

Electronic Filing in Civil cases

Bar Association Brown Bag



Superior Court of California, County of Santa Clara



Agenda

- Welcome and introductions
- Local and State rules regarding electronic filing
- Santa Clara Civil time line
- Electronic filing overview
- Electronic filing mechanics
- Q & A
- EFSP Faire



Local General Rule 6: Electronic Filing

- A. MANDATORY ELECTRONIC FILING AND SERVICE
- B. DEADLINE FOR FILING
- C. ELECTRONIC FILING AND SERVICE PROCEDURES
- D. ELECTRONIC FILING FEE WAIVER
- E. CONFIDENTIAL DOCUMENTS
- F. DOCUMENTS NOT FILED ELECTRONICALLY
- G. FORMAT FOR EXHIBITS
- H. ELECTRONIC FILING AND TRACKING OF TRIAL EXHIBITS
- I. PROPOSED ORDERS

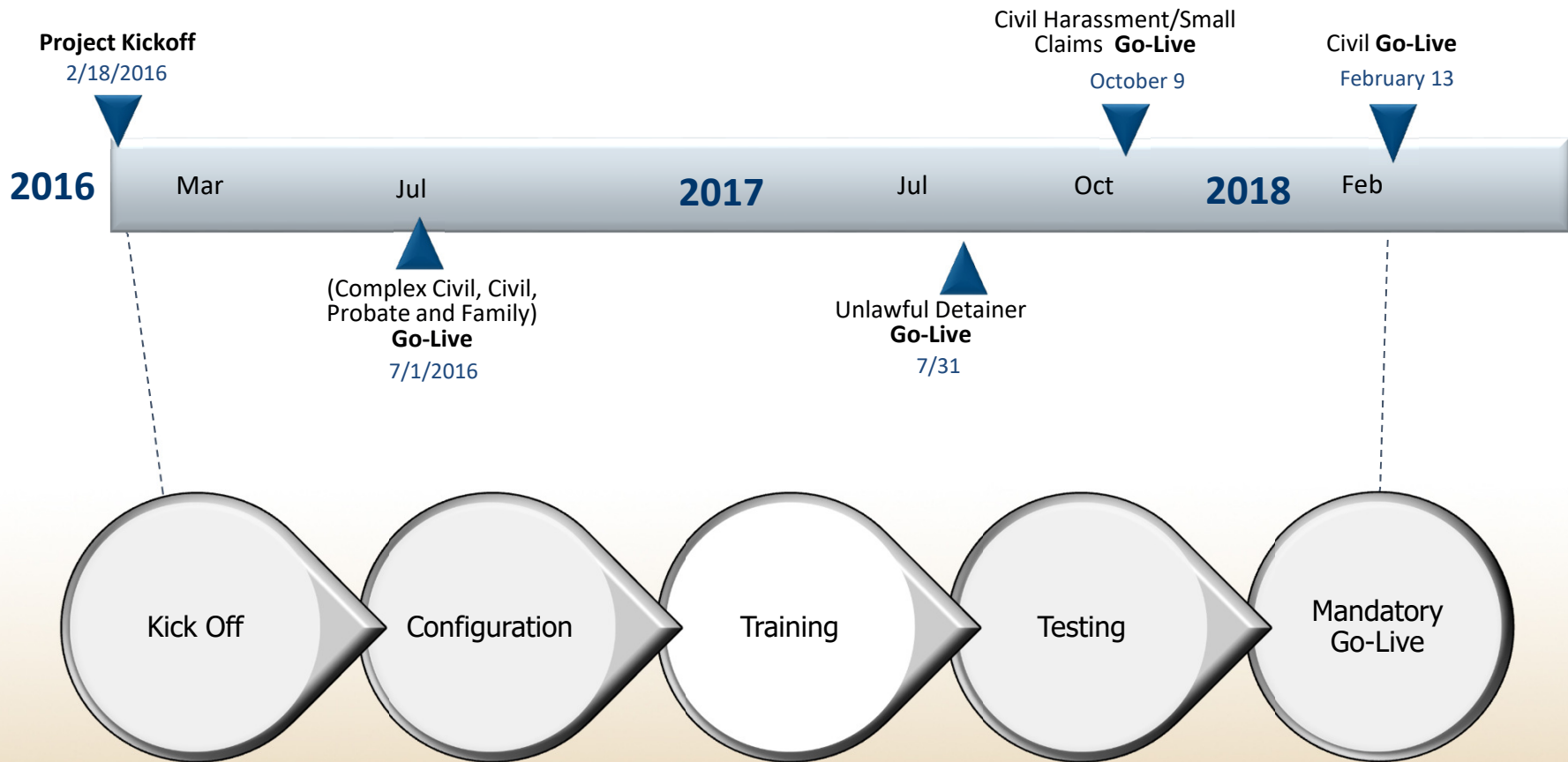


State Rules

- CCP 1010.6
- CRC 2.250
- CRC2.251
- CRC 2.252
- CRC 2.253
- CRC 2.256
- CRC 2.257
- CRC 2.259



Santa Clara Superior Court Transition Timeline





ODYSSEY[®]
eFileCA

Odyssey eFileCA Overview

Santa Clara Superior Courts

January 12, 2018

Dennis Dauenhauer

Agenda

eFileCA Overview

Filing Mechanics

Next Steps

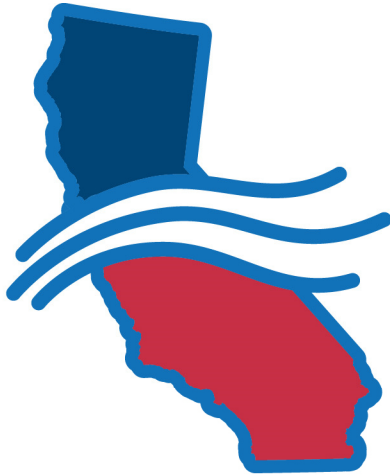
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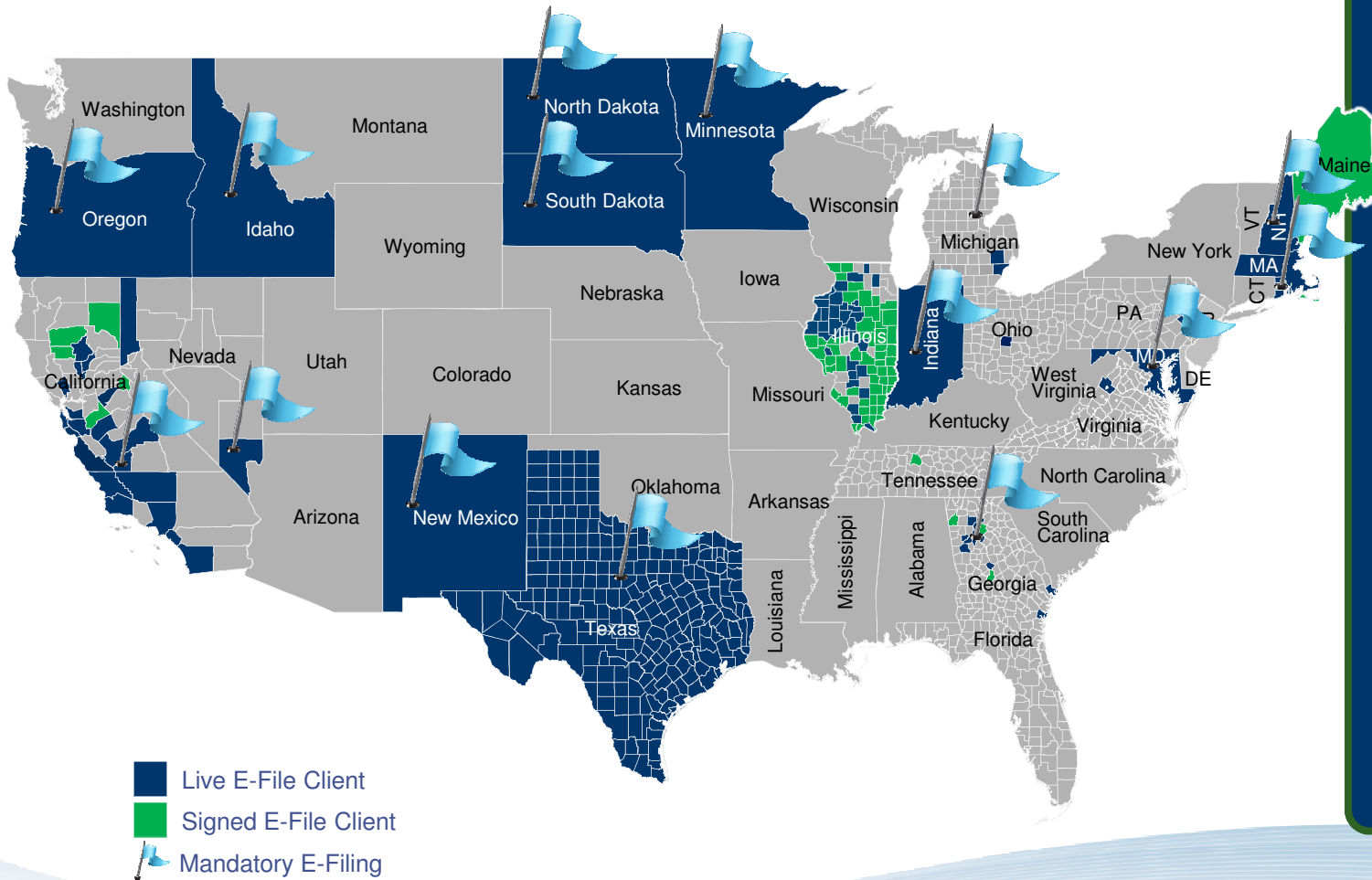
Odyssey eFileCA



ODYSSEY[®]
eFileCA

- E-Filing manager for Santa Clara Superior Courts
- Multi-court system that provides a unified filing experience through one e-filing portal
- Powered by Tyler Technologies

