

ATTORNEY OR PARTY WITHOUT ATTORNEY: _____ STATE BAR NO.: _____ NAME: FIRM NAME: STREET ADDRESS: CITY: _____ STATE: _____ ZIP CODE: _____ TELEPHONE NO.: _____ FAX NO. _____ E-MAIL ADDRESS: ATTORNEY FOR (name): _____	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
PLAINTIFF/PETITIONER: DEFENDANT/RESPONDENT:	
OPPOSITION TO REMOTE PROCEEDING AT EVIDENTIARY HEARING OR TRIAL	CASE NUMBER: _____

This form may be used to show the court why a remote appearance or testimony should not be allowed at a trial or an evidentiary hearing, which is a hearing in which a person may provide oral testimony under oath. (For opposing a remote appearance in a juvenile dependency action, use form JV-146.)

See page 2 of this form for more information, including deadlines for filing or serving an opposition.

1. Person opposing remote appearance or testimony is (*check and complete all that apply*):

- Plaintiff/Petitioner (*name*):
- Defendant/Respondent (*name*):
- Other (*name and role in case*):

2. The trial or evidentiary proceeding at which remote appearance or testimony has been set is for (*describe*):

set on (*date*): _____ at (*time*): _____ in (*department*): _____
 before (*name of judicial officer, if known*): _____

3. The reasons why remote appearance or testimony should not be allowed are (*describe the reasons here or, if more space is required, attach form MC-025*):

Explanation is on form MC-025, titled as Attachment 3.

Date:

_____ ▶ _____
 (TYPE OR PRINT NAME) (SIGNATURE)

PLAINTIFF/PETITIONER: DEFENDANT/RESPONDENT:	CASE NUMBER:
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Instructions

- 1. Opposition to remote proceedings.** If a court has set a trial or evidentiary hearing (a hearing at which oral testimony under oath may be provided) to be conducted remotely, or if another party or a witness has given notice of their intent to appear remotely at a trial or an evidentiary hearing, parties may oppose the remote appearance or remote testimony. (Code Civ. Proc., § 367.75; Cal. Rules of Court, rule 3.672(g)(3).)
- 2. Use of form.** This form is to explain to the court and the other parties the reasons for opposing a remote appearance or remote testimony at a trial or evidentiary hearing. If the opposition is to the testimony of certain individuals, item 3 should include their names and an explanation of why the opposing party believes their remote testimony or remote appearance should not be allowed. This form may **not** be used in juvenile dependency cases. (A party may file form JV-146 for those cases.)
- 3. Service and filing.** Whether on this form or in a separately created pleading, the opposition must be filed with the court and served on all parties and other persons entitled to receive notice of the proceedings. California Rules of Court, rule 3.672(g)(3) provides when the opposition must be served and filed. There are different deadlines based on how much notice parties have of the trial or evidentiary hearing:
 - At least 5 days before the trial or hearing date if a party gave or received at least 15 days' notice of the trial or hearing date, or
 - By at least noon the court day before the hearing or trial date if a party gave or received less than 15 days' notice of the trial or hearing date