



## Judicial Council of California · Administrative Office of the Courts

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# REPORT TO THE JUDICIAL COUNCIL

For business meeting on: January 23, 2014

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Administrative Director's Report	Information Only
Submitted by	Date of Report
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### **Executive Summary**

The following information outlines some of the many activities the Administrative Office of the Courts (AOC) is engaged in to further the Judicial Council's goals and priorities for the judicial branch. The report focuses on action since the council's December meeting and is exclusive of issues on the January business meeting agenda.

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**Judicial Branch Budget:** Following the release of the Governor’s proposed State Budget for fiscal year 2014–2015, a memo reviewing the initial proposal as it pertains to the judicial branch was disseminated branch wide. Statewide conference calls were convened to field questions from trial and appellate court leadership. Following the release of additional budget details including the Legislative Analyst’s initial analysis of the Governor’s proposal, an updated budget memo was disseminated. The AOC also coordinated the Chief Justice’s release of the *Three-Year Blueprint for a Fully Functioning Judicial Branch* at a press conference in Sacramento, supported by justice system partners that included court users, the courts, legislators, state and local bar, labor, and other stakeholders.

**Legislation:** The Legislature returned from its winter recess on January 6, 2014, and began hearing two-year bills remaining from 2013. Office of Governmental Affairs staff continues to monitor legislation. Two bills of interest were heard in January:

- SB 406 (Evans) is a Judicial Council-sponsored legislative proposal that prescribes the procedure for applying for recognition and entry of a judgment based on a tribal court money judgment, the procedure and grounds for objecting to the entry of judgment, and the bases upon which the court may refuse to enter the judgment or grant a stay of enforcement.  
*Status:* Passed out of the Senate Judiciary Committee on January 14, and will be heard in the Senate Appropriations Committee prior to January 31, 2014.
- SB 794 (Evans) seeks to reduce the number of peremptory challenges available in criminal misdemeanor cases. The bill is sponsored by the California Judges Association. The Judicial Council took a support position on the bill, and the AOC Jury Improvement Program staff prepared a cost analysis reflecting how the proposed changes would impact both community and court costs.  
*Status:* Passed out of the Senate Public Safety Committee on January 14 and will be heard in the coming weeks on the Senate Floor.

**Chief Justice Liaison Meetings:** The Office of Governmental Affairs continues to coordinate the Chief Justice’s annual liaison meetings with a number of judicial branch stakeholder groups. During December and January the Chief met with the Consumer Attorneys Association of California, the California Defense Counsel, the California District Attorneys’ Association, the California State Sheriffs Association, the California Attorneys for Criminal Justice, and the Public Defenders Association. The liaison meetings provide a valuable opportunity for discussion on issues of mutual interest and concern.

**California Risk Assessment Pilot Project:**

- Criminal Justice Court Services Office staff, in consultation with staff in the Fiscal Services Office, finalized and posted to the AOC website an Inter-rater Reliability Request for Proposal designed to examine the reliability of the Risk and Needs Assessments being used by the probation departments in the four CalRAPP pilot counties (Napa, San Francisco, Santa Cruz, and Yolo).

- The office sponsored an Evidence-Based Practices 101 course for new probation officers and supervisors, judges, and other justice partners in the four counties. The training, offered at the Napa Probation Department and at the AOC, was attended by more than 150 participants.
- At the quarterly project manager’s meeting in January, the chief probation officers in the four pilot counties provided program updates and discussed upcoming technical assistance events, pretrial developments, and ongoing research activities.

**Criminal Justice Realignment Data Collection:** AOC staff analyzed data from the 58 trial courts and provided the Realignment Subcommittee of the Trial Court Budget Advisory Committee with information to establish a funding allocation methodology for the remaining funding in fiscal year 2013–2014. Staff will continue to work with the subcommittee to design a workload-based methodology to be used in future allocation decisions.

**Mental Health Reporting Requirements:** Criminal Justice Court Services Office staff testified at a legislative audit review regarding findings of the California State Auditor report *Armed Persons with Mental Illness: Insufficient Outreach From the Department of Justice and Poor Reporting From Superior Courts Limit the Identification of Armed Persons With Mental Illness*. During the testimony, staff identified several initiatives that the AOC is undertaking to assist the courts in complying with new regulations regarding the mental health record reporting.

**Alternative Dispute Resolution:** A new video on *Resolving Your Debt Collection Case in the California Courts* was completed and posted to the California Courts website at [www.courts.ca.gov/24610.htm](http://www.courts.ca.gov/24610.htm). The video is designed to help inform self-represented litigants about their options for resolving debt collection matters, either before or after a case is filed. The availability of the online video has been announced to small claims advisors, self-help centers, legal services providers, law libraries, and other organizations that assist self-represented litigants. In early 2014, Spanish and Vietnamese versions of the video will also be available.

