

FILED
Superior Court of California
County of Los Angeles

JAN 11 2019

Sherri R. Carter, Executive Officer/Clerk
By Rizalinda Mina, Deputy
Rizalinda Mina

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

MARIJUANA POSSESSION IN) GENERAL ORDER
COURTHOUSE)
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Marijuana is not allowed in the courthouse under any circumstance without a court order.

Penal Code section 4573, subdivision (a) prohibits all persons from bringing any controlled substance and related paraphernalia into any place, such as a courthouse, where prisoners or inmates are located under custody of the sheriff, or within the grounds of such a place. Marijuana is an "illegal controlled substance" under federal law. (Controlled Substances Act, 21 U.S.C. § 812.) It is a "controlled substance" under state law, as well. (Health & Saf. Code, § 11054, subd. (d)(13).) The California Supreme Court has decided that neither the Americans with Disabilities Act nor the Fair Employment and Housing Act protects marijuana users from employment decisions based on the use or medical use of marijuana. (*Ross v. RagingWire Telecommunications, Inc.* (2008) 42 Cal.4th 920, 926.) The recently passed Proposition 64, regarding the recreational use of marijuana, provides that nothing in added Health and Safety Code, section 11362.1 shall be construed to permit any person to smoke or ingest marijuana or marijuana products in any public place, or to smoke marijuana or marijuana products in a location where smoking tobacco is prohibited. (Health & Saf. Code, § 11362.3, subd. (a)(1).) Government Code section 7597 prohibits smoking any tobacco product inside a public building or in an outdoor area within 20 feet of a main exit, entrance, or operable window of a public building.

Effective immediately, this General Order is to remain in effect until otherwise ordered by the Presiding Judge.

1 GOOD CAUSE APPEARING THEREFOR, IT IS SO ORDERED.
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5 DATED: January 11, 2019



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KEVIN C. BRAZILE
Presiding Judge