

VIRGINIA:

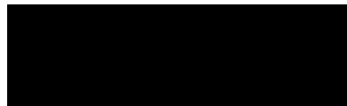
IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE:	AUTHORIZATION OF CLERK)	
	TO ISSUE CONCEALED	)	CASE NO. CM-2024-48700
	HANDGUN PERMITS)	

ORDER

Pursuant to Virginia Code § 18.2-308.4(D), a court may authorize the clerk to issue concealed handgun permits, without judicial review, to applicants who have submitted complete applications, for whom the criminal history records check does not indicate a disqualification and, after consulting with either the sheriff or police department of the county or city, about which application there are no outstanding questions or issues. It is therefore

ORDERED that Christopher J. Falcon, Clerk of the Circuit Court of Fairfax County, is authorized to issue concealed handgun permits.



Penney S. Azcarate
2024.03.19 10:28:45-04'00'

PENNEY S. AZCARATE, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: FILMING OF DRUG COURT	)	Case No. CM-2024-48700
GRADUATION ON FRIDAY,)	
FEBRUARY 16, 2024)	

ORDER

IT APPEARING to the Court that on February 16, 2024, Channel 16 will be filming a segment of the Drug Court Graduation in Courtroom 5J;

It is therefore ORDERED that Channel 16 is permitted to bring recording equipment into the Courthouse and is permitted to film a segment of the Drug Court Graduation in Courtroom 5J.

Penney S. Azcarate
2024.02.14 10:41:56-05'00'

PENNEY S. AZCARATE, CHIEF JUDGE

V I R G I N I A:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: EMERGENCY CLOSING OF)	
FAIRFAX COUNTY CIRCUIT	)	CM-2024-48700
COURT AND THE CLERK'S)	
OFFICE ON JANUARY 19, 2024)	

ORDER

Pursuant to §17.1-207(3) of the Code of Virginia, as amended, that the undersigned judge finds that on January 19, 2024 inclement weather existed under which the operation of the Clerk's office and the holding of Court proceedings posed a threat to the health and safety of members of the general public who would be traveling to and from the Court; it was therefore

ORDERED that on January 19, 2024, the Fairfax County Circuit Court and Courthouse were closed and Christopher J. Falcon, Clerk of this Court, was authorized to and did close the Circuit Court Clerk's Office.



Penney S. Azcarate
2024.01.23 08:02:16-05'00'

PENNEY S. AZCARATE, Chief Judge

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: EMERGENCY CLOSING OF)	
FAIRFAX COUNTY CIRCUIT	)	CM-2024-48700
COURT AND THE CLERK'S)	
OFFICE ON JANUARY 16, 2024)	

ORDER

Pursuant to §17.1-207(3) of the Code of Virginia, as amended, that the undersigned judge finds that on January 16, 2024 inclement weather existed under which the operation of the Clerk's office and the holding of Court proceedings posed a threat to the health and safety of members of the general public who would be traveling to and from the Court; it was therefore

ORDERED that on January 16, 2024, the Fairfax County Circuit Court and Courthouse were closed and Christopher J. Falcon, Clerk of this Court, was authorized to and did close the Circuit Court Clerk's Office.



Penney S. Azcarate
2024.01.17 12:34:40-05'00'

PENNEY S. AZCARATE, Chief Judge

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: FAIRFAX COUNTY POLICE	)	Case No. CM-2023-48700
DEPARTMENT, PUBLIC AFFAIRS)	
MEDIA EVENT ON GUN LOCKS)	

ORDER

IT APPEARING to the Court that on November 16, 2023, the Fairfax County Police Department Public Affairs Bureau will be requesting media to be present in the public area of the Courthouse near the Civil Intake counter to highlight how gun owners can obtain gun locks when obtaining Concealed Weapon Permits;

It is therefore ORDERED that members of the media, at the direction of the Fairfax County Police Department Public Affairs Bureau, be permitted to take photographs of the event.

ENTERED this 14th day of November 2023.



Penney S. Azcarate
2023.11.14 10:57:51-05'00'

PENNEY S. AZCARATE, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY


IN RE: CLOSING OF THE CLERK'S OFFICE)
AND THE CIRCUIT COURT OF)
FAIRFAX COUNTY ON) CM-2023-48700
MONDAY, JULY 3, 2023)

ORDER

It appearing to the Court that the Committee on District Courts and the Judicial Council of Virginia have authorized Monday, July 3, 2023 as an additional full day holiday for Judicial Branch personnel, in addition to the regular holiday schedule.

Pursuant to §17.1-705.2 of the Code of Virginia, as amended, it is ORDERED that the Circuit Court of Fairfax County will be closed on Monday, July 3, 2023, in addition to the regular holiday schedule, and John T. Frey, Clerk of this Court, is hereby authorized to observe the above holiday and the aforesaid day shall be the same force and effect as a legal holiday as set forth in §1-210 of the Code of Virginia, as amended.

Entered this 12th day of May 2023.



PENNEY S. AZCARATE, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: CLOSING OF THE CLERK'S OFFICE)
AND THE CIRCUIT COURT OF)
FAIRFAX COUNTY ON) CM-2023-48700
TUESDAY, DECEMBER 26, 2023)

ORDER

It appearing to the Court that the Committee on District Courts and the Judicial Council of Virginia have authorized Tuesday, December 26, 2023 as an additional full day holiday for Judicial Branch personnel, in addition to the regular holiday schedule.

Pursuant to §17.1-705.2 of the Code of Virginia, as amended, it is ORDERED that the Circuit Court of Fairfax County will be closed on Tuesday, December 26, 2023, in addition to the regular holiday schedule, and John T. Frey, Clerk of this Court, is hereby authorized to observe the above holiday and the aforesaid day shall be the same force and effect as a legal holiday as set forth in §1-210 of the Code of Virginia, as amended.

Entered this 12th day of May 2023.



PENNEY S. AZCARATE, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: CLOSING OF THE CLERK'S OFFICE)
AND THE CIRCUIT COURT OF)
FAIRFAX COUNTY ON) CM-2023-48700
TUESDAY, JANUARY 2, 2024)

ORDER

It appearing to the Court that the Committee on District Courts and the Judicial Council of Virginia have authorized Tuesday, January 2, 2024 as an additional full day holiday for Judicial Branch personnel, in addition to the regular holiday schedule.

Pursuant to §17.1-705.2 of the Code of Virginia, as amended, it is ORDERED that the Circuit Court of Fairfax County will be closed on Tuesday, January 2, 2024, in addition to the regular holiday schedule, and the Clerk of this Court is hereby authorized to observe the above holiday and the aforesaid day shall be the same force and effect as a legal holiday as set forth in §1-210 of the Code of Virginia, as amended.

Entered this 12th day of May 2023.


PENNEY S. AZCARATE, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

In Re: Election of the Chief Judge)
 Pursuant to Va. Code §17.1-501,)
 as amended.) **CM-2023-44543**

ORDER

IT APPEARING TO THE COURT that the provision of Va. Code § 17.1-501, as amended, require that the Judges of the Nineteenth Judicial Circuit of Virginia elect one of their number as Chief Judge of such circuit for a term of two years.

Now therefore, the undersigned Judges of the Nineteenth Judicial Circuit of Virginia do hereby elect Penney S. Azcarate, Chief Judge of the Nineteenth Judicial Circuit of Virginia, to serve for a period of two years, commencing July 1, 2023, and ending June 30, 2025.

ENTERED this 13 of March 2023.


PENNEY S. AZCARATE


RANDY T. BELLOWES


ROBERT J. SMITH


BRETT A. KASSABIAN

[REDACTED]
MICHAEL F. DEVINE

[REDACTED]
JOHN M. TRAN

[REDACTED]
GRACE BERKE CARROLL

[REDACTED]
STEPHEN C. SHANNON

[REDACTED]
RICHARD E. GARDINER

[REDACTED]
DAVID BERNHARD

[REDACTED]
DAVID A. OBLON

[REDACTED]
DONTAE L. BUGG

[REDACTED]
TANIA M. SAYIOR

[REDACTED]
CHRISTIE A. LEARY

[REDACTED]
MANUEL A. CAPSALIS

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: STILL CAMERA & VIDEO
FILMING IN THE FAIRFAX COURTHOUSE
FOR THE PRODUCTION OF A PUBLIC
SERVICE VIDEO DESCRIBING HOW TO
OBTAIN A MARRIAGE LICENSE
IN FAIRFAX, VIRGINIA

Case Number: CM-2023-48700

ORDER

IT APPEARING to the Court that Fairfax County's Department of Cable and Consumer Services ("Channel 16") seeks to produce a public service video that documents how residents can obtain a marriage license, the Court hereby **ORDERS** that Fairfax County's Department of Cable and Consumer Services, Channel 16, is **AUTHORIZED** to obtain still photographs and video footage inside the Fairfax Courthouse for the production of an informational video on obtaining a Marriage License in the Public Service Division of the Clerk's Office of the Fairfax Circuit Court.

This **ORDER** shall remain in full force and effect until final production of the public service video.

ENTERED this 8 day of February, 2023.


CHIEF JUDGE PENNEY S. AZCARATE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: SPACE DESIGNATED FOR)	CASE NO. CM-2023-48700
JUSTICE THOMAS P. MANN)	
AND JUDGE DANIEL E. ORTIZ)	
AT THE FAIRFAX COUNTY)	
COURTHOUSE)	

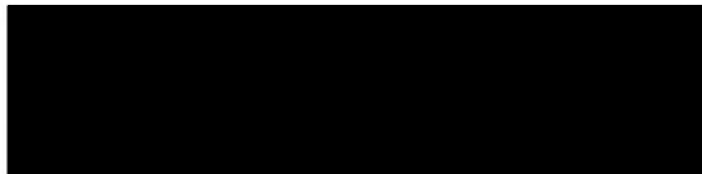
ORDER

IT APPEARING to the Court that Virginia Supreme Court Justice Thomas P. Mann and Virginia Court of Appeals Judge Daniel E. Ortiz maintain their chambers in the Fairfax County Courthouse;

IT FURTHER APPEARING to the Court that sensitive and confidential information is located in the space designated for Justice Thomas P. Mann, Judge Daniel E. Ortiz, and their staff;

It is therefore ORDERED that Courthouse personnel, other than Sheriff's Office staff, are prohibited from entering the space designated for Justice Thomas P. Mann, Judge Daniel E. Ortiz, and their staff, or using the space as a pass-through, unless otherwise permitted by Justice Thomas P. Mann or Judge Daniel E. Ortiz.

ENTERED this 3rd day of February 2023.



PENNEY S. AZCARATE, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: PERMISSION FOR THE DIVISION OF) Case No. CM-2022-48700
CAPITOL POLICE TO CARRY THEIR)
SERVICE WEAPONS WHILE IN THE)
FAIRFAX COUNTY COURTHOUSE)
ON JANUARY 4th and 5th, 2023)

AMENDED ORDER

IT APPEARING to the Court that the Investiture Ceremony for the Honorable Daniel E. Ortiz with the Court of Appeals of Virginia is scheduled for 4:00 p.m. on Thursday, January 5th, 2023 at the Fairfax County Courthouse;

IT FURTHER APPEARING to the Court that the Division of Capitol Police will be providing security to the Judges of the Court of Appeals of Virginia during the ceremony on January 5th, 2023, and they have requested permission to carry their service weapons while in the Fairfax County Courthouse on January 4th and 5th, 2023;

It is therefore ORDERED that the Division of Capitol Police have permission to carry their service weapons in the Fairfax County Courthouse on January 4th and 5th, 2023, and they are granted permission to do a sweep of the Courthouse with dogs prior to the investiture.

ENTERED this 20th day of December 2022.


PENNEY S. AZCARATE, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

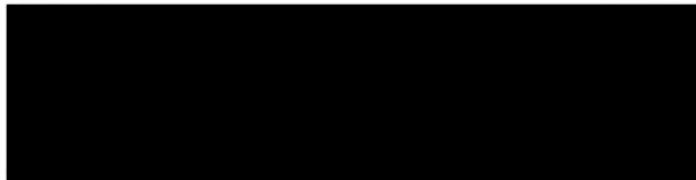
IN RE: FILMING OF PROTECTIVE ORDER	)	Case No. CM-2022-48700
FIREARMS SURRENDER INFORMATION)	
VIDEO IN COURTROOM 3F)	

ORDER

IT APPEARING to the Court that on December 20, 2022, Channel 16 will be filming a segment of a Protective Order Firearms Surrender information video in courtroom 3F;

It is therefore ORDERED that Channel 16 is permitted to bring recording equipment into the Courthouse and is permitted to film a segment of a Protective Order Firearms Surrender information video in courtroom 3F.

ENTERED this 12th day of December 2022.



PENNEY S. AZCARATE, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: PERMISSION FOR THE VIRGINIA)	Case No. CM-2022-48700
CAPITAL POLICE TO CARRY THEIR)	
SERVICE WEAPONS WHILE IN THE)	
FAIRFAX COUNTY COURTHOUSE)	
ON JANUARY 5, 2023)	

ORDER

IT APPEARING to the Court that the Investiture Ceremony for the Honorable Daniel E. Ortiz with the Court of Appeals of Virginia is scheduled for 4:00 p.m. on Thursday, January 5, 2023 at the Fairfax County Courthouse;

IT FURTHER APPEARING to the Court that the Virginia Capital Police will be providing security to the Judges of the Court of Appeals of Virginia during the ceremony on January 5, 2023, and they have requested permission to carry their service weapons while in the Fairfax County Courthouse;

It is therefore ORDERED that the Virginia Capital Police have permission to carry their service weapons in the Fairfax County Courthouse on January 5, 2023.

ENTERED this 12th day of December 2022.


PENNEY S. AZCARATE, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: VIDEO RECORDINGS OF) MISC. CASE NO. CM-2022-48700
COURTROOM PROCEEDINGS)

SUPPLEMENTAL ORDER

IT APPEARING TO THE COURT that video recordings of courtroom Proceedings are made and preserved by the Sheriff's Office, and it further appearing to the Court that such video recordings of courtroom proceedings may depict highly sensitive, confidential and protected matters, including but not limited to the faces of jurors, juvenile witnesses, other minors, undercover officers, police informants, victims of sexual offenses, family members of victims, adoption proceedings, juvenile proceedings, sealed proceedings, *in camera* hearings, child custody proceedings, gallery observers, and exhibits admitted under seal.

WHEREFORE, THE COURT ORDERS the following:

1. The Sheriff's Office shall no longer video record in-courtroom proceedings, unless authorized by the Chief Judge.
2. The Sheriff's Office may continue to "real-time" monitor in-courtroom proceedings, at its discretion.
3. This Order does not apply to the video recording of the Courthouse's public corridors and other public areas within the Courthouse or its perimeter.

SO ORDERED, this 28th day of October 2022.


PENNEY S. AZCARATE, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE:	RECORDING OF EVIDENCE)	
	AND INCIDENTS OF TRIAL IN	)	CM-2022-48700
	CRIMINAL CASES HELD IN)	
	CIRCUIT COURT)	

ORDER

Pursuant to §19.2-165 of the Code of Virginia, as amended, it is ORDERED that in all criminal cases held in Circuit Court, both felony and misdemeanor cases, this Court will provide for the recording verbatim of the evidence and incidents of trial either by a court reporter or by mechanical or electronic devices approved by the Court.

ENTERED this 13th day of January 2022.


PENNEY S. AZCARATE, Chief Judge

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

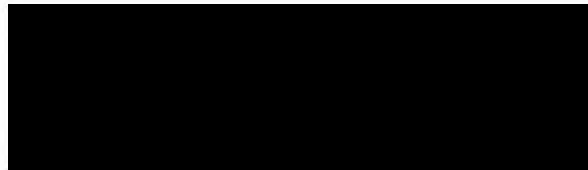
IN RE: EMERGENCY CLOSING OF)
FAIRFAX COUNTY CIRCUIT) CM-2022-48700
COURT AND THE CLERK'S)
OFFICE ON JANUARY 3, 2022)

ORDER

Pursuant to §17.1-207(3) of the Code of Virginia, as amended, that the undersigned judge finds that on January 3, 2022 inclement weather existed under which the operation of the Clerk's office and the holding of Court proceedings posed a threat to the health and safety of members of the general public who would be traveling to and from the Court; it was therefore

ORDERED that on January 3, 2022, the Fairfax County Circuit Court and Courthouse were closed and John T. Frey, Clerk of this Court, was authorized to and did close the Circuit Court Clerk's Office.

ENTERED this 6th day of January 2022.



