**IN THE DISTRICT COURT OF COUNTY, NEBRASKA**

STATE OF NEBRASKA, ) CASE NO.

)

Complainant, )

)

vs. ) ORDER OF ENFORCEMENT OF

) QUARANTINE

, )

)

)

Respondent. )

THIS MATTER comes before the Court on the State’s Motion for an Order of Enforcement of a Directed Health Measure of quarantine. Evidence was adduced and arguments heard. The Court being duly advised in the premises, hereby finds as follows:

1. The [*insert name of local health department*] has received reports of increasing numbers of ill people exhibiting symptoms of a disease that has in its common course severe disability or death.
2. That since [*insert date of first case report*] until the time at which a hearing on this matter was held, over [*insert applicable number*] people have been stricken with this disease and [*insert applicable number*] people have died.
3. The biological agent causing this disease has not been conclusively identified at this time.
4. The symptoms that characterize this disease include: [*list physical symptoms with specificity*].
5. Clear and convincing evidence shows that those people who are in physical contact with or in the proximity of [*insert applicable number*] feet or less of an individual infected with this disease are likely to exhibit symptoms within [*insert applicable number*] days, which period of time is referred to herein as the “incubation period.” [*Insert any other known information about the method of disease transmission*]. Thus, the clear and convincing evidence suggests this disease is easily transmissible from person-to-person.
6. There are no known preventive medications for this disease at this time.
7. The most effective method currently known to medical science to contain and curtail

the spread of this disease is the isolation of anyone who has the symptoms identified above, and the quarantine of those who have been exposed to a person infected with this disease for the duration of the incubation period.

1. The testimony of qualified witnesses, including [*insert names of relevant witnesses and describe their association with the individual*], has indicated that [*insert individual’s name*] has come with [*identify individual(s) infected with the disease*], who is infected with this disease, on [*insert date(s) of contact*] in the following manner: [*list means of contact in detail*].
2. The testimony of qualified witnesses, including [*insert names and titles of relevant witnesses*], has indicated that this contact is sufficient for [*identify individual(s) infected with the disease*] to have transmitted this disease to [*insert individual’s name*].
3. The testimony of qualified witnesses, including [*insert names and describe their association with the individual*], has indicated that [*insert individual’s name*] comes into contact with numerous individuals on a regular basis through his/her activities as [*list applicable profession or personal undertakings*] and that [*insert individual’s name*] would otherwise come in contact with from acquiring this disease from [*insert individual’s name*] in the event [*insert individual’s name*] is infected with this disease.
4. The findings of the [*insert name of Local Health District*] Directed Health Measure dated are valid and the Directed Health Measure ordered therein is necessary to protect the public’s health.
5. That [*Individual’s name*] is non-compliant with said Directed Health Measure Order; and
6. That a delay in the imposition of the Directed Health Measure would significantly jeopardize the ability to prevent or limit the transmission of a communicable disease, illness, or pose unacceptable risks to any person or persons.

WHEREFORE, the Court finds that it has jurisdiction over the parties and over the subject matter of this action and pursuant to Neb. Rev. Stat. §24-302 and that the [*insert name of local health department*] has the authority to issue the Directed Health Measure order pursuant to §§71- 501 and 71-1626 *et seq*. and that Directed Health Measure for quarantine is necessary to protect

the public’s health. The nature of the disease at issue, the Respondent’s contact with individual’s infected with the disease, and the conduct of the Respondent constitute clear and convincing evidence that [*insert individual’s name*] must be placed under an Order of quarantine so as to protect the public’s health.

IT IS THEREFORE ORDERED that [*insert individual’s name*] be confined to [*insert appropriate site of confinement (e.g. the individual’s home), as established by the testimony of qualified experts*] for a period of [*insert period of time based upon the incubation period of the communicable disease most closely resembling the disease at issue, as established by the testimony of qualified experts*] days.

IT IS FURTHER ORDERED that [*insert individual’s name*]is enjoined from leaving the [*insert appropriate site of confinement*] until this period of time has elapsed.

IT IS FURTHER ORDERED that upon the expiration of said period of time, [*insert individual’s name*] shall be released from confinement and the [*insert local health department*] shall file a report regarding disposition of this matter with this Court.

This Order shall expire [*insert applicable number of days*] after its issuance.

IT IS SO ORDERED.

BY THE COURT:

DISTRICT JUDGE