

FILED

DEC 29 2021

**CLALLAM COUNTY
DISTRICT COURT #1**

IN THE DISTRICT COURT I

OF THE STATE OF WASHINGTON FOR CLALLAM COUNTY

IN THE MATTER OF
COURT OPERATIONS DURING PUBLIC
HEALTH EMERGENCY

) No. 2021-05

) ADMINISTRATIVE ORDER 2021-05

This matter comes before the Court regarding the COVID-19 public health emergency in Washington State and Clallam County. This Order incorporates by reference, as if fully set forth herein, the recitals stated in the Court's previous Administrative orders concerning the public health emergency. The Court also incorporates as further bases for entry of the following Order, the Orders regarding emergency measures issued by the Washington State Supreme Court, and guidance from federal, state, and local authorities and agencies regarding appropriate COVID-19 protective measures.

NOW, THEREFORE, in consideration of the preceding,

IT IS HEREBY ORDERED:

A. CRIMINAL CASES

1. Jury trials set to commence between the period of January 3, 2022 and January 26, 2022 are postponed to no sooner than January 26, 2022. Trial dates for cases currently pending trial through January 26, 2022 are to be reset at the corresponding readiness and/or confirmation hearing.
2. The continuance of criminal jury trials is required in the interest of justice and to respond to the unavoidable circumstances due to the public health emergency pursuant to CrRLJ 3.3(e).
3. Pending readiness and confirmation hearings shall remain as set. Good cause exists to require all criminal defendants to appear in-person for said hearings, whether in the courtroom or via video conference.
4. The period of time from the date of issuance of this Order through January 31, 2022 is excluded when calculating speedy trial expiration dates for all criminal cases.

5. Attorneys and out-of-custody defendants may appear by Zoom video conference for pretrial readiness and confirmation matters currently set through January 25, 2022. The meeting identification number is **939 8515 6961**. The password is **12345**.
6. Out-of-custody defendants shall appear in-person for initial appearance, arraignment, change of plea, and other hearings as directed by the Court.
7. In-custody criminal matters, including the initial appearance, arraignment, request to modify conditions of release, change of plea, and sentencing shall be conducted by video conference.
8. Participants in the deferred prosecution special report calendar may appear in-person or by Zoom video conference. The meeting identification number is **939 8515 6961**. The password is **12345**. Video conference participants are required to confirm the meeting and password numbers, as they may change from time to time.
9. Participants in the mental health special report review calendars shall appear in-person.

B. CIVIL CASES

10. Civil infraction hearings shall be set by the Court. Persons who request a deferral or mitigation hearing are encouraged to submit a written statement by using the link found under "Mitigation of Infractions" at the Court website: clallam.net/DC1/trafficinfractions.html. Persons who request a contested infraction hearing are required to attend in-person unless they appear through an attorney. The Court may use additional courtrooms to facilitate social distancing.
11. Antiharassment protection order petitions under Chapter 10.14RCW shall be filed in person at the Court. The Court does not at present maintain an electronic filing option. The Petitioner, Respondent, and all witnesses shall appear in-person unless the Court finds there is good cause to allow participation by phone or video. Social distancing protocols shall be maintained at all in-person hearings.
12. Name change petitions shall be heard in-person.
13. Civil motions in other matters may be heard by Zoom video conference by prearrangement with the Clerk of the Court. The current meeting identification is **939 8515 6961** and the password is **12345**.

C. COVID-19 PRECAUTIONS:

14. All persons shall wear masks or other appropriate facial coverings of the mouth and nose when entering and remaining in a Clallam County District Court I location, unless they are a child under (5) five years of age or younger, or are allowed to temporarily remove the facial covering at the direction of the judge when necessary to facilitate effective communication. All persons attending court proceedings are encouraged to practice social distancing.

15. Hand sanitizer will be available in each courtroom, and frequent handwashing is encouraged. Courthouse locations will be cleaned multiple times daily and frequently touched surfaces inside the courtrooms and public clerk's office areas will also be wiped down with an appropriate cleaning agent throughout the day.

This Administrative Order 2021-05 supersedes and replaces Administrative Order 2021-04. This Administrative Order is effective immediately and shall remain in effect until amended, revised, or rescinded. This Order is effective as of 8:30 AM on January 3rd, 2022.

DATED this 29th day of December 2021.

A handwritten signature in black ink that reads "David Neupert". The signature is written in a cursive style with a long horizontal stroke at the end.

David Neupert
Presiding Judge,
Clallam County District Court I