

IN RE:
TEMPORARY EMERGENCY ORDER
IN RESPONSE TO THE COVID-19
PUBLIC HEALTH CRISIS

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20-COVID19-002A
FIRST AMENDED
ADMINISTRATIVE ENTRY

20 MAR 24 PM 2:37
GUY A. FERGUSON, CLERK
MUNICIPAL COURT
DEPUTY

In view of the continuing COVID-19 pandemic and pursuant to this Court's Temporary Emergency Order of March 19, 2020 (20-COVID19-01), the Court makes the following Emergency Orders concerning Municipal Court proceedings:

IT IS HEREBY ORDERED:

This Court's Administrative Entry, 20-COVID19-002 is superseded by this First Amended Administrative Entry, 20-COVID19-002A which now includes the procedure for the arraignment of Defendants who have been ordered-in on Felony charges.

ARRAIGNMENTS

The Court will conduct the arraignment of Defendants who are in custody by video conferencing.

The Court will conduct the arraignment of Defendants who are not in custody and who are charged with Felonies, First Degree Misdemeanor Offenses of Violence, and OVI with two or more OVI priors within 10 years in the usual manner. All Law Enforcement Agencies shall issue order-ins in such cases for 11:00 AM in the usual manner.

The arraignment of all other defendants, including criminal and traffic arraignments, shall be continued for a period of twelve (12) weeks. All Law Enforcement Agencies shall issue criminal and traffic order-ins in such cases for the date and time that is twelve (12) weeks after the order-in date and time that would normally be issued.

CRIMINAL CASES

Unless specifically ordered otherwise by the Court, all pretrial conferences currently scheduled shall be conducted by telephone or electronic communication between the Prosecutor and Defense Counsel, without the Court's presence, and with the

defendant's presence excused. The Court will schedule subsequent proceedings as the Court deems necessary.

Non-Attorney Pretrial Conferences shall be continued until after May 18, 2020, unless specifically ordered otherwise by the Court.

All trials and motion hearings shall be continued until after May 18, 2020, unless specifically ordered otherwise by the Court.

Motions for Temporary Protection Orders and other emergency matters will be heard at the order of the Court.

All NFT's/Sentencing/Dispositions/Reviews shall be continued until after May 18, 2020.

Probation Violation Hearings shall be held or continued until after May 18, 2020, at the Court's discretion.

Preliminary Hearings will be scheduled in the usual manner, but the presence of Defense Counsel and out of custody defendants shall be excused.

CIVIL CASES

All civil trials are hereby continued, and will be rescheduled by the Court after May 18, 2020.

Civil pretrial matters shall be continued or conducted by telephone conference, as the Court deems necessary.

SMALL CLAIMS, EVICTIONS, GARNISHMENTS, CIVIL CONTEMPT, SHOW CAUSE, DEBTOR'S EXAMS

All proceedings in Small Claims, Forcible Entry and Detainer (Evictions), Garnishments, Civil Contempt, Show Cause, and Debtor's Exams are hereby stayed and shall be continued until after May 18, 2020. The Court will issue scheduling notices as the Court deems necessary.

FAX FILINGS

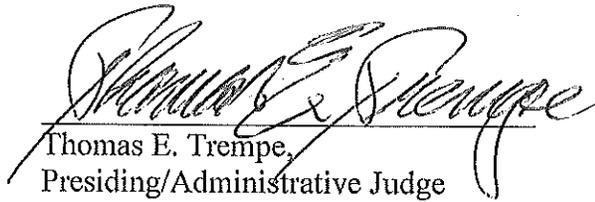
FILED

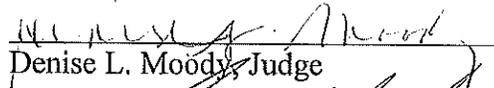
It is ordered that the Court will temporarily accept filings by fax ~~26 MAR 24~~ 26 MAR 24 PM 2:37 transmission to any of the following numbers.

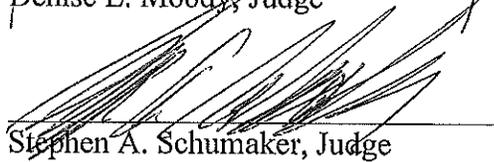
GUY A. FERGUSON, CLERK
MUNICIPAL COURT

BY _____, DEPUTY

- (937)328-3992 (Judge Trempe)
- (937)328-3965 (Judge Moody)
- (937)328-3998 (Judge Schumaker)
- (937)328-3993 (Magistrate Dressel)
- (937)328-3755 (Probation Department)
- (937)328-3779 (Clerk of Court)


Thomas E. Trempe,
Presiding/Administrative Judge


Denise L. Moody, Judge


Stephen A. Schumaker, Judge