

PROPOSED AMENDED LOCAL RULES

RULE 329 COURT REPORTER POLICY

Pursuant to California Rules of Court, rule 2.956, ~~it is the policy of the Court that the services of an official court reporter will normally be available in child support, civil, felony criminal, family law, juvenile, and probate departments, including mental health calendars, during regular court hours. Services of official court reporters are not normally available in small claims departments, traffic departments and limited jurisdiction cases and not normally available during trials de novo, unlawful detainer trials and video criminal arraignments. If the services of an official court reporter are not normally provided for a hearing or trial in a civil case, a party may make arrangements for the presence of a certified shorthand reporter by contacting the Court Reporter Coordinator for the Court District in which the proceedings will be held. Upon payment of the reporter's fee for attendance at the proceedings, the Court Reporter Coordinator will arrange for the attendance of a pro tempore court reporter if an official court reporter is not available. If no official court reporter or pro tempore reporter is available, a party may make arrangements in advance with the Court Reporter Coordinator for the presence of a certified shorthand reporter to serve as an official pro tempore reporter. (Eff. January 1, 2012. Amended, eff. January 1, 2014.)~~ and unless otherwise provided by a General Order of the Court, it is the policy of the court that the services of an official court reporter will normally be available in felony criminal, LPS conservatorship, juvenile, child support, and family law cases. Court reporters are not statutorily required to be provided by the court in unlimited civil, probate, misdemeanor criminal, and traffic cases. Government Code Section 69957 prohibits the court from using electronic recording, in lieu of a court reporter, in unlimited civil, family law, and probate proceedings. Electronic recording may nonetheless be authorized in these case types if an official reporter or official reporter pro tempore is unavailable upon the request of an indigent litigant. (*Family Violence Appellate Project v. Superior Court* (August 10, 2026, S288176) __Cal.4th __.)

Parties to an unlimited civil or probate proceeding who wish to memorialize a hearing or trial may arrange, at their own expense and in accordance with court policy, for the presence of a certified shorthand reporter who is not employed by the court. When the court does not provide an official court reporter, a party may arrange for the appointment of a reporter to serve as an official court reporter pro tempore in accordance with Government Code section 68086(d)(2) and California Rules of Court, rule 2.956(c). All arrangements must be made using court-approved forms and procedures published on the court's website, and the arranging party or parties are responsible for payment of the reporter's attendance fees. For trial proceedings, a party must comply with California Rules of Court, rule 2.956(b)(3).

Limited civil, misdemeanor, and infraction proceedings are electronically recorded by the court to make the official verbatim record of proceedings as provided in Government Code section 69957 and California Rules of Court, rule 2.952.

(Eff. January 1, 2012. Amended, eff. January 1, 2014. As amended, eff. January 1, 2027)

RULE 735 REMOTE APPEARANCE ~~ON DOMESTIC VIOLENCE IN~~ RESTRAINING ORDER ~~PROCEEDINGS OR~~
GUN VIOLENCE RESTRAINING ORDER

(a) Pursuant to Family Code section 6308, the Court may permit a party, support person (as defined in Family Code section 6303), or witness(es) to appear remotely at the hearing on a petition for a domestic violence restraining order. Pursuant to Penal Code section 18123, the Court permits a party~~(s)~~ or witness(es) to appear remotely at the hearing on gun violence restraining order. Pursuant to Code of Civil Procedure section 527.6(i)(2), the Court may permit a party or witness(es) to appear remotely at the hearing on a petition for a civil harassment restraining order. Pursuant to Welfare and Institutions Code section 15657.03(w), the Court may permit a party, a representative of a county adult protective services agency, or witness(es) to appear remotely at the hearing on a petition for an elder or dependent adult abuse protection order.

(b) If remote appearance is ~~elected-requested~~, the proceedings ~~will~~ may be conducted by remote video and/or audio communications ~~subject to court approval~~.

(c) The party ~~is required to~~ shall submit form RA-010 (Notice of Remote Appearance) to the Court for filing. The request shall be filed prior to the noticed hearing. ~~the petition has been or will be filed.~~ The form ~~could~~ may be filed simultaneously with the petition ~~or response for domestic violence or gun violence restraining order or~~ The form must be presented for filing at least one (1) court day before the scheduled hearing date.

(d) If a party elects to appear remotely, the party's support person or witnesses shall also appear remotely for the hearing ~~to when providing testimony provide their witness statement,~~ unless the Court orders otherwise ~~if called upon~~.

