Support		
6.55	ORDERS FOR WITHDRAWALS OF FUNDS IN BLOCKED ACCOUNTS	77	1/1/25

MARIN COUNTY SUPERIOR COURT - UNIFORM LOCAL RULES

	PAGE	ADOPTED/ AMENDED
6.56 DISPOSITION OF MINOR'S FUNDS (PROBATE CODE § 3410).....	77	1/1/25
A. Contents of Petition		
B. Order	78	
6.57 CONSERVATORSHIPS.....	78	1/1/25
A. Special Requirements		
B. Appointment of Conservator		
C. Additional Powers of Conservator		
D. No Attorneys' Fees in Order Appointing Conservator		
E. Doctor's Declaration		
F. Professional Conservators		
G. Limited Conservatorships		
H. Petition for Substituted Judgment.....	79	
I. General Plan and Determination of Conservatee's Appropriate Level of Care		
6.58 NOTICE IN CONSERVATORSHIP PROCEEDINGS.....	79	1/1/25
A. Power of Attorney		
B. On Final Accounts		
C. Exclusive Broker Listings		
6.59 MEDICAL AUTHORIZATION FOR CONSERVATORS.....	79	1/1/06
A. Medical Consent Authority		
B. Exclusive Medical Consent Authority.....	80	
6.60 ACCOUNTS AND REPORTS IN CONSERVATORSHIP PROCEEDING	80	1/1/25
A. Inventory and Appraisal		
B. Account and Report	81	
C. Waivers of Account		
D. Assessment Fees of Court Investigator.....	81	
6.61 SALE OF RESIDENCE BY CONSERVATOR	81	1/1/25
6.62 TERMINATION OF CONSERVATORSHIP	81	1/1/25
A. Resignation of Conservator		
B. Petitions for Appointment of Successor Conservator		
C. Distribution of Assets		
6.63 COURT APPOINTED ATTORNEYS FOR (PROPOSED) CONSERVATEE.....	81	1/1/25

TRUSTS

6.64 FILING OF ACTIONS CONCERNING TRUSTS	82	5/1/98
A. Filed in Probate Court		
B. Filed as a Civil Action		
6.65 NOTICE REQUIREMENTS CONCERNING TRUSTS.....	82	1/1/25
A. Notice Generally		
B. Notice to Trust Beneficiaries		
6.66 PETITIONS FOR TRANSFER OF PROPERTY TO TRUST ("HEGGSTAD PETITIONS")	83	1/1/25
A. Notice Requirements		
B. Proof of Ownership		
6.67 WAIVER OF ACCOUNT BY TRUSTEE.....	83	5/1/98
6.68 TRUSTEE'S FIRST ACCOUNT.....	83	5/1/98
6.69 DISTRIBUTIONS TO TESTAMENTARY TRUSTEE.....	83	5/1/98
6.70 SUBSTITUTED JUDGMENT.....	84	5/1/98

COMPENSATION

6.71	STATUTORY COMPENSATION IN DECEDENT'S ESTATE	84	1/1/14
	A. Calculation Must Be Shown		
	B. Basis for Computing Statutory Compensation on Waiver of Accounting		
	C. Expenses of Tax Related Services, Accounting and Bookkeeping		
	D. Executor/Attorney Compensation on Sale of Real Property		
	E. Reimbursement of Costs		
6.72	EXTRAORDINARY COMPENSATION IN DECEDENT'S ESTATES.....	85	1/1/14
	A. Factors		
	B. Declaration		
	C. Paralegal Services		
	D. Examples of Services		
	E. Litigation Connected with Estate.....	86	
	F. Proposed Order for Extraordinary Compensation in Decedent's Estates		
6.73	PARTIAL ALLOWANCE OF COMPENSATION	86	5/1/98
	A. Statutory Compensation		
	B. Apportionment		
	C. Extraordinary Compensation		
6.74	COMPENSATION FOR TRUSTEES AND THEIR ATTORNEYS	86	1/1/14
	A. Criteria		
	B. Compensation of Trustees		
	C. When Will or Trust Instrument Sets Trustee's Fees.....	87	
	D. Attorneys' Compensation		
6.75	COMPENSATION TO CONSERVATORS AND GUARDIANS AND THEIR ATTORNEYS.....	87	1/1/17
	A. Criteria		
	B. Expenses That May Not Be Reimbursed		
	C. Professional Licensed Fiduciary		
	D. Corporate Conservator/Guardian – Percentage Guideline.....	88	
	E. Non-Professional Conservators/Guardians		
	F. Attorneys' Compensation		
	G. Compensation of Conservator or Conservator's Attorney from Trust or Other Source		
6.76	PROCEDURE FOR OBTAINING COMPENSATION	88	1/1/17
	A. Form of Application for Compensation		
	B. Notice.....	89	
	C. Notice to Prior Representative or Attorney		

