

**IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT
OF THE STATE OF IDAHO**

ORDER RE: POSTPONEMENT OF JURY TRIALS AND MANDATORY SAFETY PROTOCOLS IN THE BENEWAH, BONNER, BOUNDARY, KOOTENAI AND SHOSHONE COUNTY COURTHOUSES.	ADMINISTRATIVE ORDER H21- DW.26
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Rich Christensen, Administrative District Judge of the First Judicial District hereby finds and Orders as follows:

WHEREAS, on November 23, 2021 the Idaho Supreme Court issued an “EMERGENCY ORDER REGARDING COURT SERVICES”. Said Order contained, among other requirements, the following requirements and prohibitions:

2. Administrative District Judges Authorized to Issue Orders Regarding Courthouse and Courtroom Risk Reduction Protocols in Their Districts:

If a county is located within a public health district in which Idaho’s crisis standards of care are currently activated, or 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.(emphasis in original). 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.** (emphasis added)

and;

7. Jury Trial Postponements: Jury proceedings, including jury trials and grand jury proceedings, may commence anytime during a calendar week unless:

a. the county in which the jury trial is to be held is located in a public health district in which Idaho’s crisis standards of care are activated; or

b. 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 www.coronavirus.idaho.gov

and;

WHEREAS; the Panhandle Health District, which encompasses the whole geographic area of the First Judicial District is still under Idaho's crisis standard of care.

and;

WHEREAS, the seven-day moving average incidence rate of confirmed or presumed cases of COVID-19 for Wednesday November 24, 2021¹ in the following counties is as listed:

Benewah	122.9
Bonner	60.9
Boundary	45.5
Kootenai	32.1
Shoshone	38.8

IT IS HEREBY ORDERED as follows:

1. Jury Trials in all counties of the First Judicial District are suspended for the week of December 6, 2021

IT IS FURTHER ORDERED that all persons entering any Courthouse within the First Judicial District to do court business shall be subject to and maintain the following protocols:

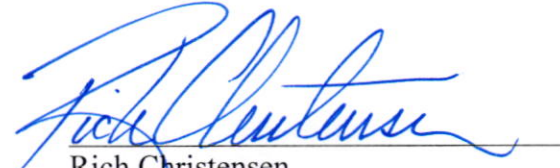
2. All persons are required to wear a mask while in a courthouse on court business.

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

¹ The standard reporting date for the seven day moving average incidence rate is Thursday evening, however due to Thursday, November 25th being the Thanksgiving Day holiday the Administrative Office of the Courts has used the data from Wednesday, November 24th for this week.

This Order as to masks and social distancing is to remain in effect until the seven-day moving average incidence rate in falls below 25.0 (as to each individual county) and the critical standards of care are lifted in the Panhandle Health District, as determined by the Idaho Department of Health and Welfare.

IT IS SO ORDERED this 26th day of November, 2021



Rich Christensen
Administrative District Judge
First Judicial District