(e) All exhibits intended to be used at the remote appearance ~~shall~~ should be submitted to the Court in advance of the hearing with their initial filing.

~~(f) No fees shall be charged for a party, support person, witness, or county adult protective services agency representative to appear remotely in a proceeding governed by this rule.~~

(Eff. January 1, 2024. As amended, eff. January 1, 2027)

PROPOSED NEW AND AMENDED LOCAL FORMS

ATTORNEY OR PARTY WITHOUT ATTORNEY <i>(Name, State Bar number, and address):</i> TELEPHONE NO.: _____ FAX NO. <i>(Optional):</i> _____ E-MAIL ADDRESS <i>(Optional):</i> _____ ATTORNEY FOR <i>(Name):</i> _____	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN BERNARDINO STREET ADDRESS: _____ MAILING ADDRESS: _____ CITY AND ZIP CODE: _____ BRANCH NAME: _____	
TRUST OF <i>(Name):</i> _____	
APPLICATION FOR APPOINTMENT OF GUARDIAN AD LITEM —TRUST DECANTING	CASE NUMBER: _____
NOTE: <i>This form is for use in proceedings under the Probate Code, §19501, et seq., the Uniform Trust Decanting Act.</i>	

1. Petitioner *(name)*:
 is
 a. ☐ trustee of:
 b. ☐ Other interested person:

2. This petition seeks the appointment of the following person as guardian ad litem *(State name, address, and telephone number)*:

3. The guardian ad litem is to represent the interests of the following person *(State name, address, and telephone number)*:

4. The person to be represented is:
 - a. ☐ a minor *(date of birth)*:
 - b. ☐ a person with a disability (within the meaning of Prob. Code, § 3603).
 - c. ☐ an unborn person.
 - d. ☐ an unascertained person.
 - e. ☐ a person whose identity or address is unknown.
 - f. ☐ a designated class of persons who are not ascertained or are not in being.

5. Appointment of a guardian ad litem arises out of issues regarding
 - a. ☐ the representation of a minor, incapacitated person, or other person identified in Probate Code section 1003(a) in a proceeding under the Probate Code *(Attach Trust to Attachment 5a)*.
 - b. ☐ the representation for a beneficiary who is a minor or who is an unascertained person or an unborn person under the Probate Code (Prob. Code, §19507) *(Attach Trust as Attachment 5b)*
 - c. ☐ Other. *(Specify in Attachment 5c)*

TRUST OF (Name): _____	CASE NUMBER: _____
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6. The appointment of a guardian ad litem is
- ☐ proper because beneficiary, minor or unascertained person or unborn person has no representative.
 - ☐ necessary for the following reasons (*Specify reasons. Continue in Attachment 6b if necessary*):
7. The proposed guardian ad litem's relationship to the person he or she is representing is
- ☐ related (*State relationship*):
 - ☐ not related (*Specify capacity*):
8. The proposed guardian ad litem is fully competent and qualified to understand and protect the rights of the person he or she is representing as explained in Attachment 8 and has no interest adverse to the interests of that person.
9. Notice of this proceeding
- ☐ will be given to the parties named in Attachment 9a.
 - ☐ will be given to all persons identified in Probate Code Section 19507. (*Specify parties in Attachment 9b*)
 - ☐ should be dispensed with for the following reasons (*Specify reasons for ex parte request. Continue in Attachment 9c if necessary*)
10. Number of pages attached: _____

Date: _____

(TYPE OR PRINT NAME)	▶	(SIGNATURE OF ATTORNEY)
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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: _____

(TYPE OR PRINT NAME)	▶	(SIGNATURE OF PETITIONER)
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CONSENT TO ACT AS GUARDIAN AD LITEM

I consent to the appointment as guardian ad litem and I declare under penalty of perjury under the laws of the State of California that the foregoing petition is true and correct.

Date: _____

(TYPE OR PRINT NAME)	▶	(SIGNATURE OF PROPOSED GUARDIAN)
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☐ **CONSENT OF MINOR 12 YEARS OF AGE OR OLDER (*Optional*)**

I, (name): _____, am (*specify age*): _____ years of age and hereby
 nominate (name): _____ to be my guardian ad litem to represent my interests
 for the reasons set forth in items 5 and 6 of this petition.