PENNEY S. AZCARATE, Chief Judge

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

**IN RE: VIDEO RECORDINGS OF
COURTROOM PROCEEDINGS**

**) MISC. CASE NO. CM-2021-48700
)**

ORDER

IT APPEARING TO THE COURT that video recordings of courtroom proceedings are made and preserved by the Sheriff's Office in furtherance of the Sheriff's statutory duty to ensure that the courthouses and courtrooms within the Sheriff's jurisdiction are secure from "violence and disruption," Virginia Code §53.1-120(A), and

IT FURTHER APPEARING TO THE COURT that such video recordings of courtroom proceedings may depict highly sensitive, confidential and protected matters, including but not limited to the faces of jurors, juvenile witnesses, other minors, undercover officers, police informants, victims of sexual offenses, family members of victims, adoption proceedings, juvenile proceedings, sealed proceedings, *in camera* hearings, child custody proceedings, gallery observers, and exhibits admitted under seal, and

IT FURTHER APPEARING TO THE COURT that public disclosure of such video recordings of courtroom proceedings could present grave security risks to individuals appearing in the videos, and present serious privacy concerns for courtroom participants, and

IT FURTHER APPEARING TO THE COURT that the Virginia Code already provides strict protocols, procedures and guidelines for the authorization of electronic coverage of courtroom proceedings, including still photography and broadcasting of courtroom proceedings, *see* Virginia Code §19.2-266,

IT IS THEREFORE ORDERED THAT VIDEO RECORDINGS OF COURTROOM PROCEEDINGS THAT ARE MADE AND PRESERVED BY THE SHERIFF'S OFFICE SHALL NOT BE PUBLICLY DISCLOSED, EXCEPT AS AUTHORIZED BY THE CHIEF JUDGE OF THE CIRCUIT COURT.

This Order applies only to video recordings of courtroom proceedings, and not to video recordings of the Courthouse's public corridors and other public areas within the Courthouse.

SO ORDERED, THIS 6th DAY OF OCTOBER, 2021.


PENNEY S. AZCARATE, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: ALL PERSONS ENTERING) MISC. CASE NO. CM-2021-48700
FAIRFAX COURTHOUSE DURING)
THE COVID-19 PANDEMIC)

THIRD AMENDMENT TO MANDATORY FACE COVERING ORDERS OF
MAY 18, 2020, JUNE 10, 2021 AND JULY 6, 2021

Based on updated guidance released by the Centers for Disease Control and Prevention last week, Northern Virginia health departments are now recommending that everyone, including those fully vaccinated against COVID-19, wear a mask in public indoor settings. This recommendation is based on rising COVID-19 cases attributed to the Delta variant, which has resulted in our region moving from moderate to substantial community transmission. Therefore, the courthouse mask directive is amended as follows:

Effective immediately, masks will again be required for entry into the Fairfax County Judicial Complex. In addition, masks will be required in all public areas of the Courthouse. Presiding judges have the authority to allow individuals to remove masks within their respective courtrooms.

All other COVID safety measures will remain in effect.

ENTERED this 4th day of August 2021.

PENNEY S. AZCARATE, CHIEF JUDGE
19th JUDICIAL CIRCUIT OF VIRGINIA

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: PROHIBITION OF WEAPONS IN THE)
FAIRFAX COUNTY COURTHOUSE;) CM-2021-48700
SOP 704)

ORDER

By my authority, pursuant to § 8.01-4 and § 17.1-501 of the 1950 Code of Virginia, as amended, it is

ORDERED that all weapons, including but not limited to firearms, explosives, knives, and razors, are prohibited from the Fairfax County Judicial Complex. All law enforcement officers entering into the Fairfax County Judicial Complex shall be subject to, and shall comply with, the Fairfax County Sheriff's Standard Operating Procedure #704 relating to "Weapons in the Courthouse," as amended, August 4, 2021.

ENTERED this 4th day of August 2021.



PENNEY S. AZCARATE, CHIEF JUDGE

Fairfax County Circuit Court Fourth Transition Plan

On February 8, 2021, the Court adopted its “Third Transition Plan.” Pursuant to the Supreme Court of Virginia’s ongoing “Order[s] Extending Declaration of Judicial Emergency in Response to Covid-19 Emergency,” most recently the Twenty-Fifth Order entered July 7, 2021, the Circuit Court of Fairfax adopts this Fourth Transition Plan. To the extent any provision of this Fourth Transition Plan differs from the prior Plans, the provisions here will control.

I. Civil Cases

As of July 1, 2021, the Court began hearing all trials and non-Friday motions “in-person.” Any trial or non-Friday motion previously scheduled as a remote hearing is, by this Order, automatically converted to a live hearing. Parties must obtain leave of Court for a remote hearing or to permit individual attorneys, parties, or witnesses to appear remotely.

A. Civil Motions

The Court will continue to follow its Friday civil motions practice until July 31, 2021.¹ When assigned to a judge, the judge will segment the remote hearing docket for Remote Hearings. Effective August 1, 2021, Friday Civil Motions will return to in-person hearings. Virtual hearings for **Non-Evidentiary** Motions may be requested as follows:

If all parties agree to have the motion heard virtually, a purple praecipe must be completed. This new praecipe will contain email contact information for all participants in the hearing.

If parties cannot agree on a virtual hearing, a standard yellow praecipe will be submitted, and the hearing will be held in-person unless a virtual hearing is authorized by the assigned judge.

Telephonic appearances for a participant can be authorized by the assigned judge as well.

¹ The Thursday hearings set forth in the First Transition Plan were terminated in the Second Transition Plan.

B. Civil Trials

1. Civil Jury Trials

The Supreme Court of Virginia approved the Court's "Addendum to the Fairfax Circuit Court Jury Plan to Address the Resumption of Civil Jury Trials" on January 27, 2021, and the "Amended Fairfax Circuit Court Plan for Resuming Jury Trials" on June 1, 2021. In addition, the Supreme Court granted the Court discretion to modify its plan to reflect the waning pandemic. Parties should be prepared to comply with the resumption plan and the amended resumption plan. The amended plan allows the Court to resume seating the jury in the jury box with added safety and distancing measures. Consequently, the Court will now be able to schedule a higher volume of jury trials. Starting September 1, 2021, parties with scheduled jury trials will proceed to trial on the date set.

Notwithstanding, the Court may postpone jury trials consistent with the then-current state of the judicial emergency.

2. Civil Bench Trials

Bench trials shall be conducted "in-person," absent leave of Court. Any trial previously scheduled as a remote hearing is, by this Order, automatically converted to a live hearing. Trials of any length authorized by a judge may be docketed; the four-day limit is terminated.

II. Criminal Cases

A. Criminal Motions

The Court will continue to follow its Friday criminal motions practice. If a Defendant is in custody and quarantined, he or she will appear remotely from the Adult Detention Center. Defendants not in custody must appear in person.

B. Criminal Pleas

Pleas for felonies may be scheduled for hearings Mondays through Thursdays through Calendar Control. Defendants not in custody must appear in-person. If a Defendant is in custody and quarantined, he or she will appear remotely from the Adult Detention Center. Counsel, witnesses, interpreters, court reporters, victim witness services personnel, and probation officers must appear "in-person."

C. Sentencings/Revocations

Currently scheduled sentencing and revocation hearings will proceed. Defendants must appear in person, unless in custody. If a Defendant is in custody and quarantined, he or she will appear remotely from the Adult Detention Center. Counsel, victims, witnesses, interpreters, court reporters, victim witness services personnel, and probation officers must appear “in person.”

D. Criminal Jury Trials

The Supreme Court of Virginia approved the Court’s “Addendum to the Fairfax Circuit Court Jury Plan to Address the Resumption of Civil Jury Trials” on January 27, 2021, and the “Amended Fairfax Circuit Court Plan for Resuming Jury Trials” on June 1, 2021. In addition, the Supreme Court granted the Court discretion to modify its plan to reflect the waning pandemic. Parties should be prepared to comply with the resumption plan and the amended resumption plan. The amended plan allows the Court to resume seating the jury in the jury box with added safety and distancing measures. Consequently, the Court will now be able to schedule a higher volume of jury trials. Starting September 1, 2021, parties with scheduled jury trials will proceed to trial on the date set.

Notwithstanding, the Court may postpone jury trials consistent with the then-current state of the judicial emergency.

E. Criminal Bench Trials

Criminal felony bench trials shall be conducted “in-person.” Misdemeanor appeal bench trials shall be held Thursdays for all 19th Circuit jurisdictions except Fairfax City, which misdemeanor appeals shall be held Wednesdays.

III. Calendar Control

All Calendar Control is conducted by telephone. There is no in-person Calendar Control option. The Court will continue to follow its 8:30 a.m. Calendar Control process for scheduling and requests for leave to appear in-person at any hearing. Afternoon Calendar Control at 3:30 p.m. is reserved for emergencies or requests pertaining to the next day’s docket.

IV. Facilities

A. Courthouse Access

No parties, counsel, or witnesses for a scheduled remote hearing may appear in-person at the Courthouse, without leave of Court.

B. Health and Social Distancing

Fully vaccinated individuals entering the courthouse are not required to wear masks. All unvaccinated visitors are to wear masks according to guidance provided by the Virginia Department of Health and the Centers for Disease Control and Prevention. Social distancing will continue to be observed when in the common areas of the courthouse and passive screenings will continue at the entrances of the facility. Per guidance from the Fairfax County Health Department, courtrooms can increase current capacity while maintaining some measure of social distancing. The presiding judge in the courtroom has the authority to require masks.

The Court encourages all visitors to protect their health and the health of others who may not be vaccinated. Masks covering the mouth and nose remain the single most effective mitigation strategy for unvaccinated individuals. The Court continues to welcome masks for anyone who chooses to wear one, regardless of their vaccination status.

The jury resumption plan approved by the Supreme Court of Virginia included the Court's protocol for determining whether conditions warranted a stoppage of jury trials. The pertinent language reads as follows: "[W]e will carefully monitor evidence of resurgence and consult on an as needed basis with the Fairfax Health Department to determine whether the resumption of jury trials needs to be suspended. Reinstatement of "stay-at-home" Executive Orders, or returning to Phase 1 or Phase 2 reopening status, will almost certainly require suspension of jury trials." The Court continues to monitor evidence of resurgence. The Court also consults with the Fairfax Health Department as COVID-related issues arise and will continue to do so.

Dated: July 19, 2021

Approved

Chief Judge Penney S. Azcarate

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: ALL PERSONS ENTERING) MISC. CASE NO. CM-2021-48700
FAIRFAX COURTHOUSE DURING)
THE COVID-19 PANDEMIC)

SECOND AMENDMENT TO MANDATORY FACE COVERING ORDERS OF
MAY 18, 2020 AND JUNE 10, 2021

Based on current declining COVID cases in Fairfax County, policy directives of the Governor and Chairman of the Board of Supervisors, the courthouse mask directive is amended for employees as follows:

Effective July 6, 2021, fully vaccinated individuals entering the courthouse are not required to wear masks. All unvaccinated visitors are to wear masks according to guidance provided by the Virginia Department of Health and the Centers for Disease Control and Prevention. Social distancing will continue to be observed when in the common areas of the courthouse and passive screenings will continue at the entrances of the facility. Per guidance from the Fairfax County Health Department, courtrooms can increase current capacity while maintaining some measure of social distancing. The presiding judge in the courtroom has the authority to require masks.

The Court encourages all visitors to protect their health and the health of others who may not be vaccinated. Masks covering the mouth and nose remain the single most effective mitigation strategy for unvaccinated individuals. The Court continues to welcome masks for anyone who chooses to wear one, regardless of their vaccination status. Masks remain an effective way to mitigate the spread of COVID-19 and a host of other diseases, including colds and flu. We encourage all to be mindful of one another's comfort levels as we emerge from this pandemic.

All other COVID safety measures will remain in effect.

ENTERED this 6th day of July 2021.

PENNEY S. AZCARATE, CHIEF JUDGE
19th JUDICIAL CIRCUIT OF VIRGINIA

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: ALL PERSONS ENTERING) MISC. CASE NO. CM-2021-48700
FAIRFAX COURTHOUSE DURING)
THE COVID-19 PANDEMIC)


AMENDMENT TO MANDATORY FACE COVERING ORDER OF MAY 18, 2020

Based on current declining COVID cases in Fairfax County, policy directives of the Governor and Chairman of the Board of Supervisors, the courthouse mask directive is amended for employees as follows:

By order of the Chief Judge of Fairfax County Circuit Court, all fully vaccinated circuit court employees and judges are not required to wear a mask in workspaces, chamber areas, secured elevators or secured hallways. Masks are still required for any public area of the courthouse to include public hallways, public elevators, and the cafeteria. Social distancing is still required in all areas. Chief Judges of the General District Court and Juvenile and Domestic Relations Court have the authority to expand this order to their employees and judges as they see fit.

All other COVID safety measures will remain in effect.

ENTERED this 10th day of June 2021.


BRUCE D. WHITE, CHIEF JUDGE
19th JUDICIAL CIRCUIT OF VIRGINIA

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

**IN RE: ITEMS BANNED FROM THE FAIRFAX) MISC. CASE NO. CM-2021-48700
COUNTY COURTHOUSE PREMISES)**

ORDER

IT APPEARING TO THE COURT that the following items should be banned from the Fairfax County Courthouse Premises in the interest of public safety:

1. Cameras
2. Mace or pepper spray
3. Guns
4. Knives
5. Scissors
6. Razors
7. Audio or Video Recording Devices
8. Glass
9. Aerosol Products
10. Any other items deemed a security threat by security staff; and

IT IS THEREFORE ORDERED, ADJUDGED and DECREED that the items listed above are hereby banned from the Fairfax County Courthouse Premises; and

IT IS FURTHER ORDERED that prior to entering the Fairfax County Courthouse Premises, members of the public shall be afforded the opportunity to secure any items listed above in their vehicles; and

IT IS FURTHER ORDERED that any of the above items that are brought into the Fairfax County Courthouse Premises by members of the public shall be forfeited to the contracted security company for destruction; and

IT IS FURTHER ORDERED that signage shall be posted consistent with this order outside of the Fairfax County Courthouse entrances to alert the public prior to entry into the premises.

ENTERED this 9th day of June 2021.


BRUCE D. WHITE, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

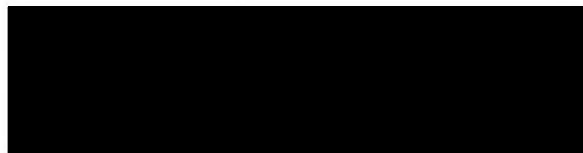
IN RE: CLOSING OF THE CLERK'S OFFICE)
AND THE CIRCUIT COURT OF)
FAIRFAX COUNTY ON)
THURSDAY, DECEMBER 30, 2021) CM-2021-48700

ORDER

It appearing that the Committee on District Courts and the Judicial Council of Virginia have authorized that Thursday, December 30, 2021, will be an additional full day holiday for Judicial Branch personnel, in addition to the regular holiday schedule.

Pursuant to §17.1-705.2 of the Code of Virginia, as amended, it is ORDERED that the Circuit Court of Fairfax County will be closed on Thursday, December 30, 2021, in addition to the regular holiday schedule, and John T. Frey, Clerk of this Court, is hereby authorized to observe the above holiday and the aforesaid day shall be the same force and effect as a legal holiday as set forth in §1-210 of the Code of Virginia, as amended.

Entered this 4th day of May 2021.



BRUCE D. WHITE, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

In Re: Election of the Chief Judge)
Pursuant to Va. Code §17.1-501,) CM-2021-44543
as amended.)

ORDER

IT APPEARING TO THE COURT that the provision of Va. Code § 17.1-501, as amended, require that the Judges of the Nineteenth Judicial Circuit of Virginia elect one of their number as Chief Judge of such circuit for a term of two years.

Now therefore, the undersigned Judges of the Nineteenth Judicial Circuit of Virginia do hereby elect Penney S. Azcarate, Chief Judge of the Nineteenth Judicial Circuit of Virginia, to serve for a period of two years, commencing July 1, 2021, and ending June 30, 2023.

ENTERED this 2nd of March 2021.

