

7. REQUEST FOR NEW LOCAL RULE REQUIRING PARTIES TO UTILIZE AND FOLLOW NOTICE OF UNAVAILABILITY WHEN SCHEDULING HEARINGS AND MOTIONS UNDER SCLJuCR 1.7:

ISSUE: The Attorney General's Office does not always follow conflict dates or email notices of unavailability dates for review hearings and dependency motions.

PROPOSED NEW LOCAL RULE: A Notice of Unavailability shall be utilized and followed, absent a true and actual emergency on a case.

REASON: Family defense attorneys have trials and fact-findings in other jurisdictions, dates for prescheduled leave and CLEs that at times can interfere with the Tuesday, 9:00 a.m. Dependency Calendar. At times when notice of unavailability has been provided, the Attorney General's Office does not honor that unavailability and will schedule hearings and motions regardless of unavailability. This proposed new rule seeks to require parties to honor filed Notices of Unavailability, absent a true and actual emergency on a case, i.e. unexpected change in placement or an emergent motion to authorize anesthesia for a surgery is an example of a true emergency.