

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF GEORGIA

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DISTRICT COURT
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CLERK
SO. DIST. OF GA.

IN RE: The National Emergency
Declared on March 13, 2020;
Twelfth Renewal of CARES Act Order

STANDING ORDER MC ~~122-~~ **MC123-007**

WHEREAS, on March 13, 2020, a national emergency was declared under the National Emergencies Act, 50 U.S.C. Section 1601, *et. seq.*, in response to the COVID-19 pandemic;

WHEREAS, on March 27, 2020 the President signed the Coronavirus Aid, Relief, and Economic Security Act (“CARES Act”) authorizing the use of video and telephone conferencing, under certain circumstances and with the consent of the defendant or juvenile, for various criminal case events during the course of the COVID-19 emergency;

WHEREAS, on March 29, 2020, the Judicial Conference of the United States found that emergency conditions, consistent with the national emergency declared with respect to COVID-19, would materially affect the functioning of the federal courts;

WHEREAS, on March 30 2020, the Chief Judge of this District, pursuant to Section 15002(b)(1) of the CARES Act and based on a finding that criminal proceedings generally could not be conducted in person without seriously jeopardizing public health and safety, entered Order-MC120-005 providing that in lieu of personal appearance, and with the consent of the defendant or juvenile after consultation with counsel; it is appropriate to use video conferencing, or telephone conferencing if video conferencing is not reasonably available, for all events listed in Section 15002(b) of the CARES Act and in Order MC120-005;

WHEREAS, the President notified Congress on February 26, 2021 that the pandemic continues to cause significant risk to the nation’s public safety and health and published formal notice in the Federal Register on February 26, 2021 containing the COVID-19 National Emergency;

WHEREAS, the Judicial Conference finding of emergency conditions remain in effect;

WHEREAS, the CARES Act requires the chief judge of each federal district, no later than ninety days after the entry of the authorization to conduct proceedings by video or telephone conferences, to “review the authorization and determine whether to extend the authorization.” Section 15002(b)(3)(A);

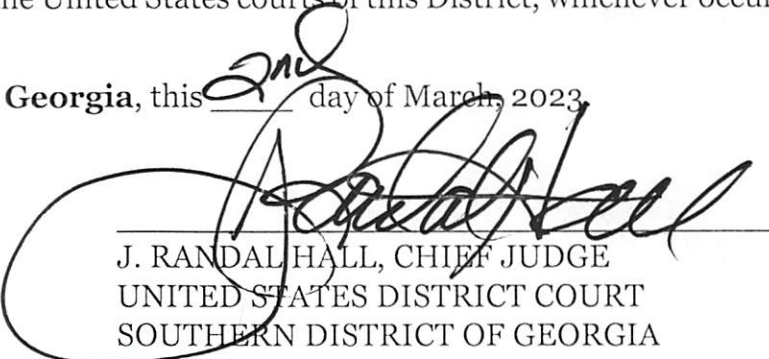
WHEREAS, on June 26, 2020, September 24, 2020; December 21, 2020; March 18, 2021; June 17, 2021; September 14, 2021; December 9, 2021, March 9, 2022, June 7, 2022, and September 6, 2022, December 2, 2022, the Chief Judge extended the authorization for additional ninety-day periods (MC120-014, MC120-021, MC120-029, MC121-010, MC121-023, MC121-027, MC121-035, MC122-008, MC122-014, MC122-020, and MC122-025);

WHEREAS, upon review, the Court finds that in light of the continuation of the National Emergency declared on March 13, 2020 and, based on current infection rates, the COVID-19 coronavirus remains a serious health crisis in the Southern District of Georgia; and

WHEREAS, the Court hereby determines that the authorization should be renewed.

THEREFORE, IT IS HEREBY ORDERED that the authorizations contained in the Court's March 30, 2020 General Order (MC120-005), and renewed on June 20, 2020 (MC120-014), September 24, 2020 (MC120-021), December 21, 2020 (MC120-029), March 18, 2021 (MC121-010), June 17, 2021 (MC121-023), September 14, 2021 (MC121-027), December 9, 2021 (MC121-035), March 9, 2022 (MC122-008), June 7, 2022 (MC122-014), September 6, 2022 (MC122-020), and December 2, 2022 (MC122-025) are hereby renewed. This Order is effective for ninety days unless otherwise ordered. However, notwithstanding the term of the Order, this authority terminates on the last day of the National Emergency declared by the President of the United States on March 13, 2020 or the day on which the Judicial Conference of the United States determines that the emergency no longer affects the United States courts of this District, whichever occurs first.

ORDERED at Augusta Georgia, this 2nd day of March, 2023.



J. RANDAL HALL, CHIEF JUDGE
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA