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TIMOTHY V. FITZGERALD  
SPOKANE COUNTY CLERK



**SUPERIOR COURT OF WASHINGTON  
FOR SPOKANE COUNTY**

IN THE MATTER OF THE RESPONSE BY  
SPOKANE COUNTY SUPERIOR COURT TO THE  
PUBLIC HEALTH EMERGENCY IN WASHINGTON  
STATE

No. 94-2-06940-8  
EMERGENCY ORDER #13  
Trials in Spokane Superior Court

WHEREAS, the Governor of the State of Washington has declared a state of emergency in all counties of Washington due to the public health emergency caused by the Coronavirus Disease 2019 (COVID-19); and

WHEREAS, The Commissioners of Spokane County, the Mayor of the City of Spokane and the Spokane Regional Health District have also declared a state of emergency in Spokane County due to the same public health concerns; and

WHEREAS, the Washington State Supreme Court issued the Fourth Revised and Extended Order No. 25700-B-646 on October 13, 2020 granting emergency authority to this Court to adopt, modify, and suspend court rules and orders and to take further actions regarding court operations as warranted, including suspension of jury trials, to address the current state of emergency; and

WHEREAS, on March 23, 2020, April 2, 2020, May 1, 2020 and again on November 15, 2020, the Governor of the State of Washington has added additional restrictions on the citizens of the State of Washington due to the declared state of

1 emergency concerning the Coronavirus Disease 2019 (COVID-19) with his  
2 Proclamations;  
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4 WHEREAS, this Court issued its Emergency Orders #1 through #11 to respond  
5 to the state of emergency and mitigate the effect of COVID-19; and  
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7 NOW, THEREFORE, IT IS HEREBY ORDERED, EFFECTIVE IMMEDIATELY:  
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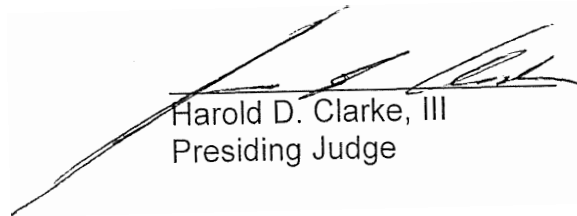
9 1. All criminal jury trials are hereby suspended until December 14, 2020.

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- 11 a. For all pending Spokane County Superior Court criminal cases, under  
12 CrR 3.3, it is the Court's obligation to ensure compliance with the  
13 applicable time for trial rules;
  - 14 b. The Court, upon its own motion, concludes a continuance in these  
15 criminal jury trials is necessary for the administration of justice;
  - 16 c. All criminal jury trials scheduled to begin November 23, 2020 through  
17 December 11, 2020 shall be continued until December 14, 2020;
  - 18 d. The Court finds that as of November 19, 2020 the serious danger posed  
19 by the virus is good cause to continue criminal jury trials and constitutes  
20 an unavoidable circumstance under CrR 3.3(e)(8).
  - 21 e. Based upon the court's finding that the serious danger posed by the virus  
22 is good cause to continue criminal jury trials and constitutes an  
23 unavoidable circumstance under CrR 3.3(e)(8), the time between the date  
24 of this order and the date of the next scheduled trial date is EXCLUDED  
25 when calculating time for trial.

26 2. All civil jury trials are hereby suspended until December 14, 2020.  
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1 3. Spokane County Superior Court may adopt further restrictions as necessary to  
2 respond to the current state of emergency in order to mitigate the effect of COVID-  
3 19 and will do so by further court order.  
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6 Dated: November 20<sup>th</sup>, 2020.  
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9 Harold D. Clarke, III  
10 Presiding Judge  
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