

JUVENILE COURT
WARREN COUNTY
FILED

2020 APR 29 AM 10:31

WARREN CO. PROBATE COURT

2020 APR 29 AM 10:33

**STATE OF OHIO, WARREN COUNTY
COMMON PLEAS COURT
PROBATE-JUVENILE DIVISIONS**

IN RE:

*Second Amended Entry and
Order* for certain restrictions to
the use, occupancy and traffic for
the Courthouse Facility located at
900 Memorial Drive, Lebanon,
Ohio

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(900 Memorial Drive)

This *Amended Entry and Order*, effective May 4, 2020, replaces and supersedes the Court's March 16, 2020 and March 23, 2020 Orders and Entries as follows:

IT IS HEREBY ORDERED:

1. The Court will be open to handle cases that have previously been filed, and continued out due to the Corona-19 pandemic. The Court plans to ramp up its operation covering the "older" cases already filed, then gradually work towards those cases that are filed today and in the future.
2. The Courthouse and Courtrooms are OPEN WITH RESTRICTIONS (see definition herein below). **As of May 4, 2020, the hours of the building are 8:00 a.m. until 4:00 p.m.**
3. CONDUCT WITHIN THE COURTHOUSE. The Court limits courtroom attendance to those attorneys and parties affiliated with the case, including the attorney of record, the complaining witness, victim, and witnesses. This applies to all dockets. All individuals entering the Courthouse shall be subject to the following:
 - a) If a person exhibits any symptoms of COVID-19, they shall immediately leave the building and contact the court at 513.695.1160 to continue their case.
 - b) Any person entering the courthouse may be subject to health care screening or non-invasive testing (the taking of body temperature using a touch-free thermometer), and exclusion from admission based upon the results of such screening or testing.

- c) Social distancing will be implemented by ordering those seated in the courtroom to leave one chair empty next to them, to the extent possible.
- d) Also, to the extent possible, all interaction between individuals and court staff shall be done electronically: by phone, email, text, skype, etc.
- e) The following areas are CLOSED TO NONJUDICIAL STAFF: Attorney's Conference Room, Prosecutor's Conference Room, Multi-Purpose Room, Staff Attorney's office, Court Administrator's office, and all other court offices. All business with the Probate and Juvenile Clerk's office will be conducted through the clerk's window. Juveniles on probation are only permitted in the Probation office area when submitting to a drug screen and accompanied by a probation officer.

4. The Court shall have four states of opening, use and operations, as follows:

- a) OPEN means normal operations with full staffing on hand and full hearings and trials.
- b) OPEN WITH RESTRICTIONS means a designated area may be limited to essential judicial, court and clerk personnel, including security officers, litigants, attorneys, witnesses and media. The Court may limit access and/or entry to the designated area, subject to health care screening or non-invasive testing as enumerated above, and exclusion from admission based upon the results of such screening or testing.
- c) CLOSED TO NONJUDICIAL STAFF means a designated area is limited to judicial/court staff only.
- d) CLOSED means a designated area is off limits to all except essential personnel.

5. MASS ARRAIGNMENT/DIVERSION DOCKETS / CIVIL HEARINGS /CHILD SUPPORT ENFORCEMENT AGENCY (CSEA) DOCKET. Mass arraignment dockets including delinquency arraignments, diversion, traffic, truancy and A.T.T.E.N.D dockets, private custody matters and child support issues will be phased in as part of the Court's ramp-up effort. All interested parties will be notified of when their case is reset.

6. MEDIATIONS. All mediations shall be suspended until further order of the Court.

7. PRETRIAL HEARINGS. Pretrial hearings will be conducted pursuant to the jurist's discretion. The Court will notify the parties and instruct them on how the hearing will be conducted (i.e. in person, via telephone or other electronic means).

8. COMMUNITY CORRECTIONS/GPS. Community Corrections continues to scale back their operations for GPS monitoring. In response, the Court will terminate the automatic enrollment in GPS for child support inmates that are released from the

Warren County Jail due to overcrowding. Additionally, the Court will terminate enrollment in GPS for unruly/runways prior to release from Detention. All other installations of GPS monitored house arrest shall be at the discretion of the jurist.

9. JUVENILE DETENTION CENTER. All in-person visitation for the Juvenile Detention Center will cease. Detainees will be given increased telephone/facetime contact in compensation.

a) All timeservers, reporting to the Detention Center, will be suspended until further notice.

b) Civilians needing to gain access to the Detention Center will be screened prior to admittance in accordance with recommendations from the CDC.

c) All Detention intakes will continue to be screened by the standard detention tools; however, they will also be reviewed by the Judge for final approval for admittance.

d) Coordination of placement with temporary foster care until the next day's arraignment hearings, on misdemeanor domestic violence cases, will be suspended.

e) ATTORNEYS and JDC: All attorneys are encouraged to have telephone contact with their client as opposed to a face-to-face visit. In the event a face-to-face visit is necessary, those shall only be permitted to occur on Mondays – Fridays between the hours of 8:00 a.m. and 2:00 p.m. Any attorney assigned to represent a juvenile for a detention hearing is directed to contact JDC control (513.695.1392) regarding contacting their client prior to the detention/arraignment hearing.

f) This is an issue that we will monitor and reevaluate on a recurring basis.

