



NEWS ALERT

April 1, 2022

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DEAR PANEL MEMBERS,

As we continue in our transition, we have additional staff changes to announce and other updates.

ADI Staff Changes

I am really excited about continuing our work together in my role as Executive Director. I've worked with so many of you through the years. You continue to inspire me with your dedication to the practice and zealous advocacy for our clients.

I'm also happy to announce ADI's Assistant Director – Cindi Mishkin. She's been a staff attorney with ADI since the mid-1990's representing clients in countless appeals and related petitions including arguments in the Supreme Court. Many of you know her as our panel ombud. She's also been heavily involved in claims compensation, our ADI website, our manual, our MCLE committee, and she's mentored many of our staff attorneys.

Amongst her many additional responsibilities, Cindi will take over Dave Rankin's role in overseeing claims compensation. She will also continue to be a co-chair on the ADI website committee.

Art Martin and Linda Fabian will be your panel ombudspersons.

We're also welcoming our newest staff attorney, Savannah Montanez. She joins us after work in the Criminal Central Staff of the California Supreme Court. She previously clerked with ADI and was a judicial extern for Judge Dato.

Changes at the Court

Justice Patricia Guerrero was sworn in to the California Supreme Court on Monday, March 28, 2022. She will participate in the court's next oral argument session beginning April 5.

Justice Richard D. Fybel retired from the Fourth District Court of Appeal, effective March 31, 2022.

COVID Special Rules Ending

On [March 3, 2022](#), Chief Justice Tani G. Cantil-Sakauye issued [an order](#) rescinding four emergency measures (issued [March 23](#) and [March 30, 2020](#)) governing extensions of time for preliminary hearings and civil trials, the use of technology, and fast-tracking local court rules.

Judicial Council votes to retire remaining Emergency Rules: Report to the Judicial Council ([22-093](#)). Emergency rules 3, 5, 6, 7, 8, 9, 10, and 13 to sunset on June 30, 2022.

Update on SB 483 (Pen. Code, §§ 1171 & 1171.1)

This new law invalidates Health and Safety Code section 11370.2 and most Penal Code section 667.5, subdivision (b) enhancements and provides a procedure for its application and reduction of the defendant's sentence.

CDCR has now provided its list of eligible inmates to the courts, and the courts have disseminated the lists to the public defender offices. If a client reaches out to you about reducing his/her prison sentence, you can advise the client to reach out to the public defender's office.

Navigating the New Laws

In light of the recent statutory changes, the Judicial Council has amended several relevant Rules of Court. Relevant to criminal sentencing, amendments to California Rules of Court, rule 4.405 et seq., effective March 14, 2022, are [here](#).

Calendar of Events

ADI is offering two virtual MCLE seminars in April, the second with a new Open Forum discussion feature during part of the presentation, and one in May; the San Diego County Bar Association will host its annual State of the Appellate Courts update. Check out the [Calendar of Events](#) section of the ADI's website.

As always, please reach out to me if you have any questions, concerns, or suggestions.

Lynelle