Tyler E-Filing Landscape

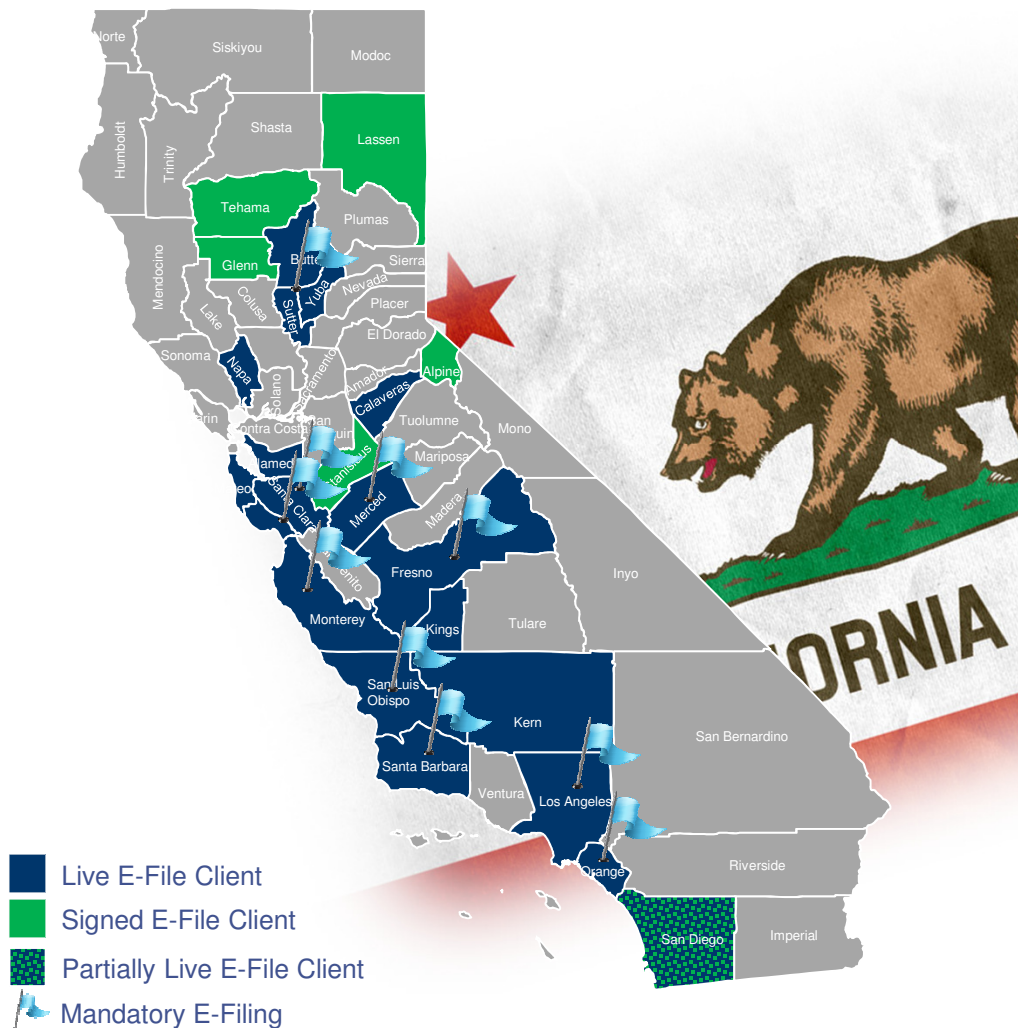


- Live E-File Client
- Signed E-File Client
- Mandatory E-Filing

Summary:

- Live in 21 of 24 states under contract
- Northern Territory , Australia Contract
- E-filing mandatory in 15 states
- Integrated with >50 3rd party companies
- Odyssey File & Serve (OFS) available to ~34% of the U.S. population
- 16.3% of U.S. population under mandatory e-filing w/ OFS
- Processing > 95k filings per day