**Judicial Resources and Technical Assistance Program:** Attorneys with the AOC Center for Families, Children & the Courts’ Judicial Resources and Technical Assistance program issued educational reports to the juvenile courts in Fresno, Inyo, Marin, Riverside, San Francisco, Solano, Sutter, and Tuolumne counties to follow up on their courtesy reviews of foster care case files. The attorneys advise and consult with juvenile court bench officers, court staff, and agency stakeholders on the practices and procedures required by federal and California law to protect children from abuse and neglect and prevent the loss of federal foster care funding.

**Contracts for Court-Appointed Dependency Counsel:** The Dependency Representation, Administration, Funding, and Training (DRAFT) program partners with the trial courts in managing contracts for court-appointed dependency counsel. After a competitive bidding process administered by the AOC, new representation was secured for the Superior Court of Marin County.

### **Trial Court (Phoenix) HR/Payroll and Financial Systems:**

- Year-end Reporting:
  - *Reporting of Contract and Payment Data:* The Phoenix Purchasing Support Unit provided training and one-on-one support to the superior courts in preparing the contract data portion of the semiannual report for the period July 1 through December 31, 2013, required by judicial branch contracting law.
  - *IRS Reporting:* In compliance with federal and state tax laws, the Trial Court Administrative Services Office reports to the IRS and court payees on payments for rents, services, nonemployee compensation, and interest on behalf of all 58 trial courts. Staff issued 4,640 IRS 1099-MISC forms reporting the payment of approximately \$13.1 million in rents, services, and nonemployee compensation for 2013. In addition, 242 IRS 1099-INT forms were issued reporting the payment of approximately \$183,000 in interest for 2013.
  - *Phoenix HR/Payroll Courts:* Staff completed the annual tax process for the eight superior courts on the Phoenix System HR/Payroll system. A total of 3,439 Wage and Tax Statements (W-2s) were distributed to court employees for calendar year 2013.
- Phoenix System Upgrade: The system was upgraded to increase supportability, ensuring the latest technologies are applied in order to reduce security risk.

### **Facilities**

#### **SB 1407 Capital Projects:**

- There are 32 active capital projects totaling more than \$3.8 billion, and four projects that remain in the warranty or project close-out phase. Ten projects totaling more than \$1.7 billion are currently in construction. Another two projects are expected to begin construction by the end of June 2014.
- The Governor's 2014–2015 Budget proposes to move forward 14 capital projects to their next phase of work. A total of three projects will move towards completion in their final phase construction in the counties of Glenn, Merced, and Tehama; two projects will move to the second phase of design in the counties of Lake and Siskiyou; and nine projects will begin their initial phase of design following a one-year delay due to the \$200 million redirection of SB 1407 resources to the General Fund. The nine projects proposed to begin design in July 2014 are in the counties of El Dorado, Inyo, Mendocino, Riverside, Santa Barbara, Shasta, Sonoma, Stanislaus, and Tuolumne. The budget also includes additional acquisition phase funding for the Los Angeles–New Eastlake Courthouse due to an estimated increase in land values.

#### **Real Estate and Facilities Management:**

- A total of 394 active facility modification projects with an estimated value of \$59 million are in process, as of January 13, 2014.

- The AOC assumed assignment of the lease for the Santa Clara Superior Court's Family Court, and entered into a new revenue license for parking spaces at the Fremont Hall of Justice in Alameda County.
- Seventeen licenses were issued for events at courthouses, e.g., marriage ceremonies.

## **Human Resources**

### **Labor Relations/Negotiations:**

- The AOC assisted four trial courts in their now concluded labor negotiations, and is currently assisting 12 other courts.
- Support is being provided to two trial courts in responding to labor matters involving the Public Employee Relations Board.

**Trial Court Employee Relations:** Support is being provided to 11 trial courts on matters involving employee investigations, discipline matters, and issues related to leave.

**AOC Employee Performance Management:** The AOC has formally commenced its mandatory employee performance management program; approximately 95 AOC employees, spanning a wide range of classifications, are eligible for reviews in January 2014, with performance reviews taking place for all employees in the next 12 months, and annually thereafter.

