

IN THE SUPERIOR COURT OF FORSYTH COUNTY
STATE OF GEORGIA

IN RE: JUDICIAL EMERGENCY
ACT OF 2004 O.C.G.A. § 38-3-60:
COURTHOUSE CLOSURE DUE TO
CORONAVIRUS (COVID-19)
PANDEMIC

FORSYTH COUNTY, GEORGIA
FILED IN THIS OFFICE
MAY 15, 2020
GREG G. ALLEN
CLERK OF SUPERIOR, STATE & JUVENILE COURT

FIFTH AMENDED ORDER EXTENDING JUDICIAL EMERGENCY

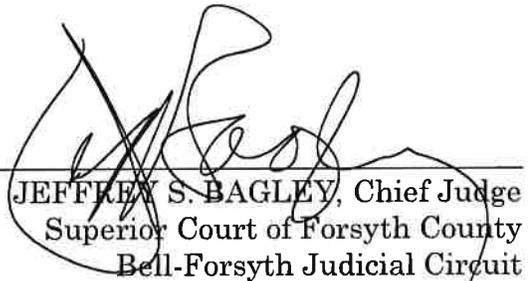
Due to the on-going coronavirus (COVID-19) pandemic, and the resultant public health conditions that it creates which substantially endangers or infringes upon the normal functioning of the judicial system, the ability of persons to avail themselves of the judicial system, and the ability of litigants or others to have access to the courts, or to meet schedules or time deadlines imposed by court order, rule, statute, administrative rule, or regulation, and pursuant to the *Second Order Extending Declaration of Statewide Judicial Emergency* issued by the Chief Justice of the Georgia Supreme Court as authorized under O.C.G.A. § 38-3-61, the undersigned amends its prior local *Orders Extending Judicial Emergency* as follows:

The terms of the Chief Justice's *Second Order Extending Declaration of Statewide Judicial Emergency* are adopted and incorporated into this local *Fifth Amended Order Extending Judicial Emergency*;

The courthouse entry protocols announced in the local *Second Amended Order Declaring Judicial Emergency* are extended through June 12, 2020;

This *Fifth Amended Order Declaring Judicial Emergency* shall extend the judicial emergency declared locally until 11:59 p.m., on June 12, 2020.

IT IS SO ORDERED this 14th day of May, 2020 at 8 o'clock p.m.



JEFFREY S. BAGLEY, Chief Judge
Superior Court of Forsyth County
Bell-Forsyth Judicial Circuit

Distribution:

Original: Clerk of the Forsyth County Superior Court

cc: Chief Justice, Supreme Court of Georgia
Clerks - Court of Appeals, Supreme Court
Judges and Clerks - Bell-Forsyth Judicial Circuit
Penny A. Penn, District Attorney
William Finch, Solicitor General
Robin Rooks, Court Administrator

IN THE SUPERIOR COURT OF FORSYTH COUNTY
STATE OF GEORGIA

FORSYTH COUNTY GEORGIA
FILED IN THIS OFFICE

APR 24 2020

A. A. Allen
CLERK SUPERIOR COURT

IN RE: JUDICIAL EMERGENCY
ACT OF 2004 O.C.G.A. § 38-3-60:
COURTHOUSE CLOSURE DUE TO
CORONAVIRUS (COVID-19)
PANDEMIC

FOURTH AMENDED ORDER EXTENDING JUDICIAL EMERGENCY

Due to the on-going coronavirus (COVID-19) pandemic, and the resultant public health conditions that it creates which substantially endangers or infringes upon the normal functioning of the judicial system, the ability of persons to avail themselves of the judicial system, and the ability of litigants or others to have access to the courts, or to meet schedules or time deadlines imposed by court order, rule, statute, administrative rule, or regulation, and pursuant to the *Order Extending Declaration of Statewide Judicial Emergency* issued by the Chief Justice of the Georgia Supreme Court as authorized under O.C.G.A. § 38-3-61, the undersigned amends its prior *Orders Extending Judicial Emergency* to allow for judges of the Bell-Forsyth judicial circuit to conduct hearings while not physically present in their respective courthouse so long as the proceedings are livestreamed so that the public has access to the hearing. If a judge elects to conduct a proceeding while away from the courthouse, by videoconference, then the judge shall also

