

IN THE SUPREME COURT
OF THE
STATE OF SOUTH DAKOTA

SUPREME COURT
STATE OF SOUTH DAKOTA
FILED

SEP 16 2020

Shirley A. Johnson-Lepel
Clerk

* * * *

RE:

STATE OF SOUTH DAKOTA)
COUNTY OF BROWN) SS

IN CIRCUIT COURT
FIFTH JUDICIAL CIRCUIT

IN RE THE ADMINISTRATION OF)
THE FIFTH JUDICIAL CIRCUIT)
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)
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ORDER APPROVING

FIFTH AMENDED
COVID-19 PROCEDURES

By the Court's Order of March 13, 2020, Declaring Judicial Emergency COVID-19 Disease the South Dakota Supreme Court declared the existence of a judicial emergency pursuant to SDCL 16-3-11 through 15 and pursuant to the Court's authority to administer justice and to ensure the safety of court personnel, litigants and the public, it is

ORDERED that the attached Fifth Judicial Circuit Fifth Amended COVID-19 Procedure Order, be and it is hereby approved in its entirety.

IT IS FURTHER ORDERED that this order shall remain in effect until further order of the Court.

DATED at Pierre, South Dakota this 16th day of September, 2020.

BY THE COURT:

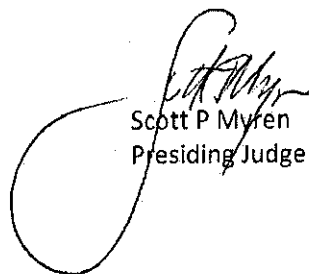
David Gilbertson
David Gilbertson, Chief Justice

ATTEST

[Signature]
Clerk of the Supreme Court
(SEAL)

**Fifth Judicial Circuit
Fifth Amended COVID-19 Procedure Order**

The moratorium on jury trials, as outlined in the Fifth Judicial Circuit Administrative Order dated March 16, 2020, is extended through October 30, 2020, except as follows. Any judge may schedule and conduct a jury trial involving an in-custody criminal defendant if that judge concludes that the trial may be conducted in a manner consistent with the then-existing Centers for Disease Control guidelines related to the COVID-19 pandemic.

 9/14/2020
Scott P Myren
Presiding Judge