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SP. No. 3CSP-20-0000022

IN THE CIRCUIT COURT OF THE THIRD CIRCUIT

STATE OF HAWAI‘I

In the Matter of the CIRCUIT COURT OF THE THIRD CIRCUIT'S RESPONSE TO THE COVID-19 OUTBREAK	(Special Proceeding) EMERGENCY ORDER #4 REGARDING FAMILY COURT OF THE THIRD CIRCUIT

EMERGENCY ORDER #4 REGARDING FAMILY COURT OF THE THIRD CIRCUIT

This matter comes before the Court in light of the public health emergency in the State of Hawai‘i.

Pursuant to the Order of Chief Justice Mark E. Recktenwald filed March 16, 2020 under SCMF No. 20-0000152 regarding the coronavirus (COVID-19) and with authority as Chief Judge of the above-entitled Court, IT IS HEREBY ORDERED:

1. The following Family Court essential calendars shall continue to be conducted:
    a. Temporary Restraining Orders ("TROs");
    b. Gun Violence Protective Orders;

c. Shelter hearings;
d. Detention hearings;
e. Involuntary hospitalization (civil commitment) hearings;
f. Emergency guardianships;
g. Child Welfare Services Cases, including temporary foster custody and motions when a child is removed from family supervision to foster custody, but excluding Termination of Parental Right trials.

2. The following Family Court calendars will be continued until after April 30, 2020:
    a. Divorce (all matters except for motions for urgent relief to be considered on a case by case basis by the court);
    b. Paternity (all matters except for motions for urgent relief to be considered on a cases by case basis by the court);
    c. Guardianships (minor and incapacitated adults), excluding emergency guardianships;
    d. Adoptions;
    e. Assisted Community Treatment (“ACT”);
    f. Any hearing as determined by the Court except for essential hearing as evaluated on a case-by-case basis;
    g. Non-custody juvenile matters such as disposition hearings, further disposition and review hearings, arraignment matters, trials and school non-attendance hearings;
    h. Child Welfare Services trials; and
    i. All Specialty Court hearings, including Juvenile Drug Court, Family Drug Court, Imua Kakou, and Truancy Court;
    j. Miscellaneous proceedings, UCCJEA & UIFS proceedings;

3. The Kids First and Children in Transition programs are suspended until after April 30, 2020;
4. The following Family Court Adult Criminal Division calendars will continue to be conducted:
    a. Arraignment and plea;
    b. Bail hearings;
    c. Orders for temporary hospitalization;
    d. Motions to revoke conditional release; and
    e. Initial appearance and preliminary hearings in felony cases.
5. All other matters in the Family Court Adult Criminal Division, including all trials, are continued until after April 30, 2020.

IT IS SO ORDERED:

DATED: Kailua-Kona, Hawai‘i _____March 18, 2020_____

Hon. Melvin H. Fujino, Interim Chief Judge
Third Circuit Court, State of Hawai'i