BRUCE D. WHITE

RANDY L. BELLOWS

ROBERT J. SMITH

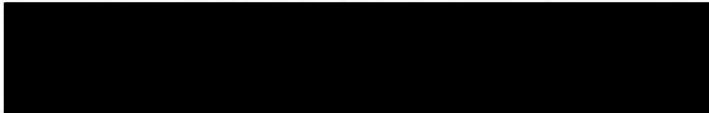
BRETT A. KASSABIAN

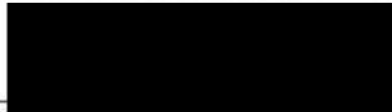

MICHAEL F. DEVINE


JOHN M. TRAN


GRACE BURKE CARROLL


DANIEL E. ORTIZ

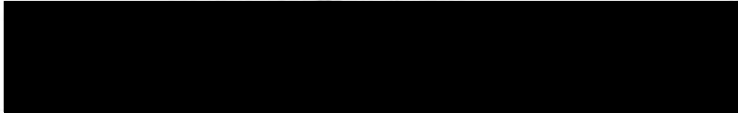

PENNEY S. AZCARATE


STEPHEN C. SHANNON


THOMAS P. MANN


RICHARD E. GARDINER


DAVID BERNHARD


DAVID A. OBLON


DONTAE L. BUGG

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: EMERGENCY CLOSING OF)
FAIRFAX COUNTY CIRCUIT) CM-2021-48700
COURT AND THE CLERK'S)
OFFICE ON FEBRUARY 18, 2021)

ORDER

Pursuant to §17.1-207(3) of the Code of Virginia, as amended, that the undersigned judge finds that on February 18, 2021 inclement weather existed under which the operation of the Clerk's office and the holding of Court proceedings posed a threat to the health and safety of members of the general public who would be traveling to and from the Court; it was therefore

ORDERED that on February 18, 2021, the Fairfax County Circuit Court and Courthouse were closed and John T. Frey, Clerk of this Court, was authorized to and did close the Circuit Court Clerk's Office.

ENTERED this 19th day of February 2021.


BRUCE D. WHITE, Chief Judge

Fairfax County Circuit Court Third Transition Plan

On July 15, 2020, the Court adopted its “Second Transition Plan.” Pursuant to the Supreme Court of Virginia’s ongoing “Order[s] Extending Declaration of Judicial Emergency in Response to Covid-19 Emergency,” most recently the Sixteenth Order dated January 19, 2021, the Circuit Court of Fairfax adopts this Third Transition Plan. To the extent any provision of this Third Transition Plan differs from the First or Second Plans, the provisions here will control.

I. Civil Cases

The Court will continue to hear presently scheduled motions and trials, and any new, properly noticed matters, via video or teleconference (“Remote Hearings”). All civil hearings, except for proceedings related to protective orders and contempt, shall be Remote Hearings, absent leave of Court for good cause shown. The consent of all parties for a Remote Hearing is not required.

The following items enjoy docketing priority: Petitions for protective orders, child custody or protection cases (emergencies take priority), civil commitment hearings, petitions for temporary injunctive relief, proceedings related to emergency protection of elderly or vulnerable persons, petitions for appointment of a guardian or conservator, proceedings necessary to safeguard applicable constitutional protections, rules to show cause, sexually violent predator hearings, and matters deemed an emergency by the Court.

The Court may need to *sua sponte* continue motions and trials at the last moment pursuant to its own triage process necessary to accommodate priorities, or in the interest of public safety.

Civil trials are generally limited to matters lasting four days or less until further notice.

Presently scheduled motions and trials that do not conform with this policy must be reset at Calendar Control.

A. Civil Motions

The Court will continue to follow its Friday civil non-evidentiary motions practice, including pendente lite and rules to show cause.¹ When assigned to a judge, the judge will segment the docket for Remote Hearings.

Civil evidentiary motions may be scheduled Mondays through Thursdays through Calendar Control.

All motions will be initially scheduled to begin at 10:00 a.m. Each presiding judge will organize the assigned docket and will set and announce each motion for a time certain throughout the day.

Parties may continue to request rulings on any motion based only on filed briefs by waiving oral argument and notifying the Court of this preference.

C. Civil Trials

1. Civil Jury Trials

The Supreme Court of Virginia approved the Court's "Addendum to the Fairfax Circuit Court Jury Plan to Address the Resumption of Civil Jury Trials" on January 27, 2021. Civil jury trials may be scheduled for dates between March 16, 2021 and January 1, 2022, by invitation. (The Court will invite civil litigants to advance jury trials already scheduled based on the age of the case and the suitability of the case for a low-technology courtroom and the Addendum's requirements). All other new Civil jury trials will be scheduled after January 1, 2022, through Term Day or Calendar Control. Notwithstanding all this, the Court may postpone jury trials consistent with the then-state of the judicial emergency.

2. Civil Bench Trials

Bench trials currently scheduled for four days or fewer remain scheduled, as Remote Hearings, absent notice from the Court to the contrary. New matters may be scheduled through Calendar Control to be heard Mondays through Thursdays at the discretion of the Court.

¹ The Thursday hearings set forth in the First Transition Plan were terminated in the Second Transition Plan.

II. Criminal Cases

Other than criminal jury trials, all criminal hearings will be initially scheduled to begin at 10:00 a.m. Each presiding judge will organize the assigned docket and will set and announce each motion for a time certain throughout the day.

A. Criminal Motions

The Court will continue to follow its Friday criminal motions practice. The Court may insist Defendants in custody appear remotely. Defendants not in custody must appear in person. All other participants may appear remotely.

B. Criminal Pleas

Pleas for felonies and Class 1 and 2 misdemeanors may be scheduled for hearings Mondays through Thursdays through Calendar Control. Defendants not in custody must appear in-person. The Court may insist Defendants in custody appear remotely. Counsel, witnesses, interpreters, court reporters, victim witness services personnel, and probation officers may appear remotely.

Agreed dispositions for pleas to traffic infraction appeals and Class 3 and 4 misdemeanors appeals may be submitted to the Court in writing for consideration of and entry of the disposition. Pleas without agreed dispositions must be scheduled for hearings Mondays through Thursdays through Calendar Control.

C. Sentencings/Revocations

Currently scheduled sentencing and revocation hearings will proceed. Defendants must appear in person, unless in custody. The Court may insist Defendants in custody appear remotely. Counsel, victims, witnesses, interpreters, court reporters, victim witness services personnel, and probation officers may appear remotely.

D. Criminal Jury Trials

The Supreme Court of Virginia approved the "Fairfax Circuit Court Plan for Resuming Jury Trials," resubmitted September 15, 2020. Criminal jury trials will continue in three designated courtrooms, pursuant to that Plan. However, the Court

may further postpone jury trials consistent with the then-state of the judicial emergency.

E. Criminal Bench Trials

Felony and Class 1 and 2 misdemeanor criminal bench trials shall enjoy primary priority on the Court's docket.

Misdemeanor appeals of Class 3 and 4 misdemeanors, plus traffic offense appeals, must be continued to a date after August 3, 2020, through Calendar Control.

III. Calendar Control

The Court will continue to follow its 8:30 a.m. Calendar Control process for scheduling and requests for leave to appear in-person at any hearing. Afternoon Calendar Control at 3:30 p.m. is reserved for emergencies or requests pertaining to the next day's docket. All Calendar Control is conducted by telephone. There is no in-person Calendar Control option.

IV. Facilities

A. Courthouse Access

No parties, counsel, or witnesses for a scheduled Remote Hearing may appear in-person at the Courthouse, without leave of Court.

B. Health and Social Distancing

By Order entered May 18, 2020, the Court required and will continue to require face coverings by all who enter and remain in the Courthouse, including within courtrooms. In addition, all persons in the Courthouse must always maintain six-foot social distancing from all other persons, subject to exceptions for security and other approved reasons.

The presiding judge may, in the interest of public safety, limit the number of persons in the courtroom.

The jury resumption plan approved by the Supreme Court of Virginia included the Court's protocol for determining whether conditions warranted a

stoppage of jury trials. The pertinent language reads as follows: "[W]e will carefully monitor evidence of resurgence and consult on an as needed basis with the Fairfax Health Department to determine whether the resumption of jury trials needs to be suspended. Reinstatement of "stay-at-home" Executive Orders, or returning to Phase 1 or Phase 2 reopening status, will almost certainly require suspension of jury trials." The Court continues to monitor evidence of resurgence. The Court also consults with the Fairfax Health Department as COVID-related issues arise and will continue to do so.

Dated: February 8, 2021

Approved



Chief Judge Bruce D. White

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: FILMING OF STATE-WIDE
RISK LIMITING AUDIT

)

Case No. CM-2021-48700

ORDER

IT APPEARING to the Court that on February 24-25, 2021, Office of Elections for both the City of Fairfax and the County of Fairfax will be conducting a state-wide Risk Limiting Audit on the presidential and senate races for 2020;

IT FURTHER APPEARING to the Court that this will be an advertised meeting and in order to satisfy the public requirement, the Office of Elections has requested that a camera be placed in the corner of the room where the audit is being conducted;

It is therefore ORDERED that the Office of Elections is permitted to place a camera in the corner of the room where the audit is being conducted for the purpose of filming the audit process for viewing by the public.

ENTERED this 8th day of February 2021.

BRUCE D. WHITE, Chief Judge

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: PHOTOGRAPHY IN THE
FAIRFAX COUNTY COURTROOMS

)
)

CM-2021-48700

ORDER

IT APPEARING to the Court that Moseley Architects, Shen Milsom & Wilke LLC, and Arlington County personnel will be touring courtrooms in the Fairfax County Courthouse that have recently been renovated;

IT FURTHER APPEARING to the Court that a request has been made to photograph the layout of the courtrooms, it is therefore

ORDERED that personnel from Moseley Architects, Shen Milsom & Wilke LLC, and Arlington County are permitted to take photographs of the layout of the renovated courtrooms. Photographs are not allowed to be taken of any members of the public visiting the courthouse and are only to be taken inside of the renovated courtrooms. These photographs are not to be published or shared.

ENTERED this 27th day of January 2021.


BRUCE D. WHITE, Chief Judge

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

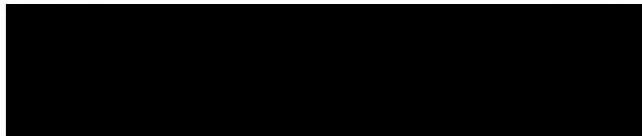
IN RE: CLOSING OF THE CLERK'S OFFICE)
AND THE CIRCUIT COURT OF)
FAIRFAX COUNTY ON) CM-2020-48700
THURSDAY, DECEMBER 31, 2020)

ORDER

It appearing that the Committee on District Courts and the Judicial Council of Virginia have authorized the closing of the Circuit Court on Thursday, December 31, 2020, in addition to the regular holiday schedule.

Pursuant to §17.1-705.2 of the Code of Virginia, as amended, it is ORDERED that the Circuit Court of Fairfax County will be closed on Thursday, December 31, 2020, in addition to the regular holiday schedule, and John T. Frey, Clerk of this Court, is hereby authorized to observe the above holiday and the aforesaid day shall be the same force and effect as a legal holiday as set forth in §1-210 of the Code of Virginia, as amended.

Entered this 30th day of November 2020.



BRUCE D. WHITE, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: CLOSING OF THE CLERK'S OFFICE)
AND THE CIRCUIT COURT OF)
FAIRFAX COUNTY AT NOON ON)
WEDNESDAY, DECEMBER 23, 2020) CM-2020-48700

ORDER

It appearing that the Committee on District Courts and the Judicial Council of Virginia have authorized the closing of the Circuit Court for four additional hours on Wednesday, December 23, 2020, in addition to the regular holiday schedule.

Pursuant to §17.1-705.2 of the Code of Virginia, as amended, it is ORDERED that the Circuit Court of Fairfax County will close at noon on Wednesday, December 23, 2020, in addition to the regular holiday schedule, and John T. Frey, Clerk of this Court, is hereby authorized to observe the above holiday and the aforesaid day shall be the same force and effect as a legal holiday as set forth in §1-210 of the Code of Virginia, as amended.

Entered this 23rd day of November 2020.



BRUCE D. WHITE, CHIEF JUDGE



NINETEENTH JUDICIAL CIRCUIT OF VIRGINIA

Fairfax County Courthouse
4110 Chain Bridge Road
Fairfax, Virginia 22030-4009

703-246-2221 • Fax: 703-246-5496 • TDD: 703-352-4139

BRUCE D. WHITE, CHIEF JUDGE

RANDY I. BELLOW

ROBERT J. SMITH

BRETT A. KASSABIAN

MICHAEL F. DEVINE

JOHN M. TRAN

GRACE BURKE CARROLL

DANIEL E. ORTIZ

PENNEY S. AZCARATE

STEPHEN C. SHANNON

THOMAS P. MANN

RICHARD E. GARDINER

DAVID BERNHARD

DAVID A. OBLON

DONTAÉ L. BUGG

JUDGES

COUNTY OF FAIRFAX

CITY OF FAIRFAX

THOMAS A. FORTKORT

J. HOWE BROWN

F. BRUCE BACH

M. LANGHORNE KEITH

ARTHUR B. VIEREGG

KATHLEEN H. MACKAY

ROBERT W. WOOLDRIDGE, JR.

MICHAEL P. McWEENY

GAYLORD L. FINCH, JR.

STANLEY P. KLEIN

LESLIE M. ALDEN

MARCUS D. WILLIAMS

JONATHAN C. THACHER

CHARLES J. MAXFIELD

DENNIS J. SMITH

LORRAINE NORDLUND

DAVID S. SCHELL

JAN L. BRODIE

RETIRED JUDGES

FAIRFAX CIRCUIT COURT INITIAL PLAN OF ACTION TO ADDRESS SYSTEMIC RACISM AND ENHANCE CIVIC ENGAGEMENT WITH OUR COMMUNITY

On June 16, 2020, in a letter to the Judiciary and the Bar of Virginia addressing the problem of racism, the Supreme Court of Virginia stated judges “must take all steps possible to ensure that in the courtrooms of the Commonwealth, all people are treated equally and fairly with dignity under the law.” The undersigned judges of the Fairfax Circuit Court believe that the Court, as an institution, should participate in self-examination and civic engagement to ensure systemic racism has no place in the Fairfax judicial system. In addition to maintaining our collective and individual commitment to faithfully observing Canon 3B(5)¹ and Canon 3B(6)², and in the continued pursuit of equal justice for all, the judges agree to the following initial plan of action:

¹ Canon 3B(5) reads as follows: “A judge shall perform judicial duties without bias or prejudice. A judge shall not, in the performance of judicial duties, by words or conduct manifest bias or prejudice, including but not limited to bias or prejudice based upon race, sex, religion, national origin, disability, age, sexual orientation or socioeconomic status, and shall not permit staff, court officials and others subject to the judge's direction and control to do so. This Section 3B(5) does not preclude proper judicial consideration when race, sex, religion, national origin, disability, age, sexual orientation or socioeconomic status, or similar factors, are issues in the proceeding.”


² Canon 3B(6) reads as follows: “A judge shall require all persons appearing in proceedings before the judge to refrain from manifesting, by words or conduct, bias or prejudice based upon race, sex, religion, national origin, disability, age, sexual orientation or socioeconomic status, against parties, witnesses, counsel or others. This Section 3B(6) does not preclude legitimate advocacy when race, sex, religion, national origin, disability, age, sexual orientation or socioeconomic status, or other similar factors, are issues in the proceeding.”


FAIRFAX CIRCUIT COURT INITIAL PLAN OF ACTION

1. Develop means for greater civic engagement on the issue of systemic racism with the broader community within the bounds of what is ethically permissible.
2. Examine the use of language in the legal system where words such as "black" are given a negative connotation.
3. Identify whether there are symbols in the courthouse and courthouse grounds that carry implications of racism, such as public displays of historical figures who have demonstrated racial hostility.
4. Encourage recruitment of qualified candidates from diverse corners of the community for all appointments or selections made by the Court.
5. Solicit input from the local minority and specialty bar organizations to enhance the Court's cultural and socio-economic knowledge base.
6. Continue the progress of making the Court more accessible, particularly to those litigants who cannot afford counsel or are of limited means, to include encouragement of *pro bono* representation of those who are indigent.
7. Propose to the Fairfax Bar Association that it establish a committee to study the history and legacy of racism in judicial systems and to make recommendations to ensure racism has no place in the Fairfax Circuit Court.
8. Work with the Bar, civic organizations, and the schools to develop programs to encourage minority youth to pursue educational opportunities and careers in the justice system.
9. Promote confidence in the commitment of the judges of this Court to justice for all by the daily actions of the judges, which make clear neither intentional racism, implicit bias nor systemic racism have any place in the Fairfax Circuit Court.