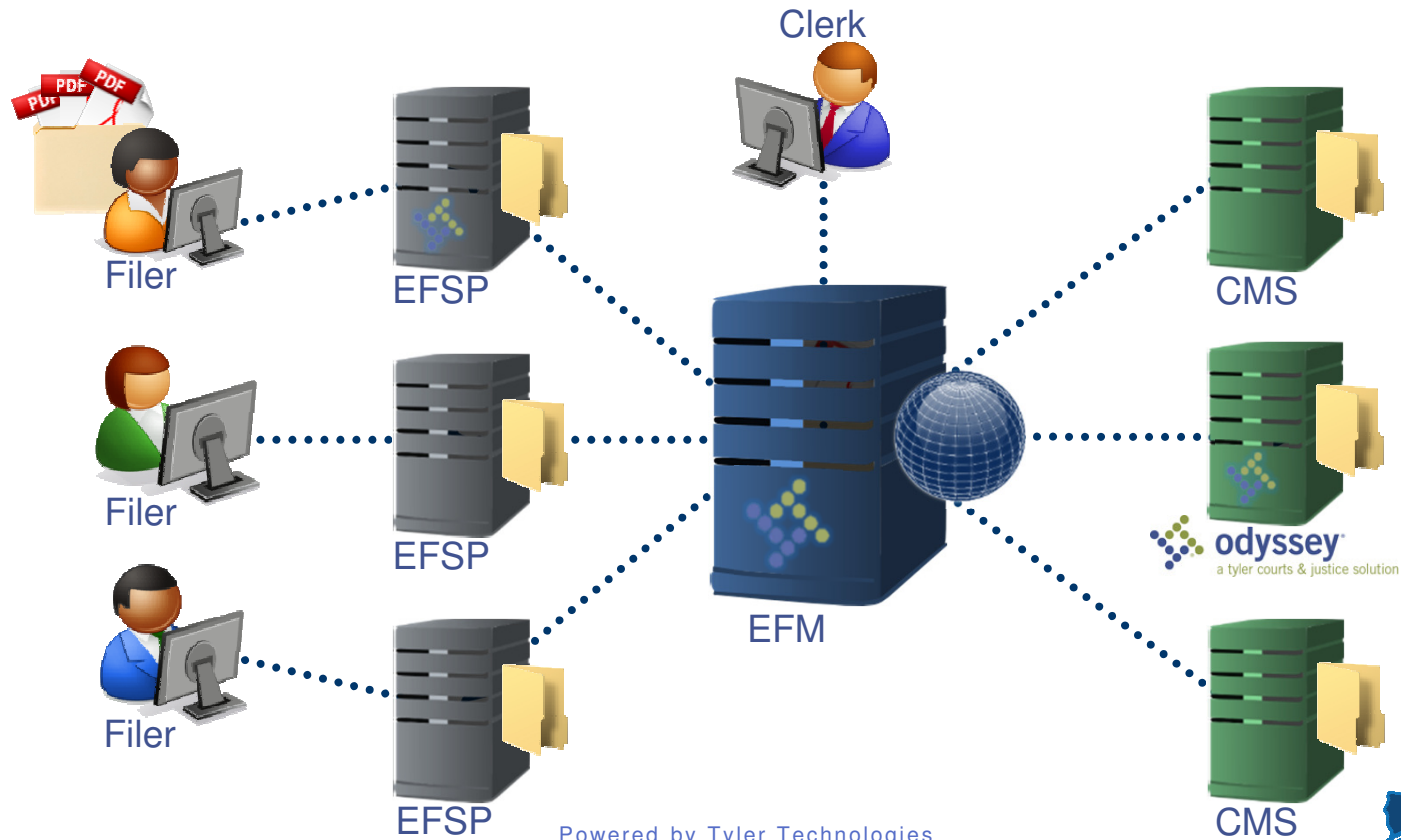
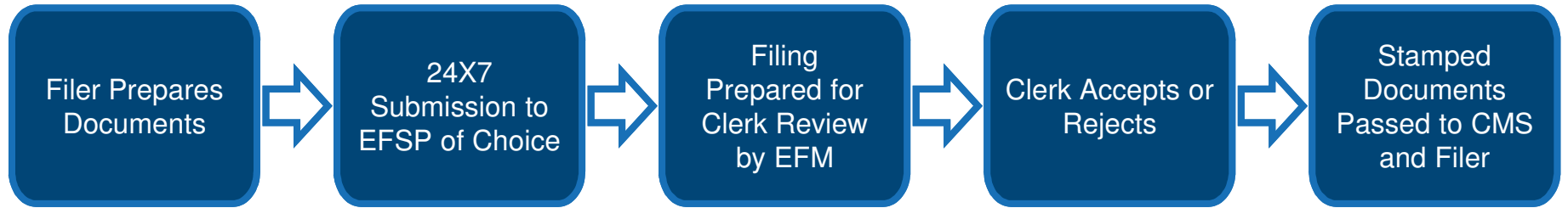
eFileCA Today



Summary:

- Contracts in 24 counties for e-filing and e-service
- 19 courts live today:
 - San Luis Obispo: Live
 - Kern: Live
 - Kings: Live
 - Merced: Live
 - Santa Barbara: Live
 - Fresno: Live
 - San Diego: Live (DCSS)
 - Orange: Live
 - Santa Cruz: Live
 - Monterey: Live
 - Santa Clara: Live (Cmpx CV, FM, PR)
 - Alameda: Live (CR, JV Dep)
 - San Mateo: Live (DCSS, Cmpx CV)
 - Napa: Live
 - Sutter: Live
 - Yuba: Live
 - Butte: Live
 - Los Angeles: Live (Probate)
 - Calaveras: Live

Odyssey eFileCA Overview



EFSP Landscape

Summary:

- 65 organizations expressed their intent to become an EFSP
- Each organization must apply and undergo certification
- 56 organizations have been certified since May 2015
- EFSP meetings held monthly
- Expect increase in available EFSPs in coming months

Certified Organizations

530 Process Servers	e-Legal Services, Inc.	Rapid Legal
A&M Attorney Service	Exclusive Attorney Service Inc.	Rezac-Meyer Attorney Service
AAA E-Filing	Express Network	Saddleback Attorney Service
ACE Attorney Services, Inc.	FileTime	Santoni Investigations and Backgrounds
ALL-IN-ONE Legal Support, Inc.	First Legal	Sayler Legal Service
ASAP Legal Solution	Green Filing	Signal Attorney Service
Attorneys Certified Service	Janney & Janney	Snap Legal Network, Inc.
Beyond e-Discovery	Legal Document Server	SRL
Bosco Legal Services, Inc.	Legal e-File	Sterling Madison Company
Calwest Attorney Service	Legal Photocopy Service	Swift Attorney Service
Commercial Process Serving	LegalConnect	Temecula Attorney Services
Countrywide Process, LLC	Legend Legal Services	Tristar
County Process Service, Inc.	MyFileRunner	TurboCourt
Creekside e-filing	Nationwide Legal	United Process Servers
Cutting Edge Legal Services, LLC	Odyssey eFileCA	US Legal PRO
D&T Legal Services	One Hour Delivery	USA Legal Network, Inc.
DDS Legal	One Legal	USAExpress
Direct Legal Support	Process Server World	Zach's Legal Services
Eddings Attorney Services	ProLegal	

