

**Superior Court of California
County of Solano**

Rule 2 – Felony Criminal Cases

2.1 APPLICATION OF RULES

These rules apply to all felony criminal cases pending on January 1, 1998, and filed thereafter in the Solano County Superior Court, Northern Solano Municipal Court, and the Vallejo-Benicia Municipal Court. For the purpose of these rules the term "felony criminal cases" does not include traffic infraction cases, misdemeanor criminal cases, civil cases, family law cases, small claims cases, unlawful detainer cases, probate cases, mental health cases, adoption cases, juvenile cases, and extraordinary writs.

(Rule 2.1 adopted effective January 1, 1998.)

2.2 DIRECT CALENDARING OF CRIMINAL CASES

When a felony criminal case is filed either by complaint or indictment, the matter shall be assigned, after arraignment, to one judge for all purposes. All felony criminal cases shall be heard first in an arraignment department of the court and from that department the case shall, if the matter is to be set for a hearing after January 1, 1998, be assigned to one of the judges in the Criminal Division of the court and the parties shall be notified in open court and on the record of the name of the judge and that notification shall be considered adequate and appropriate for all purposes. The assignment of a felony criminal case to a judge as provided in this paragraph shall be by a random process, and the assignment to the judge shall be deemed for all purposes.

(Rule 2.2 adopted effective January 1, 1998.)

2.3 NOTIFICATION OF THE PARTIES OF ASSIGNMENT TO ONE JUDGE FOR ALL PURPOSES

If the parties are not notified of the assignment to one judge for all purposes in open court then the Clerk of the Court, after a judge is selected, shall send a written notification to all parties by first class mail and file in the court file a verification of mailing.

(Rule 2.3 adopted effective January 1, 1998.)

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2.4 PEREMPTORY CHALLENGE OF JUDGE ASSIGNED FOR ALL PURPOSES

Upon a peremptory challenge of a judge assigned for all purposes to a felony criminal case the case shall be reassigned pursuant to rule 1.6 of these Rules.

(Rule 2.4 adopted effective January 1, 1998.)

2.5 PLEADINGS

The pleadings in felony criminal cases shall continue to designate whether the case is a Solano County Superior Court case, a Northern Solano Municipal Court case, or a Vallejo-Benicia Municipal Court case.

(Rule 2.5 adopted effective January 1, 1998.)

2.6 DESIGNATION OF JUDGE ON ALL PLEADINGS

In addition to the requirements of the California Rules of Court, all documents filed in felony criminal cases, with the exception of the original filing of the complaint, or indictment, shall have clearly typed in all capital letters on the face page of each document, under the case number, the name and the department number of the judge assigned to the case for all purposes.

For Example:

ASSIGNED FOR ALL PURPOSES TO:

JUDGE DWIGHT C. ELY

DEPARTMENT FIVE

(Rule 2.6 adopted effective January 1, 1998.)

2.7 ADDITIONAL INFORMATION ON THE FACE OF THE PLEADING

Consecutively below the name of the assigned judge and department number as provided in Rule 2.6, above, shall be the name of the document, then the nature or title of any attached document other than an exhibit, the time of the hearing to which the document applies, the title of the motion or hearing to which the document applies, then the date of the hearing to which the document applies, then the Trial Date (and if a trial has not been set, indicate "None").

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For Example:

**NO. 12345
ASSIGNED FOR ALL PURPOSES TO:
JUDGE DWIGHT C. ELY
DEPARTMENT FIVE**

POINTS AND AUTHORITIES SUPPORTING DEFENDANT'S
MOTION TO SUPPRESS PURSUANT TO PENAL CODE
SECTION 1538.5

TITLE OF THE MOTION OR HEARING: Motion to Suppress
DATE OF HEARING: March 14, 2000
TIME OF HEARING: 8:30 A.M.
TRIAL DATE: None, (or specific date), whichever is applicable.

(Rule 2.7 adopted effective January 1, 1998.)

2.8 SOLANO COUNTY COURTS CASE NUMBER

The Solano County Courts case number shall be on each paper filed as indicated in Rule 2.6, above. A party shall not add any numbers, letters or other designations to the Solano County Courts case number either as a prefix or a suffix, on any pleading filed with the court.

(Rule 2.8 adopted effective January 1, 1998.)

2.9 PROOF OF APPEARANCE AND STATE BAR NUMBER ON PLEADINGS

Any attorney appearing in a felony criminal case who is not employed by a Solano County public law office shall complete and file a form on his or her first appearance which states the name, office address, telephone number, facsimile transmission number, and state bar number of the attorney. The form provided for in this paragraph shall be on a form provided by the court.

All pleadings filed by any attorney in a felony criminal case, shall have the attorney's name, address, telephone number, facsimile transmission number, state bar number of the

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attorney, and the name of the attorney's client at the top left of the first page of the pleading.

(Rule 2.9 adopted effective January 1, 1998.)