

**IN THE MUNICIPAL COURT OF THE CITY OF LOGANVILLE  
STATE OF GEORGIA**

IN RE: Recognition of Judicial Emergency

Date: July 14, 2020

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**ORDER RECOGNIZING EXTENSION OF JUDICIAL EMERGENCY**

WHEREAS, pursuant to the declaration of Chief Justice Harold Melton of the Supreme Court of Georgia that a Judicial Emergency continues to exist in the State of Georgia affecting all courts and clerks' offices in the State as it relates to all judicial proceedings such that there is a serious health emergency pursuant to O.C.G.A. § 38-3-60(2)(D). *See* O.C.G.A. § 38-3-60(2)(D) (providing that "Judicial Emergency" means "[s]uch other serious emergency").

WHEREAS, IT HAS BEEN DETERMINED that the Judicial Emergency substantially endangers or infringes upon the normal functioning of the judicial system as it relates any non-essential matters, unless they can be conducted via video or teleconferencing. Although the Chief Justice's Fifth Order Extending Declaration of Statewide Judicial Emergency allows for In-Person Proceedings "in compliance with public health guidance, applicable statutes and court rules, and with the requirements of the United States and Georgia Constitutions and applicable statutes and court rules," the Court has determined that the physical facilities and personnel of the Municipal Court for the City of Loganville are not such that in-court proceedings could occur under current circumstances in such a manner as to protect the health of litigants, lawyers, judges, court personnel, and the public, and therefore proceedings will only occur via video or teleconferencing during the pendency of the Judicial Emergency, pursuant to Paragraph III of the Fifth Order Extending Declaration of Statewide Judicial Emergency.

The Court and Clerk shall ensure that all video and teleconference hearings shall be held in a manner that comports with the Constitutions of the United States and the State of Georgia and applicable statutes and court rules, including but not limited to “the public’s right of access to judicial proceedings and a criminal defendant’s right to confrontation and an open courtroom.”

Therefore, the Presiding Judge Lori B. Duff of the Municipal Court of the City of Loganville DOES HEREBY recognize the extension of the Judicial Emergency declared by Chief Justice Harold Melton in the City of Loganville through September 10, 2020 at 11:59 p.m.

Notice of this Order shall be sent to all to the affected parties, counsel for the affected parties, to the Administrative Office of the Courts at <https://georgiacourts.gov/covid-19-court-operating-guidelines-form/>, and shall be posted in a location readily available to the public and shall therefore constitute sufficient notice of the issuance of this Order.

IT IS SO ORDERED, this 13<sup>th</sup> day of August, 2020.

  
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Lori B. Duff, Judge  
City of Loganville Municipal Court