Signed: August 14, 2020


Chief Judge Bruce D. White


Judge Robert J. Smith


Judge Randy I. Bellows



Judge Brett A. Kassabian



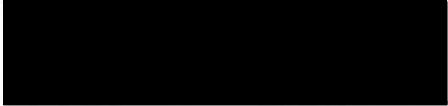
Judge Michael F. Devine



Judge Grace Burke Carroll



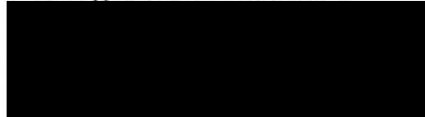
Judge Penney S. Azcarate



Judge Thomas P. Mann



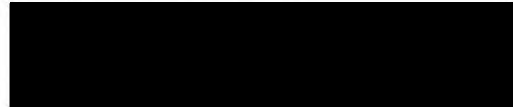
Judge David Bernhard



Judge Dontaè L. Bugg




Judge John M. Tran



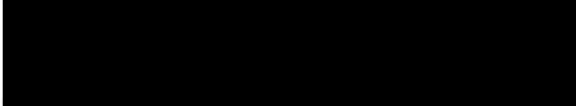
Judge Daniel E. Ortiz



Judge Stephen C. Shannon



Judge Richard E. Gardiner



Judge David A. Oblon

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: EMAIL COMMUNICATION
WITH CLERKS

MISC. CASE NO. CM-2020-48700

ORDER

IT APPEARING TO THE COURT that regulation of email communication to the Court through law clerks, court clerks and deputy clerks is necessary; it is

ORDERED that parties and counsel may only email law clerks, court clerks and deputy clerks to: (1) provide courtesy copies of pleadings and briefs already filed with the Clerk of the Court; (2) address non-substantive administrative matters; or (3) respond to inquiries initiated by the law clerk, court clerk or deputy clerk;

ORDERED that parties and counsel may not email law clerks, court clerks or deputy clerks on substantive matters, to argue or supplement a position on any matter, or to seek legal advice; and

ORDERED that any email sent to a law clerk, court clerk or deputy clerk must be copied to all other counsel or opposing self-represented litigants.

ENTERED this 6th day of August 2020.



Chief Judge Bruce D. White

Fairfax Circuit Court Second Transition Plan

On May 18, 2020 the Court adopted its First Transition Plan. Pursuant to the Supreme Court of Virginia's Fifth, Sixth and Seventh Orders "Modifying and Extending Declaration of Judicial Emergency in Response to Covid-19 Emergency," as amended, the Fairfax Circuit Court adopts this Second Transition Plan. To the extent any provision of this Second Transition Plan differs from the First Transition Plan, the provisions here will control.

I. Civil Cases

The Court will continue to hear presently scheduled motions and trials, and any new, properly noticed matters, via video or teleconference ("Remote Hearings"). All civil hearings, except for proceedings relating to protective orders, shall be Remote Hearings, absent leave of Court for good cause shown. The consent of all parties for a Remote Hearing is not required.

The following items enjoy docketing priority: Petitions for protective orders, child custody or protection cases (emergencies take priority), civil commitment hearings, petitions for temporary injunctive relief, proceedings related to emergency protection of elderly or vulnerable persons, petitions for appointment of a guardian or conservator, proceedings necessary to safeguard applicable constitutional protections, rules to show cause, and matters deemed an emergency by the Court.

The Court may need to *sua sponte* continue motions and trials at the last moment pursuant to its own triage process necessary to accommodate priorities, or in the interest of public safety.

Civil trials are limited to matters lasting four days or less until further notice.

Presently scheduled motions and trials that do not conform with this policy must be reset at Calendar Control.

A. Civil Motions

The Court will continue to follow its Friday civil non-evidentiary motions practice, including pendente lite and rules to show cause. (They will no longer be heard on Thursdays.) When assigned to a judge, the judge will segment the docket for Remote Hearings.

Civil evidentiary motions may be scheduled Mondays through Thursdays through Calendar Control.

All motions will be initially scheduled to begin at 10:00 a.m. Each presiding judge will organize the assigned docket and will set and announce each motion for a time certain throughout the day.

Parties may continue to request rulings on any motion based only on filed briefs by waiving oral argument and notifying the Court of this preference.

B. Civil Jury Trials

No jury trials will occur until further notice.

C. Civil Bench Trials

Bench trials currently set for four days or less, remain scheduled, as Remote Hearings, absent notice from the Court to the contrary. New matters may be scheduled through Calendar Control to be heard Mondays through Thursdays at the discretion of the Court.

II. Criminal Cases

All criminal hearings will be initially scheduled to begin at 10:00 a.m. Each presiding judge will organize the assigned docket and will set and announce each motion for a time certain throughout the day.

A. Criminal Motions

The Court will continue to follow its Friday criminal motions practice.

B. Criminal Pleas

Pleas for felonies and Class 1 and 2 misdemeanors may be scheduled for hearings Mondays through Thursdays through Calendar Control. Defendants not in custody must appear in-person. Defendants in custody may appear remotely. Counsel, witnesses, interpreters, court reporters, victim witness services personnel, and probation officers may appear remotely.

Agreed dispositions for pleas to traffic infraction appeals and Class 3 and 4 misdemeanors appeals may be submitted to the Court in writing for consideration of and entry of the disposition. Pleas without agreed dispositions must be scheduled for hearings Mondays through Thursdays through Calendar Control.

C. Sentencings/Revocations

Currently scheduled sentencing and revocation hearings will proceed. Defendants must appear in person, unless in custody. Defendants in custody may appear remotely. Counsel, victims, witnesses, interpreters, court reporters, victim witness services personnel, and probation officers may appear remotely.

D. Criminal Jury Trials

No jury trials will occur until further notice. The Court is in the process of preparing a plan to resume criminal jury trials to be submitted to the Supreme Court of Virginia in the near future.

E. Criminal Bench Trials

Felony and Class 1 and 2 misdemeanor criminal bench trials shall enjoy primary priority on the Court's docket.

Misdemeanor appeals of Class 3 and 4 misdemeanors, plus traffic offense appeals, must be continued to a date after August 3, 2020, through Calendar Control.

III. Calendar Control

The Court will continue to follow its 8:30 a.m. Calendar Control process for scheduling and requests for leave to appear in-person. Afternoon Calendar Control at 3:30 p.m. is reserved for emergencies or requests pertaining to the next day's docket. All Calendar Control is conducted by telephone. There is no in-person Calendar Control option.

IV. Facilities

A. Courthouse Access

No parties or witnesses for a scheduled Remote Hearing may appear in-person at the Courthouse, without leave of Court.

B. Health and Social Distancing

By Order entered on May 18, 2020, the Court required and will continue to require face coverings to enter and remain in the Courthouse, including within courtrooms. In addition, all persons in the Courthouse must maintain six-foot social distancing from all other persons at all times, subject to exceptions for security and other approved reasons.

The presiding judge may, in the interest of public safety, limit the number of persons in the courtroom.

Dated: July 15, 2020

Approved


Chief Judge Bruce D. White

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: Appointment of Commissioner)
of Accounts and Approval of) Misc. Case No. CM-2020-44543
Appointment of Deputy)
Commissioner of Accounts)

ORDER OF APPOINTMENT AND APPROVAL

THIS MATTER comes pursuant to the authority vested in this Court under Virginia Code § 26-8 to appoint a Commissioner of Accounts and pursuant to Virginia Code § 26-10.1 to approve the appointment of a Deputy Commissioner of Accounts.

IT APPEARING TO THE COURT, as evidenced by his endorsement, that John H. Rust, Jr., is retiring as Commissioner of Accounts for this Court effective June 30, 2020; and

IT FURTHER APPEARING TO THE COURT that Anne M. Heishman is a discreet and competent attorney-at-law who is qualified to serve as Commissioner of Accounts for this Court and, as evidenced by her endorsement hereto, is willing to accept appointment as such; and


IT FURTHER APPEARING TO THE COURT that Anne M. Heishman wishes to appoint Joseph Barsanti, a discreet and competent attorney-at-law, as Deputy Commissioner of Accounts.

IT IS THEREFORE **ORDERED** that Anne M. Heishman is hereby appointed Commissioner of Accounts for the Circuit Court of Fairfax County. It is **ORDERED** that the appointment of Joseph Barsanti as Deputy Commissioner of Accounts for the Circuit Court of Fairfax County is hereby approved. Said appointment and approval are to become effective on July 1, 2020.

ENTERED this 26th day of June 2020.


BRUCE D. WHITE, Chief Judge

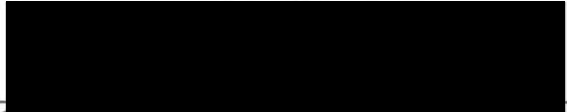

RANDY I. BELLOWS, Judge


ROBERT J. SMITH, Judge


BRETT A. KASSABIAN, Judge


MICHAEL E. DEVINE, Judge



JOHN M. TRAN, Judge


GRACE BURKE CARROLL, Judge


DANIELE ORTIZ, Judge


PENNEY S. AZCARATE, Judge


STEPHEN C. SHANNON, Judge


THOMAS P. MANN, Judge


RICHARD E. GARDINER, Judge

[REDACTED]
DAVID BERNHARD, Judge

[REDACTED]
DAVID A. OBLEON, Judge

[REDACTED]
DONTAE L. BUGG, Judge

[REDACTED]
JOHN H. RUST, JR.

[REDACTED]
ANNE M. HEISHMAN

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE ALL PERSONS ENTERING)
FAIRFAX COURTHOUSE DURING)
THE COVID-19 PANDEMIC)

MANDATORY FACE COVERING ORDER

IN VIEW OF THE ONGOING COVID-19 PANDEMIC, AND IN ACCORDANCE WITH RECOMMENDATIONS OF THE CENTERS FOR DISEASE CONTROL AND PREVENTION AND THE VIRGINIA DEPARTMENT OF HEALTH, AND IN ORDER TO PROTECT THE HEALTH OF ALL PERSONS ENTERING THE COURTHOUSE, AND IN ACCORDANCE WITH THE DIRECTION OF THE SUPREME COURT OF VIRGINIA THAT THE COURTS OF THE COMMONWEALTH TAKE "REASONABLE STEPS TO MINIMIZE THE RISK OF THE SPREAD OF COVID-19," THE COURT ISSUES THE FOLLOWING ORDER, EFFECTIVE IMMEDIATELY:

ALL PERSONS ENTERING THE COURTHOUSE MUST WEAR A FACE COVERING THAT COVERS THE NOSE AND MOUTH. THIS INCLUDES JUDGES, ATTORNEYS, DEPUTY SHERIFFS, COURT REPORTERS, EMPLOYEES, MEMBERS OF THE PUBLIC, CONTRACTORS, AND ALL OTHERS WHO WORK IN OR VISIT THE COURTHOUSE. THE FACE COVERING MUST BE WORN AT ALL TIMES WITHIN THE COURTHOUSE, INCLUDING COURTROOMS, ELEVATORS, PUBLIC AND PRIVATE CORRIDORS AND ANY OTHER SHARED SPACES. EMPLOYEES MAY REMOVE THEIR FACE MASK IN THEIR WORK AREA IF THEY ARE ABLE TO MAINTAIN SOCIAL DISTANCING FROM OTHER INDIVIDUALS. WITHIN A COURTROOM, THE PRESIDING JUDGE MAY AUTHORIZE REMOVAL OF A FACE COVERING IN ORDER TO FACILITATE A PROCEEDING AS LONG AS SOCIAL DISTANCING CAN BE MAINTAINED. INDIVIDUALS WITHOUT FACE COVERINGS WILL NOT BE PERMITTED TO ENTER THE COURTHOUSE AND INDIVIDUALS WHO DO NOT CONTINUOUSLY WEAR THEIR FACE COVERING WHILE IN THE COURTHOUSE AS REQUIRED BY THIS ORDER WILL BE SUBJECT TO REMOVAL FROM THE COURTHOUSE.

AS RECOMMENDED BY THE VIRGINIA DEPARTMENT OF HEALTH, THIS ORDER DOES NOT APPLY TO CHILDREN UNDER TWO, OR INDIVIDUALS WHO HAVE DIFFICULTY BREATHING, OR WHO CANNOT REMOVE A FACE COVERING WITHOUT HELP, OR HAVE OTHER MEDICAL ISSUES THAT MAKE THE WEARING OF A FACE COVERING UNSAFE.

THIS ORDER SHALL REMAIN IN EFFECT UNTIL FURTHER ORDER OF THE COURT.

SO ORDERED, THIS 18TH DAY OF MAY 2020.


CHIEF JUDGE BRUCE D. WHITE, 19TH JUDICIAL CIRCUIT

Fairfax County Circuit Court First Transition Plan

Pursuant to the Supreme Court of Virginia's "Fourth Order Modifying and Extending Declaration of Judicial Emergency in Response to Covid-19 Emergency," as amended, the Circuit Court of Fairfax adopts this First Transition Plan.

For cases currently on the docket between May 18, 2020 and June 1, 2020, the parties must contact Calendar Control to determine whether those cases will be continued or permitted to go forward.

I. Civil Cases

Starting June 1, 2020, the Court will hear presently scheduled motions and trials, and any new, properly noticed matters, via video or teleconference ("Remote Hearings"). All hearings shall be Remote Hearings, absent leave of Court for good cause shown. The consent of all parties for a Remote Hearing is not required.

The following items enjoy docketing priority: Petitions for protective orders, child custody or protection cases (emergencies take priority), civil commitment hearings, petitions for temporary injunctive relief, proceedings related to emergency protection of elderly or vulnerable persons, petitions for appointment of a guardian or conservator, proceedings necessary to safeguard applicable constitutional protections, rules to show cause, and matters deemed an emergency by the Court.

The Court may need to *sua sponte* continue motions and trials at the last moment pursuant to its own triage process necessary to accommodate priorities, or in the interest of public safety.

Trials are limited to matters lasting two days or less until further notice.

Presently scheduled motions and trials for June through July 2020, that do not conform with this policy must be reset at Calendar Control.

A. Calendar Control

The Court continues its 8:30 a.m. and 3:30 p.m. Calendar Control process for emergencies, scheduling, and requests for leave to appear in-person. All

Calendar Control is conducted by telephone. There is no in-person Calendar Control option.

B. Civil Motions

The Court resumes its Friday civil non-evidentiary motions practice, including pendente lite and rules to show cause. (They will no longer be heard on Thursdays.) When assigned to a judge, the judge will segment the docket for Remote Hearings.

Civil evidentiary motions may be scheduled Mondays through Thursdays through Calendar Control.

All motions will be initially scheduled to begin at 10:00 a.m. Each presiding judge will organize the assigned docket and will set and announce each motion for a time certain throughout the day.

Parties may continue to request rulings on any motion based only on filed briefs by waiving oral argument and notifying the Court of this preference.

C. Civil Trials

1. Jury Trials

No jury trials will occur until further notice. They may be scheduled for dates starting August 3, 2020. However, the Court may further postpone jury trials consistent with the then-state of the judicial emergency. Parties with cases scheduled for jury trials prior to August 3, 2020, must reschedule the trial through Calendar Control unless all parties agree to a bench trial of no more than two days.

2. Bench Trials

Bench trials currently scheduled in June through July 2020, set for two days or less, remain scheduled, as Remote Hearings, absent notice from the Court to the contrary. New matters may be scheduled through Calendar Control to be heard Mondays through Thursdays at the discretion of the Court.

II. Criminal Cases

All criminal hearings will be initially scheduled to begin at 10:00 a.m. Each presiding judge will organize the assigned docket and will set and announce each motion for a time certain throughout the day.

A. Criminal Motions

The Court resumes its Friday criminal motions practice. Motions will be conducted by Remote Hearing, absent leave of Court.

B. Criminal Pleas

Pleas for felonies and Class 1 and 2 misdemeanors may be scheduled for hearings Mondays through Thursdays through Calendar Control. Defendants not in custody must appear in-person. Defendants in custody will appear remotely. Counsel, witnesses, interpreters, court reporters, victim witness services personnel, and probation officers may appear remotely.

Agreed dispositions for pleas to traffic infraction appeals and Class 3 and 4 misdemeanors appeals may be submitted to the Court in writing for consideration of and entry of the disposition. Pleas without agreed dispositions must be scheduled for hearings Mondays through Thursdays through Calendar Control.

C. Sentencings/Revocations

Currently scheduled sentencing and revocation hearings will proceed. Defendants must appear in person, unless in custody. Defendants in custody will appear remotely. Counsel, victims, witnesses, interpreters, court reporters, victim witness services personnel, and probation officers may appear remotely.

D. Criminal Jury Trials

No jury trials will occur until further notice. They may be scheduled for trial dates starting August 3, 2020. However, the Court may further postpone jury trials consistent with the then-state of the judicial emergency. Parties with cases scheduled for trial by jury prior to August 3, 2020, must reschedule the trial through Calendar Control.

