

Supreme Court of Kentucky

ORDER

IN RE: ORDER APPROVING THE TEMPORARY LOCAL COVID PROTOCOL FOR THE 47TH JUDICIAL CIRCUIT COURT, LETCHER COUNTY

Upon recommendation of the Chief Circuit Judge of the 47th Judicial Circuit, Letcher County Circuit Court, and being otherwise sufficiently advised,

The Temporary Local COVID Protocol for the Letcher County Circuit Court is hereby approved. This order shall be effective as of the date of this Order and shall remain in effect until further orders of this Court.

Entered this the 26th day of May 2020.


CHIEF JUSTICE JOHN D. MINTON, JR.

**COMMONWEALTH OF KENTUCKY
LETCHER CIRCUIT COURT**

TEMPORARY GENERAL ORDER RELATING TO CIVIL MOTION HOUR

Pursuant to Order 2020-39 of the Supreme Court of Kentucky reopening the Courts to all civil and criminal proceedings on June 1, 2020, and in consideration of that Order, this Court hereby enters its Temporary General Order Relating to Civil Motion Hour for the 47th Judicial Circuit.

1. This Court shall conduct all civil hearings remotely using Zoom or telephonic technology. There will be no in-person proceedings unless it is determined by the Court that remote technology would be impractical or impossible for the attorneys, parties or witnesses to use.

(A) Any attorney desiring an in-person hearing shall file an Affidavit with their pleading setting forth the need for an in-person hearing. The requests for in-person hearings shall be granted only for good cause shown.

2. All civil motions shall be noticed "at the convenience of the Court". The Court will assign a date and time for the motion to be heard.

(A) All motions shall include a statement concerning the anticipated length of the hearing. Movants should be cognizant of the fact that if their argument will take ten (10) minutes then the non-moving party will need a ten (10) minute reply.

(B) A hearing date and time will be assigned based on the anticipated length of the hearing.

(C) Due to the back log of civil matters, attorneys are cautioned that the length of the hearing will be limited to the amount of time that the attorney has requested.

3. All motions shall be filed electronically, by mail or by using the Circuit Clerk's Drop Box located at the front entry of the Courthouse. Further, a courtesy copy of the motion shall be emailed to my secretary at shellyfoley@kycourts.net.

4. Every morning, the Court shall review the motions filed on the previous day and a hearing date and time, along with the Zoom and telephonic information, will be assigned by Order of this Court.


5. Any Order requiring the remote attendance of a party or attorney shall have the same effect as requiring attendance in person and failure to appear remotely as ordered by this Court may be grounds for sanctions.

6. All motions that have already been filed shall be re-noticed and amended to comply with this Order.

7. The Clerk of this Court is ordered to distribute this Order to all attorneys of the Letcher County Bar as well as all attorneys having motions set for the month of June, 2020.

8. This Order shall continue until further Orders of this Court.

SO ORDERED, this the 26th day of MAY, 2020.



JAMES W. CRAFT, II
JUDGE, LETCHER CIRCUIT COURT