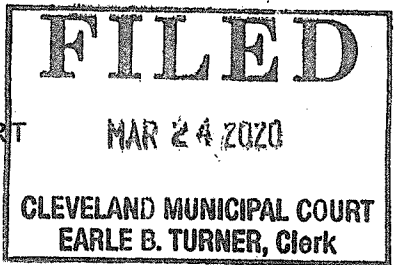


ADDENDUM

IN THE CLEVELAND MUNICIPAL COURT
GENERAL DIVISION
CUYAHOGA COUNTY, OHIO



In Re:)
)
ORDER DECLARING A JUDICIAL EMERGENCY)
AND CONTINUITY OF OPERATIONS OF)
THE COURT DUE TO COVID-19 PANDEMIC)

JOURNAL ENTRY

The Judges of the Cleveland Municipal Court – General Division make the following findings of fact:

1. The Center for Disease Control and Prevention (CDC) is responding to an outbreak of respiratory disease caused by the coronavirus. The virus has been named "SARS-CoV-2" and the disease it causes has been named coronavirus disease 2019 (abbreviated "COVID-19"). On March 9, 2020, Ohio Governor Mike DeWine issued Executive Order 2020-01 D, "Declaring a State of Emergency," in response to the growing COVID-19 public health crisis. On March 11, 2020, the World Health Organization publicly characterized COVID-19 as a global "pandemic" requiring urgent and aggressive action to control the spread of the virus.
2. The Cleveland Municipal Court has consulted with all the major stakeholders and entities that utilize the Court and upon recommendations obtained, hereby declares an emergency and makes the following orders regarding the continuity of operations of the court.
3. Based upon these findings of fact, the Cleveland Municipal Court - General Division has developed a continuum of flexible responses in case the public health crisis escalates, and to be in effect until such time as the response to the COVID- 19 local health crisis has resulted in control of the spread of the disease or otherwise until further order of the court. The continuum of responses is intended to protect public health, to maintain essential court functions, and to continue to protect the rights of all individuals subject to the authority of the court.

THEREFORE, IT IS HEREBY ORDERED:

1. The local rules of court for the General Division may be temporarily adapted to allow court flexibility, within constitutional limits, in response to the public health emergency.
2. The Court's security policies may be temporarily amended or supplemented to protect public health while maintaining essential court functions.
3. The Court's Personnel Policies and Procedures Handbook and other usual and customary human resource provisions may be temporarily adjusted to maintain essential court operations and functions.
4. The Court authorizes the use of audio-visual devices and technologies for all actions and proceedings.
5. The Court will have the lawful authority, within constitutional limits, to do and direct to be done all things necessary to ensure the orderly and efficient administration of justice for the duration of the declared public health emergency.
6. All non-jail misdemeanor arraignments, pretrials and trials are continued for good case shown for five weeks from their original date and time. Pursuant to RC 2945.72(H), speedy trial

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time is tolled for a reasonable period of time as the COVID-19 pandemic is an active threat to the safety, protection and health of the community.

7. The Court will implement a reduced docket from Monday, March 23, 2020 through Friday, April 17, 2020 that consists of felony and misdemeanor arraignments and pretrials and trials only where the Defendant is in jail.

8. Additionally, the judges agree that any judge that is on assignment (Session 4 judge and an additional judge, who will rotate, that is designated by Administrative and Presiding Judge) during the reduced docket period can preside over any proceeding of a case assigned to another judge, except for the imposition of a sentence. The assigned judges will rotate weekly.

9. All criminal and civil jury trials are suspended for the months of March, April and May.

10. Further, all civil proceedings, except emergency actions, are suspended for a period of 30 days.

11. All weddings are cancelled until further order of the Court.

12. The time suspensions set forth herein may be further extended for a greater period of time, to include the duration of the public health crisis and public emergency.

13. All individuals, including Court judicial officers and personnel, desiring to enter the courthouse may be subject to available health screening or testing and excluded from admission based upon the results of such screening or testing.

14. Any Court employee who exhibits signs of illness must notify their direct supervisor by telephone or e-mail and shall not come into the courthouse or report for duty. Any individual within the courthouse who exhibits signs of illness shall be directed to leave the building immediately and seek medical advice before being permitted to re-enter the building at a later date.


15. Employees of the court not on duty in the courthouse shall work, to the extent possible, remotely, and in accordance with the directives of their department head and/or supervisor.

16. When the emergency subsides, the Court will enter an order declaring an end to the emergency and a resumption of normal operations.

17. This "Temporary Order" is ordered to be served on the Supreme Court of Ohio, Ohio Judicial Conference, Cleveland Municipal Clerk of Courts, Cleveland Metropolitan Bar Association, Cleveland Mayor Frank Jackson, Cleveland City Council, Cuyahoga County Prosecutor's Office, Cuyahoga County Public Defender's Office, Cuyahoga County Criminal Defense Lawyers Association, Cuyahoga County Sheriff, Cuyahoga County Board of Health, Cuyahoga County Executive, Cuyahoga County Council, the website of this Court, and distributed to the media.

IT IS SO ORDERED.

CLEVELAND MUNICIPAL COURT - GENERAL DIVISION


JUDGE MICHELLE D. EARLEY
ADMINISTRATIVE & PRESIDING JUDGE

3/24/2020
DATED