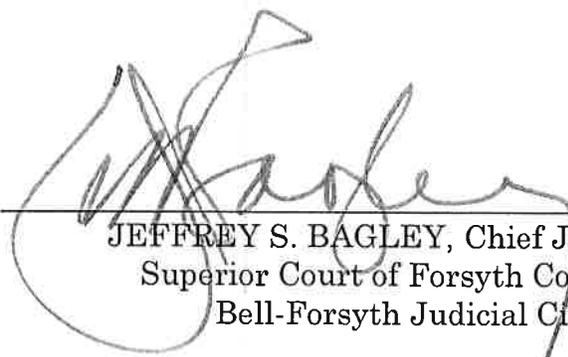
comply with the requirements set forth within the Supreme Court's *Order Extending Declaration of Statewide Judicial Emergency* as follows:

(1) Notice shall be provided to the parties and the public that a proceeding will occur wholly by remote videoconference;

(2) Such notice shall be given by a website posting made on the front-page of the Forsyth County website¹ or website of the Clerk of Court² as to the date, time, case being heard, and courtroom where livestream will be broadcast; and

(3) If a party or member of the public objects to the remote proceeding, the judge shall sustain or overrule such objection prior to conducting the proceeding.

IT IS SO ORDERED this 24th day of April, 2020 at 1:20 o'clock p.m.



JEFFREY S. BAGLEY, Chief Judge
Superior Court of Forsyth County
Bell-Forsyth Judicial Circuit

Distribution:

Original: Clerk of the Forsyth County Superior Court

cc: Chief Justice, Supreme Court of Georgia
Clerks - Court of Appeals, Supreme Court
Judges and Clerks - Bell-Forsyth Judicial Circuit
Penny A. Penn, District Attorney
William Finch, Solicitor General
Robin Rooks, Court Administrator

¹ See www.forsythco.com

² See www.forsythclerk.com

IN THE SUPERIOR COURT OF FORSYTH COUNTY
STATE OF GEORGIA

IN RE: JUDICIAL EMERGENCY
ACT OF 2004 O.C.G.A. § 38-3-60:
COURTHOUSE CLOSURE DUE TO
CORONAVIRUS (COVID-19)
PANDEMIC

FORSYTH COUNTY GEORGIA
FILED IN THIS OFFICE

APR 07 2020

A. J. All
CLERK SUPERIOR COURT

THIRD AMENDED ORDER EXTENDING JUDICIAL EMERGENCY

Due to the on-going coronavirus (COVID-19) pandemic, and the resultant public health conditions that it creates which substantially endangers or infringes upon the normal functioning of the judicial system, the ability of persons to avail themselves of the judicial system, and the ability of litigants or others to have access to the courts, or to meet schedules or time deadlines imposed by court order, rule, statute, administrative rule, or regulation, and pursuant to the Order Extending Declaration of Statewide Judicial Emergency issued by the Chief Justice of the Georgia Supreme Court as authorized under O.C.G.A. § 38-3-61, an extension of the judicial emergency is hereby declared pursuant to O.C.G.A. § 38-3-60. This Order shall affect the operations of all classes of courts¹ within the Bell-Forsyth Judicial Circuit.

¹ The classes of courts of the Bell-Forsyth Judicial Circuit include: Superior Court; State Court; Juvenile Court; Probate Court; and Magistrate Court.

All court proceedings are suspended with the exception of essential functions necessary to protect health, safety, and liberty of individuals. Essential functions are subject to interpretation; however, as described by the Chief Justice, some matters that fall into the essential function category are: (1) where an immediate liberty or safety concern is present requiring the attention of the court as soon as the court is available; (2) criminal court search warrants, arrest warrants, initial appearances, and bond reviews; (3) domestic abuse temporary protective orders and restraining orders; (4) juvenile court delinquency detention hearings and emergency removal matters; and (5) mental health commitment hearings.

Additionally, the undersigned finds that the following are also essential functions: (1) criminal revocation hearings; (2) criminal motions for bond; (3) criminal pleas in which a defendant is being released from jail; (4) civil emergency motions at the discretion of the assigned judge; (5) habeas corpus proceedings; (6) family violence proceedings; (7) juvenile court preliminary protective hearings; (8) juvenile court delinquency detention hearings; (9) juvenile court dependency adjudications; (10) juvenile court permanency hearings; and (11) terminations of parental rights trials.

To the extent court proceedings are held, they should be done in a manner to limit the risk of exposure, such as by videoconferencing, where possible.