### **AOC Classification and Compensation:**

- In November 2013, Fox Lawson & Associates was awarded the contract to conduct the AOC classification and compensation study. Four meetings were held with firm representatives and members of the Executive Office and the Human Resources Services Office to establish the specifics of the study, including methodology, timeline, and review of the current classification and compensation system at the AOC.
- In December 2013, communications were sent to all AOC staff on the study requirements including completing employee Position Description Questionnaires due in February 2014.
- Informational sessions were conducted by HR at each AOC office to answer employees' questions regarding the study.

## **Technology**

**Telecommunications Infrastructure and Security:** The technology equipment refresh program was completed in all 23 superior courts targeted for equipment replacement by the end of December 2013. Currently, 55 courts participate in the program, which develops and supports a standardized level of network infrastructure for the superior courts. Fifty-six courts subscribe to at least one security service. San Diego is the most recent court to subscribe. Forty-six courts have attended network training courses.

### **Case Management Systems and E-Business Applications Services:**

- *Civil, Small Claims, Probate, and Mental Health (V3)*: The V3 case management system is deployed in five courts. In January, a legislative update release was deployed to courts hosted by the California Courts Technology Center (CCTC). This release includes items to improve performance on cases with a large number of participants such as the San Diego wildfire cases; screen changes to reduce errors on dispositive filings; and an enhancement to create an automatic association for attorneys on cases.
- *Sustain Justice Edition*: For the 16 CCTC-hosted courts, maintenance included production support updates, system patching, and security certificate renewals. Year-end updates completed included AB 1293-Filing Fee, AB 2522-Reporting Alcohol and Drug Violations, and the 2014 Uniform Bail Schedule.

### **California Courts Protective Order Registry:**

- Currently, courts using the registry enter restraining or protective orders manually. The AOC's Information Technology Services Office built an automated data exchange to allow third-party systems to submit restraining and protective orders to the system, eliminating manual entry of these orders. Testing of the new data exchange with the Family Court Case Tracking System tool is under way at Superior Court of Tulare County.
- A survey of courts not using the registry was conducted in December 2013 to support selection of courts for grant-funded deployments in 2014. Priority will be given to courts that require no data conversion or system integration, have no protective order system in place, and have justice partner commitment to on-board the registry. Final selections will be approved by the Judicial Council Technology Committee.

### **Web Services:**

- Web Services launched a new 'e-Submission' function for the Supreme Court. The process allows attorneys to electronically submit copies of a wide variety of case documents via the Supreme Court website, located at [www.courts.ca.gov/supremecourt.htm](http://www.courts.ca.gov/supremecourt.htm).
- The Superior Court of Orange County launched its new website using AOC trial court web templates developed by the Web Communications team.

**Human Resource and Education Management System:** This PeopleSoft system supports the AOC, Supreme Court, Courts of Appeal, Habeas Corpus Resource Center, and Commission on Judicial Performance to track job information, employment data, recruitments, and training history. In this period, system enhancements were made at the request of the Courts of Appeal to provide additional leave balance information and reports; and the system of record project was completed allowing the Courts of Appeal and AOC staff to update phone and office locations in the system.

## Advisory Committees/Task Forces/Working Groups

*Advisory committees will hold only one in-person meeting per year until the fiscal situation improves. Other meetings will be convened using video- or audio-conferencing.*

The following committees met since the Judicial Council's December meeting:

1. Court Facilities Advisory Committee–Courthouse Cost Reduction Subcommittee
2. Court Technology Advisory Committee
3. Criminal Law Advisory Committee
4. Financial Accountability and Efficiency for the Judicial Branch Advisory Committee
5. Joint Working Group for California's Language Access Plan
6. Trial Court Budget Advisory Committee
7. Trial Court Facility Modification Advisory Committee
8. Tribal Court/State Court Forum

### Meeting Details

#### **Court Facilities Advisory Committee–Courthouse Cost Reduction Subcommittee:**

- Convened to review the following projects and establish the process of reviewing projects from site selection through the completion of design.
  - Lake–New Lakeport Courthouse;
  - Los Angeles–Mental Health Courthouse;
  - Santa Barbara–New Santa Barbara Criminal Courthouse;
  - Shasta–New Redding Courthouse;
  - Sonoma–New Santa Rosa Criminal Courthouse, and
  - Tuolumne–New Sonora Courthouse.

#### **Court Technology Advisory Committee:**

- Finalized the committee's annual agenda and received approval, with amendments, from the Judicial Council Technology Committee.
- Dissolved the Outreach Subcommittee, leaving the Projects and Rules and the Policy Subcommittees.
- Dissolved the Joint Appellate E-Filing Working Group and established the Joint Appellate Technology Subcommittee, focusing more broadly on technology issues for the appellate courts and providing recommendations to modernize relevant rules and policy.

