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HEIDI PERCY
COUNTY CLERK
SNOHOMISH CO. WASH

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR SNOHOMISH COUNTY

IN RE THE MATTER OF
THE RESPONSE BY SNOHOMISH
COUNTY SUPERIOR COURT TO THE
PUBLIC HEALTH EMERGENCY IN
SNOHOMISH COUNTY AND THE STATE OF
WASHINGTON

)
) NO. 2021-7009-31-A
)
) ADDENDUM TO
) EMERGENCY ORDER #15
) RE: COURT OPERATIONS
) PARAGRAPHS 3, 6, 7, 8
)

Pursuant to the authority given to this Court through Washington State Supreme Court Orders 25700-B-602 through B-646 (and any superseding or modified orders) and the authority granted to the Presiding Judge of Snohomish County Superior Court pursuant to GR 29, this Addendum to Emergency Order #15 shall be in effect immediately.

WHEREAS, the COVID-19 infection rate continues to increase in Snohomish County;

WHEREAS, the two-week rolling average has increased from 68 per 100,000 cases during the week of June 20, 2021 to a current count of 366 per 100,000;

WHEREAS, the number of COVID-19 cases in Snohomish County has increased from 282 during the time frame of June 27, 2021 to July 3, 2021, to 1688 cases for the time frame of August 8, 2021 through August 14, 2021;

WHEREAS, based on the increase in these COVID-19 numbers, jury trials once again need to be conducted in two separate courtrooms, and judges will need to rotate courtrooms based on jury trial assignments.

WHEREAS, litigants must have a clear understanding whether their trial will be conducted in person or remotely;

NOW THEREFORE, it is hereby ORDERED:

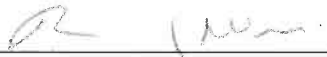
3. Unless ordered otherwise, based on a timely motion for an in-person trial or in-person hearings, all civil bench trials and return hearings for SAPOs, VAPOs, and ERPOs shall be heard remotely effective September 1, 2021. From the date of this order to September 1, 2021, parties and attorneys may appear in person or remotely for trial. The previous protocols required for civil remote proceedings identified in the Protocol for Remote Civil Bench Trials, available on the Snohomish County Superior Court website, shall be and is immediately reinstated for civil bench trials set for trial on or after September 1, 2021. All Commissioner Calendars, except those identified in the Commissioner section of Emergency Order #15 as being remote, shall be in person effective July 6, 2021. For any in-person proceedings, social distancing recommended by Governor Jay Inslee, County Executive Dave Somers, the Center for Disease Control, and/or the Washington Department of Health shall be followed and masks shall be required in the courtroom for all persons over the age of two.
6. Beginning September 1, 2021, Civil Bench Trials shall proceed remotely absent a court order to the contrary. Any motion for in-person trial shall be served timely on all parties, consistent with the civil rules, shall be set for hearing on the Presiding Judge's motion calendar at least two days prior to the date set for trial, and shall be decided without oral

argument unless oral argument is requested by the Court. In the event the trial proceeds remotely, attorneys, parties, and witnesses shall participate by telephone, Zoom video, or by telephone through Zoom, in accordance with the Zoom protocol available on the Snohomish County Superior Court website. A remote trial is deemed to take place in the courthouse where the matter is scheduled regardless of whether the judges, parties, witnesses, or others are participating remotely. All cases requiring an interpreter shall notify Court Administration of the need for an interpreter and which language must be interpreted no later than the time of confirmation of the trial pursuant to SCLCR 40(d)(1). Failure to notify Court Administration of such may result in the trial being continued to a future date.

7. Effective September 1, 2021, any civil bench trial assigned out to trial on the date set shall comply with the following: all lawyers, parties, litigants, and witnesses shall not attend in person but shall participate through Zoom video or telephonically on Zoom unless it is impossible for them to appear at least telephonically or unless an order permitting such person to attend in person is entered by the Court. Any civil case that is not timely confirmed will be stricken. Any party may then file a new note for trial setting.
8. Effective September 1, 2021, Civil Trial Calendar (formerly called Civil Trial Call Calendar) will take place remotely; parties for any trial that is to be heard remotely shall appear for Civil Trial Calendar via telephone. Parties appearing remotely must call (425) 388-5444 and enter in the Conference ID 7507340# by 8:55 a.m. for the 9 a.m. calendar. Between the date of this order and September 1, 2021, parties and attorneys may appear for the Civil Trial Calendar either in person or remotely at the telephone number identified here.

All provisions of Emergency Order #15 which are not superseded by this Addendum to
Emergency Order #15 shall remain in full force and effect.

DATED this 17th day of August, 2021



Judge Bruce I. Weiss
Presiding Judge