<http://www.odysseyefileca.com/service-providers.htm>

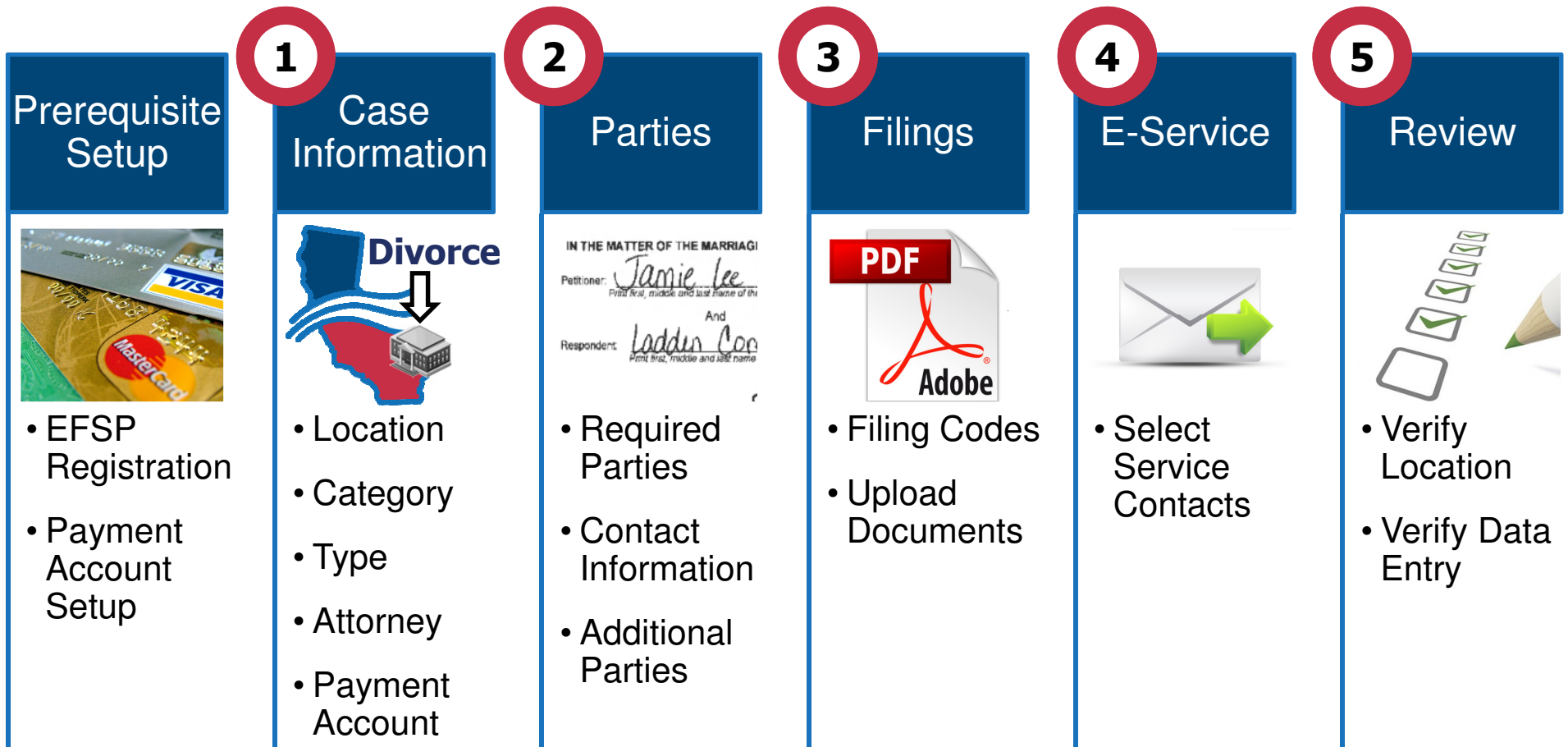
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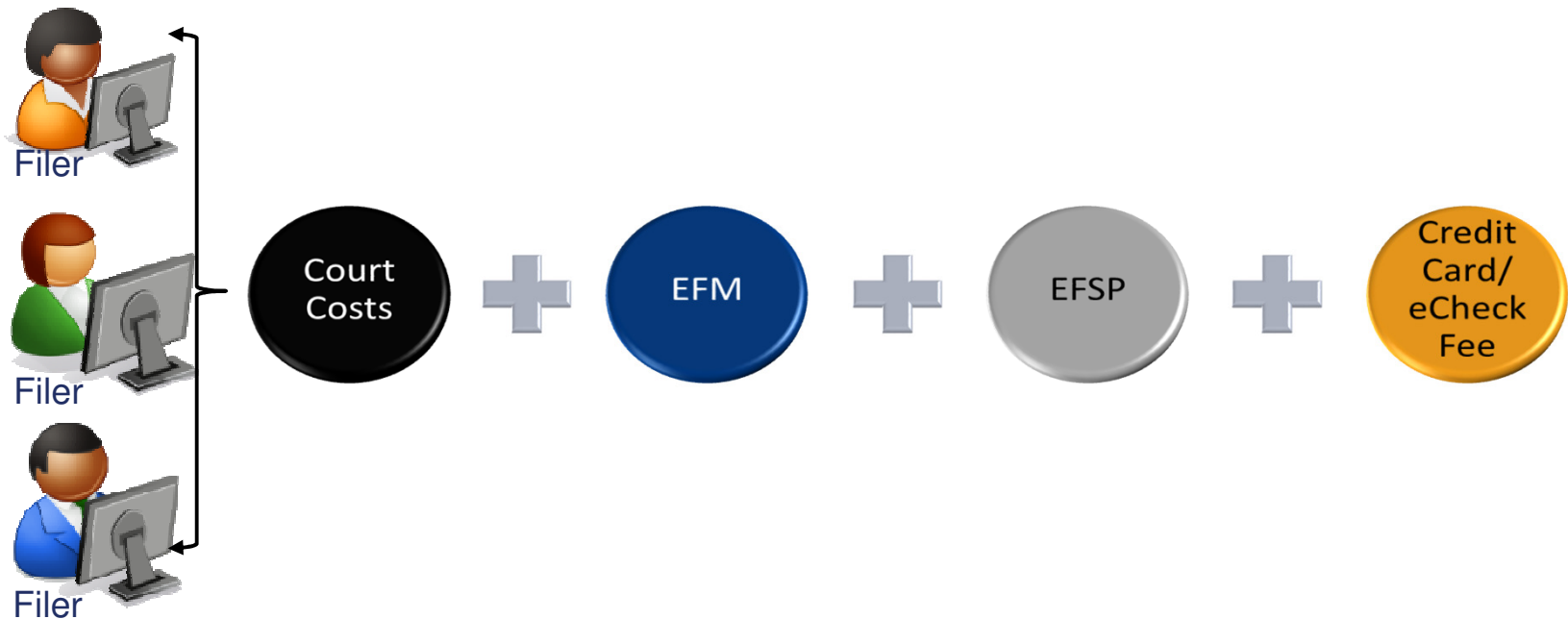
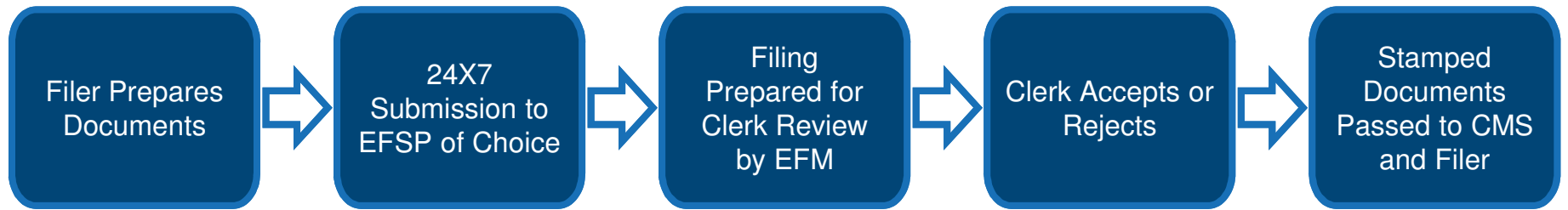
Filing Mechanics

