FIFTH JUDICIAL DISTRICT
Administrative Office
State of Idaho
SEP 17 2021
By

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO

ORDER RE: POSTPONEMENT OF JURY TRIALS AND GRAND JURY PROCEEDINGS, AND MANDATORY SAFETY PROTOCOLS IN COURT FACILITIES OF THE FIFTH JUDICIAL DISTRICT	**ADMINISTRATIVE ORDER 2021-35**

Eric J. Wildman, Administrative District Judge of the Fifth Judicial District hereby finds and Orders as follows:

WHEREAS on June 25, 2021 the Idaho Supreme Court issued its Amended Order entitled "EMERGENCY ORDER REGARDING COURT SERVICES." Said Order contained the following requirements and prohibitions:

> 2. **Administrative District Judges Authorized to Issue Orders Regarding Courthouse and Courtroom Risk Reduction Protocols in Their Districts:** If, as reflected in [the Weekly Publication of COVID-19 Incidence Rates], a county's seven-day moving average incidence rate of confirmed or presumed cases of COVID-19 is 25.0 or greater per 100,000 population, the Administrative District Judge shall enter an administrative order defining the safety protocols that will be required in the county's courthouse. The Order will, at a minimum, require all persons entering the courthouse to do court business to wear a mask that covers the nose and mouth and maintain six feet of social distance from anyone that does not live in their household.

and;

> 7. **Weekly COVID-19 Incidence Rate Jury Trial Postponements:** Jury proceedings, including jury trials and grand jury proceedings, may commence anytime during a calendar week unless the Administrative District Judge has determined that the County in which the prospective juror has been summoned to attend court has a seven-day moving average incidence rate of confirmed or presumed cases of COVID-19 of 25.0 or greater per 100,000 population as reflected on the Cases by County page of the Idaho Department of Health and Welfare's COVID-19 Data Dashboard available at https://coronavirus.idaho.gov.

and;

WHEREAS, the seven-day moving average incidence rate of confirmed or presumed cases of COVID-19, for Thursday, September 16th, 2021, in the Fifth Judicial District is as follows:

Camas County	129.2
Cassia County	47.6
Gooding County	128.0
Jerome County	109.4
Lincoln County	45.3
Minidoka County	55.7
Twin Falls County	104.7

IT IS HEREBY ORDERED as follows:

1. Jury Trials and Grand Jury Proceedings in **Camas, Cassia, Gooding, Jerome, Lincoln, Minidoka and Twin Falls Counties,** are suspended for the week of September 27, 2021.

IT IS FURTHER ORDERED that all persons entering a Court Facility in **Camas, Cassia, Minidoka** and **Twin Falls** Counties, or a Courtroom or the Court Services Office in **Gooding, Jerome or Lincoln** Counties, to do court business shall be subject to and maintain the following protocols;

2. All persons are required to wear a mask while in a designated court facility, courtroom or court services office on court business.

3. All persons, not of the same household, must observe a minimum of six feet of social distancing from other persons.

This Order is to remain in effect until the seven-day moving average incidence rate in any of the above-mentioned counties falls below 25.0, as determined by the Idaho Department of Health and Welfare.

IT IS HEREBY ORDERED.

Dated this 17th day of September 2021.

Honorable Eric J. Wildman
Administrative District Judge
Fifth Judicial District

C: 5th Judicial District Elected Clerks
5th Judicial District Magistrate and District Judges
5th Judicial District Jury Commissioners
5th Judicial District Court Reporters
Shelli Tubbs, 5th Judicial District Trial Court Administrator
Sara Omundson, ADOC, Idaho Supreme Court
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