

**IN THE SIXTEENTH JUDICIAL CIRCUIT**  
**GENERAL ORDER 20-17**  
*effective April 22nd, 2020*

**IN THE MATTER OF** )  
**AMENDING GENERAL ORDER 20-09** )  
**COURT OPERATIONS** )  
**PURSUANT TO COVID-19 PANDEMIC** )  
**IMPACT ON TRIALS** )



**WHEREAS** in light of the Coronavirus pandemic, and in order to protect the health and safety of the general public, Circuit Court Judges and Circuit Court employees, and after consultation with the offices of the Kane County State’s Attorney, Public Defender, Circuit Clerk, and representatives of the private bar, and pursuant to Illinois Supreme Court Rule 21(b) and the Court’s inherent authority; and

**WHEREAS**, the Supreme Court of Illinois issued Order M.R. 30370 on March 20, 2020; and

**WHEREAS**, said order resulted in the General Order 20-09 in the 16<sup>th</sup> Judicial Circuit entered on March 25, 2020; and

**WHEREAS**, the Supreme Court of Illinois issued Order M.R. 30370 on April 7, 2020 which amends its previous order of March 20, 2020; and

**WHEREAS**, said Order of April 7, 2020 directs that “the Chief Judges of each circuit may continue trials until further order of this Court”; and

**WHEREAS**, said Order further directs that the continuances occasioned by this Order serve the ends of justice and outweigh the best interests of the public and defendants in a speedy trial. Therefore, such continuances shall be excluded from speedy trial computations contained in section 103-5 of the Code of Criminal Procedure of 1963 (725 ILCS 5/103-5 [West 2018]) and section 5-601 of the Illinois Juvenile Court Act (705 ILCS 405/5-601 [West 2018]). Statutory time restrictions in section 103-5 of the Code of Criminal Procedure of 1963 and section 5-601 of the Juvenile Court Act shall be tolled until further order of the Court; and

**WHEREAS**, in order to follow the emergency declarations of our state and national authorities the Chief Judge of the 16<sup>th</sup> Judicial Circuit specifically finds that the interests of justice so require the continuance of these matters due to the state and nationally recognized public health dangers of summoning a jury and/or conducting trials, and that the ordering of these continuances is in the best interest of the public, including parties, witnesses, and all court personnel.;

**IT IS THEREFORE ORDERED**, by the Chief Judge of the 16<sup>th</sup> Judicial Circuit of Illinois that this Order amends and supersedes General Order 20-09 of the 16<sup>th</sup> Judicial Circuit entered on March 25, 2020.

**IT IS FURTHER ORDERED**, by the Chief Judge of the 16<sup>th</sup> Judicial Circuit of Illinois that all matters set for trial in the 16<sup>th</sup> Judicial Circuit of Illinois are continued as follows:

**A. FELONY DIVISION (COURTROOMS 319, 313, 311, 305, and 217)**

All felony trials currently set for August 3, 2020, and every day thereafter remain set for trial and are unaffected by this Order.

All felony cases currently set for trial between the dates of the effective date of this General Order and July 31, 2020, are continued for status and the setting of a new trial date. The Circuit Clerk will provide notice of the new status date. Any party may also motion up a felony case set for trial prior to August 3, 2020, to reschedule the trial date to a date on or after August 3, 2020.

Pursuant to the authority granted by the Illinois Supreme Court, the speedy trial term of all cases set for trial prior to August 3, 2020, remain excluded from the speedy trial computations from the date of General Order 20-09 (March 25, 2020) Order up to and including the rescheduled trial date.

**B. TRAFFIC AND MISDEMEANOR DIVISION (COURTROOMS 209, 203, AURORA BRANCH COURT, ELGIN BRANCH COURT, and KANE COUNTY BRANCH COURT)**

All cases currently set for trial on August 3, 2020, and every day thereafter remain set for trial and are unaffected by this Order.

All traffic and misdemeanor cases set for trial between the effective date of this General Order and July 31, 2020, are continued for status and the setting of a new trial date. The Circuit Clerk will provide notice of the new status date.

Any party having a misdemeanor in-custody trial set between the effective date of this General Order and July 31, 2020, may motion the case up to re-set the trial date to a date on or after August 3, 2020.

Pursuant to the authority granted by the Illinois Supreme Court, the speedy trial term of all cases set for trial prior to August 3, 2020, remain excluded from the speedy trial computations from the date of General Order 20-09 (effective March 25, 2020) Order up to and including the rescheduled trial date.

**C. JUVENILE DIVISION (COURTROOMS 140 and ROOM 001)**

All cases currently set for trial on August 3, 2020, and every day thereafter remain set for trial and are unaffected by this Order.

All cases set for trial between the dates of the effective date of this General Order and July 31, 2020, are continued for status and the setting of a new trial date. The Circuit Clerk will provide notice of the new status date.

Any party having an in-custody trial set between the effective date of this General Order and July 31, 2020, may motion the case up to reset the trial date to a date on or after August 3, 2020.

Pursuant to the authority granted by the Illinois Supreme Court, the speedy trial term of all cases set for trial prior to August 3, 2020, remain excluded from the speedy trial computations from the date of General Order 20-09 (effective March 25, 2020) Order up to and including the rescheduled trial date.

**D. CIVIL DIVISION (COURTROOMS 350, 340, 320, 310, 250, 150, 120, and 110)**

All trials set on August 3, 2020, and every day thereafter, remain set for trial. All trials set between the effective date of this General Order and July 31, 2020, are continued. The Circuit Clerk will reschedule all cases set for trial during this period for status and re-setting of trial.

**E. FAMILY DIVISION (COURTROOMS 211, 201, 113, 111, and 101)**

All trials set on August 3, 2020, and every day thereafter, remain set for trial. All trials set between the dates of the effective date of this General Order and July 31, 2020, are continued. The Circuit Clerk will reschedule all cases set for trial during this period for status and re-setting of trial.

Entered this 22<sup>nd</sup> day of April 2020 and effective April 22, 2020.

  
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Clint Hull, Chief Judge

A true copy of the original of this document is on file in my office  
Attest: 4/22, 20 20  
Thomas M. Hartwell  
Circuit Court Clerk, Kane County, Illinois  
By: Thomas M. Hartwell  
Deputy Clerk