

Electronically Filed
FIFTH CIRCUIT
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17-MAR-2020
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IN THE CIRCUIT COURT OF THE FIFTH CIRCUIT
STATE OF HAWAI'I

In the Matter of the)	S.P. NO.
)	
)	EMERGENCY ORDER #4
CIRCUIT COURT OF THE FIFTH)	REGARDING DISTRICT COURT
CIRCUIT'S RESPONSE TO THE COVID-)	OF THE FIFTH CIRCUIT
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EMERGENCY ORDER #4 REGARDING DISTRICT COURT OF THE FIFTH 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 shall apply to all district court criminal proceedings:
 - a. All criminal and criminal traffic cases involving defendants in the custody of the Kauai Community Correctional Center (KCCC), the Hawai'i State Hospital (HSH), and/or the Kauai Police Department (KPD) will proceed as scheduled.
 - b. All criminal and criminal traffic cases involving defendants who are not in the custody of KCCC, HSH, and/or KPD will be postponed until after April

30, 2020.

2. As to the mental health calendar, and concerning matters under Hawai'i Revised Statutes Chapter 704, hearings on (1) Order for Temporary Hospitalization; (2) Motion to Revoke Conditional Release; (3) Motion to Revoke Release on Conditions; and (4) any essential hearings will proceed as scheduled. All other hearings shall be postponed until after April 30, 2020.

3. As to felony matters:

- a. All initial appearances in felony matters will proceed as usual.
- b. All preliminary hearings in felony matters will proceed as usual.

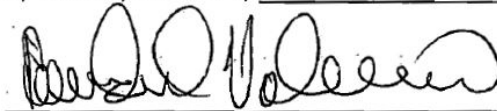
4. The following shall apply to all district court civil proceedings:

- a. All trials will be postponed until after April 30, 2020.
- b. All answers, returnables, hearings, motions, status conferences, and settlement conferences will be postponed until after April 30, 2020.
- c. All pre-trial conferences shall be held via telephone conference until after April 30, 2020.
- d. All district court temporary restraining order matters under Haw. Rev. Stat. § 604-10.5 will proceed as usual.

5. All traffic infraction cases will be postponed until after April 30, 2020.

IT IS HEREBY ORDERED.

DATED: Lihue, Kauai, Hawai'i, 3-17-20



Hon. Randal G.B. Valenciano, Chief Judge
Fifth Circuit Court, State of Hawai'i