

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 22-26, 2021

ADMINISTRATIVE ORDER
2021-11

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,

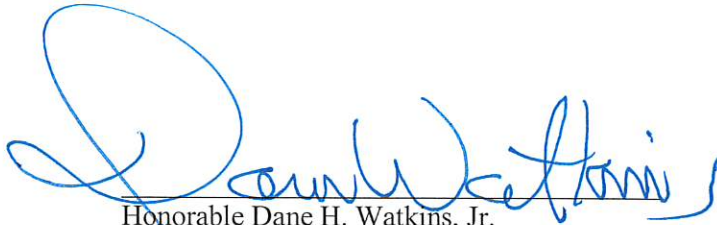
WHEREAS on September 16, 2020, the Idaho Supreme Court issued its Order entitled “RE: Grand Jury Proceedings,” the provisions of which govern the conduct of grand jury proceedings in Idaho (“Grand Jury Proceedings Order”), as amended on October 6, 2020; and,

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 22-26, 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	
Bonneville County, Idaho	Jefferson County, Idaho
Clark County, Idaho	
	Madison County, Idaho

Dated this 12 day of March, 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 March 12, 2021 (March 4-March 11)

	County	7-Day Moving Average Incidence Rate		Trend	Jury Trials Allowed
		Prior Week	Current Week		
First District	Benewah	27.7	15.4	Downward	Yes
	Bonner	12.5	10.0	Downward	Yes
	Boundary	5.8	1.2	Downward	Yes
	Kootenai	13.8	12.5	Downward	Yes
	Shoshone	12.2	7.8	Downward	Yes
Second District	Clearwater	9.8	9.8	Stable	Yes
	Idaho	4.3	1.7	Downward	Yes
	Latah	25.6	18.9	Downward	Yes
	Lewis	14.9	7.4	Downward	Yes
	Nez Perce	7.4	9.2	Upward	Yes
Third District	Adams	0.0	6.7	Upward	Yes
	Canyon	12.7	8.0	Downward	Yes
	Gem	5.5	0.8	Downward	Yes
	Owyhee	15.7	7.2	Downward	Yes
	Payette	5.4	8.9	Upward	Yes
	Washington	5.6	4.2	Downward	Yes
Fourth District	Ada	12.4	13.3	Upward	Yes
	Boise	5.5	9.1	Upward	Yes
	Elmore	10.4	10.4	Stable	Yes
	Valley	8.8	8.8	Stable	Yes
Fifth District	Blaine	19.9	8.7	Downward	Yes
	Camas	12.9	0.0	Downward	Yes
	Cassia	6.5	6.5	Stable	Yes
	Gooding	1.9	3.8	Upward	Yes
	Jerome	8.8	3.5	Downward	Yes
	Lincoln	8.0	5.3	Downward	Yes
	Minidoka	6.1	6.8	Upward	Yes
	Twin Falls	5.9	4.6	Downward	Yes
Sixth District	Bannock	14.0	19.7	Upward	No
	Bear Lake	14.0	18.7	Upward	No
	Caribou	6.0	2.0	Downward	Yes
	Franklin	9.3	14.4	Upward	No
	Oneida	9.5	6.3	Downward	Yes
	Power	9.3	9.3	Stable	Yes
Seventh District	Bingham	25.0	32.7	Upward	No
	Bonneville	36.2	59.8	Upward	No
	Butte	11.0	0.0	Downward	Yes
	Clark	0.0	16.9	Upward	No
	Custer	13.2	6.6	Downward	Yes
	Fremont	30.5	14.2	Downward	Yes
	Jefferson	23.4	41.1	Upward	No
	Lemhi	10.7	8.9	Downward	Yes
	Madison	32.2	42.2	Upward	No
	Teton	24.7	21.2	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.**