

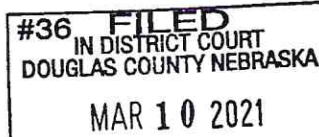


002134606D01

## DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF

THE ADMINISTRATION OF THE COURT



MS 21-20

)  
 )  
 ) THIRD AMENDED  
 ) CRIMINAL JURY TRIALS  
 ) BEGINNING ON MARCH 29, 2021  
 ) IN THE DOUGLAS COUNTY  
 ) LEGISLATIVE CHAMBERS  
 )

On December 1, 2020, the Court entered General Order MS20-110 which canceled the jury panels for the months of January and February 2021. The Court entered this Order due to the Court's inability to safely call and retain an adequate cross-section of jurors, and the effect of following the rapidly evolving public health recommendations on the availability of parties, counsel, citizens accused, law enforcement officers, and court staff. Consequently, the backlog of criminal and civil cases requesting jury trials has increased. In consideration of the constitutional and statutory right to a speedy trial enjoyed by citizens accused in criminal cases, and due to the ongoing restrictions created by the coronavirus/COVID-19 pandemic, the Fourth Judicial District will reinstate the April 2021 Jury Panel solely for criminal cases only.

The *voir dire* in the below-listed criminal cases will take place in the Douglas County Legislative Chambers located at 1819 Farnam Street, LC4, Omaha, Nebraska 68183 located on the second floor of the Douglas County Civic Center. The jury trials will be limited to the following District Court Judges on their assigned specific dates. The jury trials will be limited to the following criminal cases that have been scheduled.

All civil cases previously scheduled for jury trial are continued for good cause to alleviate the backlog associated with the citizens accused who await to assert their constitutional and statutory right to trial by jury in criminal cases.

Due to the restrictions created by the coronavirus/COVID-19 pandemic, the Fourth Judicial District will reinstate the April 2021 Jury Panel for criminal cases only subject to further authorization at a later date by the Douglas County

COVID-19 committee. Jury Selection Jury trials will be limited to the following criminal cases:

**Jury selection schedule for April 2021 Criminal Cases Only:**

**Monday, March 29, 2021**      **PRIMARY** CR19-3239 State v Komlanvi Avitso (Keane/Jeff Courtney)

**Back-up 1:** CR20-2534 State v Dwan A. Brown (Olson/Andrews)

**Back-up 2:** CR20-2657 State v Kenneth O. Wallace (Meckna/Holst)

**Back-up 3:** CR20-2693 State v James Graham (Rothrock/Jedlicka)

**Back-up 4:** CR20-3762/3763 State v Demetrius Averette (Meckna/Hughes)

**Back-up 5:** CR18-3454 State v Jeffrey D. Horger (Wells/Naatz)

**Back-up 6:** CR19-3159 State v Phillip Williams (Olson/McGough)

**Back-up 7:** CR19-3381 State v David Mitchell (Olson, Kilcoin/Werth)

**Back-up 8:** CR20-2464 State v Latisha Medina (Jacobsen/Romshek)

**[BURNS]**

**Wednesday, March 31, 2021**      CR-19-2891 State v. Todd (Ann Miller/Mikki Jerabek)

**[COFFEY]**

**Monday, April 5, 2021**      CR 20-746, Francisco Garcia-Olivar (1B Felony)); Erin Hurley/Jim McGough (Stratman requesting 60 jurors)

**Back-up 1:** CR 20-645, State v. Victor Cobarruvias-Ozuma, (1B Felony), (Molly Keane/Maria Vera (Stratman requesting 60 jurors)

