

**IN THE DISTRICT COURT FOR THE THIRD JUDICIAL DISTRICT OF
THE STATE OF IDAHO**

_____)
RE: THIRD DISTRICT)
JURY TRIALS)
_____)

Administrative Order 2021-19

George A. Southworth, Administrative District Judge of the Third Judicial District hereby finds and Orders as follows:

WHEREAS, on June 25, 2021 the Idaho Supreme Court issued its Amended Order entitled “EMERGENCY ORDER REGARDING COURT SERVICES.” Said Order contained the following requirements and prohibitions:

2. Administrative District Judges Authorized to Issue Orders Regarding Courthouse and Courtroom Risk Reduction Protocols in Their Districts: If, as reflected in [the Weekly Publication of COVID-19 Incidence Rates], a county’s seven-day moving average incidence rate of confirmed or presumed cases of COVID-19 is 25.0 or greater per 100,000 population, the Administrative District Judge shall enter an administrative order defining the safety protocols that will be required in the county’s courthouse. The Order will, at a minimum, require all persons entering the courthouse to do court business to wear a mask that covers the nose and mouth and maintain six feet of social distance from anyone that does not live in their household.

and;

7. Weekly COVID-19 Incidence Rate Jury Trial Postponements: Jury proceedings, including jury trials and grand jury proceedings, may commence anytime during a calendar week unless the Administrative District Judge has determined that the County in which the prospective juror has been summoned to attend court has a seven-day moving average incidence rate of confirmed or presumed cases of COVID-19 of 25.0 or greater per 100,000 population as reflected on the Cases by County page of the Idaho Department of Health and Welfare’s COVID-19 Data Dashboard available at <https://coronavirus.idaho.gov>.

and;

This order utilizes the data issued at the end of business on Thursday, August 26, 2021, when the daily state and county COVID-19 case numbers were released on-line by the Idaho Department of Health and Welfare, for each of the counties in this district, as noted hereinafter.

1. Adams County

Adams County has a seven-day moving COVID-19 case average of 16.6 per 100,000 population. Adams County may resume jury trials for the calendar week of September 6, 2021.

2. Canyon County

Canyon County has a seven-day moving COVID-19 case average of 43.0 per 100,000 population. Canyon County jury trials remain suspended.

3. Gem County

Gem County has a seven-day moving COVID-19 case average of 22.1 per 100,000 population. Gem County may resume jury trials for the calendar week of September 6, 2021.

4. Owyhee County

Owyhee County has a seven-day moving COVID-19 case average of 24.2 per 100,000 population. Owyhee County may resume jury trials for the calendar week of September 6, 2021.

5. Payette County

Payette County has a seven-day moving COVID-19 case average of 48.3 per 100,000 population. Payette County jury trials remain suspended.

6. Washington County

Washington County has a seven-day moving COVID-19 case average of 43.4 per 100,000 population. Washington County jury trials remain suspended.

IT IS HEREBY ORDERED.

Dated this 27th day of August, 2021


George A. Southworth
Administrative District Judge

cc: Sara Thomas, Administrative Director of the Courts
Sherry Ward, Adams County Clerk
Chris Yamamoto, Canyon County Clerk
Shelly Tilton, Gem County Clerk
Angela Barkell, Owyhee County Clerk
Lindsey Bratcher, Payette County Clerk
Donna Atwood, Washington County Clerk