#### **Criminal Law Advisory Committee:**

- Approved a recommendation to amend rule 4.530 to apply intercounty transfer procedures to Proposition 36 probation cases, promoting uniformity and conforming the rule to recent legislation.



**Financial Accountability and Efficiency for the Judicial Branch Advisory Committee:**

- Reviewed several audit reports.
- Refining the committee’s process for selecting and evaluating AOC contracts on a regular basis, and will schedule a meeting for the members to present their assigned contracts to the full committee.

**Joint Working Group for California’s Language Access Plan:**

- Convened in January in Burbank in separate listening sessions with organizations representing independent interpreters and representatives of legal services organizations.
- Heard from the groups about a range of issues affecting interpreters and language access for limited-English proficient users of the courts. These sessions are designed to assist in developing the Language Access Plan due later this year. Additional listening sessions are planned.

**Trial Court Budget Advisory Committee:**

- Considered various funding recommendations related to fees and realignment, among others, and had detailed discussion regarding the Governor’s proposed budget for 2014–2015 and the potential impact on the judicial branch.

**Trial Court Facility Modification Advisory Committee:**

- Reviewed lease terminations, funding for energy saving projects, and operations and maintenance funding priorities.

**Tribal Court/State Court Forum:**

- Discussed pending legislative proposals, prepared annual agenda, and planned upcoming in-person meeting. (This meeting also serves as an educational session for judges, and all tribal and state court judges are welcome to attend. Limited grant funding is available to reimburse judges for travel expenses to this educational session.)

**Judicial Branch Education Programs****Summary****Judicial Education**

1. Primary Assignment Orientation Courses: Civil, Criminal, Family, Juvenile Delinquency, and Probate
2. New Judge Orientation Program

**Judicial Officer, Court Employee, and Justice System Stakeholder Education**

3. Core 40 (for trial and appellate court managers and supervisors)
4. Extended Foster Care (AB 12) Training (for court and county staff from Sonoma, Santa Clara, and Stanislaus courts)

### **Education for Managers and Supervisors**

5. Institute for Court Management Fundamentals of Caseflow Management (for trial and appellate court managers)

### **Faculty Training**

6. Faculty Development Fundamentals for trial and appellate court personnel
7. Faculty Development Fundamentals, Part 2, for judicial faculty

### **Broadcasts**

8. Managers and Supervisors: Inspiring Your Staff to Unite as a Team
9. Preventing and Responding to Sexual Harassment

### **New Online Resources**

10. Introduction to Family Procedure (updated)
11. Taking Admissions in Delinquency Court

### **Video Production**

12. Juvenile Dependency Hearings: Courtroom Simulation Video Series
13. Taking an Admission in Juvenile Delinquency Court: Courtroom Simulation Video Series

### **Program Details**

**Domestic Violence Course: Primary Assignment Orientations:** Under California Rules of Court, rule 10.464(b), the orientations contained relevant components on domestic violence education. Course topics included domestic violence law and procedure in family law cases, domestic violence in custody disputes, unique issues in criminal domestic violence cases, teen dating violence, and protective orders involving older or dependent adults.

**Extended Foster Care (AB 12) Training:** Attorneys from the AOC Center for Families, Children & the Courts (CFCC) provided training on extended foster care (AB 12) in Sonoma, Santa Clara, and Stanislaus counties. These trainings were requested by the presiding judge or judicial officers and were offered to court and county staff. Further training is planned to address the need statewide for more information and guidance on extended foster care benefits and non minor dependents.

**Family Law Update:** This local court training was provided by Judge James Mize (Sacramento) at the Superior Court of Plumas County and was attended by judges and attorneys from Sacramento, Lassen, Sierra, Glenn, and Nevada counties.

**Fundamentals of Caseflow Management (Institute for Court Management (ICM) courses):** Participants assessed the effectiveness of their courts' caseflow management system and learned

how to develop a system that ensures timely and just disposition of all cases in collaboration with stakeholders. Topics included fundamentals of caseload management, strategies to create or enhance their courts' caseload management program, and how to develop an effective differentiated case management plan.

**Judicial Education Programs: Core 40:** This week-long management training was held for 28 court supervisors and managers. Course topics included the role of the supervisor, employment law, and performance management.

**Family Law Primary Assignment Orientation:** Judicial officers who are new to a family assignment or are returning to the assignment after two or more years in another assignment attended this orientation.

**Faculty Development Fundamentals:** This four-day class for trial and appellate court personnel addressed fundamentals of adult learning principles, effective teaching strategies, and adult education.

