

FILED
FEB 22 2021

9:10 am

SHERRY WARD, CLERK



IN THE DISTRICT COURT FOR THE THIRD JUDICIAL
DISTRICT OF THE STATE OF IDAHO
COUNTY OF ADAMS

In Re: Commencement of Jury Trials in Adams County, Week of March 1, 2021)
)
) **Administrative Order**
) **2021-01**

WHEREAS, on February 3, 2021, the Idaho Supreme Court issued its ORDER RE: COMMENCEMENT OF JURY TRIALS AND GRAND JURY IMPANELMENT (“ORDER”) authorizing the resumption of jury trials and impaneling grand juries in the courts of the State of Idaho commencing March 1, 2021, subject to certain exceptions; and

WHEREAS, the ORDER provides that “jury proceedings may commence anytime during a calendar week unless the Administrative District Judge has determined that” the county in which a prospective juror has been summoned to attend court has a seven-day moving average incidence rate of confirmed or presumed cases of COVID-19 that is either:

1. 25.0 or greater per 100,000 population; OR
2. Between 14.0 and 24.9 per 100,000 population with an upward or increasing 14-day trend as reflected by the Seven-Day Moving Average Incidence Rate on the Cases by County page of the Idaho Department of Health and Welfare’s COVID-19 Dashboard (for purposes of the ORDER, an “upward trend occurs when the seven-day moving average incidence rate for the Thursday of the relevant reporting week is higher than the seven-day moving average incidence rate for the prior Thursday); and

WHEREAS, the above determinations shall be based on the weekly COVID-19 incident rates published ten (10) days prior to the calendar week in which the jury trial is scheduled to occur, as reflected in the weekly publication of COVID-19 Incident Rates provided to the Administrative District Judges and Trial Court Administrators on Friday mornings of each week; and

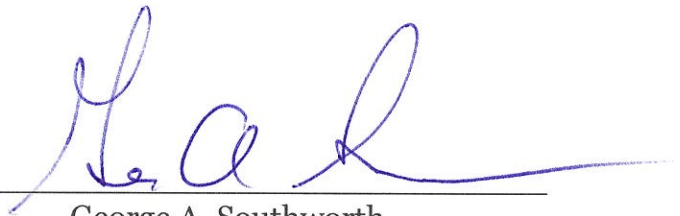
WHEREAS, the ORDER provides: “If this order or any previous orders of this Court result in any delay in the commencement of jury trials due to COVID-19, the time used to calculate the right to a speedy trial pursuant to I.C. § 19-3501 shall be deemed to have been tolled by said order;” and

WHEREAS, after consulting the above resources on Friday, February 19, 2021, the undersigned has determined that the following county in the Third Judicial District has a seven-day moving average incidence rate of confirmed or presumed cases of COVID-19 (as reflected on the attached Report) that precludes the commencement of jury trials the week of March 1, 2021:

Adams County: Rate of 16.6 on February 18, 2021 against a rate of 0.0 on February 11, 2021;

IT IS HEREBY ORDERED that no jury trial shall commence in Adams County the week of March 1, 2021.

Dated this 19th day of February, 2021.



George A. Southworth
Administrative District Judge
Third Judicial District

Attachment

Cc: Administrative Office of the Courts
Hon. Christopher Nye
Hon. John Meienhofer
Sherry Ward, Adams County Clerk
Tara Horton, Adams County Jury Commissioner

COVID-19 Incidence Trends for Jury Trial Considerations

For the week of February 19, 2021 (February 11-February 18)

7-Day Moving Average Incidence Rate

	County	Prior Week	Current Week	Trend	Jury Trials Allowed
First District	Benewah	10.8	41.5	Upward	No
	Bonner	22.8	17.2	Downward	Yes
	Boundary	42.0	22.2	Downward	Yes
	Kootenai	25.8	15.9	Downward	Yes
	Shoshone	13.3	7.8	Downward	Yes
Second District	Clearwater	8.2	11.4	Upward	Yes
	Idaho	3.4	3.4	Stable	Yes
	Latah	18.2	12.5	Downward	Yes
	Lewis	3.7	3.7	Stable	Yes
	Nez Perce	5.7	2.8	Downward	Yes
Third District	Adams	0.0	16.6	Upward	No
	Canyon	17.2	12.1	Downward	Yes
	Gem	16.6	5.5	Downward	Yes
	Owyhee	18.1	7.2	Downward	Yes
	Payette	15.5	7.8	Downward	Yes
Fourth District	Washington	5.6	8.4	Upward	Yes
	Ada	18.7	13.0	Downward	Yes
	Boise	5.5	5.5	Stable	Yes
	Elmore	10.9	9.9	Downward	Yes
	Valley	22.6	7.5	Downward	Yes
Fifth District	Blaine	46.5	24.8	Downward	Yes
	Camas	38.7	0.0	Downward	Yes
	Cassia	22.0	7.1	Downward	Yes
	Gooding	4.7	4.7	Stable	Yes
	Jerome	9.4	9.4	Stable	Yes
	Lincoln	8.0	0.0	Downward	Yes
	Minidoka	10.9	6.1	Downward	Yes
	Twin Falls	25.4	15.4	Downward	Yes
Sixth District	Bannock	23.8	23.9	Upward	No
	Bear Lake	11.7	7.0	Downward	Yes
	Caribou	10.0	6.0	Downward	Yes
	Franklin	21.6	15.4	Downward	Yes
	Oneida	9.5	25.2	Upward	No
	Power	18.6	1.9	Downward	Yes
Seventh District	Bingham	11.9	12.2	Upward	Yes
	Bonneville	19.1	15.2	Downward	Yes
	Butte	38.5	22.0	Downward	Yes
	Clark	0.0	0.0	Stable	Yes
	Custer	3.3	0.0	Downward	Yes
	Fremont	12.0	14.2	Upward	No
	Jefferson	23.0	17.2	Downward	Yes
	Lemhi	7.1	14.2	Upward	No
	Madison	41.2	31.9	Downward	No
	Teton	15.3	11.8	Downward	Yes

This report provides COVID-19 7-day moving average incidence rates for each county to be considered by court administrators to determine whether jury trials are allowed to occur during the upcoming week. Data in this report show the incidence rates on Thursday of the current and prior week. The information here reflects what is reported on the Department of Health and Welfare's website between 5:00 p.m. on Thursday and 8:00 a.m. on Friday of the current week. Data on the website are subject to change and may not reflect the information in this report.