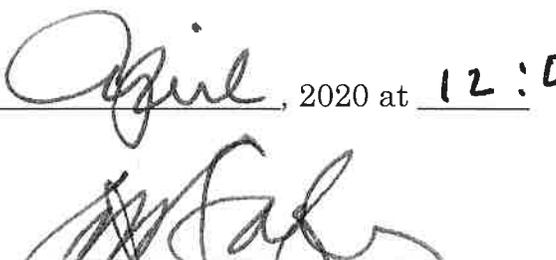
With regard to matters not deemed essential functions under the Chief Justice's Statewide Judicial Emergency Order, counsel and litigants are encouraged to proceed to the extent feasible and consistent with public health guidance, for

example, through the use of teleconferences and videoconferences, to reduce backlogs when the judicial emergency ends.

Pursuant to O.C.G.A. § 38-3-62, during the period of this Order, the undersigned hereby suspends, tolls, extends, and otherwise grants relief from any deadlines or other time schedules or filing requirements imposed by other applicable statutes, rules, regulations, or court orders, whether in civil or criminal cases or administrative matters, including, but not limited to any: (1) statute of limitation; (2) time within which to issue a warrant; (3) time within which to try a case for which a demand for speedy trial has been filed; (4) time within which to hold a commitment hearing; (5) deadline or other schedule regarding the detention of a juvenile; (6) time within which to return a bill of indictment or an accusation or to bring a matter before a grand jury; (7) time within which to file a writ of habeas corpus; (8) time within which discovery or any aspect thereof is to be completed; (9) time within which to serve a party; (10) time within which to appeal or to seek the right to appeal any order, ruling, or other determination; and (11) such other legal proceedings as determined to be necessary by the authorized judicial official.

This Order shall terminate on May 13, 2020, at 11:59 p.m., unless otherwise extended.

IT IS SO ORDERED this 7th day of April, 2020 at 12:00 o'clock p.m..



JEFFREY S. BAGLEY, Chief Judge
Superior Court of Forsyth County
Bell-Forsyth Judicial Circuit

Distribution:

Original: Clerk of the Forsyth County Superior Court

cc: Chief Justice, Supreme Court of Georgia
Clerks - Court of Appeals, Supreme Court
Judges and Clerks - Bell-Forsyth Judicial Circuit
Penny A. Penn, District Attorney
William Finch, Solicitor General
Robin Rooks, Court Administrator

RECEIVED / FILED

By Therese S Barnes at 5:16 pm, Mar 24, 2020

IN THE SUPERIOR COURT OF FORSYTH COUNTY
STATE OF GEORGIA

IN RE: JUDICIAL EMERGENCY
ACT OF 2004 O.C.G.A. § 38-3-60:
COURTHOUSE CLOSURE DUE TO
CORONAVIRUS (COVID-19) PANDEMIC

FORSYTH COUNTY GEORGIA
FILED IN THIS OFFICE

MAR 24 2020

A. C. Cobb
CLERK SUPERIOR COURT

SECOND AMENDED ORDER DECLARING JUDICIAL EMERGENCY

The following language is added to the *Amended Order Declaring Judicial Emergency* filed March 16, 2020:

Pursuant to O.C.G.A. § 38-3-61, during the time period set forth in the *Amended Order Declaring Judicial Emergency*, it is hereby ORDERED that no person shall be admitted entry into the courthouses of Forsyth County that (A) has recently traveled outside of the continental United States, (B) has come into physical contact with someone testing positive for Coronavirus (COVID-19), and/or (C) is currently sick unless that person does not currently have a fever defined as a temperature in excess of 98.6 degrees Fahrenheit.

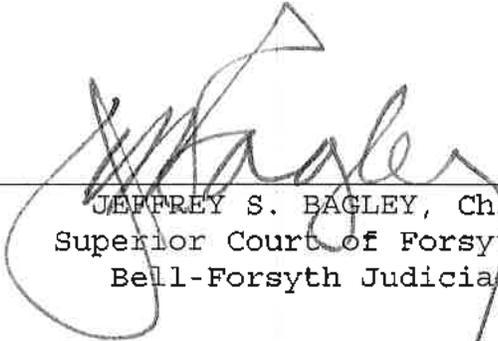
The person denied entry into the courthouse shall be instructed to call the Clerk of Court from outside the courthouse. The Clerk of Court shall determine whether such access can be accommodated via electronic access through the Clerk of Court's website. If the person is seeking to file a

document, the Clerk of Court shall determine if the filing can be made electronically or by paper filing.¹ If the Clerk of Court determines that a paper, in-person filing is required, then the screening officer shall provide the person seeking access to the courthouse with gloves and facemask and allow said person such limited courthouse access as necessary to accomplish said filing.