E. Criminal Bench Trials

Felony and Class 1 and 2 misdemeanor criminal bench trials shall enjoy primary priority on the Court's docket. Currently scheduled bench trials lasting two days or less may proceed. All other matters must be rescheduled through Calendar Control.

Misdemeanor appeals of Class 3 and 4 misdemeanors, plus traffic offense appeals, must be continued to a date after August 3, 2020, through Calendar Control.

III. Facilities

A. Courthouse Access

No parties or witnesses for a scheduled Remote Hearing may appear in-person at the Courthouse, without leave of Court.

B. Health and Social Distancing

By Order entered this day, the Court required face coverings to enter and remain in the Courthouse, including within courtrooms. In addition, all persons in the Courthouse must maintain six-foot social distancing from all other persons at all times, subject to exceptions for security and other approved reasons.

The presiding judge may, in the interest of public safety, limit the number of persons in the courtroom.

Dated: May 18, 2020

Approved


Chief Judge Bruce D. White

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

**IN RE: PUBLIC NOTICE OF COVID-19)
RELATED COURTHOUSE-ENTRY)
SCREENING TO BE CONDUCTED DURING)
DECLARED JUDICIAL EMERGENCY)**

CM 2020-48700

ORDER

Pursuant to Virginia Supreme Court Declaration of Judicial Emergency, dated March 16, 2020 and as extended March 27, 2020 and April 22, 2020, the Court hereby ORDERS AND DIRECTS the Fairfax Sheriff to post the following NOTICE at all public entrances to the Fairfax Courthouse, and to post the NOTICE on its website, and to implement the procedures set out therein, to wit:

NOTICE

Effective April 27, 2020

In an effort to further mitigate the exposure of all Courthouse users to the COVID-19 virus, effective Monday, April 27, 2020, the Fairfax Sheriff's Office is authorized to interview and, if necessary, take the temperature of all individuals entering the front entrance at the Courthouse.

The interview will be to determine whether any individual entering the courthouse has experienced COVID-19 symptoms in the last 14 days, has been in close contact with anyone who has shown signs or symptoms of COVID-19 or has been in close contact with anyone who has tested positive for COVID-19 in the last 14 days.

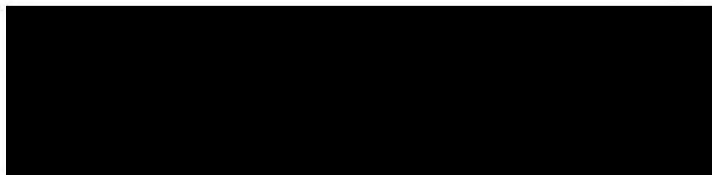
This non-invasive screening process may be conducted with temperature-reading devices available to the Sheriff, at the time of screening. No record of the results of a real-time screen will be captured or maintained. If an individual's temperature reads 100.4 degrees Fahrenheit or above, access into the building will be denied.

Any individual who declines to be interviewed, or to have their temperature taken, will be denied entry to the Fairfax Courthouse. Individuals who are denied entry may call the Circuit Court Judges'

Chambers at 703-246-2221, The General District Court Clerk's Office at 703-3764, or the Juvenile & Domestic Relations District Court Clerk's Office at 703-246-3015 to make arrangements to have their case continued or other accommodation, as appropriate.

The Clerk of the Fairfax Circuit Court, the Clerk of the General District Court, and the Clerk of the Juvenile & Domestic Relations District Court are hereby ORDERED to post this ORDER on their websites, as soon as is practicable.

ENTERED APRIL 24, 2020.

A large black rectangular redaction box covering the signature of the Chief Judge.

CHIEF JUDGE BRUCE D. WHITE

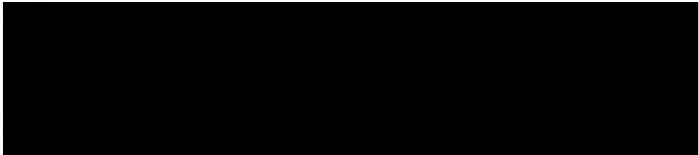
VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

In accordance with the of the March 16, 2020 Order of the Supreme Court of Virginia declaring a Judicial Emergency and consistent with the Updated and Amended Memorandum of this Court setting out a COVID-19 Contingency/Action Plan with court Ordered procedures, it hereby

ORDERED that the UPDATED AND AMENDED MEMORANDUM OF THE COVID-19 CONTINGENCY/ACTION PLAN of this Court of March 16, 2020 and the previous memorandum and policy changes with regards to continuances be and hereby are Ordered into effect.

Entered: March 16, 2020.



Bruce D. White, Chief Judge

Supreme Court of Virginia

IN RE: ORDER DECLARING A JUDICIAL EMERGENCY IN RESPONSE TO COVID-19 EMERGENCY

On March 12, 2020, Governor Northam entered Executive Order Number Fifty-One (2020) Declaration of a State of Emergency Due to Novel Coronavirus COVID-19. The Governor noted that the Virginia Department of Health (VDH) has been working with local, state, and federal officials, healthcare and emergency management experts, and various state agencies to form a COVID-19 Taskforce to prepare for and respond to this threat, and that, given recent confirmed occurrences of COVID-19 within the Commonwealth and in neighboring states, as well as information from the Centers for Disease Control and Prevention, it is anticipated that the disease will spread. A state of emergency exists in the Commonwealth of Virginia and efforts of the executive branch are underway to continue to prepare and coordinate its response to the potential spread of COVID-19, a communicable disease of public health threat. This state of emergency became effective March 12, 2020, and is to remain in full force and in effect until June 10, 2020, unless sooner amended or rescinded by further executive order.

On March 13, 2020, the Governor advised that “if you have not already, please continue to review your [Continuity of Operations or] COOP plan. It is critical that you think about essential functions as they relate specifically to the COVID-19 event.” Many courts are actively doing so and court users and the public may access information on courts’ responses to the COVID-19 emergency online at: <http://www.vacourts.gov/>. All judges and clerks may access resources and information via the Court’s intranet site at: <http://oesinet/>. Courts that have not already done so, should review their continuity of operations plan and consult remotely with local stakeholders.

In 2010, the Supreme Court of Virginia’s Pandemic Flu Preparedness Commission issued the Pandemic Influenza Bench Book for Virginia’s Court System and it has been available since then to the public and court personnel via the Court’s web site at: <http://www.vacourts.gov/programs/pfp/benchbook.pdf>. It was revised in 2017, and most recently was specifically referenced in emails sent to all judges and clerks by the Executive Secretary on February 26 and March 11, 2020, with information for all courts to use in addressing the current COVID-19 emergency.

On Sunday March 15, 2020, Governor Northam announced a statewide ban on all events over 100 people. In light of the foregoing and the Chief Justice having received today, March 16, 2020, a request from the Governor for a declaration of a judicial emergency in all district and circuit courts of the Commonwealth of Virginia, pursuant to Va. Code § 17.1-330, this Order declaring a judicial emergency is hereby issued for all district and circuit courts of the Commonwealth to protect the health and safety of court employees, litigants, judges, and the general public. This Order shall be in effect from today, Monday, March 16, to Monday, April 6, 2020, and it is hereby ORDERED that NON-ESSENTIAL, NON-EMERGENCY court

proceedings in all circuit and district courts be and hereby are SUSPENDED and all deadlines are hereby tolled and extended, pursuant to Va. Code § 17.1-330(D), for a period of twenty-one (21) days, and all circuit and district courts shall implement the following measures absent a specific exception as listed below:

1. Continue all civil, traffic and criminal matters, including jury trials, subject to a defendant's right to a speedy trial, with the exception of emergency matters, including but not limited to, quarantine or isolation matters, arraignments, bail reviews, protective order cases, emergency child custody or protection cases, and civil commitment hearings. Judges may exercise their discretion with regard to proceeding with ongoing jury trials, and in cases where the defendant is incarcerated.
2. Continue all ceremonies, such as juvenile licensing ceremonies.
3. Limit courtroom attendance to attorneys, parties, and necessary witnesses and members of the press in any matters that cannot be continued.
4. Issue summonses in lieu of a capias for failure to appear.
5. For jury trials that cannot be continued, excuse or postpone jury service for jurors who are ill, caring for someone who is ill, or in a high-risk category as defined by the Center for Disease Control (CDC).
6. Suspend new juror orientations.
7. Require attorneys to use e-Filing if available.
8. Require individuals with legitimate court business who are ill, caring for someone who is ill, or is otherwise in a high-risk category, as defined by the Center for Disease Control (CDC), to call the local clerk of court or other appropriate court personnel to request an appropriate accommodation.
9. Consult with the locality, including the sheriff, about posting signage at all public entry points advising individuals not to enter the building if they have:
 - a. visited China, Iran, South Korea, any European countries, or any other high-risk countries identified by the CDC in the previous 14 days;
 - b. traveled domestically within the United States where COVID-19 has sustained widespread community transmission;
 - c. been asked to quarantine, isolate, or self-monitor by any doctor, hospital, or health agency;
 - d. been diagnosed with, or have had contact with anyone who has been diagnosed with, COVID-19;

e. a fever, cough, or shortness of breath; or

f. resided with or been in close contact with any person in the above-mentioned categories.

Individuals attempting to enter the court in violation of these protocols may be denied entrance by a bailiff or court security officer, and may be directed to contact the clerk's office by telephone or other remote means to inform the clerk of their business before the court so as to receive further instruction regarding alternate arrangements for court access.

10. Consult with the sheriff and/or bailiffs to prohibit individuals or groups from congregating anywhere in the courthouse, and to require social distancing throughout the courthouse, including inside the courtroom.

11. Use telephonic or video technology, as provided in the Code of Virginia, for all necessary hearings, trials, or other matters, including arraignments.

Nothing in this Order shall preclude the chief district and chief circuit judges from implementing additional local policies as needed. Except as provided in this order, to the extent possible, the courts and clerks' offices shall remain operational and provide essential services while balancing the health and safety needs of court visitors and personnel. This Order shall be effective from March 16, 2020, to April 6, 2020. This Order may be extended for additional periods not to exceed 21 calendar days or for the duration of the threat, by a majority of the justices of the Supreme Court to mitigate the risks potential spread of COVID-19.



(SEAL)

Donald W. Lemons
Chief Justice of the Supreme Court of Virginia

VIRGINIA'S 19TH JUDICIAL CIRCUIT

March 16, 2020

To: The Honorable Lisa A. Mayne,
Chief Judge, Fairfax County General District Court
The Honorable Todd G. Petit,
Chief Judge, Fairfax County Juvenile & Domestic Relations Court
The Honorable John T. Frey, Clerk of the Circuit Court
The Honorable Stephen Descano, Commonwealth's Attorney
The Honorable Stacey A. Kincaid, Sheriff
Dawn Butorac, Esq., Public Defenders Office
The Fairfax Bar Association
The General Public

UPDATED AND AMENDED

MEMORANDUM

COVID-19 CONTINGENCY/ACTION PLAN

FAIRFAX COUNTY CIRCUIT COURT ORDERED PROCEDURES

Consistent with the Chief Justice of the Supreme Court of Virginia's Order Declaring a Judicial Emergency, and the Circuit Court of Fairfax County's Pandemic Policy Procedures, the following are the Circuit Court's revised procedures **effective March 17, 2020** until further notice or revision:

- I. For the next thirty (30) days, the Circuit Court will only be hearing criminal arraignments; criminal bond motions and criminal and civil emergency motions as outlined below.

A. CIVIL:

1. All civil jury trials are suspended for the next thirty (30) days through April 17, 2020. These cases will be set for status/term day on May 26, 2020 at 10:00 a.m., unless the parties agree to appear telephonically and set a new trial date in calendar control.
2. All civil bench trials are suspended for the next thirty (30) days. These cases will be set for status/term day on May 26, 2020 at 10:00 a.m., unless the

parties agree to appear telephonically and set a new trial date in calendar control.

3. All Friday Motions Practice are suspended through April 17, 2020, except those emergency matters set by calendar control order.
4. All calendar control matters are to be heard telephonically.
5. The current civil term day docket is continued from March 23, 2020 to May 26, 2020 at 10:00 a.m.

B. CRIMINAL:

1. All criminal trials, both jury and bench, are suspended for the next thirty (30) days through April 17, 2020. These cases will be set for status on the criminal term day docket on May 21, 2020 at 10:00 a.m., unless the parties agree to appear telephonically and set a new trial date in calendar control.
2. All criminal motions are suspended through April 17, 2020, with the exception of bond motions and arraignments which will be heard on a daily basis.
3. The criminal term day set for Thursday March 19, 2020 will go forward as to matters that were indicted by the Grand Jury sitting on March 16, 2020. Counsel may appear by telephone, and the newly indicted Defendants need not appear in person if they have counsel.
4. Parties having emergency matters may appear telephonically in calendar control for a judge's ruling.

"Emergency matters" include, but are not limited to:

Quarantine or isolation matters
Arraignments
Bail Review
Protective Order Cases
Emergency Child Custody and Protection Cases
Civil Commitment Hearings.

COVID-19 UPDATE FROM CIRCUIT COURT OF FAIRFAX COUNTY

The Chief Judge of Fairfax Circuit Court has announced the following modifications in the Court's docket as a temporary precaution in light of current events. These modifications are as follows:

- Effective immediately, all civil trial juries will be suspended for at least the next month. If you currently have a civil jury trial scheduled between now and April 17, 2020, please contact Calendar Control at 703-246-2221 to reschedule the trial. The Circuit Court will continue to conduct civil bench trials during this period. Civil jury trials, with the agreement of all parties, may be converted at Calendar Control to a bench trial and heard during this time frame.
- All other dockets – including Friday civil and criminal motions dockets – will continue as scheduled. However, liberal continuances will be granted on a case-by-case basis for both civil and criminal trials at Calendar Control.
- If counsel or a party or a witness is ill, they should contact Calendar Control to reschedule their matter.
- If you have been summoned for jury service, and are ill, please contact the Jury Management Office at 703-246-2292.

The Circuit Court is taking these measures in order to limit the number of people who must come to the Courthouse during this challenging time. As a precaution, the Court would recommend that you not come to the Courthouse unless circumstances require you to do so.

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

ORDER

IT APPEARING TO THE COURT that the following items should be banned from the Fairfax County Courthouse Premises in the interest of public safety:

1. Cameras
2. Mace or pepper spray
3. Guns
4. Knives
5. Scissors
6. Razors
7. Audio or Video Recording Devices
8. Glass
9. Aerosol Products
10. Any other items deemed a security threat by security staff; and


IT IS THEREFORE, ORDERED, ADJUDGED and DECREED that the items listed above are hereby banned from the Fairfax County Courthouse Premises; and

IT IS FURTHER ORDERED that prior to entering the Fairfax County Courthouse Premises members of the public shall be afforded the opportunity to secure any items listed above in their vehicles; and

IT IS FURTHER ORDERED that any of the above items that are brought into the Fairfax County Courthouse Premises by members of the public shall be forfeited to the Fairfax County Sheriff's Office for Destruction.

IT IS FURTHER ORDERED signage shall be posted consistent with this order outside of the Fairfax County Courthouse entrances to alert the public prior to entry into the premises.

ENTERED this 6th day of March 2020.


BRUCE D. WHITE
CHIEF JUDGE
FAIRFAX COUNTY CIRCUIT COURT

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: PHOTOGRAPHY AND FILMING IN)	
THE OFFICE OF THE FAIRFAX COUNTY	)	CM-2020-48700
COMMONWEALTH ATTORNEY,)	
STEVE DESCANO)	

ORDER

IT APPEARING to the Court that Commonwealth Attorney, Steve Descano, has requested authorization to allow photography and filming in the Office of the Commonwealth Attorney; it is therefore

ORDERED that Steve Descano is authorized to allow photography and filming in his office located in the Office of the Commonwealth Attorney during his term as Commonwealth Attorney for Fairfax County. Mr. Descano, or a senior member of his staff, will be present at all times when photography or filming is taking place.

ENTERED this 8th day of January 2020.



BRUCE D. WHITE, Chief Judge

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

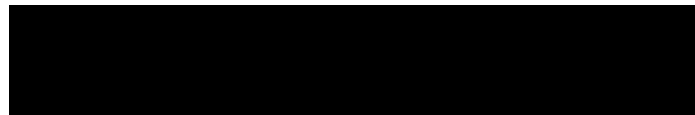
**IN RE: FILMING IN THE HISTORIC)
COURTHOUSE AND HISTORIC)
RECORDS CENTER RELATED TO)
COMMUNITY EVENTS AND)
PROGRAMMING)**

CM 2020-48700

ORDER

IT APPEARING to the Court that the Fairfax Circuit Court engages in outreach with the Fairfax community at various events throughout the year and IT FURTHER APPEARING that the history of Fairfax is of great interest to the community, all events scheduled to occur in the Fairfax Circuit Court's Historic Courthouse and Historic Records Center related to official community outreach in 2020 are hereby ALLOWED to be photographed and video-filmed.