**Faculty Development Fundamentals Part 2:** Eighteen potential judicial faculty designed, developed, and delivered demonstrations as part of a two part, five-day basic course in faculty development. Faculty who attended Part 1 of Faculty Development Fundamentals were introduced to principles of adult education, instructional design, and effective facilitation and teaching skills. Additionally, the course covered fairness and access issues for judicial branch faculty. Participants were required to deliver a 15-20 minute demonstration of a course they created and CJER attorneys and managers provided feedback and coaching. Many of the courses delivered during this program go on to be included in the Local Course Catalog and are available to local courts for their training programs.

**Juvenile Delinquency Primary Assignment Orientation:** Judicial officers who are new to a delinquency assignment or are returning to the assignment after two or more years in another assignment attended this orientation. The faculty independently arranged for three guest speakers to address the class participants during the lunch hour.

## **Broadcast**

**Inspiring Your Staff to Unite as a Team:** This broadcast for court managers and supervisors defined the difference between groups and teams, identified the benefits of leading a cohesive team, described the leadership skills necessary to transform a group into a team, and discussed various challenges faced by managers in team building.

## **Video Production**

**Juvenile Dependency Hearings: Courtroom Simulation Video Series:** These video vignettes illustrate various hearings (Detention, Jurisdiction/Disposition, Interim, and 12-Month Review) followed by three vignettes demonstrating how to deal with the issue of reasonable efforts in several settings. Links to transcripts and other resources are included.

**Taking an Admission in Juvenile Delinquency Court: Courtroom Simulation Video Series:** These video vignettes illustrate how to take various admissions (e.g., with and without a written waiver, no contest pleas, strike offenses) and how to deal with frequently occurring issues such as minors under 14, objecting parents, and transfers of jurisdiction. Links to transcripts and other resources are included.

## Administrative Office of the Courts Staffing Report as of December 31, 2013

STAFFING	Executive Office	Office of Gov't Affairs	Internal Audit Services	Legal Services Office	JC Support Services	Office of Communications	Special Projects Office	Trial Court Liaison Office	Center for Families, Child. & Courts	Court Ops Special Svc Office	Criminal Justice Court Svc Office	Center for Judiciary Education & Research	Office of Appellate Court Services	Office of JB Capital Programs	Office of Security	Fiscal Services Office	HR Services Office	Information Technology Services Office	Office of Admin Services	Office of Real Estate & Fac. Mgmt	TC Admin Services Office	AOC
Authorized Position (FTE)	9.00	12.00	14.00	59.00	11.80	8.00	5.00	9.00	68.00	36.40	14.00	68.50	8.00	57.00	9.00	78.00	37.00	135.90	9.00	80.00	87.00	815.60
Filled Authorized Position (FTE)	7.00	12.00	12.00	44.60	11.60	7.00	3.00	8.00	61.20	28.20	12.18	63.10	5.00	47.00	8.00	68.00	28.00	110.88	9.00	77.60	84.88	708.24
Headcount - Employees	7	12	12	46	12	7	3	8	63	29	13	64	5	47	8	68	28	111	9	78	85	715.00
Vacancy (FTE)	2.00	0.00	2.00	14.40	0.20	1.00	2.00	1.00	6.80	8.20	1.83	5.40	3.00	10.00	1.00	10.00	9.00	25.03	0.00	2.40	2.13	107.39
Vacancy Rate (FTE)	22.2%	0.0%	14.3%	24.4%	1.7%	12.5%	40.0%	11.1%	10.0%	22.5%	13.1%	7.9%	37.5%	17.5%	11.1%	12.8%	24.3%	18.4%	0.0%	3.0%	2.4%	13.2%
AOC Temporary Employee (909)	2	0	0	0	0	0	0	0	0	0	0	1	0	1	0	0	1	0	0	0	0	5.00
*Employment Agency Temporary Worker (FTE)	0.0	0.0	0.0	3.0	0.0	0.0	0.0	0.0	2.0	1.0	2.0	2.0	1.0	1.0	1.0	5.0	3.0	0.0	2.0	2.0	0.0	25.00
Contractors (FTE)	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.5	0.0	0.0	1.0	8.0	0.0	0.0	1.0	49.5	0.0	0.0	0.0	60.00
<b>TOTAL WORKFORCE (based on FTE, 909s, Agency Temps &amp; Contractors)</b>	<b>9.00</b>	<b>12.00</b>	<b>12.00</b>	<b>47.60</b>	<b>11.60</b>	<b>7.00</b>	<b>3.00</b>	<b>8.00</b>	<b>63.20</b>	<b>29.70</b>	<b>14.18</b>	<b>66.10</b>	<b>7.00</b>	<b>57.00</b>	<b>9.00</b>	<b>73.00</b>	<b>33.00</b>	<b>160.38</b>	<b>11.00</b>	<b>79.60</b>	<b>84.88</b>	<b>798.24</b>

See definition of terms on the following page.

