

date by separate written orders of the Court for good cause shown above pursuant to Neb. Rev. Stat. § 29-1207(4)(f).

Hearings on **Motions to Suppress** are hereby suspended until on or after January 4, 2021. Cases currently scheduled for hearing on motions to suppress for the remainder of 2020 will be continued to a future date by separate written orders of the Court for good cause shown above pursuant to Neb. Rev. Stat. § 29-1207(4)(f).

In keeping with its findings of good cause as set forth above, the period of time between a criminal defendant's currently scheduled court date and the date upon which said defendant's next court appearance is scheduled shall not count against the State of Nebraska in its duty to bring the defendant to trial within six months of the date of filing of the complaint.

All other criminal and traffic proceedings of the Court shall continue to be conducted as usual. In this connection, cases with other hearings currently scheduled for the remainder of 2020, including, by way of illustration and not necessarily by way of limitation, December 17th Night Court, jury docket calls, preliminary hearings, arraignments, pleas, sentencings, hearings on violations of probation, set asides, motions to seal, diversion docket calls and any other matter not specifically suspended by virtue of this Order shall occur as scheduled. Preliminary hearings shall either be conducted via Zoom or in person with only essential persons attending. Arraignments shall be conducted in person but all parties and their counsel are encouraged to appear via Zoom. Felony bond settings and bond reviews and misdemeanor and traffic arraignments for in-custody persons shall continue to occur via Zoom.

Civil Cases

Civil **jury** trials are hereby suspended until on or after January 4, 2021. Accordingly, **jury pretrial conferences** are similarly suspended. Cases currently scheduled for jury trial for the remainder of 2020 will be continued for pretrial conference and jury trial to future dates by separate written orders of the Court.

Civil **bench** trials are hereby suspended until on or after January 4, 2021. Cases currently scheduled for bench trial for the remainder of 2020 will be continued to a future date by separate written orders of the Court.

Small Claims trials are hereby suspended until on or after January 4, 2021. Cases currently scheduled for trial for the remainder of 2020 will be continued to a future date by separate written orders of the Court.

Debtors' Exams are hereby suspended until on or after January 4, 2021. Cases currently scheduled for debtors' exam for the remainder of 2020 will be continued to a future date by separate written orders of the Court.

Harassment and protection order hearings shall occur in person, attended only by essential persons, at dates and times set by the Court.

All other civil proceedings of the Court shall continue to be conducted as usual. In this connection, cases with other hearings currently scheduled for the remainder of 2020, including, by way of illustration and not necessarily by way of limitation, restitution of premises hearings customarily conducted Monday through Thursday at 8:30 or 9:30 a.m., motion hearings customarily conducted on Fridays at 9:00, 9:30, 10:00 and 10:30 a.m. (judgment revivor,

garnishee liability, summary judgment, default judgment, garnishment debtor, execution, motions to dismiss, to strike/make more definite and certain, to compel, to continue, to vacate, to file additional pleadings, to add parties, to transfer, to file out of time, to set for trial, special appearances) and any other matter not specifically suspended by virtue of this Order shall occur as scheduled, either via Zoom, telephonically or in person with only essential persons attending.

Probate Cases

Contested probate hearings and trials are hereby suspended until on or after January 4, 2021. Cases currently scheduled for trial for the remainder of 2020 will be continued to future dates by separate written orders of the Court. The Court, in its sole and absolute discretion, may consider written requests to conduct contested probate hearings via Zoom with the agreement of all parties.

The Court may further consider, in its sole and absolute discretion, conducting expedited or emergency probate hearings via Zoom if requested and with the agreement of all parties.

Adoption hearings shall occur in person, attended only by essential persons on the dates and times set by the Court.

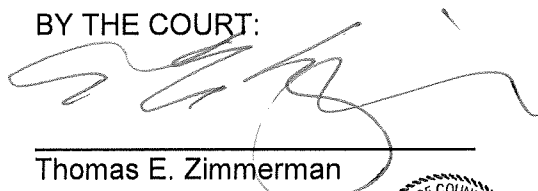
General

IT IS FURTHER ORDERED that all individuals personally appearing in the courtrooms shall abide by the terms, conditions and provisions of that certain Courtroom Plan for In-person Proceedings dated November 12, 2020, appended to this Order and hereby incorporated herein verbatim as if fully set forth hereinafter. Such Plan provides, *inter alia*, that "[u]se of telephonic and videoconferencing hearing options shall be implemented and liberally granted as allowed by statute or by agreement of the parties." Zoom link information for all courtrooms is now available on the county website: <https://www.lancaster.ne.gov/1150/Zoom-Information>

IT IS SO ORDERED.

DATED this 17th day of November, 2020.

BY THE COURT:



Thomas E. Zimmerman
Presiding Judge



IN THE COUNTY COURT OF LANCASTER COUNTY, NEBRASKA

IN RE: NOVEL CORONAVIRUS
AND COVID-19 DISEASE

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COURTROOM PLAN FOR
IN-PERSON PROCEEDINGS

WHEREAS, the evolving circumstances presented by the spread of the novel coronavirus and COVID-19 disease have resulted in the Court developing, adopting and implementing a plan outlining measures to limit the transmission of COVID-19 to staff, counsel, parties and other participants in in-person proceedings; and,

WHEREAS, by Administrative Order dated November 6, 2020, the Chief Justice of the Nebraska Supreme Court has directed that each court publish its written plan of operations.

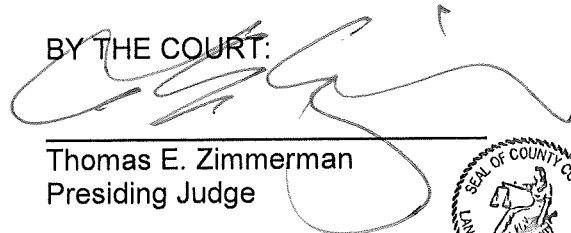
NOW, THEREFORE, the Court hereby directs and orders that the following measures (the "Plan") shall be employed in its courtrooms until further order of the Court:

1. Masks or other suitable face coverings which completely cover and conceal the nose and mouth shall continue to be required by all persons entering the courtrooms. See separate Administrative Order Regarding the Wearing of Face Masks dated June 23, 2020, still in effect.
2. Distancing of at least six feet (6') between persons shall be practiced as much as practicable. In this connection, each courtroom has had delineated with blue-taped Xs and/or yellow tape the seated spacing to be followed by participants as well as blue Xs and/or lines designating where to stand as determined by the Lincoln-Lancaster County Health Department.
3. Hand sanitizer and/or sanitary wipes shall be provided in each courtroom for use by all who enter. In this connection, court personnel are directed to regularly sanitize highly touched surfaces and areas.
4. Only the judge, court staff, litigants, parents or guardians in the case of minor or incompetent litigants and their attorneys shall be admitted to the courtrooms unless particular circumstances warrant and specific permission is granted by the judge presiding over that proceeding.
5. Use of telephonic and videoconferencing hearing options shall be implemented and liberally granted as allowed by statute or by agreement of the parties. Video kiosks have been provided in the public hallway for non-participants to view proceedings via Zoom and Zoom links to all courtrooms shall be published for off-site viewing.

IT IS SO ORDERED.

DATED this 12th day of November, 2020.

BY THE COURT:



Thomas E. Zimmerman
Presiding Judge

