

Nov 09, 2022

SEAN F. MCAVOY, CLERK

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3
4 UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

5 In Re:

6 IMPLEMENTATION OF THE
7 CARES ACT, H.R. 748, AS
8 AUTHORIZED BY THE JUDICIAL
CONFERENCE OF THE UNITED
STATES

GENERAL ORDER NO. 20-101-3
EXTENDED

9 WHEREAS Congress passed legislation authorizing the use of video and
10 telephone conferencing, under certain circumstances and with the consent of the
11 defendant, or the juvenile, after consultation with counsel, for various criminal and
12 delinquency case events during the course of the COVID-19 emergency. CARES
13 Act, Pub. L. No. 116-136 (H.R. 748) (eff. March 27, 2020).

14 WHEREAS, on March 29, 2020, the Judicial Conference of the United States
15 made the appropriate findings for implementation of the CARES Act and found that
16 emergency conditions due to the national emergency declared by the President have
17 affected and will materially affect the functioning of the federal courts generally.

18
19 WHEREAS, on March 30, 2020, pursuant to the authority delegated to the
20 Chief Judge of the United States District Courts, General Order 20-101-3,

1 Implementation of the CARES Act, was entered by this Court, effectuating, inter
2 alia, the use of video conferencing, or telephone conferencing if video conferencing
3 is not reasonably available, for certain criminal proceedings and events. This
4 General Order was extended for additional 90-day periods since that time, with the
5 last extension occurring on September 7, 2022.

6 According to the CARES Act, the chief judge must “review the extension of
7 authority not less frequently than once every 90 days until the earlier of—(i) the
8 date on which the chief judge (or other judge or justice) determines the authorization
9 is no longer warranted; or (ii) the date on which the emergency authority is
10 terminated under paragraph (5).” § 15002(b)(3)(B).

11
12 As Chief United States District Judge for the Eastern District of Washington,
13 I have conducted such review and find that an extension is once again warranted.

14 **ACCORDINGLY, IT IS HEREBY ORDERED** that General Order 20-
15 101-3 is **EXTENDED** for another 90 days from today.

- 16
17 1. Pursuant to § 15002(b)(3) of the CARES Act, this extended authorization
18 will remain in effect for 90 days unless terminated earlier. If emergency
19 conditions continue to exist 90 days from the entry of this order, this
20 authorization will be reviewed, and a determination made whether to
extend it further.

1 2. Notwithstanding the foregoing, pursuant to the provisions of the CARES
2 Act, this authority shall terminate on the last day of the “covered
3 emergency period” (as defined at § 15002(a)) or the date on which the
4 Judicial Conference of the United States finds that emergency conditions
5 due to the national emergency declared by the President under the
6 National Emergencies Act with respect to the COVID-19 virus outbreak
7 no longer materially affect the functioning of either the Federal courts
8 generally or the courts within this district.

9 The District Court Executive is directed to post this Extended General Order
10 to the Court’s website and distribute a copy to each attorney registered in the
11 CM/ECF system.

12 **DATED** this 9th day of November, 2022.

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15 STANLEY A. BASTIAN
16 Chief United States District Judge
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