

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

ORDER RE: JURY TRIALS FOR THE WEEK OF FEBRUARY 7, 2022	ADMINISTRATIVE ORDER H22- DW.5
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Cynthia K.C. Meyer, Administrative District Judge of the First Judicial District, hereby finds and Orders as follows:

WHEREAS, on November 29, 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 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:** On or after December 6, 2021, 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

and;

WHEREAS, the seven-day moving average incidence rate of confirmed or presumed cases of COVID-19 for the reporting week ending January 27, 2022, in the following counties is as listed below:

Benewah	46.1
Bonner	69
Boundary	64.2
Kootenai	70
Shoshone	56.6

and;

WHEREAS, crisis standards of care for Kootenai Health have been lifted;

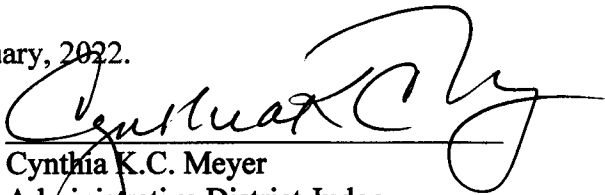
IT IS HEREBY ORDERED as follows:

1. Jury trials in Benewah, Bonner, Boundary, Kootenai, and Shoshone Counties are suspended for the week of February 7, 2022.
2. Jury trials for the week of February 7, 2022 may resume in N/A, **subject to the authority of any judge presiding over a trial to postpone a trial depending on later 7-day average incidence rates.**

IT IS FUTURE 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:

3. All persons are required to wear a mask while in a courthouse on court business. In addition, all persons, not of the same household, must observe a minimum of six feet of social distancing from other persons. If the crisis standards of care are removed **and** a county's 7-day average incidence rate is 24.9 or below, these requirements will be vacated. However, presiding judges have full authority to order masking and social distancing during court proceedings.

IT IS SO ORDERED this 27th day of January, 2022.


Cynthia K.C. Meyer
Administrative District Judge
First Judicial District