



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

In the matter of
PROCEEDINGS DURING THE
COVID-19 PUBLIC
EMERGENCY

Order of the
Chief Judge No. 41

On March 17, 2020, the Chief Judge issued Order of the Chief Judge (OCJ) 18, which continued trial specific deadlines in pending criminal cases, including among others, completing the depositions of material witnesses, to April 16, 2020. The Emergency Orders set forth in OCJ 18, and as modified, subsequently have been extended in OCJ 24 (April 15, 2020), 27 (May 15, 2020), 30 (June 11, 2020), 33 (July 13, 2020), 34 (August 14, 2020), and 40 (September 14, 2020). The Chief Judge, after seeking the recommendations of the United States Attorney's Office, the United States Marshal Service, and members of the defense and material witness bar, authorizes the resumption of in person material witness depositions consistent with the health and safety protocols outlined in CDC Guidance.

On August 24, 2020, the Chief Judge issued OCJ 36, which adopted protocols for conducting jury trials. The Order was effective immediately and remains in place until further order of the Court. Notwithstanding the renewal of OCJ 40, the Chief Judge modifies OCJ 36 to authorize the resumption of in person misdemeanor bench trials. To the extent applicable, the health and safety protocols attached to OCJ 36 apply.

This Order is effective immediately and will remain in place until further order of the Court.

* * *

IT IS SO ORDERED.

Dated: September 18, 2020

Larry A. Burns
LARRY ALAN BURNS,
Chief United States District Judge