ENTERED January 8, 2020.



CHIEF JUDGE BRUCE D. WHITE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

**IN RE: AUTHORIZATION OF)
CLERK OF COURT, THROUGH HIS)
DEPUTY CLERKS, TO ESTABLISH)
AND APPROVE INDIVIDUAL)
DEFERRED, OR INSTALLMENT,)
PAYMENT AGREEMENTS)**

CM 2019-48700

ORDER

Pursuant to §19.2-354(A) of the Code of Virginia, as amended, the Clerk of the Circuit Court, through his designated Deputy Clerks, is hereby authorized to establish and approve the re-establishment of individual deferred, or installment, court fines and costs payment agreements, as petitioned for, by any Defendant.

ENTERED this 27th day of November, 2019.



BRUCE D. WHITE, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: EMERGENCY CLOSING OF)
FAIRFAX COUNTY HISTORIC) CM-2019-48700
COURTHOUSE BUILDING)
AT 12:30 P.M. ON)
AUGUST 21, 2019)

ORDER

Pursuant to §17.1-207(3) of the Code of Virginia, as amended, that the undersigned judge finds that on August 21, 2019 at 12:30 p.m., a failure with the Historic Courthouse building's heating and air conditioning unit exists under which the operation of all activities in the Historic Courthouse building poses a threat to the health and safety of members of the general public and staff who are visiting or using the Historic Courthouse building; it is therefore

ORDERED that the Fairfax County Historic Courthouse building shall be closed beginning at 12:30 p.m. on August 21, 2019 and remain closed until repairs have been completed.

ENTERED this 21st day of August 2019.


BRUCE D. WHITE, Chief Judge

V I R G I N I A :

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: CIVIL COMMITMENT HEARINGS IN THE 19th JUDICIAL CIRCUIT

MODIFIED ORDER

THIS CAUSE came to be heard on the Court's own motion to review the practices and procedures employed to provide hearings for parties detained pursuant to Title 37.2, Chapter 8, Articles 1-8, and under Title 16.1 of the Code of Virginia (1950), as amended.

AND IT APPEARING to the Court that the practice of transporting patients detained under Temporary Detention Orders issued pursuant to law from the hospital to which they have been remanded following service of the Temporary Detention Order to INOVA Fairfax Hospital for hearing are no longer viable,

AND IT APPEARING to the Court that certain changes were ORDERED to be made, effective Tuesday, July 24, 2018, the date the 15 juvenile beds at INOVA Fairfax Hospital are expected to be open, or as soon thereafter as those 15 beds are opened and are accepting juvenile patients, and that those changes were made and will continue to remain in full force and effect as listed and/or amended below, and

AND IT APPEARING to the court that the Virginia Department of Behavioral Health and Developmental Services has determined that certain civil commitment hearings for respondents deemed appropriate by the Director of Crisis Care, a crisis

stabilization unit operated in the community by the Fairfax Falls Church Community Services Board to provide individuals experiencing serious psychiatric or behavioral problems a short-term residential stay with direct temporary, intensive services and supports that avert psychiatric hospitalization or institutional placement may take place at Crisis Care, it is further

ORDERED effective July 1, 2019, the prior Modified Order entered by this Court on July 6, 2018, be further modified as follows to add Crisis Care as a location where civil commitment hearings may take place at such times as required by law when one or more respondents are detained at Crisis Care in the progression as shown as modified in paragraph # 3 below:

1. Adult and Juvenile patients being held pursuant to any Temporary Detention Order or Medication Order at hospitals or mental health facilities within Fairfax County, other than Fairfax Hospital, will no longer be transported to Fairfax Hospital for the daily civil commitment hearings.
2. Patients housed at facilities outside Fairfax County who need to appear for a hearing scheduled in Fairfax County will be transported by Fairfax County Police Department, or another law-enforcement agency with which Fairfax County has an agreement, from that facility to the nearest hospital or facility at which hearings are being held that day.
3. Civil commitment hearings and medication hearings for both juveniles and adult patients will be held Monday through Friday at the following facilities, depending on patient assignment: Dominion Hospital, Northern Virginia Mental Health Institute (NVMHI), Fairfax Hospital, Crisis Care and Mount Vernon Hospital. Hearings will begin

at 7:00 a.m. at Dominion Hospital, then proceed to Fairfax Hospital, then to Crisis Care and then to NVMHI; if no patients are housed at Dominion Hospital, then the hearings will commence at the same time at Fairfax Hospital; if no patients are housed at Dominion Hospital or Fairfax Hospital, hearings will begin at NVMHI, then to Crisis Care and then proceed to INOVA Mt. Vernon Hospital. Once begun, hearings will continue at each hospital until completed.

4. Dominion Hospital, Fairfax Hospital, Crisis Care, NVMHI and Mount Vernon Hospital will each provide a room in which the hearings are held and will each provide hospital security to transport the hospital's patient to and from the hearing room, and to provide for the control and safety of the hospital's patient, and hospital security will also provide a safety and security of those present in the room in which to conduct the hearings.

5. Special Justices assigned to preside at the hearing will continue as presently scheduled, i.e., there will be one Special Justice assigned per week and who will be responsible for holding all hearings. Special Justices are to cover hearings at any of the listed facilities where patients awaiting hearing are being held, provided the assigned Respondents' attorneys, County Attorneys, parties, and witnesses are present when the hearing begins.

6. The assignment of Independent Evaluators will be made by the Community Services Board as at present.

7. The Sheriff's Office will continue to provide security for the Special Justice at these hearings, transportation for the Special Justice, and for patients committed following the hearings.

8. The County Attorney will continue to provide an attorney to represent the Community

Services Board and the petitioners at all five locations.

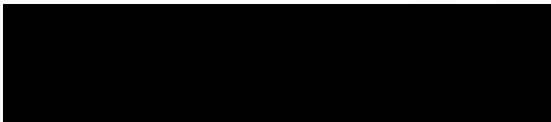
9. Effective January 6, 2020, attorneys for the patients serving on the court appointed list will be responsible for hearings at Dominion Hospital, Fairfax Hospital, Crisis Care, Northern Virginia Mental Health Institute and Mount Vernon Hospital. The General District Court will continue to supervise the attorney roster as well as post trial documentation.

10. Appointment of Guardians *ad Litem* for Juvenile patients will continue to be made by the Juvenile and Domestic Relations District Court.

11. The Magistrate will continue to provide the Special Justices, County Attorneys, patients' attorneys and independent evaluators with information regarding location where the patient is housed. No other policies or procedures currently in effect are changed by this Order.

This Order shall remain in effect until rescinded or modified by further order of this Court.

ENTERED July 2, 2019.



Bruce D. White, Chief Judge
19th Judicial Circuit of Virginia

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: CLOSING OF THE CLERK'S OFFICE)
AND THE CIRCUIT COURT OF)
FAIRFAX COUNTY ON) CM-2019-48700
FRIDAY, JULY 5, 2019,)
THURSDAY, DECEMBER 26, 2019 AND)
TUESDAY, DECEMBER 31, 2019)

ORDER

It appearing that the Committee on District Courts and the Judicial Council of Virginia have authorized the closing of state offices on Friday, July 5, 2019, Thursday, December 26, 2019 and Tuesday, December 31, 2019, in addition to the regular holiday schedule.

Pursuant to §17.1-207(A)(4) of the Code of Virginia, as amended, it is ORDERED that the Circuit Court of Fairfax County will be closed at on Friday, July 5, 2019, Thursday, December 26, 2019 and Tuesday, December 31, 2019, in addition to the regular holiday schedule, and John T. Frey, Clerk of this Court, is hereby authorized to observe the above holiday and the aforesaid day shall be the same force and effect as a legal holiday as set forth in §1-210 of the Code of Virginia, as amended.

Entered this 10th day of May 2019.



BRUCE D. WHITE, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: EMERGENCY CLOSING OF)	
FAIRFAX COUNTY CIRCUIT	)	CM-2019-48700
COURT AND THE CLERK'S)	
OFFICE ON)	
FEBRUARY 20, 2019)	

ORDER

Pursuant to §17.1-207(3) of the Code of Virginia, as amended, that the undersigned judge finds that on February 20, 2019 inclement weather existed under which the operation of the Clerk's office and the holding of Court proceedings posed a threat to the health and safety of members of the general public who would be traveling to and from the Court; it was therefore

ORDERED that on February 20, 2019, the Fairfax County Circuit Court and Courthouse were closed and John T. Frey, Clerk of this Court, was authorized to and did close the Circuit Court Clerk's Office.

ENTERED this 21st day of February, 2019.



BRUCE D. WHITE, Chief Judge

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: EMERGENCY CLOSING OF)	
FAIRFAX COUNTY CIRCUIT	)	CM-2018-48700
COURT AND THE CLERK'S)	
OFFICE ALL DAY ON)	
SEPTEMBER 5, 2018)	

ORDER

It appearing to the Court, pursuant to §17.1-207(3) of the Code of Virginia, as amended, that the undersigned judge finds that on September 5, 2018 an emergency situation existed under which the operation of the Clerk's office and the holding of Court proceedings posed a threat to the health and safety of members of the general public; it is therefore

ORDERED that on September 5, 2018, the Fairfax County Circuit Court and Courthouse were closed, and John T. Frey, Clerk of this Court, was authorized to and closed the Circuit Court Clerk's Office.

ENTERED this 6th day of September, 2018.


BRUCE D. WHITE, Chief Judge

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: EMERGENCY CLOSING OF)	
FAIRFAX COUNTY CIRCUIT	)	CM-2018-48700
COURT AND THE CLERK'S)	
OFFICE ON MARCH 21, 2018)	

ORDER

Pursuant to §17.1-207(3) of the Code of Virginia, as amended, that the undersigned judge finds that on March 21, 2018 inclement weather existed under which the operation of the Clerk's office and the holding of Court proceedings posed a threat to the health and safety of members of the general public who would be traveling to and from the Court; it was therefore

ORDERED that on March 21, 2018, the Fairfax County Circuit Court and Courthouse were closed and John T. Frey, Clerk of this Court, was authorized to and did close the Circuit Court Clerk's Office.

ENTERED this 22nd day of March, 2018.


BRUCE D. WHITE, Chief Judge

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

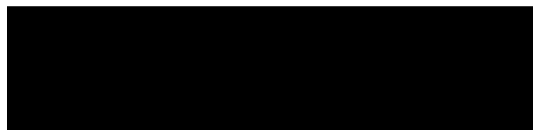
**IN RE: ALCOHOL & SAFETY ACTION)
PROGRAM FUNCTIONS AND)
CONDITIONS ON PROBATION)
STANDING ORDER)**

CM 2017-48700

ORDER

Pursuant to §18.2-271.1, §19.2-299.2, §19.2-303, and §19.2-306 of the Code of Virginia, any Defendant referred to Virginia's Alcohol Safety Action Program in the 19th Judicial Circuit who is, after consideration of an initial screening using VASAP-designated diagnostic tools and After a review of client self-reported information, arrest information and criminal history information, found by ASAP to be more than low-risk for recidivism, is hereby **ORDERED** to remain abstinent from the use of drugs (except as prescribed by a physician) and alcohol, as term of good behavior and their ASAP Probation, unless otherwise noted on the case disposition.

ENTERED this 14 th day of February, 2017



CHIEF JUDGE BRUCE D. WHITE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

**IN RE: FILMING IN THE HISTORIC)
COURTHOUSE RELATED TO)
THE COUNTY OF FAIRFAX'S 275th)
ANNIVERSARY CELEBRATION)**

CM 2017-48700

ORDER

IT APPEARING to the Court that Fairfax County will be celebrating its 275th Anniversary this year and IT FURTHER APPEARING that the history of Fairfax is of great interest to the community, all events scheduled to occur in the Fairfax Circuit Court's Historic Courthouse as part of the official Fairfax County's 275th Anniversary Celebration are hereby ALLOWED to be photographed and video-filmed.

ENTERED January 27, 2017


CHIEF JUDGE BRUCE D. WHITE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

CASE NO. CM-2017-48700

**ORDER RELATING TO RECORDING EQUIPMENT
AND PORTABLE ELECTRONIC DEVICES INSIDE THE
FAIRFAX COUNTY HISTORIC COURTHOUSE**

By my authority pursuant to Section 17.1-501 of the 1950 Code of Virginia, as amended, it is **ORDERED** as follows:

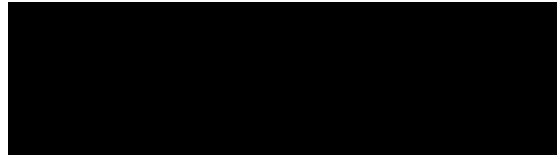
1. **PORTABLE ELECTRONIC DEVICES:** Portable personal computers, tablet computers, mobile telephones (including telephones with cameras and audio and video recording and transmission capabilities), electronic calendars, and e-book readers (hereafter, "Portable Electronic Devices") shall be permitted inside the Fairfax County Historic Courthouse, **subject to the following regulations:**
 - a. **NON-PORTABLE ELECTRONIC DEVICES:** All other cameras, video cameras, video recording equipment and recording devices that are not a portable electronic device are prohibited beyond the entry points in the Historic Courthouse, except for use in photography of weddings and tours scheduled in the Historic Courthouse. Prohibited photographic and video recording equipment may be permitted into the Historic Courthouse by prior written authorization by any active Judge of the 19th Judicial Circuit or District.

- b. **USE TO BROADCAST/TRANSMIT FROM INSIDE COURTHOUSE:** Photography, video recording, audio recording, and /or other audio or video transmission from inside the Historic Courthouse, (other than use to make or receive an audio telephone call), is strictly prohibited without written permission of the Court or other authorized officer.
- c. **USE IN COMMON AREAS:** Subject to the prohibition in the preceding paragraph, persons possessing a Portable Electronic Device may use that device while in common areas of the Historic Courthouse, such as lobbies and corridors subject to further restrictions on the time, place, and manner of such use that are appropriate to maintain safety (including pedestrian traffic, ingress and egress), security, decorum, order and the proper administration of justice.
- d. **USE IN COURTROOMS:** The use of a Portable Electronic Device inside a courtroom for any purpose is prohibited unless expressly authorized by the presiding judge. Portable Electronic Devices must remain silent at all times.
- e. **CONFISCATION OF EQUIPMENT AND EJECTION OF USER:** Persons using any Portable Electronic Device in violation of this Order may be ejected from the Historic Courthouse and/or found in contempt of court and subject to penalties as provided by law for contempt. Any Portable Electronic Device used in violation of this Order may be confiscated.
- f. **FURTHER LIMITATIONS BY JUDGES:** A judge or other authorized officer may prohibit or further restrict the possession or use of any Portable Electronic Device if it interferes with the

administration of justice, poses any threat to safety or security, or for any other reason within the sole discretion of the presiding judge or other authorized officer.

2. Nothing in this Order limits the Court's authority pursuant to Virginia Code § 19.2-266 to regulate media coverage of judicial proceedings.
3. This Order is effective January 1, 2017, and supersedes any prior order concerning these matters in the Historic Courthouse.

ENTERED this 17th day of January, 2017



v Bruce D. White, Chief Judge

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

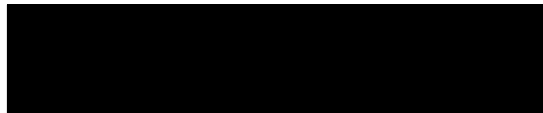
IN RE: CLOSING OF THE CLERK'S OFFICE)
AND THE CIRCUIT COURT OF) CM-2016-48700
FAIRFAX COUNTY AT NOON ON)
THURSDAY, DECEMBER 22, 2016)

ORDER

It appearing that the Committee on District Courts and the Judicial Council of Virginia have authorized the closing of state offices at noon on December 22, 2016, in addition to the regular holiday schedule.

Pursuant to §17.1-207(A)(4) of the Code of Virginia, as amended, it is ORDERED that the Circuit Court of Fairfax County will be closed at noon on Thursday, December 22, 2016, in addition to the regular holiday schedule, and John T. Frey, Clerk of this Court, is hereby authorized to observe the above holiday and the aforesaid day shall be the same force and effect as a legal holiday as set forth in §1-210 of the Code of Virginia, as amended.