<b>Definitions:</b>	
<b>Authorized Position (FTE)</b>	Authorized positions include all regular ongoing positions approved in the Budget Act for that year. The number is based on the position's approved full time equivalency.
<b>Filled Authorized Position (FTE)</b>	Filled authorized positions are the number of authorized positions filled based on the employee's full time equivalency.
<b>Headcount</b>	The actual count of persons employed by the AOC, regardless of FTE. This number could be more than the FTE count due to part-time employees being counted as "1". It does not include Temporary Employees (909) or Employment Agency Temporary Workers.
<b>Vacancy (FTE)</b>	The number of vacancies is the number of authorized positions minus the number of filled authorized positions.
<b>Vacancy Rate (FTE)</b>	Vacancy Rate is calculated by dividing the number of authorized positions by the number of vacant authorized positions. This number excludes AOC temporary employees ("909" funded employees). See definition of AOC temporary employees below.
<b>AOC Temporary Employees (909)</b>	The 909 category is the State Controller code used to reference a temporary position or temporary employee. A 909 position may not be funded through the Budget Act. It is categorized as a temporary position in the absence of an authorized position. 909 positions may be occupied by regular full-time employees due to the unavailability of an authorized vacant position and may receive benefits if employed at least half-time for more than six months. Types of "909" Employees include: Retired Annuitants: A retiree hired by a former employer or other employer that participates in the same retirement system as the former employer. This includes a former participant in a state retirement system who previously retired and currently receives retirement benefits. Temporary Employees: Employed by the AOC on a temporary basis - they do not receive full benefits (but do receive CalPERS retirement service credit).
<b>Employment Agency Temp. Worker (FTE)</b>	These are workers from an employment agency. They are employees of the employment agency, not the AOC, but provide short-term support for AOC workload.
<b>Contractor (FTE)</b>	Individuals augmenting the work of the AOC and providing services for a limited period of time or on a specific project, where a particular skill set is required that is either (1) not within an existing AOC classification and/or job description or (2) where recruitment issues require the use of a contractor.
<b>Full Time Equivalency (FTE)</b>	Full Time Equivalency is the number of total maximum compensable hours designated in a year divided by actual hours worked in a year. For example, the work year for the AOC is defined as 2,080 hours; one employee occupying a paid full time job all year would consume one FTE. One employee working for 1,040 hours each would consume .5 FTE.
<b>Time Base</b>	Full time: Employee is scheduled to work 40 hours per week. Receives full benefits. Part time: Employee is scheduled to work less than 40 hours per week. Employees that work more than 20 hours per week receive full benefits. Intermittent: Employees have no established work schedule and work on an as-needed basis that varies from one pay period to the next. Eligibility for certain benefits may be limited for these employees.
<b>Regular Employee</b>	Commonly referred to as "permanent employees" – They receive full benefits.
<b>Limited Term</b>	Limited Term Position – A position funded through the Budget Act with a specific end date and counted as an authorized position. Employee in limited term positions may be regular or temporary.

## New Judgeships and Vacancies Report

**Judicial Appointments:** Effective December 27, 2013, the Governor made 17 new judicial appointments. An additional three appointments will become effective on January 31, 2014.

Number of Judgeships Authorized, Filled and Vacant as of **December 31, 2013**

TYPE OF COURT	NUMBER OF COURTS	NUMBER OF JUDGESHIPS					
		Authorized	Filled	Vacant	Vacant (AB 159 positions*)	Filled(Last Month**)	Vacant(Last Month**)
Supreme Court	1	7	7	0	0	7	0
Courts of Appeal	6	105	97	8	0	97	8
Superior Courts	58	1705	1601	54	50*	1570	135
<b>All Courts</b>	<b>65</b>	<b>1817</b>	<b>1705</b>		<b>112</b>	<b>1674</b>	<b>143</b>

\*Authorized January 1, 2008, 50 new (AB 159) judgeships are added. However, funding for these positions has not been provided.

\*\*As of November 30, 2013.

