

NOTICE RE VIDEO AND TELEPHONIC APPEARANCE PROCEDURES FOR JUDGE SCOTT C. CLARKSON'S CASES

Notwithstanding the opening of the Courthouse to in-person proceedings, in light of the overwhelming support by the Bar for continued virtual appearances, Judge Clarkson will continue utilizing ZoomGov in a hybrid format holding hearings by video, with an option for in-person hearings for evidentiary hearings, trials and other matters specially set with Chambers' prior approval. Parties are directed to review Judge Clarkson's self-calendaring instructions for calendaring hearings, either by ZoomGov or in-person.

IMPORTANT NOTICE REGARDING PROHIBITIONS OF PUBLIC VIDEO AND AUDIO ACCESSIBILITY OF COURT MATTERS

The Administrative Office of the United States Courts has now mandated that the Public may not observe **by video** any court proceedings unless they are actual parties or counsels with matters before the Court in which they have an official interest. However, as an accommodation to the Public, many court proceedings will still be accessible **by audio**. The audio accommodation is limited to (1) non-trials and (2) non-live witness hearings.

To be clear, during hearings where no live testimony is being received by the Court, the Court may permit accessibility by audio, but not video, to the Public. No trials may ever be accessible by audio to the Public. The Court is the final control regarding audio accessibility and may choose to terminate audio accessibility at any time, regardless of the type of hearing. These audio services are accessible through ZoomGov, and the Public may utilize the telephone number login, but not the video login, presented by the Court on its publicly posted hearing calendar, which may be viewed online at: <http://ecf-ciao.cacb.uscourts.gov/CiaoPosted/default.aspx>, and then selecting "Judge Clarkson" from the tab on the left-hand side of the page.

The Public may always personally attend open court for any proceedings before the Court. Our courtrooms are located in (Santa Ana) Courtroom 5C, United States Federal Building and Courthouse, 411 West Fourth Street, Santa Ana, California and (Riverside) Courtroom 126, United States Federal Courthouse, 3420 Twelfth Street, Riverside, California.

On virtual hearing days, the Santa Ana and Riverside courtrooms will remain open during proceedings for personal public and media attendance, so that the Courtroom observers will have access to ZoomGov participants. The Court will have video monitors on and viewable within the Courtroom for viewing. The parties, including counsels, their clients, and pro se individuals, may virtually join the hearing via ZoomGov. No testimony, however, will be permitted by ZoomGov unless specifically authorized by the Court either prior to, or during, the hearing.

For any matter set for an in-person hearing in which any responding or interested party does not want to appear in-person, with Chambers' prior approval, virtual appearances may be permitted utilizing ZoomGov, unless otherwise ordered by the Court. That party must contact Chambers at least seventy-two (72) hours prior to the hearing to arrange the virtual appearance.

ZoomGov: Video and audio connection information for each hearing will be provided on Judge Clarkson's publicly posted hearing calendar, which may be viewed online at: <http://ecf-ciao.cacb.uscourts.gov/CiaoPosted/default.aspx>, and then selecting "Judge Clarkson" from the tab on the left-hand side of the page.

As noted above, hearing participants may view and/or listen to hearings before Judge Clarkson using ZoomGov free of charge. Individuals may appear by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone). Individuals may participate by ZoomGov audio only using a telephone (standard telephone charges may apply). Neither a Zoom nor a ZoomGov account are necessary to participate, and no pre-registration is required. The audio portion of each hearing will be recorded electronically by the Court and constitute its official record. Members of the general public, however, may only view the hearings from the Courtroom, which will remain open, or by audio access, as noted above.

Important: All persons are strictly prohibited from making any recording of court proceedings, whether by video, audio, "screenshot," or otherwise. Violation of this prohibition may result in the imposition of monetary and non-monetary sanctions. The Clerk of the Court maintains an audio recording of all proceedings, which recording constitutes the official record of those proceedings.

Tips for a Successful ZoomGov Court Experience

1. Test the video and audio capabilities of your computer or mobile device in advance of the hearing (i.e., at least one day in advance).
 - a. You can do this by clicking on the ZoomGov meeting link posting for the hearing and/or check your video and audio using the ZoomGov app.
2. If you intend to speak at the hearing, please find a quiet place from which to participate.
3. If you are connecting to the hearing using a wireless device, you should situate yourself in a location with a strong wireless signal.
4. Unless and until it is your turn to speak, please mute your audio to minimize background noise.
 - a. If connected to ZoomGov audio by telephone, you can mute or unmute your connection by pressing *6 on your phone.
5. When you first speak—and each time you speak after someone else has spoken—please say your name. This may seem awkward but is essential to making a good court record. The only part of the hearing being recorded is the audio. If a transcript is requested, it is sometimes difficult for the transcriber to know who is speaking.

6. If you are participating by video, try to avoid having a window or bright background behind you. (You may, as a result, appear on video as a shadow.) If you cannot avoid the bright background, try using a desk lamp or other light source to brighten your face.
7. If you are participating by video using a personal computer, you may separately connect to the audio feed by telephone (for improved audio) using the call-in information provided for the hearing.
 - a. If you do this, please connect to the video feed first. In the ZoomGov app, you will be assigned a Participant Code. Use this code to associate your video and audio feeds.
8. If available, a headset-microphone often provides better sound quality for listening and speaking.
9. Participants should at all times remember that although conducted remotely, these hearings are official court proceedings, and individuals should act accordingly.
 - a. If video is enabled, please wear attire consistent with the decorum of court proceedings.
 - b. ZoomGov permits the use of virtual backgrounds to safeguard your privacy. If you choose to use a virtual background, please avoid backgrounds that are offensive or distracting.
10. ZoomGov video participants are permitted to specify a display name. If using video, please specify your complete name to assist the Court in creating a record of the proceedings.
11. Please refer to the Zoom Video Hearing Guide, accessible from the Court's main page, for further information.