

UNITED STATES DISTRICT COURT
DISTRICT OF OREGON

IN RE: COURT OPERATIONS
IN REPOSE TO COVID-19

Standing Order 2020-12

Due to the concerns enumerated in this Court's Standing Order 2020-4 and in order to continue to protect public health, and reduce the size of public gatherings and unnecessary travel, the United States District Court for the District of Oregon issues the following Order amending Standing Orders 2020-9 and 2020-5, effective immediately:

1. All civil and criminal jury selections and jury trials scheduled to begin before July 15, 2020, are CONTINUED (i.e., postponed) pending further order of the Court.
2. All grand jury proceedings scheduled before July 15, 2020, are CONTINUED, unless otherwise ordered by the Chief Judge.
3. Unless otherwise ordered by the Presiding Judge, all other civil and criminal matters scheduled for an in-Court appearance before July 15, 2020, including any associated deadlines, are CONTINUED, unless all parties and the Presiding Judge agree to resolve the matters without oral argument, or via telephone or video teleconferencing where practical. This continuance applies to the District of Oregon Reentry Court proceedings.
4. Due to the Court's reduced ability to obtain an adequate spectrum of jurors and the above-referenced public health considerations associated with criminal jury trials and grand jury proceedings, the time period of the continuances implemented by this Standing Order will be excluded under the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A). The Court finds that the ends of justice served by ordering these continuances outweighs the best interest of the public and each defendant's right to speedy indictment or trial. The Court may extend the period of exclusion as circumstances may warrant.
5. Case-by-case exceptions to the continuances provided herein may be ordered for non-jury matters by the Presiding Judge after consultation with counsel.
6. This Order does not affect the Court's consideration of civil or criminal motions that can be resolved without oral argument.
7. The District Clerk's Office will be open to the public in the Portland, Eugene, and Medford courthouses as of June 1, 2020, but will not accept cash payments until further notice. Filings will continue to be accepted electronically, or by email, mail, or deposit in drop boxes located in the lobbies of the Portland, Eugene, and Medford courthouses.

8. Some Federal Rules of Criminal Procedure, such as Rules 10(b)(2), 15(c)(1)(A), 20(a)(1), 23(a)(1), 32(e), 43(b)(2), allow for consent or waiver of certain rights by a defendant, but require that such consent or waiver be in writing. More broadly, various documents, including but not limited to financial affidavits, plea petitions, and waivers of indictment, call for the signatures of defendants, counsel, and/or judges. The current circumstances are likely to make it impracticable, if not impossible, to obtain actual signatures in a timely and safe manner. For these reasons, during the period when this Standing Order is in effect, any document may be signed electronically. Further, where a defendant's signature is called for, either defense counsel or the presiding judge may sign on the defendant's behalf if the defendant, after an opportunity to consult with counsel, consents.
9. The Court suspends the Judge's Paper Copy Requirement under Local Civil Rule 5-8 and Local Criminal Rule 49-7 for any document filed in a civil or criminal case before July 15, 2020, except for the paper copy of the Administrative Record in Social Security cases as required by Local Civil Rule 5-2(e)(1)(a). Judges may request paper copies under Local Civil Rule 5-8 or Local Criminal Rule 49-7 on a case-by-case basis.
10. Effective June 1, 2020, all persons seeking entry to, or occupying, a public space in any United States Courthouse in the District of Oregon must wear a face covering or mask unless a medical condition prevents them from doing so and they can show proof of the medical condition in the form of a physician's order or other documentation. The face covering or mask must completely conceal the wearer's nose and mouth at all times. If the wearer is an employee of the U.S. District Court, Clerk's Office, U.S. Probation Office, or U.S. Pretrial Services Office who is in an office or workspace that permits at least six feet of physical distance from other persons, the wearer may temporarily remove the mask or face covering. Any visitor seeking entry to the Courthouses without a mask or face covering will be provided one by the Court. If the Court is unable to provide a mask for any reason, the visitor will be asked to contact by telephone the office to be visited to explore alternatives to entering the courthouse.
11. Effective June 1, 2020, the following persons shall not enter any United States Courthouse in the District of Oregon:
 - i. Persons currently diagnosed with or experiencing any symptoms of COVID-19;
 - ii. Persons who have had close physical contact within the last 14 days with a person who has been diagnosed with COVID-19; or
 - iii. Persons who have been asked to self-observe, self-isolate, or self-quarantine by a doctor, hospital, or public health authority within the last 14 days.

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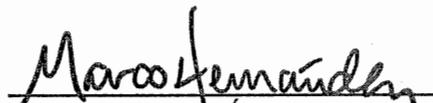
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12. The United States Marshal, his deputies, and the Court Security Officers shall enforce this Order and deny entry to anyone attempting to enter in violation of this Order.

The Court will vacate or amend this Standing Order as necessary and appropriate.

IT IS SO ORDERED.

DATED this 21 day of May, 2020.


MARCO HERNÁNDEZ
CHIEF U.S. DISTRICT JUDGE