LANTERMAN-PETRIS-SHORT (LPS) CONSERVATORSHIPS

6.77	NOTICE OF EX PARTE APPLICATION FOR TEMPORARY CONSERVATORSHIP	89	1/1/13
-------------	---	-----------	---------------

7. FAMILY LAW RULES 91**ADMINISTRATION OF FAMILY LAW LITIGATION**

7.1	CITATION	91	7/1/15
------------	-----------------------	-----------	---------------

MARIN COUNTY SUPERIOR COURT - UNIFORM LOCAL RULES

	PAGE	ADOPTED/ AMENDED
7.2 APPLICATION OF RULES.....	91	1/1/20
7.3 ASSIGNMENT TO JUDICIAL OFFICER.....	91	1/1/20
7.4 CONFORMED COPIES OF FILINGS.....	91	1/1/22
7.5 FAMILY CENTERED CASE RESOLUTION	92	1/1/20
A. Policy and Effective Date		
B. Forms to be Issued by Clerk Upon Filing of Petition		
C. Service of Summons and Petition – Forms to be Served on Other Party		
D. Case Progress Conferences		
7.6 EX PARTE MATTERS AND ORDERS	93	7/1/24
A. Ex Parte Applications		
B. Conditions for Issuance of Ex Parte Orders		
C. Orders Shortening Time	94	
7.7 SPECIAL PROCEDURES FOR RESTRAINING ORDERS AND INJUNCTIVE INJUNCTIVE RELIEF PERTAINING TO DOMESTIC VIOLENCE (FAMILY CODE §§ 6200-6389).....	94	1/1/26
A. Remote Appearances in Domestic Violence Restraining Order Hearing		
B. Termination or Modification of a Domestic Violence Restraining Order		

LAW AND MOTION AND REQUEST FOR ORDER PROCEEDINGS

7.8 FORMAT OF SUPPORTING DOCUMENTS AND EXHIBITS	95	7/1/24
A. Minimize Number of Attachments		
B. Discovery Motions		
C. Discovery Exhibits		
D. Prior Court Order		
E. Attachment of Previously Filed Documents		
F. Address Verification in Post-Judgment Proceedings		
7.9 HEARING DATES	96	7/1/15
7.10 CONTINUANCES	96	7/1/15
7.11 REMOVING MATTERS FROM CALENDAR	96	7/1/24
7.12 HEARINGS	96	7/1/24
A. Tentative Rulings		
B. Obtaining Tentative Rulings		
C. Oral Argument	97	
D. Length of Hearings		
7.13 FINANCIAL INFORMATION TO BE PROVIDED TO THE COURT	97	7/1/24
A. Income and Expense Declaration with Supporting Documentation		
B. Full Financial Disclosure		
C. Required Supplemental Documentation		
D. Support Calculations.....	98	
7.14 CHILD AND SPOUSAL SUPPORT PROCEEDINGS	98	7/1/25
A. Computer Software Use		
B. Temporary Spousal Support		
C. Calculation of Time-Share with Children.....	99	
D. Modification		

