

<p>TWENTY SECOND JUDICIAL DISTRICT in and for DOLOROS AND MONTEZUMA COUNTIES</p> <p>STATE OF COLORADO</p>	
<p>ADMINISTRATIVE ORDER 2021-14 CONCERNING PROCEDURES IN 22ND JUDICIAL DISTRICTS</p>	

Covid-19 remains a highly contagious and deadly disease. The Colorado Department of Public Health and Environment (CDPHE) maintains up to date data concerning the frequency of Covid infections in each county in the state. The CDPHE maintains three major metrics in its attempt to track the incidence of the disease. These include a One-Week Cumulative Incidence of cases per 100,000 people, a One-Week Average Positivity rate and the number of hospitalizations reported in the past two weeks.

As of October 5, 2021, the One-Week cumulative incidence for Montezuma County is 420.5 per 100,000 cases and the One -Week Average Positivity Rate is 10.9 % for the County. These numbers are the highest in both categories for both counties that the Court can recall since the Covid-19 pandemic began and are cause for great concern. Likewise, a public health emergency exists in Dolores County where the rates of positive tests as of October 5, 2021 is 19.7 % and the weekly cumulative incidence rate is 981.8 per 100,000 people. The undersigned expressly finds that a public health emergency exists in Montezuma and Dolores Counties

Pursuant to the authority granted the undersigned by Chief Justice Directive 95-1 and in order to protect the health of litigants, witnesses, the public, and court staff; the undersigned orders as follows:

1. No Jury Trials

No jury trials will be held in the 22nd Judicial District until further order.

2. Hearings other than jury trials

a. All appearances, hearings, conferences, criminal proceedings, bond hearings and civil proceedings will be conducted by video or telephone using WebEx unless personal appearances are required under Rule 43 of the Rules of Criminal Procedure. The use of WebEx is mandatory and in-person court appearances are not allowed, except for court appearances where the defendant does not consent to appearing by interactive audiovisual devices or interactive audio devices under Crim. P. 43 or trials to the court in criminal and juvenile delinquency cases. Any subpoena issued will instruct the witness to appear by WebEx and not in person. All subpoenas will provide instructions to inform the witness how to connect with the correct WebEx virtual courtroom. Any defendant who is entitled under Crim. P. 43 to appear in person but who chooses not to waive their personal appearance, must appear in person. The attorney for that defendant must also appear in person. All other participants, including attorneys will appear remotely by use of WebEx.

3. Clerk's Offices

The Clerk's offices will be open to the public. However, the public is encouraged

to file all pleadings and documents and to obtain information by mail, telephone or by use of e-mail.

4. The Probation Department

The Probation Department will be open to the public in the public waiting room of that department in the Montezuma County Combined Courts building. However, no member of the public, including probationers, will be allowed into the secure area of the probation office except with the express permission of the Chief Probation Officer.

5. Filings (non-warrant)

The court will continue to accept electronic filings through ICCES for case types in the ICCES system, or through other established systems. Any attorney must continue to file through the ICCES system, any pleading which is accepted by that system.

Persons who are not represented or attorneys who are filing documents in a case type that is not supported by ICCES may file pleadings by US mail, Fed Ex, UPS, FAX or by e-mail. Any person filing by FAX should telephone the clerks after faxing their document to confirm receipt of the document. Any person filing by email should include the document as a PDF attachment with a cover email showing their email address and other contact information. All pleadings must continue to include a certificate of service that is properly filled out and signed. In-person filings will still be accepted but are highly discouraged.

6. Filings for warrants

a. Law enforcement is to present all requests for warrants (both search and arrest) through the on-call judge web address previously used for after-hours filing. Law

enforcement is not to present requests for warrants in paper form. This requirement applies 24 hours per day, regardless if the Courthouses are open or not. During business hours, law enforcement seeking a warrant will send the warrant request to the on-call judge mailbox and then will call the appropriate clerk's office (Montezuma county at (970) 565-1111 or Dolores county at (970) 677-2258) and inform the clerk that a request for warrant has been emailed to the on-call judge e-mail address. The Clerk will then arrange for any available judge to review the request. If the warrant is granted, an electronic copy will be sent to the person requesting it by the clerk. If the warrant is not granted, the clerk will inform the officer.

b. During non-business hours, law enforcement who is seeking a warrant will follow the on-call judge procedure as established by the court.

7. Continuation of orders concerning health screenings and use of face coverings

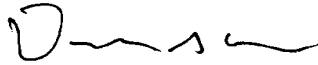
Prior orders that pertain to the required wearing of face coverings in public areas and health screenings for all persons entering the Court areas remain in full force and effect. Prior orders that prohibit persons who have tested positive for Covid-19 or who exhibit symptoms of Covid-19, remain in full force and effect just as they existed on October 6, 2021.

This order is effective as of October 7, 2021. The Clerk of the County Court is directed to contact as many persons or their attorneys who are presently scheduled for court appearances on October 7 and 8 of 2021, as soon as possible, to inform them of this order. Signs will be posted on the courtroom door and in the clerk's office informing

parties how to appear by WebEx. The clerk will inform any person who appear personally for court to connect using a computer or telephone through the WebEx and will provide information on how to do so.

Circumstances have changed rapidly and may continue to do so. The Chief Judge has the sole discretion to waive any provision of this order as he deems in the interest of the public and justice. The Chief Judge will continue to monitor available information and recommendations from health organizations and this order may be revised or extended, as deemed necessary. All are encouraged to regularly check the website for the Colorado Judicial Branch (www.courts.state.co.us) for the latest information, including the page that is specific to the 22nd Judicial District.

APPROVED AND SIGNED this 6th day of October, 2021



Douglas S. Walker
Chief Judge, 22nd Judicial District