



**SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN MATEO**

**Hall of Justice and Records**

**400 County Center**

**Redwood City, California 94063-0965**

CHAD PEACE (650) 261-5016  
COURT EXECUTIVE OFFICER  
CLERK & JURY COMMISSIONER

October 2, 2025

To All Interested Persons,

The Court is making changes to its Local Court Rules. These new changes will become effective January 1, 2026. The Court invites you to review and provide your comment on these proposals pursuant to the State of California Rules of Court, Rules 10.613 and 10.815.

You may send your comments to: [smsccomment@sanmateocourt.org](mailto:smsccomment@sanmateocourt.org) with a subject line stating "Comments on Proposed Rule Changes". Please identify the rule you are commenting on.

Comments must be received by no later than **Monday, November 17, 2025 at 9:00 A.M.**

Sincerely,  
Chad Peace, Court Executive Officer

A handwritten signature in dark ink, appearing to read "Blake Cox".

By: Blake Cox  
Court Rules Committee Staff

	<b>January 2026</b>
<b>Title</b>	<b>LOCAL RULE</b> <b>Chapter 5 / Rule 2.14 proposed</b> <b>Generative Artificial Intelligence Policy</b>
<b>Summary</b>	Add AI policy to the local rules.
<b>Proposed Changes</b> (insert text of new rule or changes here with track changes)	<u>Rule 2.14 Generative Artificial Intelligence Policy</u>  <i>The Court will post and regularly update expectations for the use of Generative Artificial Intelligence (AI) on the Court's website (<a href="http://www.sanmateocours.ca.gov">www.sanmateocours.ca.gov</a>). Attorneys and Self-Represented Litigants who use AI must be familiar with and follow these expectations.</i>

	<b>January 2026</b>
<b>Title</b>	<b>LOCAL RULE 5.11(C)</b> Rule 5.11 Declarations of Disclosure and Financial Information to be Provided
<b>Summary</b>	Change in language to reflect current software availability for child/spousal support calculations.
<b>Proposed Changes</b>	C. Child Support Proceedings: all stipulations regarding child support shall include a support calculation <del>such as DissoMaster or SupportTax printout</del> <i>printout from software certified by the Judicial Council.</i>

	<b>January 2026</b>
<b>Title</b>	<b>LOCAL RULE 1.5 BRIEFS</b>
<b>Summary</b>	Change in language to reflect current Court requirements
<b>Proposed Changes</b>	<b>(d) Service.</b> Briefs shall be served as follows: the original <del>and three copies</del> on the Clerk of the Appellate Division, one copy on the trial court, and one copy on opposing counsel. <i>Proof of service on the opposing party or their counsel, must also be filed with the Appellate Division.</i> (See CRC rule 8.882(e)).

	<b>January 2026</b>
<b>Title</b>	<b>LOCAL RULE 9.1 Pretrial Motions in Criminal Cases</b>
<b>Summary</b>	Requiring the defendant to provide all parties at least two (2) court days notice of any request to withdraw his or her waiver of the right to a speedy trial in open court.
<b>Proposed Changes</b>	(a) Notwithstanding the minimum time limits set out in the California Rules of Court, all pretrial motions, accompanied by points and authorities, shall be served and filed at least fifteen (15) calendar days, all papers opposing the motion at least five (5) court days, and all reply papers at least two (2) court days before the time of the hearing.  <i>“Where a defendant has previously waived the right to a speedy trial pursuant to Penal Code §1382, the defendant shall provide all parties at least two (2) court days notice of any request to withdraw his or her waiver in open court.”</i> <i>See Pen. Code §1382(a)(3)(A); <u>Daws v. Sup. Ct.</u> (1st Dist. 2019) 42 C.A. 5th 81.</i>  (b)-(e) unchanged.

	<b>January 2026</b>
<b>Title</b>	<b>LOCAL RULE 3.500(c)</b>
<b>Summary</b>	Change in current rule to permit e-filing of ex parte papers.
<b>Proposed Changes</b>	(c) Ex parte applications, ex parte oppositions, and all other ex parte filings <del>must be submitted and filed in paper form, and cannot be electronically filed.</del> <i>must be electronically filed, except that unrepresented individuals may submit and file such documents in paper form or electronically. A courtesy copy of all ex parte applications, ex parte oppositions, and all other ex parte filings must either be emailed to the department of the single assigned judge or provided in hard copy at the time of the hearing. The subject line must include the case caption and state “Ex Parte Application” or “Opposition to Ex Parte Application” along with the date and time of the hearing.</i> Failure to present a proposed order at the time of presentation of the ex parte application will result in denial of the ex parte application.

	<b>January 2026</b>
<b>Title</b>	<b>NEW LOCAL RULE - Transfer out of non-criminal cases –Rule 2.14</b>
<b>Summary</b>	Add a local rule re electronic transfer out of cases to another county.
<b>Proposed Changes</b>	<i>All documents in cases that are ordered transferred to the jurisdiction of the Superior Court of another county will be sent to the receiving county on a device used to store electronic media (e.g., thumb drive). The device will be accompanied by any required filing fees or fee waiver forms.</i>

	<b>January 2026</b>
<b>Title</b>	<b>LOCAL RULE 4.100(F) Independent Counsel</b>
<b>Summary</b>	Modify the due date for reports by Independent Counsel
<b>Proposed Changes</b>	<p>Rule 4.100(F) Independent Counsel.</p> <p>Reports by the Independent Counsel to the Court must be filed with the Court at least <del>five (5)</del> <i>ten (10)</i> court days prior to the hearing.</p>