

## FTA PROGRAM

Submitted by Pat Rodriguez, Sacramento  
May / 2010

I wanted to know if you have an FTA program and if so, please provide a brief description of how your program works?

1	Amy Seydel	Monterey County does not have an FTA program. We do however issue a notice to jurors advising they have failed to appear. On the back of the notice is an affidavit which we request the jurors complete. This affidavit is similar to our summons with all of the disqualification/exemption/excuse reasons and also a section to pick a new date to appear within 90 days.
2	Ayanna Cage	AOC: In conjunction with the release of the Joint Working Group on Jury Administration's Failure to Appear Toolkit, we put together a chart that lists the courts, whether they have an FTA Program and a description of the program. The chart is current as of December 2008. I'm attaching the complete Toolkit for your reference as well as a pdf version of the chart. I hope they are helpful and let me know if you have any questions about these materials.
3	Deb Preston	Marin has had an FTA program in place since 2007. Of all jurors who are sent FTA notices, 100 are randomly selected each month to receive a second, more strongly worded, FTA notice. If they still don't respond they are sent an Order to Show Cause notice via certified mail. Those from which we receive a proof of service are placed on calendar. No one has been fined to date; typically they are ordered to serve. Failures to comply are served with a Body Attachment/Warrant of Arrest at their residence. In response to Amy's question, I think the operative phrase in Sec 209 is " <i>the court may send a second <b>summons</b> . . .the second summons may be issued no earlier than 90 days after the initial failure to appear</i> ".
4	Lupe Castaneda	Santa Clara County does the same as Monterey County except we mail them out 2 weeks after they fail to appear