If the person denied entry into the courthouse is there to attend a hearing as either a litigant, witness, or public spectator, such person shall remain outside the courthouse while the appropriate judicial chambers is notified. The Judge to whom the case is scheduled to appear shall consider all relevant facts and circumstances and make a determination as to whether to admit such person.

This Order shall terminate on April 13, 2020, at 11:59 p.m., unless otherwise extended.

IT IS SO ORDERED this 24th day of March, 2020 at 4:50 o'clock p.m.


JEFFREY S. BAGLEY, Chief Judge
Superior Court of Forsyth County
Bell-Forsyth Judicial Circuit

¹ The Clerk of Court shall make this determination pursuant to O.C.G.A. § 15-6-11, Uniform Superior Court Rule 36.16 and the Statewide Minimum Standards for Electronic Filing.

Distribution:

Original: Clerk of Court

cc: Chief Justice, Supreme Court of Georgia
Clerks - Court of Appeals, Supreme Court
Judges and Clerks - Bell-Forsyth Judicial Circuit
Penny A. Penn, District Attorney
William Finch, Solicitor General
Ron Freeman, Sheriff
Robin Rooks, Court Administrator

IN THE SUPERIOR COURT OF FORSYTH COUNTY
STATE OF GEORGIA

FILED IN OFFICE
MAR 16 2020

Theresa B.
CLERK OF SUPREME
COURT OF GEORGIA

IN RE: JUDICIAL EMERGENCY
ACT OF 2004 O.C.G.A. § 38-3-60:
COURTHOUSE CLOSURE DUE TO
CORONAVIRUS (COVID-19)
PANDEMIC

FORSYTH COUNTY GEORGIA
FILED IN THIS OFFICE
MAR 16 2020
A. J. Cole
CLERK SUPERIOR COURT

AMENDED ORDER DECLARING JUDICIAL EMERGENCY

Due to the on-going coronavirus (COVID-19) pandemic, and the resultant public health conditions that it creates which substantially endangers or infringes upon the normal functioning of the judicial system, the ability of persons to avail themselves of the judicial system, and the ability of litigants or others to have access to the courts, or to meet schedules or time deadlines imposed by court order, rule, statute, administrative rule, or regulation, and pursuant to the Order Declaring Judicial Emergency issued by the Chief Justice of the Georgia Supreme Court as authorized under O.C.G.A. § 38-3-61, a judicial emergency is hereby declared pursuant to O.C.G.A. § 38-3-60. This Order shall affect the operations of all classes of courts¹ within the Bell-Forsyth Judicial Circuit.

All court proceedings are suspended with the exception of essential functions necessary to protect health, safety, and liberty of individuals. Essential functions

¹ The classes of courts of the Bell-Forsyth Judicial Circuit include: Superior Court; State Court; Juvenile Court; Probate Court; and Magistrate Court.

are subject to interpretation; however, as described by the Chief Justice, some matters that fall into the essential function category are: (1) where an immediate liberty or safety concern is present requiring the attention of the court as soon as the court is available; (2) criminal court search warrants, arrest warrants, initial appearances, and bond reviews; (3) domestic abuse temporary protective orders and restraining orders; (4) juvenile court delinquency detention hearings and emergency removal matters; and (5) mental health commitment hearings.

Additionally, the undersigned finds that the following are also essential functions: (1) criminal revocation hearings; (2) criminal motions for bond; (3) criminal pleas in which a defendant is being released from jail; (4) civil emergency motions at the discretion of the assigned judge; (5) habeas corpus proceedings; (6) family violence proceedings; (7) juvenile court preliminary protective hearings; (8) juvenile court delinquency detention hearings; (9) juvenile court dependency adjudications; (10) juvenile court permanency hearings; and (11) terminations of parental rights trials.

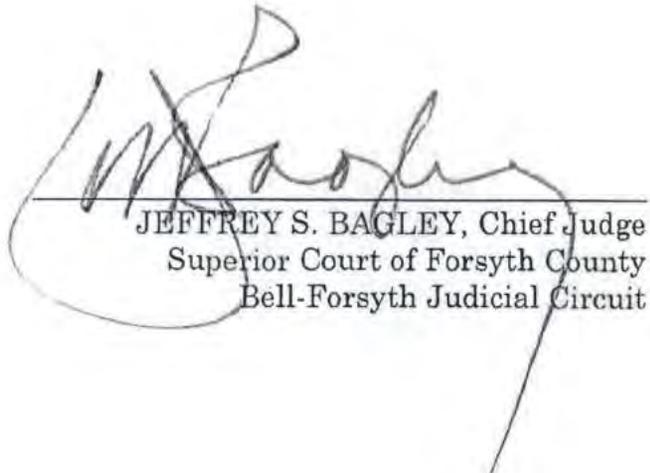
To the extent court proceedings are held, they should be done in a manner to limit the risk of exposure, such as by videoconferencing, where possible.

