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THIRD CIRCUIT
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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) FOURTH AMENDED EMERGENCY ORDER #5 REGARDING DISTRICT COURT OF THE THIRD CIRCUIT

FOURTH AMENDED EMERGENCY ORDER #5 REGARDING
DISTRICT 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 Orders of Chief Justice Mark E. Recktenwald filed March 16, 2020, Order Directing Courthouse closures filed March 20, 2020, Order Regarding Trials filed April 17, 2020, Order Regarding Remote Court Procedures filed April 24, 2020, Order Regarding Judiciary Operations filed April 27, 2020, Order Regarding Jury Trials and Grand Juries filed May 22, 2020, Order Regarding Judiciary Operations filed May 28, 2020, Order Regarding Judiciary Operations filed June 23, 2020 under SCMF No. 20-0000152 regarding the coronavirus (COVID-19) and with authority as Interim

Chief Judge of the above-entitled Court, IT IS HEREBY ORDERED:

1. The following shall apply to all civil and criminal proceedings:

All calendars shall resume on June 1, 2020.

2. The following shall apply to all district court civil proceedings:

Pursuant to Governor Ige's Ninth Supplemental Proclamation Related to COVID-19 Emergency, issued on June 10, 2020, there remains a moratorium on residential evictions based on a tenant's failure to pay rent, maintenance fees, utility charges, taxes or other fees required for the residential dwelling unit.

All District Court proceedings will be heard in person, or remotely by telephonic or video conference to the extent feasible and as permitted by law. If the District Court division requires in-person proceedings, the hearings shall be held on a staggered basis and counsel and parties shall practice social distancing.

Parties will contact the assigned court to reschedule or schedule hearings.

No person shall enter the Judiciary facility if they have: (1) a cough, shortness of breath, difficulty breathing, or at least two of the following: fever, chills, repeated shaking with chills, muscle pain, headache, sore throat, or new loss of taste or smell; (2) traveled in the past 14 days outside the State of Hawaii (unless they have a negative Covid-19 test); or (3) had prolonged contact with a person who has or is suspected to have COVID-19. Exceptions may be made to these restrictions in extraordinary circumstances.

Person(s) entering the Judiciary facility shall wear a face covering as described and recommended by the Centers for Disease Control and Prevention**.**

IT IS SO ORDERED:

DATED: Kailua-Kona, Hawai'i____June 26, 2020_____

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