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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)	(Special Proceeding)
)	
CIRCUIT COURT OF THE THIRD)	FOURTH AMENDED EMERGENCY
CIRCUIT'S RESPONSE TO THE)	ORDER #3 REGARDING CIRCUIT
COVID-19 OUTBREAK)	COURT OF THE THIRD CIRCUIT, CIVIL
)	MATTERS
)	
)	

FOURTH AMENDED EMERGENCY ORDER #3 REGARDING
CIRCUIT COURT OF THE THIRD CIRCUIT, CIVIL 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, the Order Directing Courthouse Closures filed March 20, 2020, the Order Regarding Trials filed April 17, 2020, the Order Regarding Remote Court Procedures filed April 24, 2020, the Order Regarding Judiciary Operations filed April 27, 2020, the Order Regarding Jury Trials and Grand Juries filed May 28, 2020, the Order Regarding Judiciary Operations filed June 23, 2020, the Order Regarding Jury Trials filed June 23, 2020, and the Order Regarding Judiciary Operations filed July 28, 2020, under SCMF

No. 20-0000152 regarding the coronavirus disease 2019 (COVID-19) and under the authority as Chief Judge of the above-entitled Court,

IT IS HEREBY ORDERED:

All circuit court civil jury trials shall be postponed to dates after August 31, 2020, and jury trials may commence beginning September 1, 2020, barring further public health or other extraordinary developments that would make doing so imprudent.

All other civil proceedings will be heard remotely by telephonic or video conference to the extent feasible and as permitted by law or the judge determines the hearing can be converted to a non-hearing matter suitable for disposition under Rule 8 of the Rules of the Circuit Court, State of Hawai'i. If the assigned civil court requires in-person proceedings, the hearings shall be held on a staggered basis and counsel and parties shall practice social distancing.

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

No person shall enter Judiciary facilities 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, new loss of taste or smell; (2) traveled in the past 14 days outside the State of Hawaii; 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 July 29, 2020

/s/ Robert D.S. Kim
Hon. Robert D.S. Kim, Chief Judge
Third Circuit Court, State of Hawai'i