

**FILED**

MAR 17 2020

CARMELITA REEDER SHINN, CLERK  
U.S. DIST. COURT WESTERN DIST. OKLA.  
By CS DEPUTY

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF OKLAHOMA

IN RE: SERVICE OF PROCESS )  
BY THE UNITED STATES MARSHALS ) G.O. 20-8  
SERVICE AND SUSPENSION OF GRAND )  
JURY SESSIONS AND JURY TRIALS )

**ORDER**

In light of current efforts to slow the transmission of the coronavirus known as COVID-19, it is hereby ORDERED:

1. Any requirement that the United States Marshal Service (USMS) effect personal service of process under FED. R. CIV. P. 4(c)(3) or 28 U.S.C. § 1915(d) is suspended until further Order of the Court. This Order does not affect any other authorized method of service of process. In any case in which the USMS has been ordered to serve process, the time for service under FED. R. CIV. P. 4(m) is tolled until this suspension is lifted.

2. Grand jury sessions on March 17, 2020, April 7, 2020, and April 21, 2020 are cancelled to reduce the possibility of exposure of COVID-19 to grand jurors, Court staff, witnesses, and counsel.

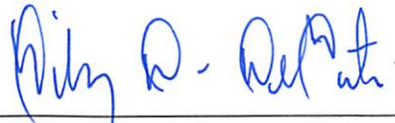
3. Civil and criminal jury trials on the April 2020 docket are continued, to be reset by the presiding judge. The presiding judge will also address trial-related deadlines. With respect to criminal cases in particular, the Court finds:

a. As of today, the Oklahoma State Department of Health has identified seventeen (17) positive cases of COVID-19, at least seven (7) of these are in

the Western District of Oklahoma, and all but three (3) cases are attributed to local spread;

- b. The Centers for Disease Control and Prevention have recommended against gatherings of fifty (50) people, and jury qualification necessitates summoning more than two hundred (200) people who will be in close quarters during qualification and selection;
  - c. Older adults and those with underlying health conditions have been advised to stay at home, which will impact the Court's ability to obtain a fair cross-section of the public for jury service; and
  - d. These recommendations may affect the availability of counsel, witnesses, and Court staff.
  - e. Therefore, the period of delay resulting from continuances implemented as a result of this Order will be excluded under the Speedy Trial Act, as the Court specifically finds that the ends of justice served by ordering continuances outweigh the best interests of the public and each defendant to a speedy trial.
- See* 18 U.S.C. § 3161(h)(7)(A).

ENTERED FOR THE COURT this 17<sup>th</sup> day of March, 2020.



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TIMOTHY D. DeGIUSTI  
CHIEF UNITED STATES DISTRICT JUDGE