

NEW PROPOSED LOCAL RULES

LOCAL RULE 412.1 PAGA DESIGNATION

The first page of each paper shall specify immediately below the case number that the case is one filed under the Private Attorneys General Act of 2004 (PAGA). (Eff. August 1, 2023.)

RESCINDED PROPOSED LOCAL RULES

~~Rule 425 DEFAULT ENTRY FORMS~~

~~In all cases where constructive service of summons is had, or where a General Appearance and Waiver under the Soldier's and Sailor's Relief Act, as amended, is on file, the default form "Default Entry — By Court" shall be attached to the Request to Enter Default form, Judicial Council mandatory form number CIV 100. (Former Rule 321.1, eff. July 1, 1998. Amended, eff. July 1, 2003. Renumbered as Rule 323.2, eff. January 1, 2013. Renumbered as Rule 425, eff. January 1, 2017.)~~

AMENDED PROPOSED LOCAL RULES

RULE 1800 ELECTRONIC FILING

E-filing requirements shall be governed in accordance with ~~CCP~~ [Code of Civil Procedure](#) section 1010.6, ~~and~~ California Rules of Court, rules 2.250 et seq., [applicable Local Rules](#), and any policies, ~~or~~ orders, [and requirements](#) adopted by the ~~e~~Court and posted on the ~~e~~Court website. (As amended, eff. January 1, 2018.)

Rule 1810 Electronic Filing Participation

~~—— Reserved.~~

~~(Former Rule 1820, eff. January 1, 2000. Renumbered as Rule 1810 and amended, eff. January 1, 2012. Amended, eff. July 1, 2013. As amended, eff. January 1, 2018.)~~

The Court permits electronic filing for specified case types as posted on the Court’s website (www.sb-court.org/efiling).

RULE 1830 DATE/TIME OF ELECTRONIC FILING

~~Reserved. (Former Rule 1840(a), eff. January 1, 2000. Renumbered as Rule 1830 and amended, eff. January 1, 2012. As amended, eff. January 1, 2018.)~~

Pursuant to Code of Civil Procedure section 1010.6(e)(3), any document received electronically by the Court between 12:00 a.m. and 11:59:59 p.m. on a court day shall be deemed filed on that court day if accepted for filing. Any document received electronically on a non-court day is deemed to have been filed on the next court day if accepted for filing. This Local Rule concerns only the method and effective date of filing; any document that is electronically filed must satisfy all other legal filing deadlines and requirements.

Pursuant to California Rules of Court, rule 2.252(c), this Local Rule does not alter any filing deadline.

RULE 1840 RECEIPT OF ELECTRONICALLY SUBMITTED DATA

~~Reserved. (Former Rules 1840(b), 1840(d) and 1840(d)(1), eff. January 1, 2000. Renumbered as Rule 1840 and amended, eff. January 1, 2012. As amended, eff. January 1, 2018.)~~

The electronic filing of documents must be effected through an approved electronic filing service provider. Electronic filing service provider information is available on the Court’s website at www.sb-court.org.

For purposes of Local Rule 1830, a document is “received electronically” at the date and time a confirmation of the Court’s receipt of the electronic transmission is created. (Cal. Rules of Court, rule 2.259(a)(1).) Absent this confirmation, there is no presumption that the document was received electronically by the Court. The electronic filer is responsible for verifying the Court received any document electronically submitted.

RULE 1850 ERRORS OR MALFUNCTION IN ELECTRONIC FILING

~~Reserved. (Former Rule 1840(d) (2), eff. January 1, 2000. Renumbered as Rule 1850, eff. January 1, 2012. As amended, eff. January 1, 2018.)~~

Pursuant to California Rules of Court, rule 2.259(c), if a technical problem with the Court's electronic filing system prevents the Court from accepting an electronic filing on a particular court day, the Court shall deem the document as filed on that day if the electronic filer demonstrates that he or she attempted to electronically file the document on that day. For purposes of determining the court day that the document will be deemed filed, the times set forth in Local Rule 1830 apply. This Local Rule does not apply to the filing of a complaint or any other initial pleading in an action or proceeding.