

IN THE SIXTEENTH JUDICIAL CIRCUIT
GENERAL ORDER 20-09
effective March 25, 2020

Thomas M. Hartwell
Clerk of the Circuit Court
Kane County, IL

MAR 25 2020

FILED 098
ENTERED _____

IN THE MATTER OF)
COURT OPERATIONS)
PURSUANT TO COVID-19 PANDEMIC)
IMPACT ON TRIALS)

WHEREAS, on March 20, 2020, the Illinois Supreme Court entered Order M.R. 30370, In re: Illinois Courts Response to COVID-19 Emergency/Impact on Trials. Said Order states "In the exercise of the general administrative and supervisory authority over the courts of Illinois conferred on this Court pursuant to Article VI, Section 16 of the Illinois Constitution of 1970 (Ill.Const.1970, art. VI, sect. 16), and in view of the state of emergency that has been declared by the Governor of the State of Illinois in order to prevent the spread of the coronavirus;"

WHEREAS, said order directs that "the Chief Judges of each circuit may continue trials for the next 60 days and until further order" of the Supreme Court of Illinois.

WHEREAS, said order further directs that "In the case of criminal proceedings, any delay resulting from this emergency continuance order shall not be attributable to either the State or the defendant for purposes of section 103-5 of the Code of Criminal Procedure of 1963 (725 ILCS 5/103-5 (West 2018))."

WHEREAS, the Chief Judge of the Sixteenth Judicial Circuit specifically finds that the interests of justice also require continuance of these matters due to state and nationally recognized public health dangers of summoning a jury and/or conducting trials and that the ordering of these continuances is in the best interest of the public, including parties, witnesses, and all court personnel in order to follow the emergency declarations of our state and national authorities.

IT IS FURTHER ORDERED that all matters set for trial in the Sixteenth Judicial Circuit of Illinois are continued for a period of 60 days from the entry of M.R. 30370 issued by the Supreme Court of Illinois dated March 20, 2020. All trials set on Tuesday, May 19, 2020 and every date thereafter remain set for trial. The Circuit Clerk will reschedule all cases set for trial during this sixty-day period for status and resetting of trial. Any delay resulting from this emergency continuance order shall not be attributable either the State or the defendant for the purposes of section 103-5 of the Code of Criminal Procedure of 1963 (725 ILCS 5/103-5 (West 2018)). This Order supersedes the portions of Kane County General Order 20-07 which provided that all in-custody trials in the Felony, DUI, Domestic Violence, and Violation of Probation Hearings would remain set for trial.

A true copy of the original of this document is on file in my office March 2020.
Entered this 25 day of March 2020.
Attest: *Thomas M. Hartwell*
Thomas M. Hartwell
Circuit Court Clerk, Kane County, Illinois
By: _____
Deputy Clerk

Clint Hull

Clint Hull, Chief Judge