

FILED

STATE OF NORTH CAROLINA
WAKE COUNTY

2020 MAR 17 PM 12:26

IN THE GENERAL COURT OF JUSTICE
SUPERIOR AND DISTRICT
COURT DIVISIONS

WAKE CO., C.S.C.

BY _____

In Re:)
)
Temporary Suspension of Weekend)
& Noncontinuous Active Sentences)
Being Served in Wake County Detention)
Center & Wake County Public Safety)
Center as a Condition of Probation)
Or Other Court Order)

**ADMINISTRATIVE
ORDER**

THIS ADMINISTRATIVE ORDER is being entered to ensure the fair and proper administration of justice and to mitigate the public health threat posed by COVID-19 within the adult detention facilities in Wake County by temporarily suspending all noncontinuous periods of confinement. The undersigned enter this Administrative Order pursuant to the inherent authority of the court and pursuant to their administrative supervision and authority over the operation of the Superior Courts and District Courts under N.C.G.S. 7A-41.1 and N.C.G.S. 7A-146 as Senior Resident Superior Court Judge and Chief District Court Judge respectively for the Tenth Judicial District of North Carolina.

Whereas, COVID-19 is a respiratory disease that can result in serious illness or death by the SARS-CoV-2 virus which is a new strain of coronavirus that can be spread from person to person; and

Whereas, Governor Roy Cooper declared a State of Emergency in North Carolina in response to the emerging public health threat posed by COVID-19 by entry of Executive Order No. 116, *Declaration of a State of Emergency to Coordinate Response and Protective Actions to Prevent the Spread of COVID-19* on March 10, 2020; and

Whereas, the World Health Organization declared COVID-19 a global pandemic on March 11, 2020; and

Whereas, the Centers for Disease Control and Prevention (“CDC”) has warned of the high public threat posed by COVID-19 globally and in the United States and has encouraged the practice of social distancing to deter the spread of the virus; and

Whereas, Governor Roy Cooper issued Executive Order No. 117, *Prohibiting Mass Gatherings and Directing the Statewide Closure of K-12 Public Schools to limit the spread of COVID-19*, on March 14, 2020, as a means to protect the health and safety of the residents of


North Carolina, slow the spread of the COVID-19 outbreak, reduce the number of people infected, and avoid strain on our health care system; and

Whereas, the Chief Justice of the Supreme Court of North Carolina on March 13, 2020, declared that catastrophic conditions exist in all North Carolina counties pursuant to N.C.G.S. 7A-39(b)(2) and issued directives to suspend all but essential court hearings for a period of no less than 30 days to assist in reducing the spread of infection; and

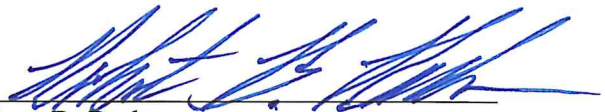
Whereas, it is in keeping with the Governor's Executive Order and the Order of the Chief Justice for the court to take appropriate measures to reduce the inmate population within the Wake County Detention Center and the Wake County Public Safety Center to protect the health and safety of the inmate population and reduce the potential exposure to the virus by temporarily suspending all periods of noncontinuous confinement and rescheduling them for a period beyond 30 days.

WHEREFORE, IT IS HEREBY ORDERED ADJUDGED AND DECREED that effective immediately all noncontinuous periods of confinement ordered by the court as a special condition of probation pursuant to N.C.G.S. 15A-1351, including those resulting from convictions of Driving While Impaired, periods of confinement in response to a probation violation pursuant to N.C.G.S. 15A-1343(a1)(3), and periods of confinement imposed by a probation officer via delegated authority pursuant to N.C.G.S. 15A-1343.2(e) and N.C.G.S. 15A-1343.2(f), that are scheduled to be served in the Wake County Detention Center or Wake County Public Safety Center between the date of entry of this Order and April 17, 2020, shall be suspended and rescheduled to be served at a time after April 17, 2020, by the supervising probation officer consistent with the intent of the original sentence.

Entered and effective this the 17th day of March, 2020.



Paul C. Ridgeway
Senior Resident Superior Court Judge
Tenth Judicial District



Robert B. Rader
Chief District Court Judge
Tenth Judicial District