**Back-up 2:** CR 20-3240, State v. Alex Washington (Desiree Stormont/David Lehan)

**Back-up 3:** CR 20-3444, State v. Christopher Cozens, (Tony Clowe/Tamara Mosby)

**Back-up 4:** CR 20-2253, Jon Sorrels, Nissa Jones/Jim Schaefer

**Back-up 5:** CR 19-2717, Nancee Root-Cuva, Mike Jensen/Beau Finley

**Back-up 6:** CR 20-1719, Alexander Hawlow-Stone, Rob MacTaggart/Bill Pfeffer

**[STRATMAN]**

**Wednesday, April 7, 2021**      CR 20-2125 State. v. Daris Brown (Jones/Ayres)

**Back-up 1:** CR 20-631 State v. Kire Martin (Keane/Mathias)

**Back-up 2:** CR 20-2325 State v. Raynia Horton (Lindberg/ A. Petersen)

**Back-up 3:** CR 20-28 State v. Audrey Durand Lavery/ Holst

**Back-up 4:** CR 20-2671, 20-2835 State v. Much Tut Cantwell/ Romshek

**Back-up 5:** CR 19-4434 State v. Edwin Navarro Hurley/ Vera (**Extra Jurors**)

**Back-up 6:** CR 20-2902 State v. Amanda Ciciulla Kilcoin/ Monaghan

**Back-up 7:** CR 20-3139 State. v. Clifford Wright III Alagaban/ Yost

**Back-up 8:** CR 20-2669 State v. Marcel Turner Alioth/ Mosby

**Back-up 9:** CR 20-2211 State. v. Thianna Legon Lindberg/ Troia  
**[BATAILLON]**

**Monday, April 12, 2021** CR 19-1834/20-152 State v. David Stastny  
(Beth Beninato/Abbi Romshek) **Extra Jurors**

**Back-up 1:** CR 19-4649 State v. Shane Holbert (Jennifer Meckna/Abbi Romshek)

**Back-up 2:** CR 20-243 State v. Mauricio Padilla (Beth Beninato/Korey Taylor) **Extra Jurors**

**Back-up 3:** CR 20-1429 State v. Yasir Kamil (Sean Lavery/Karen Hicks)  
**Extra Jurors**

**Back-up 4:** CR 20-3400/3404 State v. Quinderro Harbour (Eric Fabian/Stuart Dornan)

**Back-up 5:** CR 20-3413 State v. Kenneth Budka (Desiree Stormont/Tamara Mosby)

**Back-up 6:** CR 20-3811 State v. Jarod Navarro (Kati Kilcoin/Bethany Stensrud)

**Back-up 7:** CR 20-1349 State v. Vincent Burns (Mike Jensen/Abbi Romshek)

**Back-up 8:** CR 20-960 State v. Andrea McCord (Shawn Hagerty/Jon Natvig)

**Back-up 9:** CR 20-1489 State v. Reginald Blue (David Wear/Joseph Howard)

**Back-up 10:** CR 20-1512 State v. Erskine Gipson (Jennifer Meckna/John Jedlicka)



**Back-up 11:** CR 20-1601 State v. Steven Dimauro (Dara Delehant/Abbi Romshek)

**Back-up 12:** CR 20-2633 State v. Sean Neumann (Tressa Alioth/Justin Eichmann)

**[SCHATZ]**

**Wednesday April 14, 2021** CR19-4722, State v. Papst, Kirschan - (Kilcoin/Dvorak)

**Backup 1:** CR19-3548 - State v. Piaz-Mateo, Zacarias (Hurley/Igbowke)

**Backup 2:** CR18-2782, State v. Marek, Robert (Keane/McGough)

**Backup 3:** CR19-4382, State v. Almageez, Abdul (Beninato/Hoppe)

**Backup 3:** CR20-3896, State v. Fleury, (Meckna/Lucas)

**Backup 4:** CR20-4616, State v. Bollig, (Meckna/Hoffman)

**Backup 5:** CR20-4617, State v. Bollig, (Meckna/Hoffman)

**Backup 6:** CR20-3287, State v. Burale (Alioth/Romshek)

**Backup 7:** CR20-2823, State v. Mays (Stormont/Crampton)

**[DOUGHERTY]**

**Monday, April 19, 2021**

**[OPEN JURY SELECTION SLOT AVAILABLE\*]**

**Wednesday, April 21, 2021** CR18-3497 & CR18-3610 State v. Devron Franklin (Eric Wells/Leslie Cavanaugh)

**Backup 1:** CR19-4624 State v. Dakota Nagel (Amy Jacobsen/Yvonna Summers)

**Backup 2:** CR20-3868 State v. Corey Walker (Robert MacTaggart/Cindy Tate)

**Backup 3:** CR19-1507 State v. Christopher Taylor (Sean Lavery/Kyle Melia)

**Backup 4:** CR20-4006 State v. William Taylor (Emil John Alagaban/Abbi Romshek)

**[POLK]**

Jury summonses for the April 2021 jury panel have been mailed.

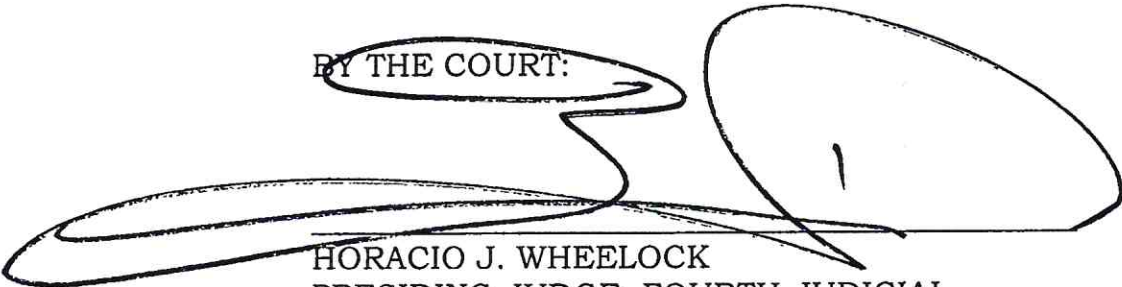
Douglas County District Courts have taken measures to mitigate the effects of this public health emergency upon our Courts and its participants. The Court finds that having additional trials during the month of April would be impossible due to the ongoing social distancing restrictions for the public. Based on the guidelines of local health officials "a minimum distance of six (6) feet between" all persons is recommended. The Douglas County Courthouse and Courtrooms do not have the space available to accommodate any additional jury trials while at the same time maintaining social distancing restrictions. The Court recognizes that the guidelines recommended by the local health officials are not legally binding on the Court, but the Court, nonetheless, finds that adherence to these recommendations is in the best interest of the public for their health and safety.

Due to the restrictions caused by the pandemic, the Court finds that all other criminal cases scheduled for the April, 2021 jury panel are continued for good cause pursuant to Neb. Rev. Stat. § 29-1207(4)(f) to the next available trial date for the individual court.

**IT IS SO ORDERED**

Dated this 10<sup>th</sup> day of March, 2021.

BY THE COURT:



HORACIO J. WHEELOCK  
PRESIDING JUDGE, FOURTH JUDICIAL  
DISTRICT