

SUPREME COURT  
STATE OF SOUTH DAKOTA  
FILED

IN THE SUPREME COURT  
OF THE  
STATE OF SOUTH DAKOTA

OCT 14 2020

*Shel A. Johnson-Lep*  
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 )  
)  
)  
)  
)  
)

ORDER APPROVING  
SIXTH AMENDED  
COVID-19 PROCEDURES

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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 Sixth  
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 14th day of October,  
2020.

BY THE COURT:


ATTEST

*[Signature]*  
Clerk of the Supreme Court  
(SEAL)

*[Signature]*  
David Gilbertson, Chief Justice

**Fifth Judicial Circuit**  
**Sixth 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 November 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.

  
Scott P. Myren  
Presiding Judge

10/14/2020