

Superior Court of the State of California  
County of Orange



*Chambers of  
Douglas J. Hatchimonji  
Presiding Judge of Juvenile Court*

**Juvenile Court**  
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**Juvenile Court Administrative Order No. 12/009**

**Protective Custody Warrant Submission Cut-Off  
and Request for Night Service.**

This order shall apply to all applications filed by the Orange County Social Services Agency for warrants for: (1) investigatory school interviews; (2) order authorizing entry into the home; (3) protective custody warrant; or (4) investigatory medical exam.

The Court finds that the presentation for immediate execution of an application for a warrant at or near the close of regular business hours causes a financial burden on the Court and a personal burden on Court staff occasioned by the need for staff to remain at the Court after 5:00 p.m. Additionally, pursuant to Government Code, section 68106, effective July 30, 2012, the Court Clerk's offices shall be closed for the transaction of business after 4:00 p.m., due to the financial constraints imposed by the California state fiscal crisis as well as the repeated decreases in state court funding.

For the reasons stated herein, effective June 22, 2012, the Court orders:

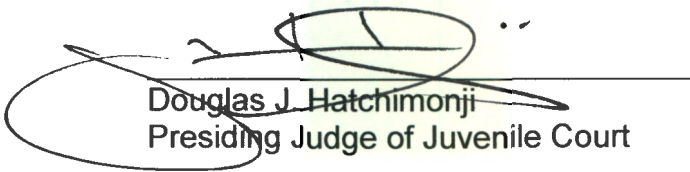
1. Except as stated in this order, the cut-off time for the submission of applications for warrants requested to be executed on the same day shall be 3:30 p.m. Any application received after 3:30 p.m. will be presented to a judicial officer for execution the next Court day.
2. Applications for the issuance of a protective custody warrant, for immediate execution, may be submitted to the Clerk's office after 3:30, or after close of business hours, to the Presiding Judge or the designated judge. Any application submitted under such circumstances shall be deemed a request for night service on the day/night the application is submitted, pursuant to Penal Code, sections

840(4) and 1533, even if service can be completed before 10:00 p.m., and shall disclose:

- a. On the first page of the application, in a prominent manner, that the application is a request for night service on the day/night the application is submitted;
- b. A statement, in a separately delineated paragraph, of the good cause for night service, that is, the "factual basis for a prudent conclusion that the greater intrusiveness of a nighttime search is justified by the exigencies of the situation." (*People vs. Kimble* (1988) 44 Cal.3d 480, 494.)

This Juvenile Court Administrative Order is to remain in effect until otherwise ordered from the Presiding Judge of Juvenile Court.

Dated this 7<sup>th</sup> day of June, 2012.



Douglas J. Hatchimonji  
Presiding Judge of Juvenile Court