**New Vacancies that occurred in December 2013.**

### JUDICIAL VACANCIES: APPELLATE COURTS

Appellate District	Vacancies	Reason for Vacancy	Justice to be Replaced	Last Day In Office
First Appellate District, Division One	2	Retirement	Hon. James J. Marchiano	03/15/13
First Appellate District, Division Two		Retirement	Hon. James R. Lambden	07/31/13
Second Appellate District, Division Two	4	Retirement	Hon. Kathryn Doi Todd	01/22/13
Second Appellate District, Division Five		Retirement	Hon. Orville A. Armstrong	07/31/13
Sec. App. Dst., Div. Six		Retirement	Hon. Paul H. Coffee	01/31/12
Sec. App. Dst, Div. Seven		Retirement	Hon. Frank Y. Jackson	06/30/13
Third Appellate District	1	Elevated	Hon. Tani G. Cantil-Sakauye	01/02/11
Fifth Appellate District	1	Retirement	Hon. Rebecca A. Wiseman	10/31/13
<b>TOTAL VACANCIES</b>	<b>8</b>			

**JUDICIAL VACANCIES: SUPERIOR COURTS**

<b>County</b>	<b>Vacancies</b>	<b>Reason for Vacancy</b>	<b>Judge to be Replaced</b>	<b>Last Day In Office</b>
Alameda	2	Transferred	Hon. Carrie McIntyre Panetta	09/20/13
Alameda		Retirement	Hon. Marshall Ivan Whitley	06/30/13
Contra Costa	1	Retirement	Hon. William M. Kolin	11/10/13
Fresno	1	Converted	New Position	11/24/13
Kern	3	Retirement	Hon. Louis P. Etcheverry	10/24/13
Kern		Retirement	Hon. Jerold L. Turner	08/01/13
Kern		Retirement	Hon. Jon Edward Stuebbe	06/16/13
Los Angeles	15	Retirement	Hon. Charles W. McCoy, Jr.	08/28/13
Los Angeles		Dis Retirement	Hon. Cynthia Rayvis	08/22/13
Los Angeles		Converted	New Position	08/12/13
Los Angeles		Converted	New Position	08/12/13
Los Angeles		Converted	New Position	08/12/13
Los Angeles		Converted	New Position	08/12/13
Los Angeles		Converted	New Position	08/12/13
Los Angeles		Converted	New Position	08/12/13
Los Angeles		Converted	New Position	08/12/13
Los Angeles		Retirement	Hon. Shari Kreisler Silver	07/31/13
Los Angeles		Retirement	Hon. Lawrence J. Mira	07/24/13
Los Angeles		Retirement	Hon. John H. Reid	06/02/13
Los Angeles		Retirement	Hon. Dewey Lawes Falcone	05/08/13
Los Angeles		To Fed Court	Hon. Beverly Reid O'Connell	05/01/13
Los Angeles		Retirement	Hon. Diana M. Wheatley	04/16/13
Marin	1	Retirement	Hon. James R. Ritchie	12/31/13
Orange	6	Converted	New Position	10/25/13
Orange		Retirement	Hon. John Nho Trong Nguyen	09/25/13
Orange		Converted	New Position	08/12/13
Orange		Retirement	Hon. B. Tam Nomoto Schumann	04/22/13
Orange		Retirement	Hon. Francisco F. Firmat	02/25/13



Orange		Retirement	Hon. Craig E. Robison	01/07/13
Riverside	2	Retirement	Hon. David B. Downing	04/29/13
Riverside		Retirement	Hon. Jean Pfeiffer Leonard	03/29/13
Sacramento	2	Retirement	Hon. Roland L. Candee	05/15/13
Sacramento		To Fed Court	Hon. Troy L. Nunley	03/25/13
San Bernardino	3	Retirement	Hon. Larry W. Allen	11/30/13
San Bernardino		Retirement	Hon. Shahla S. Sabet	11/29/13
San Bernardino		Retirement	Hon. John B. Gibson	09/19/13
San Diego	4	Retirement	Hon. Richard E. Mills	10/28/13
San Diego		Retirement	Hon. William H. McAdam, Jr.	09/30/13
San Diego		Retirement	Hon. John S. Einhorn	08/31/13
San Diego		Retirement	Hon. Richard G. Cline	08/19/13
San Francisco	2	Retirement	Hon. Patrick J. Mahoney	02/28/13
San Francisco		Retirement	Hon. Katherine A. Feinstein	02/01/13
San Mateo	1	Retirement	Hon. H. James Ellis	08/31/11
Santa Barbara	1	Retirement	Hon. George C. Eskin	10/15/13
Santa Clara	5	Retirement	Hon. Thomas W. Cain	12/02/13
Santa Clara		Retirement	Hon. Andrea Y. Bryan	12/01/13
Santa Clara		Retirement	Hon. Diane Northway	03/16/13
Santa Clara		Retirement	Hon. Jerome S. Nadler	01/18/13
Santa Clara		Retirement	Hon. Joyce Allegro	01/03/13
Stanislaus	1	Retirement	Hon. Susan D. Siefkin	11/30/13
Trinity	1	Retirement	Hon. James P. Woodward	01/05/13
Tulare	1	Dis Retirement	Hon. Elisabeth B. Krant	12/06/13
Ventura	2	Retirement	Hon. Barbara A. Lane	11/30/13
Ventura		Retirement	Hon. Ellen G. Conroy	10/31/13
<b>SUBTOTAL:</b>	<b>54</b>			

