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SP. No. lCSP-20-0000082

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAI'I

In the Matter of the CIRCUIT COURT OF THE FIRST CIRCUIT'S RESPONSE TO THE COVID-19 OUTBREAK	)	SP. No. 1 CSP-20-0000082 (Special Proceeding) FIFTH AMENDED EMERGENCY ORDER #4 REGARDING FAMILY COURT OF THE FIRST CIRCUIT, ADULT CRIMINAL COURTS

FIFTH AMENDED EMERGENCY ORDER #4 REGARDING
FAMILY COURT OF THE FIRST CIRCUIT, ADULT CRIMINAL COURTS

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

In light of the Judiciary's efforts to conduct remote proceedings, steps have been taken to increase technological capabilities and infrastructure for the courts to operate and maintain their respective dockets, while navigating the constraints of the rapidly evolving emergency situation. The necessary devices and teleconferencing programs are available now to allow for remote proceedings to be held. Thus, with this upgraded technological capability, the courts will continue to conduct remote proceedings when possible. It has become apparent, however, that for other proceedings, face to face interaction is preferable and/or necessary.

Therefore, and pursuant to the Orders of Chief Justice Mark E. Recktenwald filed March 16, 2020, April 17, 2020, April 24, 2020, April 27, 2020, May 22, 2020, and May 28, 2020 under SCMF No. 20-0000152 regarding the coronavirus (COVID-19) and with authority

as Deputy Chief Judge and Senior Judge of the above-entitled Court, IT IS HEREBY ORDERED:

1. All jury trials shall continue to be postponed until after June 30, 2020.

2. Beginning June 1, 2020, the First Circuit Family Court adult criminal courts (to include courtrooms 8B, 8C and 8D), shall conduct all other matters, bench trials, motions and hearings (including evidentiary hearings), in compliance with all other court rules and orders either remotely (e.g., telephone and/or available WebEx or other video technology) or in person, as the court may require. If the court requires in-person proceedings, the hearings shall be held on a staggered basis and counsel and parties shall practice social distancing. In addition, no person shall enter the First Circuit Judiciary facilities if they have: (1) a fever, cough, or other respiratory symptoms; (2) traveled in the past 14 days; or (3) had prolonged contact with a person who has or is suspected to have COVID-19. Moreover, any person entering First Circuit Judiciary facilities shall wear a face covering as described and recommended by the Centers for Disease Control and Prevention.

It is so Ordered.

DATED: Kapolei, Hawai‘i, June 1, 2020.

CHRISTINE E. KURIYAMA
Deputy Chief Judge and Senior Judge, Family Court of the First Circuit, State of Hawai‘i