10. MARY HAVEN YOUTH CENTER. All in-person visitation for Mary Haven Youth Center will cease. Residents will be given increased telephone/facetime contact in compensation.

a) All weekend passes are suspended.

b) Evening Reporting Center is suspended.

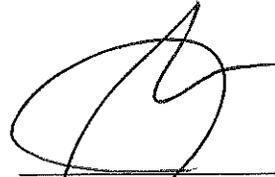
c) S.O.S. School is suspended.

d) In-person family counseling sessions will occur at the discretion of the facility management and clinical team.

- e) Civilians needing to gain access to Mary Haven Youth Center will be screened prior to admittance in accordance with recommendations from the Centers for Disease Control and Prevention.

11. This *Second Amended Entry and Order* shall be posted conspicuously throughout the Courthouse and on the Court's website.

IT IS SO ORDERED.



Joseph W. Kirby
Probate-Juvenile Judge



WARREN COUNTY
COMMON PLEAS COURT
PROBATE / JUVENILE DIVISION

900 Memorial Drive, Lebanon, Ohio 45036

March 23, 2020

To the Citizens of Warren County:

This in an unprecedented time in our society. We are at war with an unseen enemy that does not discriminate. The Court is aware of the misconceptions, misinformation and bad information being spread from shore to shore with respect to the coronavirus. People are acting out of fear and whether that fear is rational or not, the fear itself is present and it is real.

The emergency health orders that have been put in place by our national, state and local governments are to be followed whether you agree with them or not. We need to stay calm and listen to the experts. Your situational awareness is of the utmost importance. This virus is a force to be reckoned with and we need to be more diligent than ever to stop the spreading of it.

One of the best analogies of this virus goes like this: look at COVID-19 as glitter and it's on a doorknob. You touched that doorknob and now the glitter is on your hand. You go to a store and you pay cash for a drink, pick up your phone, and greet your friend on the way out of the store (hand shake, fist bump, or high five). Then you wash your hands and wash off the glitter. Your friend hops in his car, goes home and touches his eyes, nose or mouth on the drive home. These spots are basically glitter transfer sites. They take the glitter from your outer body and bring it to your immune system. So now your friend is infected with glitter. Meanwhile, the cashier that took your cash has glitter on her hands. She goes home, grabs both of her baby girls and gives them a hug and a kiss. So now the babies have glitter on them, so naturally as babies do, they put their hands in their mouth. Glitter transfer sites once again. But we're not done. You washed your hands and you used soap and even used a paper towel to turn the contaminated taps off. But you did not clean your phone and your phone has glitter on it. So now with your freshly cleaned hands you pick up your phone, and, well, you get the idea.

Despite this rapidly spreading virus, it is vital that the courts continue their operations to ensure the public's access to its services. We have to develop new ways of conducting business, which sometimes changes from day to day and week to week, taking into consideration the health and safety of the public as well as our staff, all the while being mindful of the structure and dictates of our Constitution and our laws. Our continued operation during this health crisis must remain consistent with the State's public health strategy, which is, in a nutshell, to stop the spreading of this deadly virus and to save peoples' lives.

Judge Joseph W. Kirby

Phone: 513.695.2686 • Fax: 513.695.2345

JdgJoseph.Kirby@co.warren.oh.us

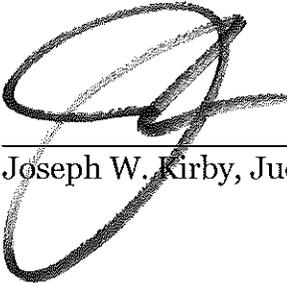
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In order to accomplish this daunting task, not every case is going to receive the Court's priority and attention. And, since there is no credible information available which would indicate just how long this health crisis is going to last, we are unable to tell you when your case is going to be rescheduled. The Court will be open to address emergency and time-sensitive matters only, and effectively closed to the public for non-essential purposes.

Therefore, in the spirit of alerting the public as to what kinds of cases it will be hearing, and the manner in which it will hear them, as well as giving the public information regarding how the Court plans on continuing its other functions such as probation, detention, and our rehabilitation center, the Court will offer the following informational sheet.

For the cases which will not warrant immediate Court action, the Court also will provide you with suggestions as a means to help facilitate a resolution of your situation on your own.

God bless you all.

A handwritten signature in black ink, appearing to read 'J. Kirby', is written above a horizontal line.

Joseph W. Kirby, Judge