

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): TELEPHONE NO.: _____ FAX NO. (Optional): _____ EMAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): _____	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO <input type="checkbox"/> CENTRAL DIVISION, CENTRAL COURTHOUSE, 1100 UNION ST., SAN DIEGO, CA 92101 <input type="checkbox"/> EAST COUNTY DIVISION, 250 E. MAIN ST., EL CAJON, CA 92020 <input type="checkbox"/> NORTH COUNTY DIVISION, 325 S. MELROSE DR., SUITE 1100, VISTA, CA 92081 <input type="checkbox"/> SOUTH COUNTY DIVISION, 500 3RD AVE., CHULA VISTA, CA 91910	
PETITIONER	
RESPONDENT	
STIPULATION AND ORDER FOR APPOINTMENT OF PRIVATELY COMPENSATED TEMPORARY JUDGE WITH OATH OF OFFICE	CASE NUMBER

Privately Compensated Temporary Judge (PCTJ):

Name: _____

Address: _____

Telephone Number: _____

Office Contact: _____

is appointed in the above-captioned proceeding.

Parties:

Petitioner: _____

Attorney for Petitioner: _____

Address and Telephone: _____

Respondent: _____

Attorney for Respondent: _____

Address and Telephone: _____

Other: _____

Location: The proceedings will be conducted at (address): _____

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STIPULATION FOR APPOINTMENT

1. Authority: The parties, personally and through their respective attorneys, and the PCTJ to be appointed, all agree to and acknowledge their full understanding of the following:

- a. In accordance with Article VI, Section 21 of the California Constitution and the California Rules of Court, rules 2.400 and 2.831 through 2.835, the court will order the above-entitled action to be heard by the PCTJ named above.
- b. The parties and the PCTJ are bound by the California Rules of Court and all local procedures of the San Diego Superior Court that govern a cause being heard by a PCTJ.
- c. The PCTJ will remain appointed until final determination of the cause, unless otherwise ordered by the court. Final determination of the cause includes all matters that are the direct progeny of the stipulated cause. Any ex parte applications on causes in Section 2 below shall be heard by the PCTJ prior to the termination or completion of his/her appointment.
- d. The PCTJ shall have and exercise all powers and duties of a San Diego Superior Court Judge including but not limited to those enumerated in Code Civ. Proc. §§166, 167, 177, 177.5 and 187. The PCTJ must refer the following actions or motions to the assigned trial court judicial officer: (1) any action for contempt which may result in actual imprisonment; (2) any action or proceeding for domestic violence temporary and/or permanent restraining orders; (3) any motion or application to seal records; and (4) a motion for leave to file a complaint in intervention.
- e. The PCTJ will not be compelled to testify as a witness in this proceeding and has judicial immunity to the same extent as that of a judicial officer of the California Superior Court.

2. Scope of Assignment: The cause(s) to be finally determined by the PCTJ are (*check one or more*):

- | | |
|--|--|
| <input type="checkbox"/> Dissolution of Marriage (all issues) | <input type="checkbox"/> Child Custody and Visitation |
| <input type="checkbox"/> Legal Separation (all issues) | <input type="checkbox"/> Child Support |
| <input type="checkbox"/> Nullity of Marriage (all issues) | <input type="checkbox"/> Spousal Support |
| <input type="checkbox"/> Establishment of Parent and Child Relationship (all issues) | <input type="checkbox"/> Characterization, Valuation, and Division of Property |
| | <input type="checkbox"/> Attorney Fees and Costs/Sanctions |
| | <input type="checkbox"/> All Discovery Matters |

Other:

3. Compensation and Costs:

a. **PCTJ Fees:** All fees and costs of the PCTJ are the sole responsibility of the parties. PCTJ fees and costs shall be paid as follows:

b. All issues regarding the parties' payments of the PCTJ's fees and costs will be determined by the PCTJ.

c. **Certified Shorthand Reporter:** A certified shorthand reporter will will not be present at all proceedings

with the exception of _____

d. Other:

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4. Requirements and Restrictions:

- a. Petitioner must file one original and one copy of the *Notice of Pending Matter Before a Privately Compensated Temporary Judge* (SDSC Form #D-010) which the clerk will post in the lobby of the courthouse where the matter is pending.
- b. All written and signed stipulations between the parties and the PCTJ must be filed with the court.
- c. All original pleadings must be filed with the court prior to submission of a file stamped, conformed copy of the pleading to the PCTJ.
- d. The parties are responsible for providing the PCTJ with file stamped copies of all relevant pleadings, records and documents necessary to adjudicate the case at their own expense.
- e. Any disputes regarding the preparation of orders after hearing or judgments for orders issued by the PCTJ must be referred to the PCTJ. Any delay in the preparation of orders or judgments may cause a delay or continuance of any motions to modify the orders or judgments.
- f. Any motion to withdraw a stipulation for the appointment of the PCTJ must be referred to the Supervising Judge of the Family Law Division.
- g. The appointment of the PCTJ will terminate only upon a signed order from the Supervising Judge of the Family Law Division of the San Diego Superior Court accepting the PCTJ's signed Notice of Case Completion or for other good cause shown.

IT IS SO STIPULATED.

Date: _____ Signature of Petitioner

Date: _____ Signature of Attorney for Petitioner

Date: _____ Signature of Respondent

Date: _____ Signature of Attorney for Respondent

Date: _____ Signature of PCTJ

OATH OF OFFICE

I, _____ (name of PCTJ), do hereby solemnly swear that I am an active member of the State Bar of California and that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear truth and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion, and that I will well and faithfully discharge the duties upon which I am about to undertake. I certify that I am aware of and will comply with the applicable provisions of Canon 6 of the Code of Judicial Ethics and the California Rules of Court.

Date: _____ Signature of PCTJ

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ORDER APPOINTING PRIVATELY COMPENSATED TEMPORARY JUDGE

- 1. Based on the signed stipulation above, (*name of PCTJ*) _____ is hereby appointed as the privately compensated temporary judge in the above-captioned proceeding.
- 2. The PCTJ will remain appointed until final determination of the cause(s) indicated, unless otherwise ordered by the court. Final determination of the cause includes all matters that are the direct progeny of the stipulated cause.
- 3. An Family Resolution Conference re: PCTJ review shall be heard on _____ in Dept. _____ at _____.
- 4. Other orders:

IT IS SO ORDERED.

Date: _____

Judge of the Superior Court