

**Electronically Filed
THIRD CIRCUIT
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SP. No. 3CSP-20-0000022

IN THE CIRCUIT COURT OF THE THIRD CIRCUIT
STATE OF HAWAII

In the Matter of the)	(Special Proceeding)
)	
CIRCUIT COURT OF THE THIRD)	THIRD AMENDED EMERGENCY
CIRCUIT'S RESPONSE TO THE)	ORDER #2 REGARDING CIRCUIT
COVID-19 OUTBREAK)	COURT OF THE THIRD CIRCUIT,
)	CRIMINAL MATTERS
)	
)	
_____)	

THIRD AMENDED EMERGENCY ORDER #2 REGARDING
CIRCUIT COURT OF THE THIRD 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 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, and Order Regarding Judiciary Operations filed May 28, 2020 under SCMF No. 20-0000152 regarding the coronavirus disease 2019 (COVID-19) and with authority as Interim Chief Judge of the above-entitled Court,

IT IS HEREBY ORDERED:

The following shall apply to all circuit court criminal trial proceedings:

1. All jury trials will be continued until after June 30, 2020.
2. Grand jury will commence in July, 2020.

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

The parties shall 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, sore throat, or new loss of taste or smell; (2) traveled in the past 14 days; or (3) had prolonged contact with a person who has or is suspected to have COVID-19.

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 _____ May 28, 2020

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