

FILED

JAN 21 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. 2021-01
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) ADMINISTRATIVE ORDER 2021-01
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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. As to criminal cases;

1. Jury trials set to commence between the period of January 27, 2021 and March 24, 2021 are postponed to no sooner than March 31, 2021. Trial dates for cases currently pending trial 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 March 31, 2021 is excluded when calculating speedy trial expiration dates for all criminal cases. This exclusion is in addition to the time for trial period exclusion(s) as ordered by the Washington State Supreme Court.

5. Attorneys and out-of-custody defendants may appear by Zoom video conference for readiness and confirmation hearings in criminal cases. The meeting identification number is **939 8515 6961**. The password is **12345**.

6. Other out-of-custody criminal matters including compliance review hearings, restitution hearings, and request to modify conditions of release may be heard by Zoom video conference, using the preceding meeting number and password. Supporting documents and exhibits must be filed with the Court by noon on the court day preceding the hearing. Out-of-custody defendants shall appear in-person for the initial appearance and change of plea and sentencing hearings in order to sign documents, unless otherwise authorized in advance by the Court.

7. All 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**.

9. Participants in the mental health special report review calendars are encouraged to appear in-person, but may appear by Zoom video conference, using the preceding meeting number and password.

B. As to 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. Hearings shall be conducted 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. Health and Safety:

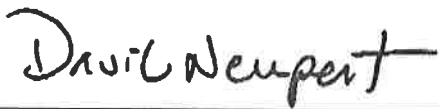
14. All persons shall wear masks or other appropriate facial coverings of the mouth and nose when entering and remaining in a Clallam County District Court I location, unless they are a child under (5) five years of age or younger, or are allowed to temporarily remove the facial covering at the direction of the judge when necessary to facilitate effective communication. All persons shall strictly adhere to all directions and markings in the courtroom to ensure social distancing. All persons who enter any courtroom must maintain six (6) feet of distance between themselves and anyone who is not a member of their household. The number of persons allowed into a courtroom at any one time shall be limited to the marked available seating.

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.

16. Persons who are ill, or who have recently been exposed, or who reside with persons, who are ill, must remain home. If signs of illness are detected, you may be refused entry or be asked to leave. If you are ill, have been recently exposed to someone who has tested positive for the corona virus, or reside in a household with someone who is ill, please call the court to ask about available alternatives that may include rescheduling your court date. (360) 417 2425

This Administrative Order 2021-01 supersedes and replaces Administrative Order 2020-07. This Administrative Order is effective immediately and shall remain in effect until amended, revised, or rescinded.

DATED this 22nd day of January, 2021.



David Neupert
Presiding Judge,
Clallam County District Court I