

IN THE COURT OF APPEALS OF OHIO

TENTH APPELLATE DISTRICT

In the Matter of: : MISCELLANEOUS NO.
Emergency Administrative Order : 20AP-01
regarding COVID-19 :
Public Health Emergency :

JOURNAL ENTRY

On March 9, 2020, Ohio Governor Mike DeWine issued Executive Order 2020-01D "Declaring a State of Emergency" in response to the growing COVID-19 public health emergency.

In consideration of said Executive Order, on March 16, 2020, the Court filed Journal Entry 20AP-01 (*"In re COVID-19 Emergency I"*).

On March 22, 2020, the Director of the Ohio Department of Health, Dr. Amy Acton, M.D., MPH, ("Director") issued a "Director's Stay at Home Order" to prevent the spread of COVID-19 into the State of Ohio.

On April 2, 2020, the Director issued an "Amended Director's Stay At Home Order" to prevent the spread of COVID-19 into the State of Ohio.

In consideration of said Executive Order and the Amended Director's Stay At Home Order, on April 16, 2020, the Court filed Journal Entry 20AP-01 (*"In re COVID-19 Emergency II"*) modifying *In re COVID-19 Emergency I*.

On April 30, 2020, the Director issued the "Director's Stay Safe Ohio Order," reopening businesses with exceptions and continuing a stay healthy and safe at home order.

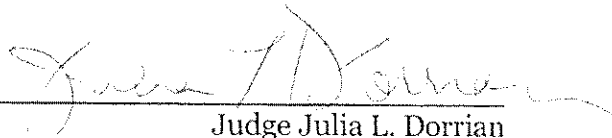
On May 20, 2020, the Director issued an Order rescinding and modifying portions of the Director's Stay Safe Ohio Order.

On May 20, 2020, the Director issued an "Urgent Health Advisory - Ohioans Protecting Ohioans."

On May 29, 2020, the Director issued an Order updating and revising business guidance and social distancing.

In consideration of the Governor's Executive Order and the Director's Orders and Urgent Health Advisory, the Court modifies and supersedes, as relevant, *In re COVID-19 Emergency I* and *In re COVID-19 Emergency II* and now orders as follows:

1. The Tenth District Court of Appeals is continuing to conduct court business.
2. Pursuant to *In re COVID-19 Emergency I*, all oral arguments which had been previously scheduled through April 16, 2020 were converted to non-oral submission on the date previously scheduled for oral argument, and the Judges are now deciding those cases on the written briefs only, unless a party requested oral argument upon being notified of such conversion.
3. Pursuant to *In re COVID-19 Emergency II*, until July 14, 2020, the Court has been and will continue to consider cases for non-oral submission on a date certain ("submission date"). Once the submission date has passed, the Judges will conference and decide the cases on the written briefs only, unless a party requests oral argument pursuant to *In re COVID-19 Emergency II*.
4. The Court now resumes its practice, pursuant to Local Rule 11 of the Tenth District Court of Appeals, of automatically scheduling, for the week of July 14, 2020 and following, appeals for oral argument. No request or motion is necessary. Pursuant to Loc.R. 11, this does not apply when a party is both incarcerated and self-represented. Furthermore, pursuant to Loc.R. 11, any party may waive oral argument.
5. Until August 25, 2020, oral arguments will not be conducted in person. Oral arguments will be conducted remotely pursuant to alternative oral argument arrangements as determined appropriate by the Court. The Court will provide parties with instructions regarding alternative oral argument arrangements. Interested persons wishing to listen to oral arguments shall consult the Court's website for instructions.
6. The Court will resume oral arguments in person on August 25, 2020, unless the Court determines that public health circumstances or guidelines require otherwise. In such event, counsel and the parties will be notified. Furthermore, once the Court resumes oral arguments in person, the Court will consider requests for accommodations or continuances as determined appropriate for COVID-19.



Judge Julia L. Dorrian
Administrative Judge