

IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF

THE ADMINISTRATION OF THE COURT

) MS 21-20
)
) FIRST AMENDED
) CRIMINAL JURY TRIALS
) BEGINNING ON MARCH 29, 2021
) IN THE DOUGLAS COUNTY
) LEGISLATIVE CHAMBERS
)

On December 11, 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

#37
IN DISTRICT COURT
DOUGLAS COUNTY NEBRASKA

FEB 24 2021

JOHN M. FRIFND



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

[OPEN JURY SELECTION SLOT AVAILABLE*]

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 St. v. Daris Brown Jones/Ayres

Back-up 1: CR 20-631 St. v. Kire Martin Keane/Mathias

Back-up 2: CR 20-2325 St. v. Raynia Horton Lindberg/ A. Petersen

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

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

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

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

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

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

Back-up 9: CR 20-2211 St. 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 CR19-1507 State v. Christopher Taylor (Sean Lavery/Kyle Melia)

Backup 2: CR19-4624 State v. Dakota Nagel (Amy Jacobsen/Yvonna Summers)

Backup 3: CR20-1784 State v. Tavell Mosley (Kati Kilcoin/Magan Jeffrey)

Backup 4: CR20-2372/CR20-2373 State v. Allen Johnson (David Wear/Jeanine Tlustos)

[POLK]

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

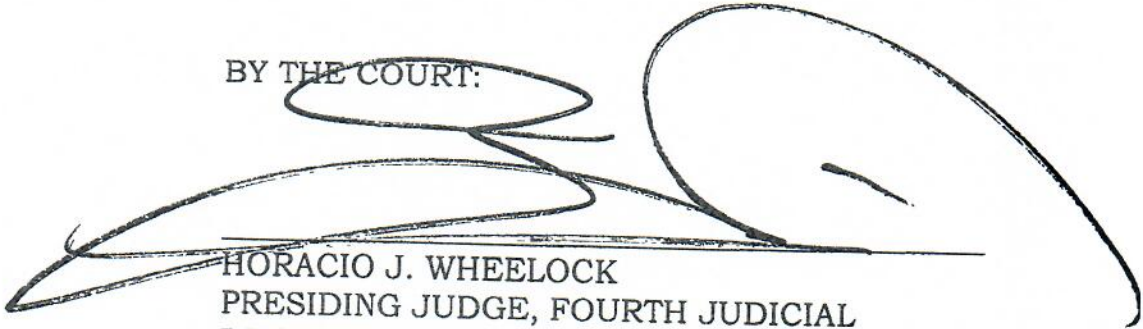
Douglas County District Courts have taken measures to mitigate the effects of this public health emergency upon our Courts and its participants. The Court finds that having additional trials during the month of April would be impossible due to the ongoing social distancing restrictions for the public. 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 16th day of February, 2021.

BY THE COURT:



HORACIO J. WHEELOCK
PRESIDING JUDGE, FOURTH JUDICIAL
DISTRICT