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COMMONWEALTH OF KENTUCKY
KNOTT & MAGOFFIN CIRCUIT COURT

TEMPORARY GENERAL ORDER RELATING TO CIVIL MOTION HOUR

Pursuant to Order 2020-39 of the Supreme Court of Kentucky reopening the Courts to all civil and criminal proceedings on June 1, 2020, and in consideration of that Order, this Court hereby enters its Temporary General Order Relating to Civil Motion Hour for the 36th Judicial Circuit.

1. This Court shall conduct all civil hearings remotely using Zoom or telephonic technology. There will be no in-person proceedings unless it is determined by the Court that remote technology would be impractical or impossible for the attorneys, parties or witnesses to use.

(A) Any attorney desiring an in-person hearing shall file an Affidavit with their pleading setting forth the need for an in-person hearing. The requests for in-person hearings shall be granted only for good cause shown.

2. All civil motions shall be noticed "at the convenience of the Court". The Court will assign a date and time for the motion to be heard.

(A) All motions shall include a statement concerning the anticipated length of the hearing. Movants should be cognizant of the fact that if their argument will take ten (10) minutes then the non-moving party will need a ten (10) minute reply.

(B) A hearing date and time will be assigned based upon the anticipated length of the hearing. Responses shall be filed 48 hours before the scheduled hearing with a courtesy copy emailed to my secretary at angelashort@kycourts.net.

(C) Due to the back log of civil matters, attorneys are cautioned that the length of the hearing will be limited to the amount of time that the attorney has requested.

3. All motions shall be filed electronically, by mail or by using the Circuit Clerk's Drop Box located at the front entry of the Courthouse. Further, a courtesy copy of the motion shall be emailed to my secretary at angelashort@kycourts.net.

4. Every morning, the Court shall review the motions filed on the previous day and a hearing date and time, along with the Zoom and telephonic information, will be assigned by

Order of this Court.

5. Any Order requiring the remote attendance of a party or attorney shall have the same effect as requiring attendance in person and failure to appear remotely as ordered by this Court may be grounds for sanctions. Attorneys and unrepresented civil parties are expected to contact the court if there is any difficulty in joining a Zoom hearing being conducted by the Court. The telephone number is 606-785-3842.

6. All motions that have already been filed shall be re-noticed and amended to comply with this Order.

7. The Clerk of each county is ordered to distribute this Order to all attorneys of the Knott and Magoffin County Bar as well as all attorneys having motions set for the month of June, 2020.

8. This Order shall continue until further Orders of this Court.

SO ORDERED, this the 28th day of May, 2020.


KIMBERLEY CHILDERS
JUDGE, KNOTT & MAGOFFIN CIRCUIT COURT