

IN THE MUNICIPAL COURT
FOR THE CITY OF PUYALLUP

IN THE MATTER OF) ADMINISTRATIVE ORDER
Emergency Response to Public Health Threat)
(Coronavirus/COVID-19)) NO. 20-04
) Amending Orders 20-02; 20-03

WHEREAS the Chief Justice has issued an emergency order in response to the public health emergency that affects operations of trial courts in Washington State on March 4, 2020; and

WHEREAS, the Washington State Supreme Court has adopted Order No. 25700-B-602, granting emergency authority to this court to adopt, modify, and suspend court rules and orders, and to take further actions concerning court operations, as warranted to address the current state of emergency; and

WHEREAS, to reduce spread of COVID-19, the United States Centers for Disease Control and Prevention and the Washington State Department of Health (DOH) recommend implementation of community mitigation strategies to increase containment of the virus, including cancellation of large gatherings and social distancing in smaller gatherings; and

WHEREAS, on February 29, 2020, Governor Jay Inslee issued Proclamation 20-05, declaring a state of emergency as a result of the public health emergency posed by coronavirus/COVID-19, subsequently amending the order multiple times to curtail spread of the virus; and

WHEREAS, the Washington State Supreme Court further adopted Order No. No. 25700-B-607 on March 18, 2020 (and amended March 20, 2020), directing courts to limit in person hearings and to continue all non-emergent out of custody matters to a date after April 24, 2020; and

NOW, THEREFORE, IT IS HEREBY ORDERED:

- 1) Effective Friday, March 20, 2020 and continuing through Friday, April 24, 2020:

With the exceptions set forth below, all criminal matters already pending shall be continued until after April 24, 2020. Arraignment on out of custody cases filed between today's date and April 24, 2020 shall be deferred until a date 45 days after the filing of charges. Good cause exists under CrRLJ 4.1 to extend the arraignment dates. The new arraignment date shall be considered the "initial commencement date" for purposes of establishing the time for trial under CrRLJ 3.3(c)(1).

Exceptions include:

- a) Any hearing set upon judicial determination of an emergent need. All such hearings will be scheduled to be heard at 2 p.m. on a M, W, or F and will be conducted telephonically whenever possible. When impossible, social distancing measures will be implemented.
- b) Any matter that may be resolved by written motion and order or may be conducted telephonically.
- c) Consistent with paragraph 6 of Supreme Court Order 25700-B-607, ex parte hearings for no contact orders. Prosecutors may appear via written motion.
- d) The following **in custody** matters which will be conducted via video:
 - 1) Arraignments, plea hearings, criminal motions, and sentencing hearings. For purposes of this order, criminal motions include competency hearings and revocation/review hearings where persons have been booked on warrants for post-conviction matters.

For attorneys and interested parties in the courtroom, social distancing measures will be implemented. The Court may prohibit entry to or remove any person exhibiting signs of illness. The Court may also limit the number of individuals in the courtroom.

- 2) Any in custody matter pending trial shall be continued per Supreme Court Order 25700-B-607, paragraph 9.

- 2) **The front counter will be closed to the public through April 24, 2020.** All business with the Clerk's office will be conducted telephonically, via Live Chat, electronically, by fax, or by U.S. mail. The Court will accept filings by e-mail during the pendency of this order. Payments and correspondence may be left in the Court's drop box. Payments may also be made on-line or by phone via N Courts.

- 3) Effective Friday, March 20, 2020, and continuing through Friday, April 24, 2020:
Except for hearings by mail, all civil infraction hearings currently set will be continued to a date after April 30, 2020.

Where a hearing is requested for any infraction filed between March 17 and April 24, 2020, the hearing may be scheduled to a date beyond the time limits of IRLJ 2.2.

- 4) Continuing in effect, and ending at a date to be determined by future court order:
 - a) All probation appointments will be conducted telephonically. It is the responsibility of defendants to call the probation office at the appointment time;
 - b) All Community Court case manager appointments will be conducted telephonically. It is the responsibility of defendants to call the case manager at the appointment time;
 - c) The Community Court services and community service team is suspended;

- 5) For all cases currently pending and for new cases filed during the pendency of this order, the delay/continuance of cases shall constitute an excluded period and/or be subject to this Court's now standing order suspending court rules for speedy trial purposes, which includes, but is not limited to, CrRJL 3.3, CrRLJ 4.1, IRLJ 2.2, IRLJ 2.4, IRLJ 2.6, and any other applicable court rule.

- 6) Notices for future dates for all cases delayed by this order will be mailed to the parties via U.S. mail. Any party needing to update a mailing address should contact the court at (253) 841-5450.

- 7) For instances not specified above and where applicable to a municipal court, the Supreme Court of Washington Corrected Order No. 25700-B-607 and dated March 19, 2020 is hereby incorporated by reference.

8) The Court may extend or revise this order as required by the continuing public health emergency, and if necessary, will do so by further order.

DATED this 20 day of March, 2020.



Andrea Beall, Presiding Judge