Pursuant to O.C.G.A. § 38-3-62, during the period of this Order, the undersigned hereby suspends, tolls, extends, and otherwise grants relief from any deadlines or other time schedules or filing requirements imposed by other applicable statutes, rules, regulations, or court orders, whether in civil or criminal cases or administrative matters, including, but not limited to any: (1) statute of

limitation; (2) time within which to issue a warrant; (3) time within which to try a case for which a demand for speedy trial has been filed; (4) time within which to hold a commitment hearing; (5) deadline or other schedule regarding the detention of a juvenile; (6) time within which to return a bill of indictment or an accusation or to bring a matter before a grand jury; (7) time within which to file a writ of habeas corpus; (8) time within which discovery or any aspect thereof is to be completed; (9) time within which to serve a party; (10) time within which to appeal or to seek the right to appeal any order, ruling, or other determination; and (11) such other legal proceedings as determined to be necessary by the authorized judicial official.

This Order shall terminate on April 13, 2020, at 11:59 p.m., unless otherwise extended.

IT IS SO ORDERED this 16th day of March, 2020 at 11
o'clock ^Ap.m..


JEFFREY S. BAGLEY, Chief Judge
Superior Court of Forsyth County
Bell-Forsyth Judicial Circuit

Distribution:

Original: Clerk of the Forsyth County Superior Court

cc:

Chief Justice, Supreme Court of Georgia
Clerks - Court of Appeals, Supreme Court
Judges and Clerks - Bell-Forsyth Judicial Circuit
Penny A. Penn, District Attorney
William Finch, Solicitor General
Robin Rooks, Court Administrator

FILED IN OFFICE
MAR 13 2020

IN THE SUPERIOR COURT OF FORSYTH COUNTY

Shae Law
CLERK OF SUPREME
COURT OF GEORGIA

STATE OF GEORGIA

IN RE: JUDICIAL EMERGENCY
ACT OF 2004 O.C.G.A. § 38-3-60:
LIMITATION OF JUDICIAL
FUNCTIONS DUE TO CORONAVIRUS
(COVID-19) PANDEMIC

FORSYTH COUNTY GEORGIA
FILED IN THIS OFFICE

MAR 13 2020

A. J. Cobb
CLERK SUPERIOR COURT

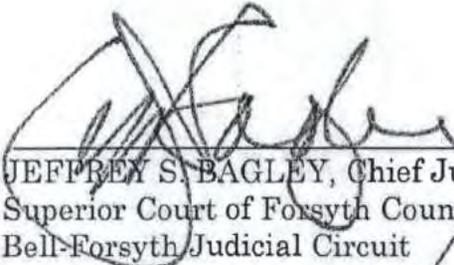
ORDER DECLARING LIMITED JUDICIAL EMERGENCY

Due to the on-going coronavirus (COVID-19) pandemic, and the resultant public health conditions that it creates which substantially endangers or infringes upon the normal functioning of the judicial system, the ability of persons to avail themselves of the judicial system, and the ability of litigants or others to have access to the court, or to meet schedules or time deadlines imposed by court order, rule, statute, administrative rule, or regulation, a limited judicial emergency is hereby declared pursuant to O.C.G.A. § 38-3-60. This Order shall affect the operations of all courts within the Bell-Forsyth Judicial Circuit. **ALL JURY TRIALS SCHEDULED FOR THE WEEKS OF MARCH 16, 2020 AND MARCH 23, 2020 ARE SUSPENDED.**

In addition, pursuant to O.C.G.A. § 38-3-62, it is hereby ordered that the following deadlines and other schedules are extended or tolled during the duration of this Judicial Emergency:

1. _____ the time within which to try a case for which a demand for speedy trial has been filed.

IT IS SO ORDERED this 13th day of March, 2020 at 8:50 A/M
o'clock p.m..


JEFFREY S. BAGLEY, Chief Judge
Superior Court of Forsyth County
Bell-Forsyth Judicial Circuit

Distribution:

Original: Clerk of the Forsyth County Superior Court
cc: Chief Justice, Supreme Court of Georgia
Clerks - Court of Appeals, Supreme Court
Judges and Clerks - Bell-Forsyth Judicial Circuit