**Authorized January 1, 2008, 50 new (AB 159) judgeships**

The funding for these 50 new (AB 159) judgeships was deferred and has not yet been provided. The allocation list has been updated per Judicial Council action December 13, 2013 (see <http://www.courts.ca.gov/documents/jc-20131213-itemV.pdf>).

Fresno	2	(AB 159)*	New Positions	1/1/2008
Humboldt	1	(AB 159)*	New Positions	1/1/2008
Imperial	1	(AB 159)*	New Position	1/1/2008
Kern	3	(AB 159)*	New Positions	1/1/2008
Kings	1	(AB 159)*	New Position	1/1/2008
Los Angeles	2	(AB 159)*	New Position	1/1/2008
Merced	2	(AB 159)*	New Positions	1/1/2008
Orange	2	(AB 159)*	New Position	1/1/2008
Placer	2	(AB 159)*	New Positions	1/1/2008
Riverside	9	(AB 159)*	New Positions	1/1/2008
Sacramento	3	(AB 159)*	New Positions	1/1/2008
San Bernardino	9	(AB 159)*	New Positions	1/1/2008
San Joaquin	3	(AB 159)*	New Positions	1/1/2008
Shasta	1	(AB 159)*	New Position	1/1/2008
Solano	1	(AB 159)*	New Position	1/1/2008
Sonoma	1	(AB 159)*	New Position	1/1/2008
Stanislaus	3	(AB 159)*	New Positions	1/1/2008
Sutter	1	(AB 159)*	New Positions	1/1/2008
Tulare	1	(AB 159)*	New Positions	1/1/2008
Ventura	2	(AB 159)*	New Position	1/1/2008
<b>TOTAL VACANCIES:</b>	<b>104</b>			

**Number of Judgeships Authorized, Filled and Vacant as of the End of Each Month: From December 2011 through December 2013 (two years)\*\***

Month	Superior Court				Court of Appeal			
	Authorized	Filled	Vacancy	Vacancy Rate	Authorized	Filled	Vacancy	Vacancy Rate
Dec-11	1,674	1,572	102	6.1%	105	101	4	3.8%
Jan-12	1,675	1,567	108	6.4%	105	101	4	3.8%
Feb-12	1,679	1,566	113	6.7%	105	100	5	4.8%
Mar-12	1,680	1,562	118	7.0%	105	99	6	5.7%
Apr-12	1,680	1,554	126	7.5%	105	99	6	5.7%
May-12	1,680	1,568	112	6.7%	105	98	7	6.7%
Jun-12	1,682	1,566	116	6.9%	105	100	5	4.8%
Jul-12	1,682	1,560	122	7.3%	105	100	5	4.8%
Aug-12	1,684	1,561	123	7.3%	105	100	5	4.8%
Sep-12	1,685	1,554	131	7.8%	105	100	5	4.8%
Oct-12	1,686	1,553	133	7.9%	105	100	5	4.8%
Nov-12	1,687	1,565	122	7.2%	105	100	5	4.8%
Dec-12	1,693	1,583	110	6.5%	105	103	2	1.9%
Jan-13	1,694	1,590	107	6.3%	105	102	3	2.9%
Feb-13	1,695	1,581	114	6.7%	105	102	3	2.9%
Mar-13	1,695	1,574	125	7.4%	105	101	4	3.8%
Apr-13	1,695	1,567	128	7.6%	105	101	4	3.8%
May-13	1,695	1,576	119	7.0%	105	101	4	3.8%
Jun-13	1,695	1,571	124	7.3%	105	100	5	4.8%
Jul-13	1,695	1,579	116	6.8%	105	98	7	6.7%
Aug-13	1,703	1,582	121	7.1%	105	98	7	6.7%
Sep-13	1,703	1,579	124	7.3%	105	98	7	6.7%
Oct-13	1,704	1,575	129	7.6%	105	97	8	7.6%
Nov-13	1,705	1,570	135	7.9%	105	97	8	7.6%
Dec-13	1,705	1,601	104	6.1%	105	97	8	7.6%

\*\* As of December 31, 2013

**Authorized Judgeships and Vacancies in the Superior Courts**