Next Steps

Example E-Filing Process



E-Filing Cost Model



eChecks



Summary:

- eChecks became available on April 19th, 2016
- eChecks carries a \$0.25 cost per transaction (compared to the 2.89% of credit cards)
- eChecks will require approval from all Courts that choose to adopt it as an alternative electronic payment method

CA eChecks Today

Summary:

Courts Live Today

- Butte – GL 3/28/17
- Calaveras – GL 7/10/17
- Fresno – Live 7/1/16
- Kern – Live 8/1/16
- Los Angeles – GL 6/5/17
- Merced – GL 1/1/17
- Monterey – Live 7/1/16
- Napa – Live 12/19/16
- Orange – Live – 12/28/17
- San Luis Obispo – Live 12/19/16
- San Mateo – 1/3/17
- Santa Barbara – 3/13/17
- Santa Clara – GL 1/3/17
- Santa Cruz – Live 7/25/16
- Sutter – GL 12/29/16
- Yuba – GL 12/29/16

Courts In Progress

- Kings – Reviewing Agreement
- Stanislaus – Signed Agreement

State of California requires at least two available methods of payment, effective 1/1/17 per "Assembly Bill #2244"



PETITION

Lead Document (Lead)

Edit Verify Parties

Case Information

Location Travis
 Description
 Category Family
 Type Divorce
 Status Not Created
 Judge

Envelope # 00000295

Submit Date Mar 05, 2013 5:33:28 PM
 Docket Date Mar 05, 2013 5:33:28 PM
 Filing Attorney Tim Schauer
 Payment Account VISA

Filer Information

New Parties

Petitioner Jamie Lee Gillespie
 5016 North Mockingbird Lane
 Addison, Texas 75093
 Attorney: Tim Schauer
 Respondent Ladden Corey Gillespie
 1908 Lone Grove Dr.
 Frisco, Texas 75035

Fees

Responsible Party	Jamie Lee Gillespie
Convenience Fee	\$16.00
Total Court Case Fees	\$0.00
Total Court Filing Fees	\$217.00
Total Filing & Service Fee	\$5.00
Grand Total	\$238.00

Filing Information

Filing Comments

Div petiton.pdf [Original] [PDF]

Description Div petiton.pdf



3/5/2013 5:33:28 PM

Cause Number: _____
(The Clerk's office will fill in the Cause Number and Court Number when you file this form.)

IN THE MATTER OF THE MARRIAGE OF

Petitioner: Jamie Lee Gillespie In the 248th
Print first, middle and last name of the spouse filing for divorce. (Court Number)

And
 Respondent: Ladden Corey Gillespie District Court County Court of
Print first, middle and last name of other spouse. Demo County, Texas

Original Petition for Divorce

Print your answers.

Parties

My name is: Jamie Lee Gillespie
First Middle Last

I am the **Petitioner**. I am filing this Petition for Divorce.

