

**IN THE SHOSHONE-PAIUTE TRIBAL COURT
OF THE DUCK VALLEY INDIAN RESERVATION
IDAHO AND NEVADA**

In the Matter of: Response Plan and Protocols to Prevent the Spread of COVID-19.	ADMINISTRATIVE ORDER Order # 2020-2A
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RECITALS

WHEREAS, Coronavirus (COVID-19) is a highly contagious virus which has spread worldwide in 2020.

WHEREAS, though COVID-19 has limited impact upon the health of most individuals, it has in some cases proven lethal to individuals with weak or compromised health (i.e. individuals with chronic health conditions, infants and seniors).

WHEREAS, the Shoshone-Paiute Tribal Court is a necessary component of the Shoshone-Paiute Tribal Government and cannot entirely suspend its services to the Duck Valley Community.

WHEREAS, the Shoshone-Paiute Tribal Court desires to take steps to reduce COVID-19 related risks to all individuals with cases or business before the Court in a manner consistent with Shoshone-Paiute Tribal policies and current federal guidance.

NOW THEREFORE, it is hereby ordered as follows

- **TELEPHONIC SERVICES:** The Court will use the telephone to reduce in person traffic at the courthouse and the Healing to Wellness Building.
 - **CALL FIRST GENERALLY:** All individuals with business at the Court or Healing to Wellness Building must call first to receive instructions before coming in.
 - **PROBATION:** Probationers shall work with their probation officer telephonically (i.e. probationers may check in by phone as directed by their probation officer).
 - **SORNA:** Sex offenders needing to “register” or “report” shall call the SORNA worker for instructions.

- RRI: Participants in this program must call in before coming to the courthouse for instructions. RRI workers shall perform services telephonically.
- NATIVE CONNECTIONS: Participants in this program must call in before coming to the Healing to Wellness Building for instructions. Native Connections workers shall perform services telephonically.
- COURT FILINGS: All filings should be submitted via email. If a person is unable to submit a filing via email, they should call the court clerk for alternative filing instructions.
- LOCKED DOORS: Courthouse and Healing to Wellness Building exterior doors will remain locked at all times. Staff may grant entrance after each individual has been properly screened.
 - Individuals who have no legitimate reason for conducting in person business or who could conduct their business by phone or email will not be permitted to enter.
 - Individuals who have COVID-19 symptoms, who have been exposed to anyone with COVID-19, or who have been diagnosed with COVID-19 shall not be permitted to enter.
- WASHING AND SANITIZING: Court staff will work hard to ensure that the courthouse and the Healing to Wellness Building are sanitized and safe.
 - All individuals must sanitize their hands upon entering or exiting the courthouse and the Healing to Wellness Building.
 - All staff will entirely stop all other duties and wipe down all hard surfaces in the courthouse and the Healing to Wellness Building at 8:00 AM, 10:00 AM, 1:00 PM and 3:00 PM every day.
- SOCIAL DISTANCING: All those who enter the courthouse or the Healing to Wellness Building must social distance themselves to the greatest extent possible.
 - All individuals shall remain at minimum six (6) feet apart at all times, where possible. If it is impossible to remain six (6) feet apart, social distancing shall be to the greatest extent possible.
 - No more than three individuals will enter and/or remain in the courthouse conference room or in any office at any given time. When two or more individuals are together, they will locate themselves as far away from one another as possible.

- **TELEPHONIC HEARINGS:** All non-evidentiary hearings shall be handled as “telephonic hearing”. For purposes of this Administrative Order, the term “telephonic hearing” means that case parties shall not appear in person. Instead, case parties shall call in to the conference call number they are provided by the Court Clerk appearing telephonically. Non-evidentiary hearings shall include, but not be limited to:
 - Initial / Scheduling Hearings;
 - Arraignment Hearings;
 - Pretrial Hearings;
 - Sentencing Hearings; and
 - Review Hearings.

- **POSTPONED HEARINGS:** Non-emergency evidentiary hearings may be postponed until concerns about COVID019 have subsided. Evidentiary hearings may include, but shall not be limited to:
 - Order to Show Cause Hearings;
 - Adjudicative Hearings; and
 - Trials.

- **MANDATORY HEARINGS:** IF there is a pressing evidentiary hearing that cannot be handled telephonically or postponed, it may be handled in a manner conforming with the following:
 - No more than 10 people will be permitted to be in the courtroom at any given time.
 - All individuals attending the hearing shall be required to social distance themselves to the greatest extent possible;
 - Only case parties and their legal counsel will be permitted to attend hearings, meaning no audiences will be permitted;
 - Witnesses may be required to wait in their vehicles or outside the courthouse until it is time for them to testify;
 - Witnesses may be required to leave the courthouse immediately after testifying;
 - Jury trials may be video recorded to be later watched by the jury;
 - Juries may be convened after the trial to observe recordings, deliberate and render a verdict. Verdicts may be read to defendant on a later date; and
 - Individuals with at risk chronic health conditions or individuals over the age of 60 shall not be required to serve on juries.

- **AMENDMENT:** This Administrative Order may be modified, amended or withdrawn as new information is received.
- **EXPIRATION:** If not already modified, amended or withdrawn, this Administrative Order shall expire on the 31st day of May 2020.

SO ORDERED this 19th day of March 2020.



Calvin Michael Hatch / Chief Judge
Shoshone-Paiute Tribal Court