

**IN THE CIRCUIT COURT
OF THE FOURTEENTH JUDICIAL CIRCUIT
CIRCUIT WIDE
STATE OF ILLINOIS**

20CA-41

AMENDED ADMINISTRATIVE ORDER NO. 20CA-9

In Re: Coronavirus (COVID-19) Precautions for Court Services

In addition to the Circuit Court's precautions outlined in Administrative Order 20CA-7, it is hereby ordered that Court Services Standards of Operations be modified to the following:

1. All non-essential court cases will be continued.
2. Low and medium risk level probationers will report by phone.
3. High risk probationers will report once a month via phone until further notice.
4. Community visits (home, school, employment, etc.) are suspended until further notice.
 - a. If it is believed that circumstances exist that would necessitate a community visit (i.e., Welfare check, home verification for transfer in), the officer must staff the case with his/her supervisor to receive authorization.
5. Drug testing will be conducted on Drug Court and Mental Health Court clients only. Testing on all other clients is suspended.
6. Pre-sentence and Social History report interviews will be conducted on adult and juvenile offenders only after a health screening phone conversation takes place.
7. Pre-trial supervision clients will report by phone.
8. Probation violation hearings will be rescheduled at the discretion of the court.
9. Intake and PSW interviews will be conducted by phone.
10. All groups (T4C, Relapse, GMO and full staff meetings) shall be suspended.
11. This order shall be in effect until further order of the court.

ENTERED THIS 7 DAY OF MAY, 2020.



FRANK R. FUHR, CHIEF JUDGE
FOURTEENTH JUDICIAL CIRCUIT

FRF/sll

FILED in the CIRCUIT COURT
of ROCK ISLAND COUNTY
GENERAL DIVISION

MAY 07 2020


Clerk of the Circuit Court

IN THE CIRCUIT COURT OF THE FOURTEENTH JUDICIAL CIRCUIT
ROCK ISLAND COUNTY, ILLINOIS
GENERAL DIVISION

20CA-42

ADMINISTRATIVE ORDER NO. _____

IN THE MATTER OF CORONAVIRUS (COVID-19) PRECAUTIONS AS RELATED TO
ATTORNEY-CLIENT PRIVILEGE

**PROTECTIVE ORDER REGARDING
ATTORNEY-CLIENT JAIL VISITS VIA TELEPHONE**

Due to the presence of the COVID-19 pandemic and the disaster declaration made by the Governor of Illinois, together with the need to protect attorney-client privilege at the Rock Island County jail:

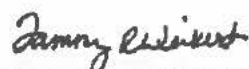
THE COURT FINDS that it is the purpose of the attorney-client privilege to protect confidential communications between the client and the lawyer made for the purpose of obtaining or providing legal assistance, and to "encourage full and frank communication . . . and thereby promote broader public interests in the observance of law and administration of justice." *United States v. Zolin*, 491 U.S. 554, at 562 (1996).

THE COURT FURTHER FINDS that pursuant to Illinois Supreme Court Rule 201 a privilege exists covering all matters that are otherwise privileged against disclosure on the trial, including privileged communications between a party or his agent and the attorney for the party, are also privileged against disclosure through any discovery procedure. Further, under authority of said Rule, the court may at any time on its own initiative, or on motion of any party or witness, make a protective order as justice requires, denying, limiting, conditioning, or regulating discovery to prevent unreasonable annoyance, expense, embarrassment, disadvantage, or oppression. It is further found that an evidentiary privilege in this context protecting the attorney-client privilege while using telephonic communications at the Rock Island County Jail promotes sufficiently important interests which outweigh the need for probative evidence obtained through recordings.

IT IS THEREFORE ORDERED:

FILED In the CIRCUIT COURT
of ROCK ISLAND COUNTY
GENERAL DIVISION

MAY 06 2020


Clerk of the Circuit Court

1. In cases wherein the defendant is restricted to telephone communication with his/her attorney while in the custody of the Rock Island County Jail, recordings of said meetings are prohibited. Such communications shall not be stored or overheard in any manner;
2. Communications between a client and his/her attorney are confidential and *de facto* privileged unless and until any such privilege is otherwise waived by the defendant after consultation with counsel;
3. The content of said telephonic meeting(s) shall not be relayed, repeated, announced or otherwise disseminated to the Rock Island County State's Attorney's Office, the Sheriff's Office or any other law enforcement agency including the Federal Government or their agents and/or any other prosecuting authority;
4. The use of telephone recordings, transcripts of phone calls or telephonic communication metadata obtained from otherwise privileged communications in the prosecution of the defendant is prohibited;
5. The telephonic communications covered by this order cannot be transcribed, heard, reviewed or disseminated in any form at any time under penalty of law;
6. Any violation of this order shall result in a bar to introduction of any evidence obtained through misuse of the attorney/client telephone communication(s) in any judicial proceeding, and anyone found in violation of this order may be held in contempt of this Court;
7. The Sheriff of Rock Island County is hereby directed to secure a telephone line for use by Attorneys, in compliance with this Order.

SO ORDERED.

Entered: 5-6-20



Hon. Frank R. Fuhr, Chief Judge
Fourteenth Judicial Circuit, Illinois