

LOCAL RULE CHANGES FOR THIRTEENTH JUDICIAL CIRCUIT

It is proposed that the Local Rules-Thirteenth Judicial Circuit Jessamine and Garrard Counties be amended as follows:

- 1.) Delete the Appendix of Forms (which are still included in the bound volumes).
- 2.) Rule 2.10 (a) (2) is amended to read:
Garrard: Thursday before the first Friday of each month.
- 3.) Rule 2.10(b) is amended to read:
 - 1.) Jessamine: Second and fourth Fridays of each month at 9:00am.
 - 2.) Garrard: Thursday before the first Friday of each month at 10:00am and Thursday before the third Friday of each month at 9:00am.
- 4.) Rule 2.20(b) is amended to read:

Motions and notice thereof shall be served at least seven(7) days prior to the time specified for the hearing, except for good cause shown. All motions are to be copied to the Court. Notice of the hearing shall read as follows:

NOTICE

Please take notice that the above styled matter will be heard in the (Jessamine/Garrard) Circuit Courtroom on (date) _____, at (time) _____, or as soon thereafter as the parties may be heard. You may attend in person and, if so, you may be required

to wear a mask, submit to a brief medical screening, and follow all court rules pertaining to social distancing. If you prefer to attend electronically, you may do so by Zoom conference. The meeting ID number is (available to movant through clerk's or judge's office) and the password is (available to movant through clerk's or judge's office). You can download the Zoom app free on any smartphone, pad or computer (Apple or Android). To attend the Zoom hearing, at the designated time open the Zoom app and tap "Join", fill in the Meeting ID, tap "Join" again, fill in the password, tap "Continue", then tap "Join with Video" and "Call Using Internet Audio" You will be admitted to a "Waiting Room" that allows you to observe and hear all scheduled cases. You should keep your phone on "Mute" until your case is called, at which time you should unmute your phone and participate in the normal manner.

Movant shall be required to follow the same procedure to attend the hearing. No separate "invitations" will be issued by the court. Failure to attend the hearing either in person or by Zoom will be deemed a non-appearance and is likely to result in a ruling contrary to that party's interest.

5.) Rule 4.10(A) is amended to read:

On a plea of guilty at any stage of the proceedings the defendant shall:

- (1) file a written Plea Agreement; and
- (2) file a Motion to Enter a Guilty Plea

The Plea Agreement and Motion to Enter a Guilty Plea may be tendered in person or acknowledged by the defendant during a Zoom or other video conference.

6.) Rule 4.20 is amended to read:

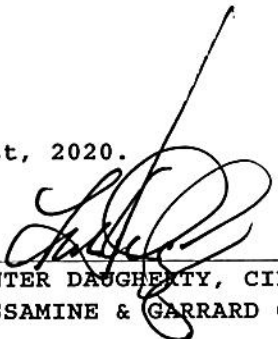
- A. Hearings involving incarcerated defendants shall be conducted by video conference unless otherwise ordered by the court, in which case a transport order shall be issued.
- B. If an incarcerated defendant desires to be present at any hearing, the defendant or counsel shall submit a

transport order, with appropriate times and places, to the Court at least five (5) days in advance of the desired appearance. The Court will then determine whether or not to transport the defendant.

C. If any subpoenaed witness is incarcerated, the party on whose behalf the witness is to testify shall submit transport order, with appropriate times and places, to the Court at least five (5) days in advance of the desired appearance.

7.) Rule V. General Rules is amended to delete section 5.10 and renumber section 5.20 as 5.10.

So Ordered this 19 day of August, 2020.



HUNTER DAUGHERTY, CIRCUIT JUDGE
JESSAMINE & GARRARD COUNTIES