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SP. NO. 1CSP-20-000082

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. 1CSP-20-000082
(Special Proceeding)

FIRST AMENDED EMERGENCY ORDER
#1 RE: FIRST CIRCUIT PROBATE
CALENDAR

**FIRST AMENDED EMERGENCY ORDER #1 RE:
FIRST CIRCUIT PROBATE CALENDAR**

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

To further protect the health and safety of First Circuit Court employees and all court participants, and pursuant to the Order of Chief Justice Mark E. Recktenwald filed June 7, 2021 under SCMF No. 20-0000152, In the Matter of the Judiciary's Response to the COVID-19 Outbreak, and with authority as Chief Judge of the above-entitled Court, IT IS HEREBY ORDERED:

1. The following changes to procedure shall apply to all petitions before the Probate Court, including but not limited to:
 - a. Probates;

- b. Conservatorships;
- c. Guardianships; and
- d. Trusts.

Hearings Generally

- 2. All in-person hearings for matters before the Probate Court are suspended as of the date of this Order until further notice, unless otherwise ordered by the presiding judge.
- 3. Absent a request or need for a telephonic hearing, the Court, pursuant to Rule 8 of the Rules of the Circuit Court of Hawai'i, shall issue decisions on its own motion via Minute Order for all pending petitions without oral argument.
- 4. Matters requiring telephonic hearing include, but are not limited to, petitions regarding:
 - a. Contested matters generally;
 - b. Appointment of a conservator;
 - c. Appointment of a guardian;
 - d. Confirmations of sale of real property; and
 - e. Other matters where counsel knows that an interested person plans to attend.
- 5. Telephonic hearings in all other matters will be available upon request by the parties.
- 6. Unless otherwise continued or taken off calendar, telephonic hearings shall be held at their originally scheduled date and time.

Procedure for Telephonic Hearings

- 7. Prior to the scheduled hearing date, the Court shall contact all parties scheduled to appear and inform them as to whether the matter(s) to be heard will be decided without oral argument via Minute Order or with oral argument via telephonic hearing. The Court

shall provide all parties appearing for a telephonic hearing with the necessary WebEx or Zoom meeting information.

8. On the day of the hearing, parties experiencing any difficulties accessing the WebEx or Zoom meeting may call the Chambers of the Third Division at (808) 539-4070 for assistance.

Delivery of Documents

9. Attorneys and parties shall deliver hard copies of proposed documents requiring the presiding judge's signature, such as proposed orders and judgments, to the Chambers of the Third Division, regardless of whether the documents were already electronically filed.
10. Courtesy copies of all other filed documents need not be delivered.

DATED: Honolulu, Hawai'i, June 9, 2021_____.

/s/ R. Mark Browning



JUDGE OF THE ABOVE-ENTITLED COURT

S.P. No. 1CSP-20-000082; In the Matter of the Circuit Court of the First Circuit's Response to the COVID-19 Outbreak; First Amended Emergency Order #1 Re: First Circuit Probate Calendar