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FIFTH CIRCUIT
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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 #1
CIRCUIT COURT OF THE FIFTH)	REGARDING CIRCUIT COURT
CIRCUIT’S RESPONSE TO THE COVID-)	OF THE FIFTH CIRCUIT,
19 OUTBREAK)	CRIMINAL MATTERS
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EMERGENCY ORDER #1 REGARDING CIRCUIT COURT OF THE FIFTH CIRCUIT,
CRIMINAL MATTERS

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:

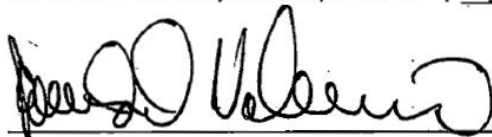
1. The following shall apply to all circuit court criminal trial proceedings:
 - a. All trials, jury and non-jury, will be continued until after April 30, 2020.
 - b. All face-to face conferences, hearings and motions, except motions regarding bail pursuant to Hawai‘i Revised Statutes Chapter 804 (“Bail Hearings”) and matters deemed essential and urgent requiring court action (“Essential Hearings”), will be continued until after April 30,

2020. Attorneys and parties are encouraged to appear via telephone on court dates to get future court hearing dates.

2. The following shall apply to all circuit court criminal administrative proceedings:
 - a. Arraignment, plea, and extradition hearings, initial appearances in felony cases, preliminary hearings for in-custody defendants, bail hearings, and Essential Hearings will proceed as scheduled. Refer to section 1b.
 - b. All pre-trial conferences shall be held via telephone conference until after April 30, 2020.
 - c. All other face-to-face conferences, hearings, and motions shall be continued until after April 30, 2020.
 - d. Grand Jury panels will not be convened until after April 30, 2020.
 - e. 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; and (3) any Essential Hearings will proceed as scheduled. All other hearings shall be continued until after April 30, 2020.
3. For all treatment courts, including Drug Court and Veterans' Court, clients will appear on a case-by-case basis, as notified by court staff.
4. All HOPE Probation hearings regarding alleged violations and in-custody defendants to proceed as scheduled.

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