

**JOINT DECLARATION OF THE
ADMINISTRATIVE OFFICE OF THE COURTS
AND THE COUNTY OF EL DORADO
REGARDING EXECUTION OF TRANSFER AGREEMENTS
FOR COURT FACILITIES**

THE JUDICIAL COUNCIL OF CALIFORNIA, ADMINISTRATIVE OFFICE OF THE COURTS (the “AOC”), and the **COUNTY OF EL DORADO** (the “County”) hereby jointly declare as follows under California Government Code section 70321(b)(2):

1. Extraordinary circumstances exist that have prohibited successful execution of transfer agreements for the court facilities commonly known as:

- | | |
|----------------------------|------------------|
| (a) Main Street Courthouse | AOC # 09-A1; |
| (b) Building C | AOC # 09-B1; |
| (c) Cameron Park | AOC # 09-C1; |
| (d) El Dorado Center | AOC # 09-D1; and |
| (e) Johnson Building | AOC # 09-E1 |

2. All relevant transfer documents have been timely submitted and reviewed by the County.

3. The failure to execute transfer agreements for the above-identified court facilities prior to September 30, 2008, is not caused by the action, inaction, or delay on the part of the County. The County and the AOC have negotiated in good faith and in a timely manner many complex issues arising from the facilities transfers including, by way of example, issues concerning the ownership of facilities; allocation of exclusive-use areas; post-transfer building management; and other issues necessary for the prudent transfer of responsibility and, where applicable, title with respect to the above-identified court facilities. In addition, the Main Street Courthouse and the Johnson Building have been rated seismic level V. The County engaged a structural engineer in order to re-evaluate the facilities, but the seismic ratings remain. The AOC and the County will be transferring these facilities under SB10.

4. The parties agree that the transfer agreements for the above-described court facilities can reasonably be executed on or before December 31, 2008, and the parties acknowledge that the multiplier to the county facilities payment addressed in Government Code section 70321(b)(1) will not apply with respect to a court facility if the transfer agreement for that facility is executed by

December 31, 2008. The parties remain fully committed to the completion of the court facilities transfers by December 31, 2008.

5. This Joint Declaration is deemed to have been drafted jointly by the parties.

6. This Joint Declaration may be executed in counterparts, each of which shall constitute an original, and all of which, taken together, shall constitute an entire document.

ATTEST:

**COUNTY OF EL DORADO,
a body corporate and politic**

Chariman , Board of Supervisors

Name: _____

Title: _____

Date: _____

By: _____

Its: _____

Date: _____

APPROVED AS TO FORM:
Judicial Council of California,
Administrative Office of the Courts
Office of the General Counsel

**JUDICIAL COUNCIL OF CALIFORNIA,
ADMINISTRATIVE OFFICE OF THE
COURTS**

By: _____

Name: _____

Title: _____

Date: _____

By: _____

RONALD G. OVERHOLT
Chief Deputy Director

Date: _____