Entered this 1st day of December, 2016.



BRUCE D. WHITE, CHIEF JUDGE

V I R G I N I A:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: EMERGENCY CLOSING OF)
FAIRFAX COUNTY CIRCUIT) CM-2016-48700
COURT AND THE CLERK'S)
OFFICE AT 2:30 P.M. ON)
OCTOBER 21, 2016)

ORDER

Pursuant to §17.1-207(3) of the Code of Virginia, as amended, that the undersigned judge finds that on October 21, 2016 an emergency situation existed under which the operation of the Clerk's office and the holding of Court proceedings posed a threat to the health and safety of members of the general public; it is therefore

ORDERED that on October 21, 2016 at 2:30 p.m., the Fairfax County Circuit Court and Courthouse closed and John T. Frey, Clerk of this Court, was authorized to and closed the Circuit Court Clerk's Office.

ENTERED this 24th day of October, 2016.


BRUCE D. WHITE, Chief Judge

VIRGINIA:

IN THE CIRCUIT COURT, GENERAL DISTRICT COURT, AND
JUVENILE & DOMESTIC RELATIONS COURT OF FAIRFAX COUNTY

CM-2016-48700

ORDER RELATING TO BAIL BONDSMEN

Pursuant to Virginia Code §8.01-4, the District and Circuit Courts may prescribe rules necessary to promote order and decorum, and the safe and efficient use of courthouse facilities and clerks' offices;

FURTHER, pursuant to the Department of Criminal Justice Services (DCJS) regulations regarding the conduct of bail bondsmen, specifically 6VAC20-250-260, solicitation by bail bondsmen is **strictly prohibited**, as follows:

A licensed bail bondsman shall not:

1. Solicit bail bond business or have any person solicit on his behalf by directly initiating contact with any person in court, jail, lock-up or surrounding government property.
2. Leave any type of advertising material in any court, jail, lock-up or surrounding government property.
3. Loiter by any jail or magistrate office unless there on legitimate business.
4. Refer a client or principal for whom he has posted bond to an attorney for financial profit or other consideration.

1 Cont copy to JADR & GDC 7/28/16

AND IT FURTHER APPEARING that failure to abide by the above-cited regulations prohibiting solicitation by bond bondsmen may result, and has in fact resulted, in a lack of proper decorum, order, and the safe, efficient and appropriate use of these courthouse facilities and premises;

AND IT FURTHER APPEARING that, in addition to reports of solicitation in violation of these DCJS regulations, there have also been reports of "bond-stealing", assaultive and threatening behavior, and slurs of a racial and sexual nature between bail bondsmen;

WHEREUPON, the Court has determined that the rules contained in this Order are necessary to enforce DCJS regulations prohibiting solicitation by bail bondsmen, and to further prohibit any inappropriate conduct by bail bondsmen which may result in a lack of proper order and decorum within, as well as the safe and efficient use of, the Fairfax County Public Safety Complex;

ACCORDINGLY, by the authority vested in this Court pursuant to §8.01-4, it is **HEREBY ORDERED** as follows:

1. A bail bondsman shall not solicit bail bond business or have any person solicit on his behalf by directly initiating contact with any person at the Fairfax County Public Safety Complex.
2. There will be no third-party calls initiated or arranged by bail bondsmen, nor shall bondsmen be allowed to use the "attorney call-in line".
3. A bail bondsman shall not loiter at the Fairfax County Public Safety Complex unless there on legitimate business; to include the lobby/waiting areas in the courthouse and the jail where families congregate, as well as the magistrate's office.
4. Henceforth, any bail bondsman waiting in the magistrate's office will be required to sign the sign-in sheet, establish the business they are there to conduct, and then immediately exit the magistrate's office until he/she is called by the magistrate to return.

5. White slips will no longer be accepted by the magistrates unless they are completely filled-out, and must contain the name and number of the principal and indemnitor/guarantor/co-signer (whichever is applicable) so that the magistrates can call to verify the information and determine whether any solicitation has occurred.

6. The magistrates will not issue bonds if, upon calling the principal or indemnitor/guarantor/co-signer, it is determined that prohibited solicitation has occurred.

7. Assaultive behavior, and the use of any racial or sexual threats and/or slurs, are all strictly prohibited.

8. A bail bondsman shall not leave any type of advertising material at the Fairfax County Public Safety Complex.

9. A bail bondsman shall not refer a client or principal for whom he has posted bond to an attorney for financial profit or other consideration.

10. A bail bondsman is required to visibly display the photo identification license issued by DCJS while on legitimate bonding business as the Fairfax County Public Safety Complex.

11. A bail bondsman may display an insignia or emblem that identifies his or her name and the name of his or her bail bonding company on a shirt or outermost wear while at the Fairfax County Public Safety Complex as long as the insignia or emblem is no larger than 3 x 5 inches in its entirety.

12. Any person or entity intentionally violating this Order may be found guilty of contempt, prosecuted pursuant to Va. Code §18.2-456, and punished and sanctioned accordingly. (This Order is entered with the understanding that magistrates are oftentimes tasked with multiple duties which may cause them to unintentionally overlook the enforcement of these provisions).

13. Any and all findings of contempt pursuant to this Order shall be reduced to a written Order, and a copy of such determination shall be forwarded, along with any supporting documentation, to DCJS, with a request for further action.

14. Nothing in this Order shall be deemed to prevent, or interfere with, the Fairfax County Sheriff's ability to impose additional rules and sanctions that the Sheriff may deem necessary to promote order and decorum in the Fairfax Adult Detention Center and Courthouse, as well as to maintain safety and security therein.

ENTERED THIS 22nd DAY OF July, 2016



CHIEF JUDGE BRUCE D. WHITE, CIRCUIT COURT



CHIEF JUDGE MICHAEL J. CASSIDY, GENERAL DISTRICT COURT



CHIEF JUDGE JANINE M. SAXE, JUVENILE & DOMESTIC RELATIONS COURT

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: EMERGENCY CLOSING OF)	
FAIRFAX COUNTY CIRCUIT	)	CM-2016-48700
COURT AND THE CLERK'S)	
OFFICE ON)	
JANUARY 25-26, 2016)	

ORDER

Pursuant to §17.1-207(3) of the Code of Virginia, as amended, that the undersigned judge finds that on January 25 and January 26, 2016 inclement weather existed under which the operation of the Clerk's office and the holding of Court proceedings posed a threat to the health and safety of members of the general public who would be traveling to and from the Court; it was therefore

ORDERED that on January 25 and January 26, 2016, the Fairfax County Circuit Court and Courthouse were closed and John T. Frey, Clerk of this Court, was authorized to and did close the Circuit Court Clerk's Office.

ENTERED this 27th day of January, 2016.


BRUCE D. WHITE, Chief Judge

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: EMERGENCY CLOSING OF)
FAIRFAX COUNTY CIRCUIT) CM-2016-48700
COURT AND THE CLERK'S)
OFFICE AT NOON ON)
JANUARY 22, 2016)

AMENDED ORDER

Pursuant to §17.1-207(3) of the Code of Virginia, as amended, that the undersigned judge finds that on January 21, 2016 an inclement weather situation exists under which the operation of the Clerk's office and the holding of Court proceedings poses a threat to the health and safety of members of the general public who would be traveling to and from the Court; it is therefore

ORDERED that on January 22, 2016 at noon, the Fairfax County Circuit Court and Courthouse shall be closed and John T. Frey, Clerk of this Court, is authorized to and shall close the Circuit Court Clerk's Office.

ENTERED this 22nd day of January, 2016.


BRUCE D. WHITE, Chief Judge

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

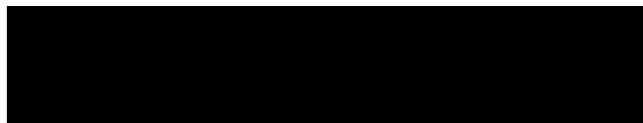
IN RE: EMERGENCY CLOSING OF)	
FAIRFAX COUNTY CIRCUIT	)	CM-2016-48700
COURT AND THE CLERK'S)	
OFFICE AT 1:30 P.M. ON)	
JANUARY 22, 2016		

ORDER

Pursuant to §17.1-207(3) of the Code of Virginia, as amended, that the undersigned judge finds that on January 21, 2016 an inclement weather situation exists under which the operation of the Clerk's office and the holding of Court proceedings poses a threat to the health and safety of members of the general public who would be traveling to and from the Court; it is therefore

ORDERED that on January 22, 2016 at 1:30 p.m., the Fairfax County Circuit Court and Courthouse shall be closed and John T. Frey, Clerk of this Court, is authorized to and shall close the Circuit Court Clerk's Office.

ENTERED this 21st day of January, 2016.



BRUCE D. WHITE, Chief Judge

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

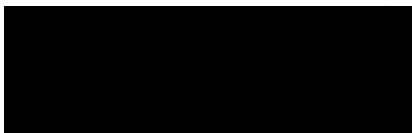
IN RE: EMERGENCY CLOSING OF)	
FAIRFAX COUNTY CIRCUIT	)	CM-2015-48700
COURT AND THE CLERK'S)	
OFFICE ON MARCH 5, 2015)	

ORDER

Pursuant to §17.1-207(3) of the Code of Virginia, as amended, that the undersigned judge finds that on March 5, 2015 inclement weather existed under which the operation of the Clerk's office and the holding of Court proceedings posed a threat to the health and safety of members of the general public who would be traveling to and from the Court; it was therefore

ORDERED that on March 5, 2015, the Fairfax County Circuit Court and Courthouse were closed and John T. Frey, Clerk of this Court, was authorized to and did close the Circuit Court Clerk's Office.

ENTERED March 13, 2015.



DENNIS J. SMITH, Chief Judge

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

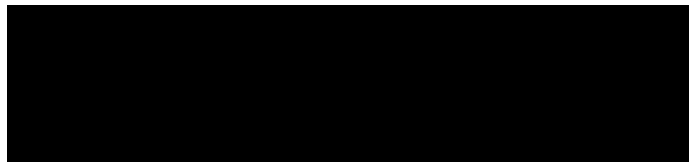
IN RE: EMERGENCY CLOSING OF)
FAIRFAX COUNTY CIRCUIT) CM-2015-48700
COURT AND THE CLERK'S)
OFFICE ON FEBRUARY 17, 2015)

ORDER

Pursuant to §17.1-207(3) of the Code of Virginia, as amended, that the undersigned judge finds that on February 17, 2015 inclement weather existed under which the operation of the Clerk's office and the holding of Court proceedings posed a threat to the health and safety of members of the general public who would be traveling to and from the Court; it was therefore

ORDERED that on February 17, 2015, the Fairfax County Circuit Court and Courthouse were closed and John T. Frey, Clerk of this Court, was authorized to and did close the Circuit Court Clerk's Office.

ENTERED this 18th day of February, 2015.



BRUCE D. WHITE, Acting Chief Judge

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

**IN RE: PROHIBITION OF
WEAPONS IN THE
THE FAIRFAX COUNTY
COURTHOUSE; SOP 704**

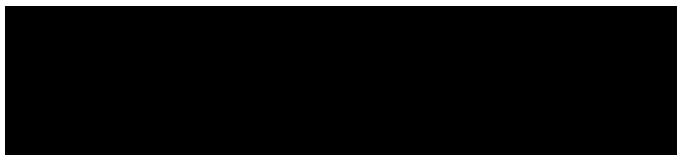
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CM 2015-48700

ORDER RELATING to SECURITY

By my authority, pursuant to Section 8.01-4 and 17.1-501 of the 1950 Code of Virginia, as amended, it is ORDERED that all weapons including but not limited to, firearms, explosives, knives, and razors, are prohibited from the Fairfax County Judicial Complex. All law enforcement officers entering into the Fairfax County Judicial Complex shall be subject to, and shall comply with, the Fairfax County Sheriff's Standard Operating Procedure #704 relating to "Weapons in the Courthouse," as amended, December 2015.

ENTERED December 10, 2015



Bruce D. White, Chief Judge

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

**IN RE: PROHIBITION OF
WEAPONS IN THE
THE FAIRFAX COUNTY
COURTHOUSE; SOP 704**

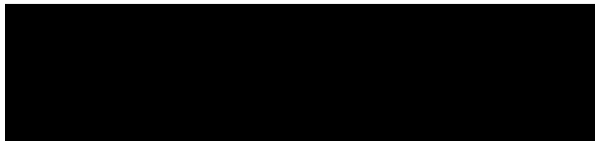
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CM 2015-48700

ORDER RELATING to SECURITY

By my authority, pursuant to Section 8.01-4 and 17.1-501 of the 1950 Code of Virginia, as amended, it is ORDERED that all weapons including but not limited to, firearms, explosives, knives, and razors, are prohibited from the Fairfax County Judicial Complex. All law enforcement officers entering into the Fairfax County Judicial Complex shall be subject to, and shall comply with, the Fairfax County Sheriff's Standard Operating Procedure #704 relating to "Weapons in the Courthouse," as amended, October 2015.

ENTERED November 18, 2015



BRUCE D. WHITE
CHIEF JUDGE, FAIRFAX CIRCUIT COURT

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: CLOSING OF CLERK'S OFFICE)
AND THE CIRCUIT COURT OF)
FAIRFAX COUNTY AT NOON ON)
WEDNESDAY, DECEMBER 31, 2014)
AND ALL DAY ON JANUARY 2, 2015)
CM-2014-48700

ORDER

It appearing that the Governor issued an order closing the Executive Branch offices at noon on December 31, 2014 and all day on January 2, 2015, in addition to the regular holiday of January 1, 2015.

Pursuant to §17.1-207(A)(4) of the Code of Virginia, as amended, it is ORDERED that the Circuit Court will be closed at noon on Wednesday, December 31, 2014 and all day on Friday, January 2, 2015, in addition to the regular holiday of Thursday, January 1, 2015, and John T. Frey, Clerk of this Court, is hereby authorized to observe the above holiday schedule and the aforesaid days shall be the same force and effect as a legal holiday as set forth in §1-210 of the Code of Virginia, as amended.

Entered November 25, 2014


DENNIS J. SMITH, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: CLOSING OF CLERK'S OFFICE)
AND THE CIRCUIT COURT OF) CM-2014-48700
FAIRFAX COUNTY ON)
NOVEMBER 26, 2014)

ORDER

It appearing that the Governor issued an order closing the Executive Branch offices all day on November 26, 2014 in addition to the regular holidays of November 27 and November 28, 2014.

Pursuant to §17.1-207(A)(4) of the Code of Virginia, as amended, it is ORDERED that the Circuit Court will be closed all day on Wednesday, November 26, 2014, in addition to the regular holidays of Thursday, November 27 and Friday, November 28, 2014, and John T. Frey, Clerk of this Court, is hereby authorized to observe the above holiday schedule and the aforesaid day shall be the same force and effect as a legal holiday as set forth in §1-210 of the Code of Virginia, as amended.

Entered November 25, 2014


DENNIS J. SMITH, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: CLOSING OF CLERK'S OFFICE)
AND THE CIRCUIT COURT OF) CM-2014-48700
FAIRFAX COUNTY ON)
DECEMBER 24, 2014)

ORDER

It appearing that the Governor issued an order closing the Executive Branch offices all day on December 24, 2014 in addition to the regular holiday of December 25 and December 26, 2014.

Pursuant to §17.1-207(A)(4) of the Code of Virginia, as amended, it is ORDERED that the Circuit Court will be closed all day on Wednesday, December 24, 2014, in addition to the regular holidays of Thursday, December 25 and Friday, December 26, 2014, and John T. Frey, Clerk of this Court, is hereby authorized to observe the above holiday schedule and the aforesaid day shall be the same force and effect as a legal holiday as set forth in §1-210 of the Code of Virginia, as amended.

Entered November 25, 2014


DENNIS J. SMITH, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: EMERGENCY CLOSING OF)
FAIRFAX COUNTY CIRCUIT) CM-2014-48700
COURT AND THE CLERK'S)
OFFICE ON MARCH 17, 2014)

ORDER

Pursuant to §17.1-207(3) of the Code of Virginia, as amended, that the undersigned judge finds that on March 17, 2014 inclement weather existed under which the operation of the Clerk's office and the holding of Court proceedings posed a threat to the health and safety of members of the general public who would be traveling to and from the Court; it was therefore

ORDERED that on March 17, 2014, the Fairfax County Circuit Court and Courthouse were closed and John T. Frey, Clerk of this Court, was authorized to and did close the Circuit Court Clerk's Office.

Entered March 21, 2014.


