

FILED IN OFFICE

July 1, 2021

*Theresa A. Bane*

SUPREME COURT OF GEORGIA

IN THE SUPERIOR COURT OF COLUMBIA COUNTY  
AUGUSTA JUDICIAL CIRCUIT  
STATE OF GEORGIA

Superior and Juvenile Courts  
Columbia County, Georgia

Filed for Record This 1st

Day of July, 2021

*August P. Henderson*

Cindy Mason, Clerk of Courts

*Rep. Clerk* 8:00 a.m.

**In Re: Local Judicial Emergency Order**

**Date: July 1, 2021**

**ORDER**

On March 13, 2020 President Donald Trump declared a National Emergency concerning the Novel Coronavirus Disease (COVID-19) outbreak. Effective March 14, 2020, Georgia Governor, Brian Kemp, declared a Public Health Emergency in Georgia in an effort to assist health and emergency management officials across the State by deploying all available resources for the mitigation and treatment of COVID-19.

In response to the Governor's declaration, on March 14, 2020 Chief Justice Harold Melton entered an Order Declaring Statewide Judicial Emergency due to the spread of COVID-19 and in an attempt to protect the health, safety, and liberty of all citizens in the State of Georgia. Chief Justice Melton's Judicial Emergency Order has now been extended fifteen (15) times, with the most recent version filed on June 7, 2021 and set to expire June 30, 2021 at 11:59 p.m., the same time the Public Health State of Emergency declared by the Governor is set to expire. All of the prior Judicial Emergency Orders are available on the Georgia Supreme Court's website, [www.gasupreme.us](http://www.gasupreme.us).

The March 14, 2020 Judicial Emergency Order suspended, tolled, extended, and otherwise granted relief from any deadlines and other time schedules and filing requirements (referred collectively herein as "deadlines") imposed by otherwise applicable statutes, rules, regulations, or court orders in civil and criminal cases and administrative matters. The majority of the deadlines on litigants were reimposed, effective July 14, 2020, by the Fourth Order Extending Declaration of Statewide Judicial Emergency filed on July 10, 2020.

The exceptions to the reimposition of deadlines on litigants included deadlines for jury trial proceedings (including statutory speedy trial demands), deadlines for grand jury

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proceedings, and deadlines calculated by reference to the date of a civil or criminal jury trial or grand jury proceeding. The Fifteenth Order Extending Declaration of Statewide Judicial Emergency ordered that the grand jury and jury trial deadlines would remain tolled; however, said Order also indicated that all deadlines not already reimposed will immediately be reimposed (unless tolled by applicable local judicial emergency order) when the statewide judicial emergency order expires.

NOW THEREFORE, pursuant to O.C.G.A. § 38-3-60(1)(B), the Honorable James G. Blanchard, Jr., Chief Judge of the Augusta Judicial Circuit, DOES HEREBY ORDER AND DECLARE that there is an ongoing judicial emergency existing in this county which has been created by the statewide judicial emergency that has persisted for approximately fifteen (15) months immediately preceding this Order. This Order shall be considered a declaration of a local judicial emergency as anticipated under O.C.G.A. § 38-3-61(a). The extreme duration of the statewide judicial emergency created an extensive backlog of pending cases which necessitates the instant Judicial Emergency Order to be entered which will limit the reimposition of certain procedural deadlines and allow the courts to adequately assess and work through the backlog of cases that presently exist in this county.

WHEREFORE, pursuant to O.C.G.A. § 38-3-61(a), IT IS HEREBY ORDERED that during the term of this judicial emergency, the requirements for the filing of a statutory speedy trial demand imposed by O.C.G.A. §§ 17-7-170 and 17-7-171 are hereby reinstated, effective July 1, 2021. The time constraints to bring a case to trial as imposed by O.C.G.A. §§ 17-7-170 and 17-7-171 will remain tolled in all courts of this county for the duration of this Order. Nothing in this Order shall relieve the State of its constitutional obligation to provide for a speedy and public criminal trial.

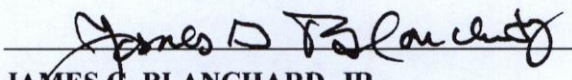
IT IS FURTHER ORDERED, during the pendency of this Order, any statutory deadlines pertaining to the time within which any and all classes of court must conduct hearings shall be suspended for the duration of this Order.



WHEREFORE, pursuant to O.C.G.A. § 38-3-61(b), the instant Judicial Emergency Order shall go into effect immediately and shall remain in full force and effect for thirty (30) days, expiring on July 30, 2021 at 11:59 p.m., and shall apply to all courts within Columbia County.

FURTHER, as the Court continues on the path of reopening after the onset of the COVID-19 pandemic, certain general practices will need to be followed to ensure the health of litigants, court personnel and the public. Therefore, all current and future Center for Disease Control (CDC) guidelines shall be followed by the courts and are hereby incorporated into this Order. More specifically, effective July 1, 2021, upon entry to the Courthouse and courtrooms, those persons vaccinated for COVID-19 are not required to wear a mask. Those unvaccinated, at risk, or otherwise vulnerable are encouraged to wear a mask.

SO ORDERED this 1<sup>st</sup> day of July, 2021  
at 12:00 a.m. / p.m. at Columbia County Courthouse (location).

  
**JAMES G. BLANCHARD, JR.**  
Chief Judge, Superior Court of Columbia County  
Augusta Judicial Circuit



**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing Judicial Emergency

Order was served via E-Mail on the date listed below and to the following entities and individuals:

Supreme Court of Georgia  
Chief Justice David Nahmias  
Therese Barnes, Clerk  
[barnest@gasupreme.us](mailto:barnest@gasupreme.us)

Georgia Court of Appeals  
Patty Bender, Deputy Clerk  
[coaefast@gaappeals.us](mailto:coaefast@gaappeals.us)

Columbia County Magistrate Court  
Hon. Jason Troiano  
[jtroiano@columbiacountyga.gov](mailto:jtroiano@columbiacountyga.gov)

Columbia County Probate Court  
Hon. Alice W. Padgett  
[apadgett@columbiacountyga.gov](mailto:apadgett@columbiacountyga.gov)

Augusta Circuit Juvenile Court  
Keith B. Johnson  
[kbj@keithbjohnsonlaw.com](mailto:kbj@keithbjohnsonlaw.com)

Columbia County Clerk of Court  
Cindy Mason  
[cindy.mason@gsccca.org](mailto:cindy.mason@gsccca.org)

Augusta Judicial Circuit District Attorney  
Jared T. Williams  
[jwilliams@augustaga.gov](mailto:jwilliams@augustaga.gov)

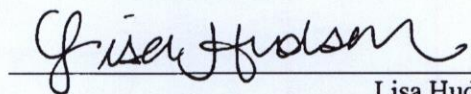
Augusta Judicial Circuit Public Defender  
Katherine Mason  
[kmason@augustaga.gov](mailto:kmason@augustaga.gov)

Augusta Bar Association  
Steven Sanders, President  
[ssanders@fulcherlaw.com](mailto:ssanders@fulcherlaw.com)

State Bar of Georgia  
Mercedes Ball, Director  
[mercedesb@gabar.org](mailto:mercedesb@gabar.org)

In addition, a copy of this Order shall be posted in the Courthouse and any annex of the courthouse in a conspicuous location to allow for public viewing.

This 1<sup>st</sup> day of July, 2021



Lisa Hudson  
Staff Attorney to the  
Honorable James G. Blanchard Jr.

Office of Chief Judge James G. Blanchard Jr.  
Augusta Judicial Circuit  
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Evans, GA 30809  
(706) 312-7355