

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 April 19-23, 2021

ADMINISTRATIVE ORDER
2021-16

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,

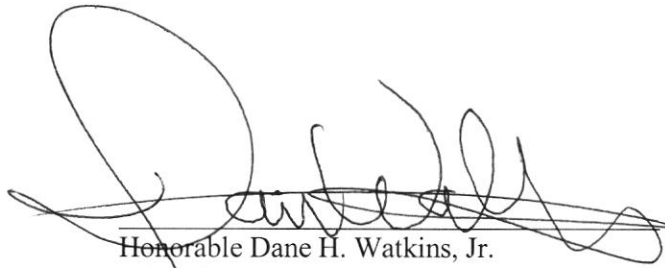
WHEREAS on September 16, 2020, the Idaho Supreme Court issued its Order entitled “RE: Grand Jury Proceedings,” the provisions of which govern the conduct of grand jury proceedings in Idaho (“Grand Jury Proceedings Order”), as amended on October 6, 2020; and,

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 April 19-23, 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
Clark County, Idaho	
	Madison County, Idaho

Dated this 2nd day of April, 2021.



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 April 9, 2021 (April 1-April 8)

	County	7-Day Moving Average Incidence Rate		Trend	Jury Trials Allowed
		Prior Week	Current Week		
First District	Benewah	4.6	6.1	Upward	Yes
	Bonner	7.2	7.5	Upward	Yes
	Boundary	3.5	3.5	Stable	Yes
	Kootenai	7.0	8.3	Upward	Yes
	Shoshone	6.7	6.7	Stable	Yes
Second District	Clearwater	3.3	6.5	Upward	Yes
	Idaho	1.7	1.7	Stable	Yes
	Latah	7.5	16.0	Upward	No
	Lewis	7.4	0.0	Downward	Yes
	Nez Perce	6.4	8.1	Upward	Yes
Third District	Adams	0.0	0.0	Stable	Yes
	Canyon	15.2	11.6	Downward	Yes
	Gem	4.7	3.2	Downward	Yes
	Owyhee	6.0	7.2	Upward	Yes
	Payette	8.4	11.9	Upward	Yes
Fourth District	Washington	8.4	2.8	Downward	Yes
	Ada	17.4	17.6	Upward	No
	Boise	14.6	5.5	Downward	Yes
	Elmore	23.9	24.4	Upward	No
	Valley	8.8	0.0	Downward	Yes
Fifth District	Blaine	21.1	19.9	Downward	Yes
	Camas	0.0	0.0	Stable	Yes
	Cassia	8.3	5.4	Downward	Yes
	Gooding	8.5	2.8	Downward	Yes
	Jerome	2.9	3.5	Upward	Yes
	Lincoln	8.0	0.0	Downward	Yes
	Minidoka	4.8	1.4	Downward	Yes
	Twin Falls	5.3	12.3	Upward	Yes
Sixth District	Bannock	20.7	11.1	Downward	Yes
	Bear Lake	0.0	9.3	Upward	Yes
	Caribou	33.9	24.0	Downward	Yes
	Franklin	34.0	15.4	Downward	Yes
	Oneida	12.6	6.3	Downward	Yes
Seventh District	Power	9.3	3.7	Downward	Yes
	Bingham	17.7	21.7	Upward	No
	Bonneville	41.0	27.5	Downward	No
	Butte	22.0	0.0	Downward	Yes
	Clark	16.9	33.8	Upward	No
	Custer	9.9	3.3	Downward	Yes
	Fremont	13.1	14.2	Upward	No
	Jefferson	39.2	26.8	Downward	No
	Lemhi	1.8	0.0	Downward	Yes
	Madison	44.0	50.1	Upward	No
Teton	27.1	14.1	Downward	Yes	

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.**