The last three numbers of my driver's license number are: 660. My driver's license was issued in (State) TX.
 or I do not have a driver's license number.

The last three numbers of my social security number are: 736.
 or I do not have a social security number.

My spouse's name is: Ladden Corey Gillespie
First Middle Last

My spouse is the **Respondent**.

1. Discovery Level

The discovery level in this case, if needed, is:

- Level 1. Check here if you and your spouse do not have children under 18 or a disabled child of any age, the wife is not pregnant, and you have less than \$50,000 in property.
- Level 2. All other couples check here.

2. Jurisdiction

County of Residence You cannot file this form until you or your spouse have lived in the county where you are asking for a divorce for the last 90 days, and in Texas for the last six months.

(Check all boxes that apply.)

- I have lived in this county for the last 90 days.
- My spouse has lived in this county for the last 90 days.

John Adams

<<CaseNumber>>

Common Reasons for Returns

Incorrect Case Number and/or Location

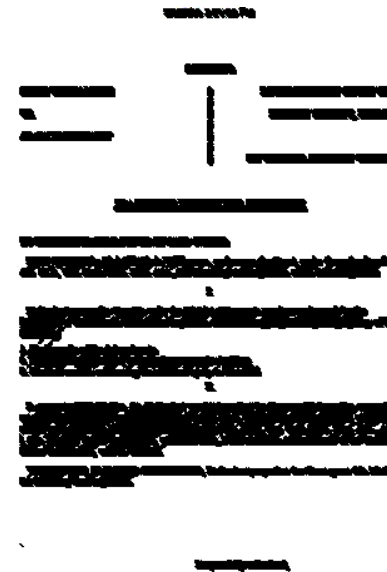
CAUSE NO. _____

CHRIS WILLIAMSON	VS	IN THE DISTRICT COURT
VS		203 RD DISTRICT
ADAM EARNHEART		DENTON COUNTY, TEXAS

Edit Verify Parties	
Case # DC-2013-CV-0010	
Location	Denton District Clerk
Description	
Category	Civil
Type	Contract/Debt and Money Due
Status	Not Created
Judge	

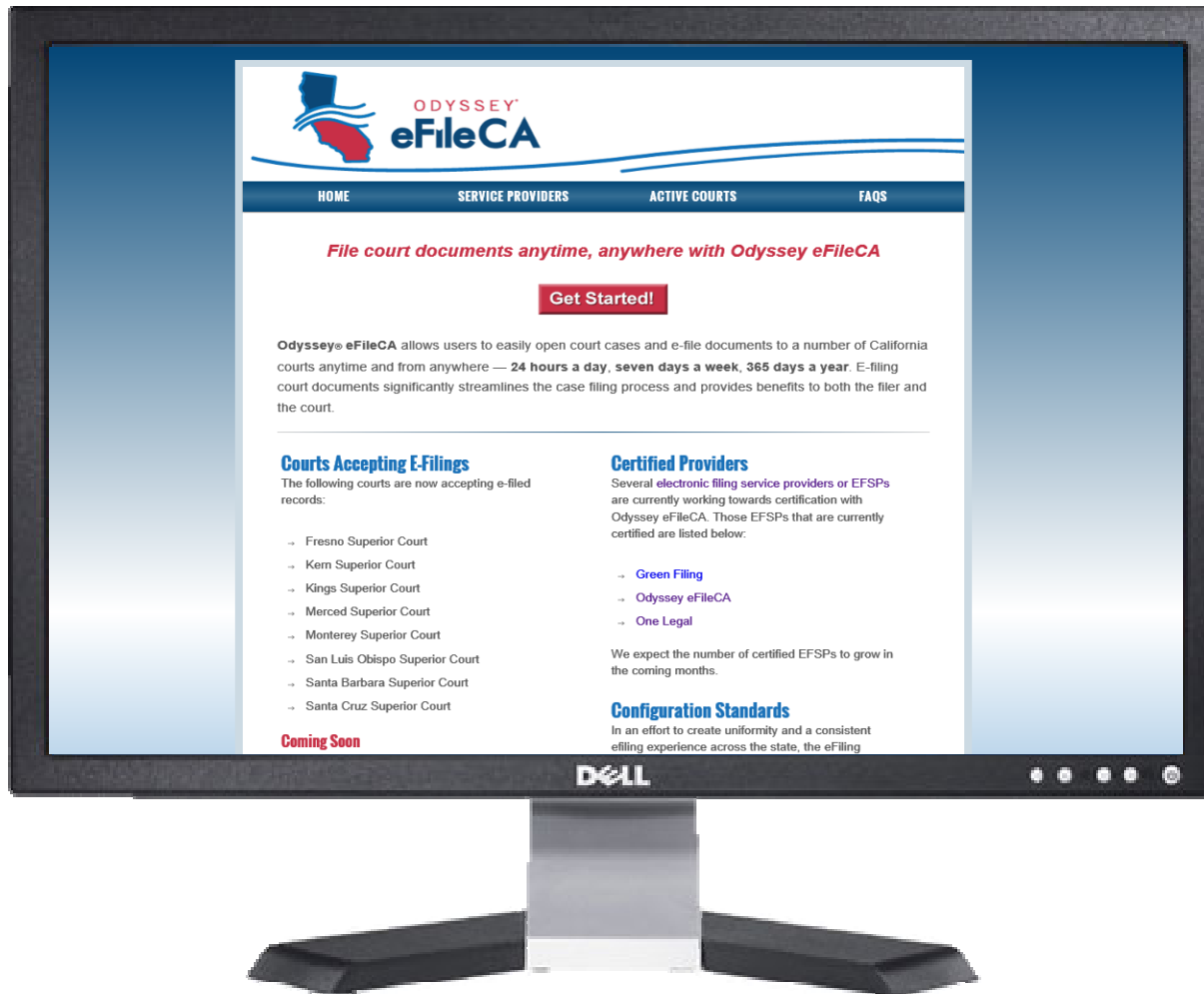
- Case no. on filing \neq case no. on document
- Filing in the wrong Court

