FILED
SUPREME COURT
STATE OF WASHINGTON
SEPTEMBER 10, 2020 BY
SUSAN L. CARLSON
CLERK

THE SUPREME COURT OF WASHINGTON

IN THE MATTER OF STATEWIDE RESPONSE BY WASHINGTON STATE COURTS TO THE COVID-19 PUBLIC HEALTH EMERGENCY	)	ORDER EXTENDING EXCLUDED PERIOD IN CALCULATING TIME FOR TRIAL, AND ADOPTING RELATED EMERGENCY MEASURES
	)	No. 25700-B-642

WHEREAS, on February 29, 2020, Governor Inslee proclaimed a state of emergency due to the novel coronavirus disease (COVID-19) outbreak in Washington; and on March 13, 2020, President Trump declared a national emergency due to the COVID-19 outbreak across the United States; and

WHEREAS, pursuant to this Court's prior orders, many Washington courts have taken important steps to protect public health while ensuring continued access to justice and essential court services, including by strictly observing social distancing measures, holding proceedings remotely, suspending many in-building operations, and promulgating emergency rules as necessary; and

WHEREAS, the coordinated response from Washington courts to prevent the further spread of COVID-19 must be continued beyond the timeframes in this Court's prior orders while allowing courts to operate effectively and maintain effective and equitable access to justice; and

WHEREAS, the Court will continue to consult with trial courts, justice partners, and coordinate branches of government concerning necessary emergency measures to protect public health and safety and promote the orderly administration of justice, but recognizes the need to enter this order immediately.

NOW, THEREFORE, pursuant to the Supreme Court's authority to administer justice and to ensure the safety of court personnel, litigants, and the public,

IT IS HEREBY ORDERED:

1. The provisions of this Order apply to all criminal and juvenile offender matters and shall take effect immediately. The provisions of this Court's Order of May 29, 2020, remain in effect, except to the extent that they may conflict with this Order. In that situation, the provisions of this Order shall control.
2. The serious danger posed by COVID-19 constitutes an unavoidable circumstance under CrR 3.3(e)(8), CrRLJ 3.3(e)(8), and JuCR 7.8(e)(7), so the time between May 29, 2020 (the date of this Court's last Order on these topics) and the next scheduled court hearing

after October 15, 2020, shall be EXCLUDED when calculating the time for trial. CrR 3.3(e)(3), CrRLJ 3.3(e)(3), JuCR 7.8(e)(3).

3. The provisions of CrR. 2.2(g) and CrRLJ 2.2(g) are suspended for the duration of the Governor's state of emergency in response to the COVID-19 pandemic.
4. An attorney's signature on an order to continue constitutes a representation that the client has been consulted and agrees to the continuance.
5. In all criminal and juvenile offender matters, courts shall allow attorneys to waive their clients' presence unless their presence is deemed necessary by the court.

DATED at Olympia, Washington this 10th day of September, 2020.

For the Court

Stephens, C.J.
CHIEF JUSTICE