

NOV 26 2021

By 

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

**ORDER RE:  
POSTPONEMENT OF JURY TRIALS AND  
GRAND JURY PROCEEDINGS, AND  
MANDATORY SAFETY PROTOCOLS IN  
COURT FACILITIES OF THE FIFTH  
JUDICIAL DISTRICT**

**ADMINISTRATIVE ORDER  
2021-40**

Eric J. Wildman, Administrative District Judge of the Fifth Judicial District hereby finds and Orders as follows:

WHEREAS on November 23, 2021 the Idaho Supreme Court issued its Amended Order entitled "EMERGENCY ORDER REGARDING COURT SERVICES." Said Order contained 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. 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.

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 or 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 <https://coronavirus.idaho.gov>.

and;

WHEREAS, the seven-day moving average incidence rate of confirmed or presumed cases of COVID-19, for Thursday, November 25, 2021, in the Fifth Judicial District is as follows:

Blaine County	23.0	Jerome County	20.5
Camas County	12.9	Lincoln County	55.9
Cassia County	8.3	Minidoka County	10.2
Gooding County	15.1	Twin Falls County	18.7

IT IS HEREBY ORDERED as follows:

1. Jury Trials and Grand Jury Proceedings in **Lincoln County**, are suspended for the week of December 06, 2021.

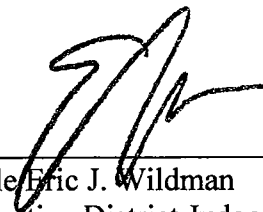
IT IS FURTHER ORDERED that all persons entering a Court Services Office in **Lincoln County** to do court business shall be subject to and maintain the following protocols;

2. All persons are required to wear a mask while in a designated court facility, courtroom or court services office on court business.
3. All persons, not of the same household, must observe a minimum of six feet of social distancing from other persons.

**This Order is to remain in effect until the seven-day moving average incidence rate in any of the above-mentioned counties falls below 25.0, as determined by the Idaho Department of Health and Welfare.**

IT IS HEREBY ORDERED.

Dated this 26th day of November 2021.



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Honorable Eric J. Wildman  
Administrative District Judge  
Fifth Judicial District

C: 5th Judicial District Elected Clerks  
5th Judicial District Magistrate and District Judges  
5th Judicial District Jury Commissioners  
5th Judicial District Court Reporters  
Shelli Tubbs, 5th Judicial District Trial Court Administrator  
Sara Omundson, ADOC, Idaho Supreme Court  
Idaho Supreme Court, [AdminOrders@idcourts.net](mailto:AdminOrders@idcourts.net)  
Sean Go, [sgo@idcourts.net](mailto:sgo@idcourts.net)