FIFTH JUDICIAL DISTRICT
Administrative Office
State of Idaho

MAR 12 2021

By OM

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO

ORDER RE: JURY TRIALS/GRAND JURY IMPANELMENT PROHIBITED FROM COMMENCING FOR THE WEEK OF MARCH 22-26, 2021

ADMINISTRATIVE ORDER 2021-06

Eric J. Wildman, Administrative District Judge of the Fifth Judicial District hereby finds and orders as follows:

WHEREAS on October 8, 2020, the Idaho Supreme Court issued its Amended Order entitled "In Re: Jury Trials," the provisions of which govern the conduct of jury trials in Idaho ("Amended Jury Trial Order"); and,

WHEREAS on February 3, 2021 the Idaho Supreme Court issued a further Order regarding Jury Trials entitled "Re: Commencement of Jury Trials and Grand Jury Impanelment" ("Jury Trial Commencement Order") whereby the Idaho Supreme Court provided that Jury Trials will resume as of March 1, 2021 and that further requires the Administrative District Judge to review the Cases by County page of the Idaho Department of Health and Welfare's COVID-19 Data Dashboard (at www.coronavirus.idaho.gov) each week to determine if jury trials and grand jury impanelment may proceed for a particular county for any given week as outlined in the Jury Trial Commencement Order (Idaho Supreme Court report summarizing the Data Dashboard attached); and,

WHEREAS on September 16, 2020, the Idaho Supreme Court issued its Order entitled "RE: Grand Jury Proceedings," the provisions of which govern the conduct of grand jury proceedings in Idaho ("Grand Jury Proceedings Order") as amended on October 6, 2020; and,

WHEREAS, pursuant to either paragraph 4(a) or 4(b) of the Jury Trial Commencement Order, the Honorable Eric J. Wildman finds that no counties in the Fifth Judicial District currently meet the criteria set forth and described in said paragraphs, and either have an incidence rate of confirmed or presumed cases of COVID 19 of 25.0 or greater per 100,000 population **OR** have an incidence rate of COVID-19 between 14.0 and 24.9 per 100,000 population and further that those counties do not have an upward trend as defined in both the Jury Trial Commencement Order;

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IT IS HEREBY ORDERED that the following Counties of the Fifth Judicial District MAY COMMENCE jury trials or grand jury impanelment proceedings for the week of March 22-26, 2021

Blaine County, Idaho
Camas County, Idaho
Cassia County, Idaho
Gooding County, Idaho
Jerome County, Idaho
Lincoln County, Idaho
Minidoka County, Idaho
Twin Falls County, Idaho

IT IS HEREBY ORDERED.

Dated this day of March, 2021.

Honorable Eric J. Wildman Administrative District Judge Fifth Judicial District

5th Judicial District Elected Clerks

5th Judicial District Magistrate & District Judges

5th Judicial District Jury Commissioners

5th Judicial District Court Reporters

Shelli Tubbs, Trial Court Administrator

Sara Omundson, ADOC, Idaho Supreme Court

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COVID-19 Incidence Trends for Jury Trial Considerations

For the week of March 12, 2021 (March 4-March 11)

7-Day Moving Average Incidence Rate

	County	Prior Week	Current Week	Trend	Jury Trials Allowed
First	Benewah	27.7	15.4	Downward	Yes
District	Bonner	12.5	10.0	Downward	Yes
	Boundary	5.8	1.2	Downward	Yes
	Kootenai	13.8	12.5	Downward	Yes
	Shoshone	12.2	7.8	Downward	Yes
Second	Clearwater	9.8	9.8	Stable	n artanoma, nimining main y villa , ilil. il. il. il. il. il. il. i
District	ldaho	4.3	1.7	Downward	Yes
	Latah	25.6	18.9	Downward	Yes
	Lewis	14.9	7.4	Downward	Yes
	Nez Perce	7.4	9.2	Upward	Yes
Third	Adams	0.0	6.7	Upward	Yes
District	Canyon	12.7	8.0	Downward	Yes
	Gem	5.5	0.8	Downward	Yes
	Owyhee	15.7	7.2	Downward	Yes
	Payette	5.4	8.9	Upward	Yes
	Washington	5.6	4.2	Downward	Yes
Fourth	Ada	12.4	13.3	Upward	Yes
District	Boise	5.5	9.1	Upward	Yes
	Elmore	10.4	10.4	Stable	Yes
	Valley	8.8	8.8	Stable	Yes
Fifth	Blaine	19.9	8.7	Downward	Yes
District	Camas	12.9	0.0	Downward	Yes
	Cassia	6.5	6.5	Stable	Yes
	Gooding	1.9	3.8	Upward	Yes
	Jerome	8.8	3.5	Downward	Yes
	Lincoln	8.0	5.3	Downward	Yes
	Minidoka	6.1	6.8	Upward	Yes
	Twin Falls	5.9	4.6	Downward	Yes
Sixth	Bannock	14.0	19.7	Upward	No
District	Bear Lake	14.0	18.7	Upward	No
	Caribou	6.0	2.0	Downward	Yes
	Franklin	9.3	14.4	Upward	No
	Oneida	9.5	6.3	Downward	Yes
	Power	9.3	9.3	Stable	Yes
Seventh	Bingham	25.0	32.7	Upward	No
District	Bonneville	36.2	59.8	Upward	No
	Butte	11.0	0.0	Downward	Yes
	Clark	0.0	16.9	Upward	No
	Custer	13.2	6.6	Downward	Yes
	Fremont	30.5	14.2	Downward	Yes
	Jefferson	23.4	41.1	Upward	No
	Lemhi	10.7	8.9	Downward	Yes
	Madison	32.2	42.2	Upward	No
	Teton	24.7	21.2	Downward	Yes

This report provides COVID-19 7-day moving average incidence rates for each county to be considered by court administrators to determine whether jury trials are allowed to occur during the upcoming week. Data in this report show the incidence rates on Thursday of the current and prior week. The information here reflects what is reported on the Department of Health and Welfare's website between 5:00 p.m. on Thursday and 8:00 a.m. on Friday of the current week. **Data on the website are subject to change and may not reflect the information in this report.**

