

**KITSAP COUNTY SUPERIOR COURT  
KITSAP COUNTY DISTRICT COURT  
STATE OF WASHINGTON**

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IN RE THE KITSAP COUNTY COURTHOUSE AND THE  
PANDEMIC OUTBREAK OF THE CORONAVIRUS  
DISEASE 2019 (COVID-19)

**No. 2020-3  
EMERGENCY ADMINISTRATIVE ORDER**

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THIS ADMINISTRATIVE ORDER is being issued in response to the current pandemic outbreak of the Coronavirus Disease 2019 (COVID-19).<sup>1</sup>

Given the significant number of identified and projected cases of the disease in Washington, the severity of the risk posed to the public, the recommendations of the Health District, and the authority granted by Supreme Court Order No. 25700-B-602 (March 4, 2020), additional immediate action by the Courts is required.

NOW, THEREFORE, it is hereby –

ORDERED that effective immediately and until further Order of the Courts –

1. Emergency Administrative Order No. 2020-1 remains in full effect.
2. Emergency Administrative Order No. 2020-2 remains in full effect.
3. Washington’s judicial officers have broad discretion “to preserve and enforce order in the courtroom and to provide for the orderly conduct of its proceedings.”<sup>2</sup>

Just as trial court judges are permitted to exclude distracting individuals, they are permitted to impose reasonable restrictions on the public’s manner of entry so as to minimize the risk of distraction or impact on the proceedings.<sup>3</sup>

4. In order to insure that appropriate six foot social distancing occurs within Kitsap County Courthouse courtrooms as previously ordered by the Courts, the Courts’ judicial officers may require any individual inside a courtroom to leave the courtroom until such time as their individual case is called for hearing.
5. The Courts decline to engage in a *Bone-Club*<sup>4</sup> analysis because the Courts are not closing courtrooms to the public.<sup>5</sup>

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<sup>1</sup> Hereafter “disease.”

<sup>2</sup> *State v. Lormor*, 172 Wn.2d 85, ¶12 (2011).

<sup>3</sup> *State v. Gomez*, 183 Wn.2d 29, ¶13 (2015).

<sup>4</sup> *State v. Bone-Club*, 128 Wn.2d 254 (1995).

<sup>5</sup> *Gomez, supra*.

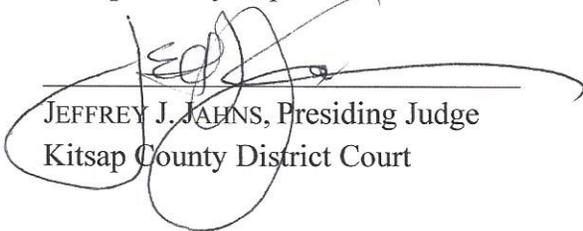
6. Individuals temporarily excluded from a courtroom shall as much as possible continue to adhere to six foot social distancing requirements while inside the Kitsap County Courthouse.

Kitsap County Superior Court and Kitsap County District Court remain open.

DATED – MARCH 17, 2020



KEVIN D. HULL, Presiding Judge  
Kitsap County Superior Court



JEFFREY J. JAHNS, Presiding Judge  
Kitsap County District Court