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5 **IN THE MUNICIPAL COURT FOR THE CITY OF YAKIMA IN AND FOR THE STATE  
OF WASHINGTON AND YAKIMA COUNTY**

6 **In Re:**

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8 **EMERGENCY NOTIFICATION**  
9 **LIMITING COURT OPERATIONS**  
10 **RESULTING FROM PUBLIC HEALTH**  
11 **EMERGENCY**

7 **GENERAL ORDER NO. 2020-02**

8 **ORDER SUPPLEMENTING ORDER**  
9 **2020-02 ENTERED MAY 4, 2020**

12 **WHEREAS, the state and this county are experiencing continued and rapid**  
13 **increase in the numbers of people showing symptoms of and being diagnosed with the**  
14 **current strain of coronavirus known as COVID-19; and**

15 **WHEREAS, COVID-19 is known to be highly contagious and easily transmitted in**  
16 **enclosed spaces like courtrooms and jury rooms of this court; and**

17 **WHEREAS, a State of Emergency has been declared by the President of the**  
18 **United States, the Governor of the State of Washington, the Board of County**  
19 **Commissioners for Yakima County, the City Council for the City of Yakima and the**  
20 **Yakima Health District due to the Covid-19 outbreak; and**

21 **WHEREAS, the Washington State Supreme Court has adopted**  
22 **AMENDED THIRD REVISED AND EXTENDED ORDER REGARDING COURT**  
23 **OPERATIONS NO. 25700-B-626 filed May 29, 2020, which orders all criminal jury trials**  
24 **remain suspended until at least July 6, 2020 and noting that many out of custody**  
25 **criminal matters have been continued until after June 1, 2020, instructing that after June**

1, 2020 courts *should* hear matters by telephone, video or other means that do not require in person attendance when appropriate , but *may* permit matters that require in person attendance if those hearing strictly comply with social distancing and other public health measures; and

WHEREAS, in Proclamation 20-25.3 Governor Jay Inslee established an initial four-phased approach to reopening Washington State, and while all counties started Phase I on May 4, 2020, not all Counties qualify to progress to Phase II; and ,

WHEREAS, by Proclamation of the Governor, beginning June 1, 2020; the Safe Start Washington Phased Reopening Plan will be applied County by County and; inasmuch as Yakima County has not met the criteria to implement Phase II, the Stay Home- Stay Healthy prohibitions have been extended by Proclamation of the Governor with an expiration date of 11:59 p.m. on July 1, 2020.

NOW, THEREFORE, IT IS HEREBY ORDERED:

1. All criminal jury trials remain suspended until at least July 6, 2020.
2. All Municipal Court hearings, both criminal and civil set in June 2020 are hereby stricken, except in-custody arraignments, in-custody change of plea hearings and in-custody bail hearings.
3. Out-of-custody matters will continue to be heard telephonically or by other remote platform if available, unless extraordinary circumstances preclude virtual hearings, in which case any in-person hearings must strictly comply with social distancing and other public health measures.
4. The time period of May 29<sup>th</sup> and September 1, 2020 16, 2020 shall be excluded when calculating time for trial. See CrR 3.3(e)(3) and CrRLJ 3.3, and

1 Washington State Supreme Court Amended Third Revised and Extended Order  
2 Regarding Court Operations N. 25700-B-626.

3 5. The Municipal Court and Probation Services take the following emergency  
4 actions:

5 A. CrRLJ 4.1(a) shall be suspended for out of custody defendants. In custody  
6 defendant shall continue to be arraigned within 14 days. Counsel are  
7 encouraged to proceed to arraignment on behalf of the defendant in writing  
8 per CrRLJ 4.1 (g)(1).

9 B. The court will allow a defendant's waiver of personal appearance filed on their  
10 behalf by their counsel. Speedy trial on such matters will recommence when  
11 the defendant next appears in court.

12 C. IRLJ 2.2, IRLJ 2.4, IRLJ 2.6 are hereby suspended. Parties are encouraged  
13 to submit written materials by mail, or via the Court's electronic infraction  
14 response which will be operational on the Court's website Olby July 1, 2020  
15 without the need for any party to appear in court. All infraction hearings that  
16 require the appearance of any party will be rescheduled to a later date.

17 D. Parties and counsel are encouraged to consider alternative means of  
18 conducting court business,(i.e through O Courts) for those matters which are  
19 already scheduled and/or time-sensitive. Agreed orders for continuance may  
20 be submitted through O-Courts with signed speedy trial waivers or a  
21 statement that speedy trial will recommence at the next court appearance,  
22 provided counsel for any defendant takes responsibility for serving the  
23 defendant and files a sworn statement of service in the court file.

24 E. Parties and/or their counsel who feel sick should not enter the Dick Zais Law  
25 and Justice Center. They should contact the court as soon as possible. A

1 warrant will not issue for a criminal defendant who contacts the court prior to  
2 a scheduled hearing because of illness. A warrant that does issue may be  
3 quashed if the defendant's absence was due to illness. When contacting the  
4 court to reschedule due to illness the parties shall provide a current address.

5 F. The Court will provide notice of future hearing to the parties for all matters  
6 reset as a result of this order which will include instructions for conducting in-  
7 person appearances if such appearances are permitted.

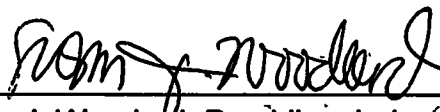
8 G. Traffic safety classes provided by probation shall be canceled until further  
9 notice.

10 H. Anger management classes held in probation have been canceled.

11 I. In - person Probation appointments have been suspended.

12 6. This Order shall be reviewed regularly before July 1, 2020 and may be modified  
13 as necessary to address the ongoing state of emergency in conjunction with  
14 Washington State Supreme Court Orders Regarding Court Operations and  
15 Proclamations issued by the Governor of the State of Washington.

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17 Dated this 1<sup>st</sup> day of June 2020.

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20 Susan J. Woodard, Presiding Judge  
21 Yakima Municipal Court  
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