DISCOVERY MATTERS

7.15 GENERAL DISCOVERY PROVISIONS.....	100	7/1/24
A. Policy Regarding One Deposition Rule		

MARIN COUNTY SUPERIOR COURT - UNIFORM LOCAL RULES

	PAGE	ADOPTED/ AMENDED
B. Discovery Motions	100	
C. Discovery Review		
7.16 DISCOVERY FACILITATOR PROGRAM	100	7/1/17
A. Participation in the Discovery Facilitator Program		
B. Discovery Motions	101	
C. Discovery Facilitator Panel		
D. Selection of a Discovery Facilitator		
E. Facilitator Process		
F. Compensation		
G. Resolution		
H. Declaration of Non-Resolution		
 CHILD CUSTODY/VISITATION		
7.17 PROCEDURES.....	102	1/1/25
A. Initial Child Custody Recommending Counseling		
B. Existence of Criminal Protective Order		
C. Documents Provided to the Child Custody Recommending Counselor		
D. Contact With Family Court Services		
E. Statement of Agreement/Disagreement with FCS Recommendations		
F. Settlement Conferences.....	103	
G. Required Local Forms		
H. Interview of Child and Child in Court		
I. Child Endangerment		
J. Child Custody Recommending Counselor Recommendations and Testimony		
K. Child Custody Recommending Counselor Complaint Procedure.....	104	
7.18 COUNSEL FOR CHILD.....	104	1/1/20
A. Appointment of Attorney for Child		
B. Complaint Procedure for Minor's Counsel		
7.19 CHILD CUSTODY EVALUATIONS.....	104	1/1/20
A. Child Custody Evaluators		
B. Appointment		
C. Contact With Evaluator		
D. Raw Data of Evaluator	105	
E. Report of Evaluator		
F. Prohibition of Dissemination of Report		
G. Peremptory Challenge to Evaluator		
H. Withdrawal by Evaluator		
I. Evaluator Complaint Procedure		
J. Fees.....	106	
K. Evaluator Domestic Violence Training		
L. Submission of Child to Evaluation		
7.20 SUPERVISED VISITATION	106	1/1/14
7.21 PARENTING COORDINATOR.....	106	7/1/15

**TRIAL SETTING/READINESS AND BENCH/BAR SETTLEMENT
CONFERENCES**

7.22 TRIAL READINESS CONFERENCE	107	1/1/26
A. At-Issue Memorandum		
B. Mandatory Trial Readiness Conference		
7.23 SETTLEMENT CONFERENCE AND TRIAL SETTING	107	7/1/24
A. Panel		
B. Attendance		
C. Trial Setting Conference		
	108	
D. Continuances		
7.24 BENCH/BAR SETTLEMENT CONFERENCE STATEMENT GENERALLY	108	7/1/24
A. Issues and Contentions		
B. Filing		
C. Updated Preliminary Declarations of Disclosure		
7.25 FORM AND CONTENTS OF BENCH/BAR CONFERENCE STATEMENT.....	108	1/1/20
A. Form		
B. Contents: Statement of Issues, Property, and Income and Expense Data		

JUDGMENTS

7.26 DEFAULT OR UNCONTESTED JUDGMENT BY AFFIDAVIT OR DECLARATION	110	1/1/26
7.27 DEFAULT OR UNCONTESTED JUDGMENTS GENERALLY	111	7/1/24
A. Support and/or Fee Awards		
B. Child Support		
C. Spousal Support		
D. Child Custody and Visitation		
E. Community and/or Separate Property		
	112	
7.28 DEFAULT JUDGMENT WITH WRITTEN AGREEMENT OF THE PARTIES.....	112	1/1/13

FAMILY LAW FACILITATOR

7.29 GENERAL.....	112	7/1/24
7.30 PROTOCOL FOR DISQUALIFICATIONS	113	1/1/20
7.31 GRIEVANCE PROCEDURE.....	113	1/1/17

MISCELLANEOUS FAMILY LAW RULES

7.32 DOCUMENTS NOT FILED OR ADMITTED AT HEARING OR TRIAL.....	114	7/1/15
7.33 COURT REPORTERS.....	114	7/1/18
7.34 SERVICE OF SUMMONS BY PUBLICATION OR POSTING.....	114	1/1/16
7.35 APPOINTMENT OF ELISOR	114	1/1/25
A. Request for Order		
B. Mandatory Information in Supporting Declaration(s)		
C. Mandatory Language in Proposed Order		
	115	
D. Mandatory Additional Requirements		
E. Order Granted		

8. APPELLATE DIVISION RULES.....117

MARIN COUNTY SUPERIOR COURT - UNIFORM LOCAL RULES

	PAGE	ADOPTED/ AMENDED
8.1 APPLICATION	117	1/1/18
8.2 APPELLATE DIVISION JURISDICTION	117	1/1/26
8.3 WRITS INVOLVING FELONY MATTERS PRIOR TO THE DEFENDANT BEING HELD TO ANSWER	117	1/1/26
8.4 DISMISSAL UPON FAILURE TO FILE OPENING BRIEF	117	1/1/18
8.5 MOTIONS	117	1/1/18
8.6 RECORD ON APPEAL - CIVIL MATTERS.....	118	1/1/18
8.7 RECORD ON APPEAL - FELONIES AND MISDEMEANORS.....	118	7/1/18
8.8 RECORD ON APPEAL - INFRACTIONS.....	118	1/1/18
 APPENDIX A – LOCAL FORMS BY NAME	119	
APPENDIX A – LOCAL FORMS BY NUMBER	123	
APPENDIX B.....	127	
APPENDIX C	137	
INDEX.....	153	