

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

ORDER RE: JURY TRIALS/GRAND
JURY IMPANELMENT PROHIBITED
FROM COMMENCING FOR THE
WEEK OF March 8-12, 2021

ADMINISTRATIVE ORDER
2021-07

Dane H. Watkins, Jr., Administrative District Judge of the Seventh Judicial District hereby finds and orders as follows:

WHEREAS on October 8, 2020, the Idaho Supreme Court issued its Amended Order entitled “In Re: Jury Trials,” the provisions of which govern the conduct of jury trials in Idaho (“Amended Jury Trial Order”); and,

WHEREAS on February 3, 2021 the Idaho Supreme Court issued a further Order regarding Jury Trials entitled “Re: Commencement of Jury Trials and Grand Jury Impanelment” (“Jury Trial Commencement Order”) whereby the Idaho Supreme Court provided that Jury Trials will resume as of March 1, 2021 and that further requires the Administrative District Judge to review the Cases by County page of the Idaho Department of Health and Welfare’s COVID-19 Data Dashboard (at www.coronavirus.idaho.gov) each week to determine if jury trials and grand jury impanelment may proceed for a particular county for any given week as outlined in the Jury Trial Commencement Order (Idaho Supreme Court report summarizing the Data Dashboard attached); and,

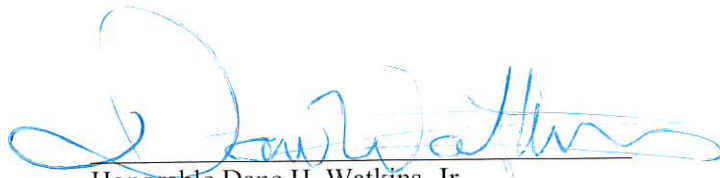
WHEREAS on September 16, 2020, the Idaho Supreme Court issued its Order entitled “RE: Grand Jury Proceedings,” the provisions of which govern the conduct of grand jury proceedings in Idaho (“Grand Jury Proceedings Order”), as amended on October 6, 2020; and,

WHEREAS, pursuant to either paragraph 4(a) or 4(b) of the Jury Trial Commencement Order, the Honorable Dane H. Watkins, Jr. finds that certain counties in the Seventh Judicial District currently meet the criteria set forth and described in said paragraphs, and either have an incidence rate of confirmed or presumed cases of COVID 19 of 25.0 or greater per 100,000 population **OR** have an incidence rate of COVID-19 between 14.0 and 24.9 per 100,000 population and further that those counties have an upward trend as defined in the Jury Trial Commencement Order;

THEREFORE, IT IS HEREBY ORDERED that the following Counties of the Seventh Judicial District **SHALL NOT conduct jury trials nor grand jury impanelment proceedings for the week of March 8-12, 2021** and that any jury trial set to proceed during that time frame in those counties shall be vacated and reset and grand jury impanelment proceedings set for the same week shall be vacated and referred to the presiding judge for any further action.

Bingham County, Idaho	Fremont County, Idaho
Bonneville County, Idaho	Jefferson County, Idaho
	Madison County, Idaho
	Teton County, Idaho

Dated this 26 day of February, 2021.

A handwritten signature in blue ink, appearing to read "Dane H. Watkins, Jr.", written over a horizontal line.

Honorable Dane H. Watkins, Jr.
Administrative District Judge
Seventh Judicial District

Cc:

7th Judicial District Elected Clerks
7th Judicial District Jury Commissioners
7th Judicial District Magistrate & District Judges
7th Judicial District Court Reporters
7th Judicial District Lead Court Clerks
Tammie D. Whyte, Trial Court Administrator
Sara Omundson, ADOC, Idaho Supreme Court

COVID-19 Incidence Trends for Jury Trial Considerations

For the week of February 26, 2021 (February 18-February 25)

	County	7-Day Moving Average Incidence Rate		Trend	Jury Trials Allowed
		Prior Week	Current Week		
First District	Benewah	43.0	55.3	Upward	No
	Bonner	17.8	10.6	Downward	Yes
	Boundary	22.2	23.3	Upward	No
	Kootenai	16.2	15.4	Downward	Yes
Second District	Shoshone	7.8	10.0	Upward	Yes
	Clearwater	11.4	11.4	Stable	Yes
	Idaho	3.4	2.6	Downward	Yes
	Latah	12.5	27.4	Upward	No
	Lewis	3.7	3.7	Stable	Yes
Third District	Nez Perce	2.5	6.0	Upward	Yes
	Adams	16.6	20.0	Upward	No
	Canyon	13.6	11.1	Downward	Yes
	Gem	5.5	7.9	Upward	Yes
	Owyhee	8.5	6.0	Downward	Yes
Fourth District	Payette	8.9	2.4	Downward	Yes
	Washington	5.6	2.8	Downward	Yes
	Ada	13.8	13.3	Downward	Yes
	Boise	5.5	10.9	Upward	Yes
Fifth District	Elmore	10.4	10.4	Stable	Yes
	Valley	7.5	5.0	Downward	Yes
	Blaine	25.4	13.7	Downward	Yes
	Camas	0.0	0.0	Stable	Yes
	Cassia	7.7	8.9	Upward	Yes
	Gooding	5.6	10.4	Upward	Yes
	Jerome	9.9	8.8	Downward	Yes
	Lincoln	2.7	2.7	Stable	Yes
Sixth District	Minidoka	6.8	6.1	Downward	Yes
	Twin Falls	8.7	9.9	Upward	Yes
	Bannock	23.9	20.3	Downward	Yes
	Bear Lake	7.0	14.0	Upward	No
	Caribou	6.0	10.0	Upward	Yes
Seventh District	Franklin	15.4	10.3	Downward	Yes
	Oneida	25.2	9.5	Downward	Yes
	Power	1.9	3.7	Upward	Yes
	Bingham	12.2	14.0	Upward	No
	Bonneville	15.8	29.6	Upward	No
	Butte	22.0	5.5	Downward	Yes
	Clark	0.0	0.0	Stable	Yes
	Custer	0.0	6.6	Upward	Yes
	Fremont	14.2	18.5	Upward	No
Jefferson	18.2	26.3	Upward	No	
	Lemhi	14.2	5.3	Downward	Yes
	Madison	31.5	55.1	Upward	No
	Teton	14.1	15.3	Upward	No

This report provides COVID-19 7-day moving average incidence rates for each county to be considered by court administrators to determine whether jury trials are allowed to occur during the upcoming week. Data in this report show the incidence rates on Thursday of the current and prior week. The information here reflects what is reported on the Department of Health and Welfare's website between 5:00 p.m. on Thursday and 8:00 a.m. on Friday of the current week. **Data on the website are subject to change and may not reflect the information in this report.**