

**IN THE COURT OF COMMON PLEAS OF CAMBRIA COUNTY, PENNSYLVANIA**

*IN RE:* JUDICIAL EMERGENCY,  
COURTHOUSE ACCESS, AND  
SCHEDULING

\*  
\* Civ. Misc. No. 2020-1438  
\* Crim. No. CP-11-MD-0063-2020  
\*  
\* Sup. Ct Dkt. No. 36 WM 2020  
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**FIFTH SUPPLEMENTAL ADMINISTRATIVE ORDER**


**AND NOW**, this 28<sup>th</sup> day of May 2020, pursuant to the Court's Declaration of Judicial Emergency entered March 17, 2020, the Pennsylvania Supreme Court's Declaration of Emergency, and the Pennsylvania Supreme Court's Orders at Docket Nos. 531 and 532 JAD, in particular the Order entered May 27, 2020, **IT IS HEREBY ORDERED, DIRECTED, AND DECREED** as follows:

- 1) The Court's March 17, 2020, Declaration of Judicial Emergency, as supplemented, is **EXTENDED AND SHALL REMAIN IN FULL FORCE AND EFFECT** until June 30, 2020, at which time the Court will review this Order to determine if the state of emergency should be extended further.
- 2) All court facilities in the 47<sup>th</sup> Judicial District shall continue to be open to conduct all Court business. Procedures for access to court facilities and mitigation strategies is addressed in the separate Order entered this date.
- 3) Jury selection in criminal cases shall resume June 25, 2020. The July 30, 2020, jury selection shall occur as scheduled with additional jury selection on August 17, 2020, August 31, 2020, and September 14, 2020. Any postponement caused by the judicial emergency shall be considered a court postponement and shall constitute excludable time for purposes of the application of Rule 600 as attributable to the judiciary subject

to any applicable constitutional restrictions. Pa. R. Crim P. 600 cmt. (“Delay in the time for trial that is attributable to the judiciary may be excluded from the computation of time.”). See also, Commonwealth v. Mills, 640 Pa. 118, 122, 162 A.3d 323, 325 (2017) (citing Commonwealth v. Bradford, 616 Pa. 122, 141, 46 A.3d 693, 705 (2012)) (under Rule 600 judicial delay may serve as a basis for extending the period of time within which the Commonwealth may commence trial if the court, because of scheduling difficulties or the like, is unavailable); Commonwealth v. Crowley, 502 Pa. 393, 466 A.2d 1009 (1983); Commonwealth v. Bethea, 185 A.3d 364 (Pa. Super. 2018).

- 4) Any statewide rule that directly or indirectly restricts the use of advanced communication technology is suspended, subject only to constitutional limitations. See, Pa.R.J.A. No. 1952(A)(2)(e) & comment; Pa. R. Crim P. 103 (defining advanced communication technology). The use of advanced communication technology shall continue to be the preferred method of conducting proceedings, within constitutional limitations, unless the presiding judge deems otherwise.
- 5) This Order may be amended at any time as required by circumstances.

**BY THE COURT:**

  
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Norman A. Krumenacker, III, P.J.