Date: _____

(TYPE OR PRINT NAME)	▶	(SIGNATURE OF MINOR 12 YEARS OF AGE OR OLDER)
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APPLICATION FOR APPOINTMENT OF GUARDIAN AD LITEM—TRUST DECANTING

ATTORNEY OR PARTY WITHOUT ATTORNEY <i>(Name, State Bar number, and address)</i> : TELEPHONE NO.: E-MAIL ADDRESS <i>(Optional)</i>: ATTORNEY FOR <i>(Name)</i>: FAX NO. <i>(Optional)</i>:	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
TRUST OF <i>(Name)</i> :	
ORDER APPOINTING GUARDIAN AD LITEM—TRUST DECANTING ☐ EX PARTE	CASE NUMBER:

1. The application for the appointment of a guardian ad litem for *(Name)*:

- a. ☐ a minor *(Date of birth)*:
- b. ☐ an incapacitated person
- c. ☐ an unborn person
- d. ☐ an unascertained person
- e. ☐ a person whose identity or address is unknown
- f. ☐ a designated class of persons who are not ascertained or are not in being

THE COURT FINDS

- 2.
- a. ☐ All service required by law have been given.
 - b. ☐ Good cause exists to dispense with service.

3. It is reasonable and necessary to appoint a guardian ad litem for the person named in item 1.

THE COURT ORDERS

4. *(Name)*: _____ is hereby appointed guardian ad litem of
(Name): _____ for the purposes set forth in items 5 and 6 of the application.

5. The guardian ad litem ☐ is ☐ is NOT authorized to waive or disclaim any substantive rights of the represented party without further order of this court.
6. ☐ Service is dispensed with.
7. ☐ Other *(Specify. Continue on Attachment 6 if necessary)*: _____
8. ☐ Number of pages attached: _____ *(Signature must follow last attachment)*.

Date:

JUDGE OF THE SUPERIOR COURT

☐ SIGNATURE FOLLOWS LAST ATTACHMENT

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): TELEPHONE NO.: FAX NO.: EMAIL ADDRESS: ATTORNEY FOR (Name):	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN BERNARDINO:	
PLAINTIFF(S)/PETITIONER(S)	
DEFENDANT(S)/RESPONDENT(S)	JUDGE
IN THE MATTER OF	DEPT
PEREMPTORY CHALLENGE	CASE NUMBER:

_____, is ☐ a party ☐ an attorney for a party in the above-entitled case and declares that _____, the judicial officer to whom this case is assigned, is prejudiced against the party or the party's attorney or interests of the party or the party's attorney such that the said party or parties believe(s) that a fair and impartial trial or hearing cannot be had before this judicial officer.

WHEREFORE, pursuant to the provision of the Code of Civ. Proc. §170.6, I respectfully request that this court issue its order reassigning said case to another judicial officer for further proceedings.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: _____ Signature _____

~~The Court finds that the Affidavit was/was not (_____) filed timely.~~
~~Judicial Officer's initials~~

ORDER

- ☐ ~~GRANTED - The Court finds the challenge is filed timely and the party's/attorney's above statement meets the requirements of Code of Civ. Proc. §170.6(a)(4).~~
- ☐ ~~DENIED - _____~~

~~IT IS SO ORDERED.~~

Date: _____ Supervising Judicial Officer _____

Date: _____ Case is reassigned to Judge/Commissioner _____

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN BERNARDINO	<i>FOR COURT USE ONLY</i>
People of the State of California vs. Defendant:	
NOTICE AND ORDER RE: AFFIDAVIT OF PREJUDICE FILED Code of Civil Procedure 170.6	CASE NUMBER:

To all parties:

Notice is hereby given that on _____, _____ filed an Affidavit of Prejudice against Judge _____. The court finds that the Affidavit

☐ is timely and routed to the Supervising Judge

☐ is not timely, case to remain in Department _____

Date: _____

By: _____
Judicial Officer

Supervising Judge's Order of Reassignment on Finding of Timely Filed Affidavit

Pursuant to Code of Civil Procedure 170.6, this case is reassigned for all purposes to:

Date: _____

By: _____
Supervising Judge

Certificate of Service

I am a Deputy Clerk of the Superior Court for the County of San Bernardino at the above listed address. I am not a party to this action, and on the date and place shown below, I served a copy of the above listed notice by:

☐ Enclosed in a sealed envelope, first class postage prepaid in the U.S. mail at the location on file, mailed to the interested party(ies); and/or

☐ A copy of this notice was electronically served via email to the interested party(ies) at the email address provided through eFile or the case file, in compliance with court procedures and applicable laws.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on_(date)_ at ____ (city)_____

_____(esignature of clerk)
(name of clerk) , Deputy Clerk