

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**IN THE MUNICIPAL COURT OF THE CITY OF FALLON  
COUNTY OF CHURCHILL, STATE OF NEVADA**

**IN THE ADMINISTRATIVE MATTER     )  
REGARDING: THE CITY OF FALLON     )  
MUNICIPAL COURT'S PROCEDURES     )     **ADMINISTRATIVE ORDER 20-01**  
REGARDING THE CORONAVIRUS     )  
DISEASE (COVID-19)     )**

---

Nevada Revised Statutes Chapter 5 and 266 provide the framework for establishing administrative regulations governing the affairs of the Municipal Court.

On March 12, 2020, Governor Steve Sisolak declared a state of emergency in Nevada in response to the recent outbreak of the Coronavirus Disease (COVID-19). On March 15, 2020, in an effort to stop the spread of COVID-19, Governor Sisolak ordered all public, private, and charter schools in Nevada closed beginning March 16, 2020. On March 17, 2020, Governor Sisolak took additional measures to prevent the spread of COVID-19 by ordering the closure of all non-essential businesses for thirty days.

On March 16, 2020, The Tenth Judicial District Court in Churchill County issued Administrative Order 20-001 to provide additional measures to avoid exposure of COVID-19. Consistent with The Tenth Judicial District Court the Municipal Court of the City of Fallon determines it is in the best interest of the citizens and individuals who appear before the Municipal Court to alter its procedures and take preventative measures to limit in-person appearances and gatherings to avoid exposure of COVID-19. Below are the initiatives that will be taken to protect the public's health while maintaining essential court proceedings.

1           Effective March 20, 2020, all currently scheduled non-essential Municipal Court  
2 hearings will be conducted via video or telephonic means; decided on the papers; or  
3 rescheduled.

4           Essential hearings will continue to be heard through in-person appearances.  
5 Essential hearings include:

- 6           1. In-custody criminal sentencings and bail motions;
- 7           2. Criminal arraignments;
- 8           3. Bench trials;
- 9           4. Other than jury trials, case-by-case exceptions may be taken at the discretion of the  
10 Municipal Court Judge.

11           All criminal jury trials scheduled in the next 30 days will be suspended and will be  
12 rescheduled as the court calendar permits.

13           The time period of any continuance entered as a result of this order shall be  
14 excluded for purposes of calculating speedy trial under NRS 178.556(2) and NRS 174.511  
15 as the Municipal Court finds that the ends of justice served by taking that action outweigh  
16 the interests of the parties and the public in a speedy trial. Absent further order of the  
17 Court or any individual judge, the period of exclusion shall be from **March 20, 2020** to  
18 **April 16, 2020**. The Municipal Court may extend the period of exclusions as circumstances  
19 warrant.

20           Additionally, the Centers for Disease Control has advised people to take precautions  
21 and that the best way to prevent illness is to avoid exposure. As a result, the Municipal  
22 Court will post a notice advising the following people that they may not enter the court  
23 facility:

- 24           1.       Persons who in the last 14 days have traveled to a country designated as a  
25 Level 3 travel health notice according to the Centers for Disease Control and Prevention.  
26 Currently, those countries include China, Iran, South Korea, Austria, Belgium, Czech  
27 Republic, Denmark, Estonia, Finland, France, Germany, Greece, Hungary, Iceland, Italy,  
28 Latvia, Liechtenstein, Lithuania, Luxembourg, Malta, Netherlands, Norway, Poland,  
Portugal, Slovakia, Slovenia, Spain, Sweden, Switzerland, Monaco, San Marino, Vatican City,

1 England, Scotland, Wales, Northern Ireland, and the Republic of Ireland. The list is subject  
2 to change by the Center for Disease Control.

3 2. Persons who reside or have close contact with someone who has traveled to  
4 any foreign country listed above within 14 days.

5 3. Persons who have been asked to self-quarantine by any physician, hospital,  
6 or health agency.

7 4. Persons who have been diagnosed with coronavirus or who has had contact  
8 in the past 14 days with anyone who has been diagnosed with COVID-19.

9 5. Persons with unexplained fever, cough or shortness of breath.

10 If any person is unable to appear in court because of the restrictions above, the  
11 person may call the Municipal Court's Court Clerk at 775-423-6244 to reschedule their  
12 court appearance, arrange for an appearance by alternative means, or provide other  
13 information based on the circumstances of the appearance.

14 This Order shall be reviewed and updated or rescinded as necessary upon  
15 determination by the Court.

16 DATED: This 19<sup>th</sup> day of March, 2020.

17  
18   
19 MICHAEL R. LISTER  
20 MUNICIPAL COURT JUDGE  
21  
22  
23  
24  
25  
26  
27  
28