Faulty Document



- Illegible document
- Document improperly scanned

OdysseyFileCA.com

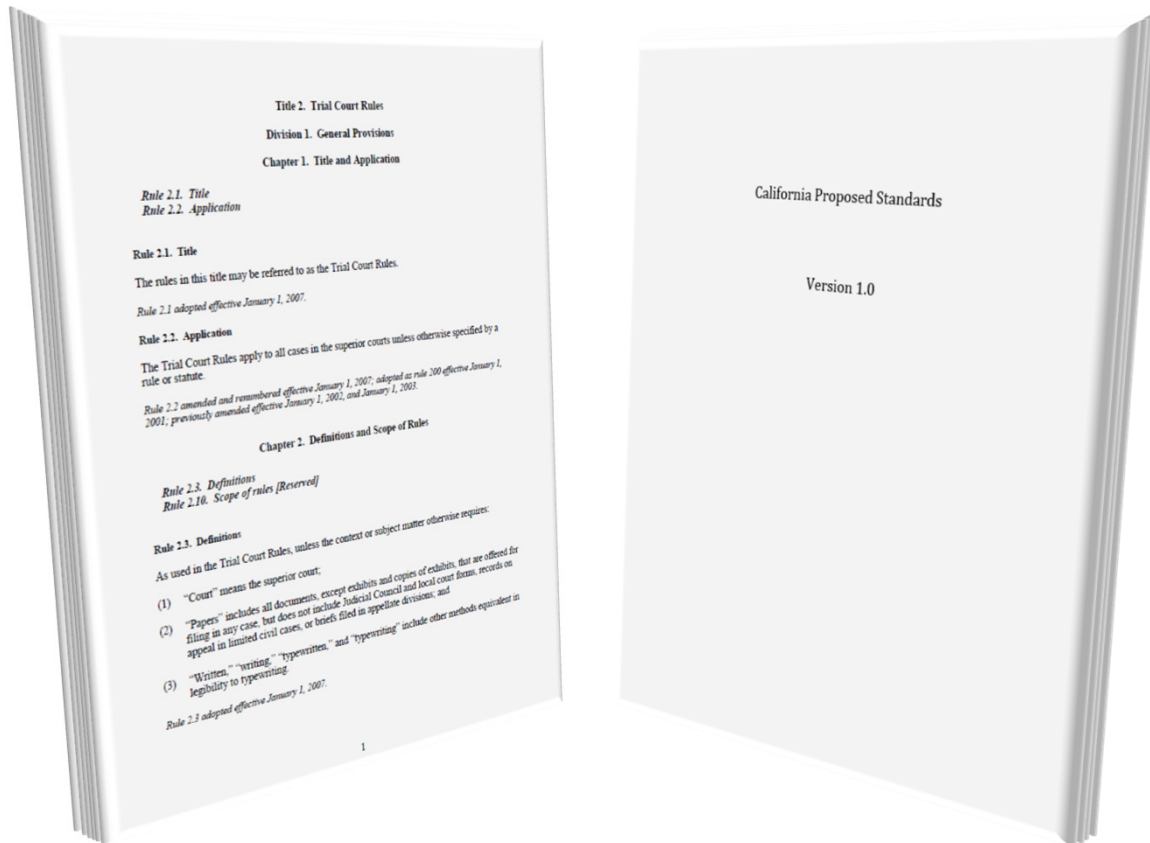


<http://www.odysseyfileca.com>

Summary

- Central portal for Odyssey eFileCA news and information
- Links to certified EFSP's
- Links to active court specific web sites
- Point of entry for review process

Statewide E-Filing Rules & Standards



<http://www.courts.ca.gov/rules.htm>

California Rules of Court

- Defines when documents are deemed filed
- Provides guidelines for e-filing exclusions and the filing of original documents

E-Filing Standards

- Standardized codes from filers perspective across all trial courts using Odyssey eFileCA
- Standard codes to be revised bi-annually

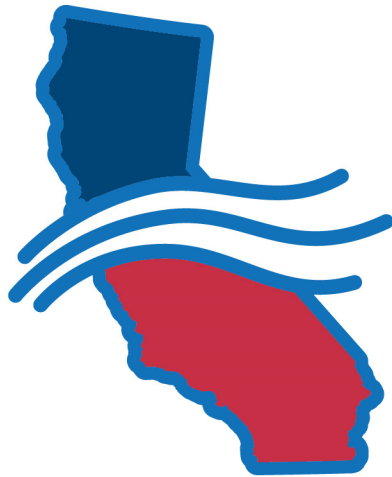
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Next Steps



ODYSSEY[®]
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1. Review statewide rules and procedures
2. Identify the right EFSP for you
3. Exercise the system to become better acquainted

Questions?

