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3 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
4 **IN AND FOR THE COUNTY OF ORANGE**  
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7 **In Re:** )  
8 **COVID-19 Pandemic** )  
9 ) **SECOND IMPLEMENTATION**  
10 **August 10, 2020** ) **ORDER RE: PENAL CODE § 859b**  
11 ) **EMERGENCY RELIEF**  
12 ) **AUTHORIZED BY GOVERNOR'S**  
13 ) **EXECUTIVE ORDER AND**  
14 ) **BY THE JUDICIAL COUNCIL OF**  
15 ) **CALIFORNIA**  
16 )  
17 )

18 Exercising the authority granted by Governor Gavin Newsom's Executive Order  
19 N-38-20 and the March 30, 2020 Statewide Emergency Order of Chief Justice Tani Cantil-  
20 Sakauye, Chair of the California Judicial Council, this Court **HEREBY FINDS AND**  
21 **ORDERS THE FOLLOWING ADDITIONAL MEASURES:**


22 1. The Court extends the 10-court day period provided in Penal Code section  
23 859b for the holding of a preliminary examination and the defendant's right of release to not  
24 more than 30 court days, applicable only to cases in which the statutory deadline otherwise  
25 would expire from 8/10/2020 to 9/11/2020, inclusive. (Statewide Emergency Order by Hon.  
26 Tani Cantil-Sakauye, March 30, 2020.)

27 It is the intent of this Order to provide the maximum length of constitutionally  
28 permitted continuance days authorized by the March 30, 2020 Statewide Emergency Order  
issued by the Hon. Tani G. Cantil-Sakauye, Chief Justice of the California Supreme Court.  
Any conflicts in the above language are to be resolved in favor of granting the lengthier of the

1 continuance options. To the extent that any provision of this Second Implementation Order  
2 re: Penal Code § 859b conflicts with any provision in the Court's prior Implementation  
3 Orders, this Second Implementation Order re: Penal Code § 859b will supersede the  
4 provisions of the prior Orders.  
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7 THIS ORDER IS EFFECTIVE AUGUST 10, 2020.

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9 Dated: 8/5/20



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11 Kirk H. Nakamura, Presiding Judge  
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