DENNIS J. SMITH, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: CLOSING OF CLERK'S OFFICE)
ON MONDAY, MARCH 31, 2014)
FOR ADMINISTRATIVE)
NECESSITY)

CM-2014-48700

AMENDED ORDER

It appearing to the Court that pursuant to §17.1-207(A) of the Code of Virginia, it is hereby **ORDERED** that the Circuit Court Clerk's Office shall be closed on Monday, March 31, 2014, so that the Court can update its case management system. Accordingly, the Clerk of the Court, John T. Frey, is **authorized** to close the civil and criminal counters of the Clerk's Office. The Judges' Chamber's reception area will be closed on March 31, 2014 for all purposes other than Calendar Control, which will be held 8:30-9:30 a.m. and 3:30-4:00 p.m.

Land Records, Public Services, Probate and Historic Records will be open all day on March 31, 2014. Cases currently scheduled on the Court's docket for March 31, 2014 will be heard as usual. No new trials will be scheduled for March 31, 2014, however arraignments and bond motions will be scheduled and heard.

It is further **ORDERED** that the closing of the Clerk's Office on March 31, 2014 is a necessary administrative closing, which will have the same legal force and effect as a holiday pursuant to §1-210 (B) of the Code of Virginia.

Entered March 21, 2014.


DENNIS J. SMITH, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: EMERGENCY CLOSING OF)
FAIRFAX COUNTY CIRCUIT) CM-2014-48700
COURT AND THE CLERK'S)
OFFICE ON MARCH 3, 2014)

ORDER

Pursuant to §17.1-207(3) of the Code of Virginia, as amended, that the undersigned judge finds that on March 3, 2014 inclement weather existed under which the operation of the Clerk's office and the holding of Court proceedings posed a threat to the health and safety of members of the general public who would be traveling to and from the Court; it was therefore

ORDERED that on March 3, 2014, the Fairfax County Circuit Court and Courthouse were closed and John T. Frey, Clerk of this Court, was authorized to and did close the Circuit Court Clerk's Office.

Entered March 7, 2014.


DENNIS J. SMITH, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: EMERGENCY CLOSING OF)
FAIRFAX COUNTY CIRCUIT) CM-2014-48700
COURT AND THE CLERK'S)
OFFICE ON FEBRUARY 13, 2014)

ORDER

Pursuant to §17.1-207(3) of the Code of Virginia, as amended, that the undersigned judge finds that on February 13, 2014 inclement weather existed under which the operation of the Clerk's office and the holding of Court proceedings posed a threat to the health and safety of members of the general public who would be traveling to and from the Court; it was therefore

ORDERED that on February 13, 2014, the Fairfax County Circuit Court and Courthouse were closed and John T. Frey, Clerk of this Court, was authorized to and did close the Circuit Court Clerk's Office.

Entered the 18 day of February, 2014.


JANE MARUM ROUSH, *Acting Chief Judge*

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: EMERGENCY CLOSING OF
FAIRFAX COUNTY CIRCUIT
COURT AND THE CLERK'S
OFFICE ~~AT~~ ON
JANUARY 21, 2014

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CM-2014-48700

ORDER

Pursuant to §17.1-207(3) of the Code of Virginia, as amended, that the undersigned judge finds that on January 21, 2014 inclement weather existed under which the operation of the Clerk's office and the holding of Court proceedings posed a threat to the health and safety of members of the general public who would be traveling to and from the Court; it was therefore

ORDERED that on January 21, 2014, the Fairfax County Circuit Court and Courthouse were closed and John T. Frey, Clerk of this Court, was authorized to and did close the Circuit Court Clerk's Office.

Entered the 24th day of January, 2014.


DENNIS J. SMITH, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: CLOSING OF CLERK'S OFFICE)
AND THE CIRCUIT COURT OF) CM-2013-48700
FAIRFAX COUNTY AT NOON ON)
TUESDAY DECEMBER 31, 2013)

ORDER

It appearing that the Governor issued an order closing the Executive Branch offices on December 31, 2013 at noon in addition to the regular holiday of Wednesday January 1, 2014

Pursuant to §17.1-207(A)(4) of the Code of Virginia, as amended, it is ORDERED that the Circuit Court will be closed on Tuesday, December 31, 2013 at noon, in addition to the regular holiday of Wednesday January 1, 2014, and John T. Frey, Clerk of this Court, it hereby authorized to observe the above holiday schedule and the aforesaid day, shall be the same force and effect as a legal holiday as set forth in §1-210 of the Code of Virginia, as amended.

Entered December 27, 2013


DENNIS J. SMITH, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: EMERGENCY CLOSING OF)
FAIRFAX COUNTY CIRCUIT) CM-2013-48700
COURT AND THE CLERK'S)
OFFICE AT ON)
DECEMBER 9, 2013)

ORDER

It appearing to the Court that Subsection (3) of Section 17.1-207 of the 1950 Code of Virginia, as amended, provides, in part, as follows:

"The chief judge or presiding judge of any circuit court may authorize the clerk of the court to close the clerk's office on any day when the chief judge or presiding judge determines that operation of the clerk's office, under prevailing conditions, would constitute a threat to the health and safety of the clerk's office personnel or the general public. Closing of the clerk's office pursuant to this subdivision shall have the same effect as provided in subsection B of § 1-210;

Pursuant to §17.1-207(3) of the Code of Virginia, as amended, IT IS ORDERED that the Fairfax County Circuit Court was closed from December 9, 2013 due to inclement weather emergency conditions rendering travel to and from the Courthouse too dangerous. John T. Frey, Clerk of this Court, was authorized to close the Clerk's Office December 9, 2013.

Entered Dec 13 2013


DENNIS J. SMITH, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: CLOSING OF CLERK'S OFFICE)
AND THE CIRCUIT COURT OF) CM-2013-48700
FAIRFAX COUNTY ON)
DECEMBER 24, 2013)

ORDER

It appearing that the Committee on District Courts and the Supreme Court of Virginia has authorized the closing of state offices on Tuesday, December 24, 2013, in addition to the statutory holiday schedule. It further appearing that the General District Court and the Juvenile and Domestic Relations District Court and offices will be closed Tuesday, December 24, 2013.

Pursuant to §17.1-207(A)(2) of the Code of Virginia, as amended, it is ORDERED that the Circuit Court will be closed on Tuesday, December 24, 2013, in addition to the regular holiday schedule of Wednesday, December 25, 2013. John T. Frey, Clerk of this Court, it hereby authorized to observe the above holiday schedule, and the aforesaid days shall be the same force and effect as legal holidays as set forth in §1-210 of the Code of Virginia, as amended.

Entered November 26, 2013


DENNIS J. SMITH, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: CLOSING OF CLERK'S OFFICE)
AND THE CIRCUIT COURT OF) CM-2013-48700
FAIRFAX COUNTY ON)
NOVEMBER 27, 2013 AT NOON)

ORDER

It appearing that the Committee on District Courts and the Supreme Court of Virginia has authorized the closing of state offices on Wednesday, November 27, 2013 at noon, in addition to the statutory holiday schedule. It further appearing that the General District Court and the Juvenile and Domestic Relations District Court and offices will be closed on Wednesday, November 27, 2013 at noon.

Pursuant to §17.1-207(A)(4) of the Code of Virginia, as amended, it is ORDERED that the Circuit Court will be closed on Wednesday, November 27, 2013 at noon, in addition to the regular holiday schedule of Thursday, November 28, 2013 and Friday, November 29, 2013. John T. Frey, Clerk of this Court, it hereby authorized to observe the above holiday schedule, and the aforesaid day shall be the same force and effect as a legal holiday as set forth in §1-210 of the Code of Virginia, as amended.

Entered November 26, 2013


DENNIS J. SMITH, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: CLOSING OF CLERK'S OFFICE)
& THE CIRCUIT COURT OF FAIRFAX) CM: 2013-48700
ON FRIDAY, DECEMBER 6, 2013)
FOR ADMINISTRATIVE NECESSITY)

ORDER

It appearing to the Court that pursuant to §17.1-207(A) of the Code of Virginia, it is hereby **ORDERED** that the Circuit Court shall be closed on Friday, December 6, 2013, so that the Court can update its Case Management system. Accordingly, the Clerk of Court, John T. Frey is **authorized** to close the civil and criminal counters of the Clerk's Office on Friday, December 6, 2013. However, Lands Records, Public Services, Probate and Historic Records will be open for business as usual.

As the Court will be closed on Friday, December 6, 2013, a special motions docket is hereby set for Thursday December 5, 2013 for civil motions, and criminal arraignments and motions. As a result of this rescheduling, compliance with Rule 4:15(c) with regard to the timing for filing of motions, notice of hearings and briefs is hereby waived and the following shall be the schedule for motions, notice of hearings and briefs: (1) The deadline for filing one-week motions to be heard on December 5, 2013 is Wednesday, November 27, 2013 by noon; and (2) the deadline for filing two-week motions to be heard on December 5, 2013 is Friday, November 22, 2013 by 4:00 p.m.

It is further **ORDERED** that the closing of the Court on December 6, 2013 is a necessary administrative closing, which will have the same legal force and effect as a holiday pursuant to §1-210 (B) of the Code of Virginia.

ENTERED September 23, 2013.


CHIEF JUDGE DENNIS J. SMITH

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: CLOSING OF CLERK'S OFFICE)
AND THE CIRCUIT COURT OF) CM-2013-48700
FAIRFAX COUNTY ON)
JULY 5, 2013)

ORDER

It appearing that the Committee on District Courts and the Supreme Court of Virginia has authorized the closing of state offices on Friday, July 5, 2013, in addition to the statutory holiday schedule. It further appearing that the General District Court and the Juvenile and Domestic Relations District Court and offices will be closed on Friday, July 5, 2013. It further appearing that the Fairfax County Board of Supervisors has declared Friday, July 5, 2013 a holiday for county employees.

Pursuant to §17.1-207(A)(4) of the Code of Virginia, as amended, it is ORDERED that the Circuit Court will be closed on Friday, July 5, 2013, in addition to the regular holiday schedule of Thursday, July 4, 2013. John T. Frey, Clerk of this Court, it hereby authorized to observe the above holiday schedule, and the aforesaid day shall be the same force and effect as a legal holiday as set forth in §1-210 of the Code of Virginia, as amended.

Entered July 2013.


DENNIS J. SMITH, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: EMERGENCY CLOSING OF)
FAIRFAX COUNTY CIRCUIT) CM-2013-48700
COURT AND THE CLERK'S)
OFFICE AT ON MARCH 6, 2013)

ORDER

It appearing to the Court that Subsection (3) of Section 17.1-207 of the 1950 Code of Virginia, as amended, provides, in part, as follows:

"The chief judge or presiding judge of any circuit court may authorize the clerk of the court to close the clerk's office on any day when the chief judge or presiding judge determines that operation of the clerk's office, under prevailing conditions, would constitute a threat to the health and safety of the clerk's office personnel or the general public. Closing of the clerk's office pursuant to this subdivision shall have the same effect as provided in subsection B of § 1-210;

Pursuant to Section §17.1-207(3) of the Code of Virginia, as amended, IT IS ORDERED that the Fairfax County Circuit Court was closed from March 6, 2013 due to inclement weather emergency conditions rendering travel to and from the Courthouse too dangerous. John T. Frey, Clerk of this Court, was authorized to close the Clerk's Office March 6, 2013.

Entered March 8, 2013.


DENNIS J. SMITH, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

CASE NO. CM-2012-48700

**ORDER RELATING TO RECORDING EQUIPMENT
AND PORTABLE ELECTRONIC DEVICES**

By my authority pursuant to Section 17.1-501 of the 1950 Code of Virginia, as amended, it is **ORDERED** as follows:

1. **PORTABLE ELECTRONIC DEVICES:** Portable personal computers, tablet computers, mobile telephones (including telephones with cameras and audio and video recording and transmission capabilities), electronic calendars, and e-book readers (hereafter, "Portable Electronic Devices") shall be permitted inside the Fairfax County Courthouse, **subject to the following regulations:**

- a. **NON-PORTABLE ELECTRONIC DEVICES:** All other cameras, video cameras, video recording equipment and recording devices that are not a portable electronic device are prohibited beyond the entry points in the Courthouse, except for use in photography of weddings taking place in the Courthouse as to which pre-arrangement has been made with the Sheriff. Prohibited photographic and video recording equipment may be permitted into the Courthouse by prior written authorization by any active Judge of the 19th Judicial Circuit or District.

- b. **USE TO BROADCAST/TRANSMIT FROM INSIDE COURTHOUSE:** Photography, video recording, audio recording, and /or other audio or video transmission from inside the Courthouse, (other than use to make or receive an audio telephone call), is strictly prohibited without written permission of the Court or other authorized officer.
- c. **USE IN COMMON AREAS:** Subject to the prohibition in the preceding paragraph, persons possessing a Portable Electronic Device may use that device while in common areas of the Courthouse, such as lobbies and corridors subject to further restrictions on the time, place, and manner of such use that are appropriate to maintain safety (including pedestrian traffic, ingress and egress), security, decorum, order and the proper administration of justice.
- d. **USE IN COURTROOMS:** The use of a Portable Electronic Device inside a courtroom for any purpose is prohibited unless expressly authorized by the presiding judge. Portable Electronic Devices must remain silent at all times.
- e. **JUROR USE:** Jurors may possess and use a Portable Electronic Device in the courthouse, except while in a courtroom. Jurors are strictly prohibited from using a Portable Electronic Device to conduct any research related in any way to the case on which the juror serves at any time during the juror's term of service. Jurors are prohibited from using a Portable Electronic Device to communicate about the case on which the juror serves until after the juror is excused at the end of the case.

f. CONFISCATION OF EQUIPMENT AND EJECTION OF USER:

Persons using any Portable Electronic Device in violation of this Order may be ejected from the Courthouse and/or found in contempt of court and subject to penalties as provided by law for contempt. Any Portable Electronic Device used in violation of this Order may be confiscated.

g. FURTHER LIMITATIONS BY JUDGES: A judge or other authorized officer may prohibit or further restrict the possession or use of any Portable Electronic Device if it interferes with the administration of justice, poses any threat to safety or security, or for any other reason within the sole discretion of the presiding judge or other authorized officer.

2. Nothing in this Order limits the Court's authority pursuant to Virginia Code § 19.2-266 to regulate media coverage of judicial proceedings.
3. This Order is effective January 1, 2013, and supersedes any prior order concerning these matters.

ENTERED this 4th day of December, 2012


Dennis J. Smith, Chief Judge

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: CLOSING OF CLERK'S OFFICE)
AND THE CIRCUIT COURT OF) CM-2012-48700
FAIRFAX COUNTY FROM)
8:00 A.M. UNTIL 2:00 P.M. ON)
WEDNESDAY, DECEMBER 26, 2012)

ORDER

It appearing that the Governor issued an order closing the Executive Branch offices on December 26, 2012 as an additional holiday.

Pursuant to §17.1-207(A)(4) of the Code of Virginia, as amended, it is ORDERED that the Circuit Court will be closed on Wednesday, December 26, 2012 from 8:00 a.m. until 2:00 p.m., in addition to the regular holiday schedule. John T. Frey, Clerk of this Court, is hereby authorized to observe the above holiday schedule, and the aforesaid day from 8:00 a.m. until 2:00 p.m. shall be the same force and effect as a legal holiday as set forth in §1-210 of the Code of Virginia, as amended.

Entered November 30, 2012


DENNIS J. SMITH, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: EMERGENCY CLOSING OF)
FAIRFAX COUNTY CIRCUIT) CM-2012-48700
COURT AND THE CLERK'S)
OFFICE AT ON OCTOBER 29)
AND OCTOBER 30, 2012)

ORDER

It appearing to the Court that Subsection (3) of Section 17.1-207 of the 1950 Code of Virginia, as amended, provides, in part, as follows:

"The chief judge or presiding judge of any circuit court may authorize the clerk of the court to close the clerk's office on any day when the chief judge or presiding judge determines that operation of the clerk's office, under prevailing conditions, would constitute a threat to the health and safety of the clerk's office personnel or the general public. Closing of the clerk's office pursuant to this subdivision shall have the same effect as provided in subsection B of § 1-210;

Pursuant to Section §17.1-207(3) of the Code of Virginia, as amended, IT IS ORDERED that the Fairfax County Circuit Court was closed from October 29th through October 30th, 2012 due to inclement weather emergency conditions rendering travel to and from the Courthouse too dangerous. John T. Frey, Clerk of this Court, was authorized to close the Clerk's Office from October 29th through October 30th.

Entered Nov 16, 2012


DENNIS J. SMITH, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: CLOSING OF CLERK'S OFFICE)
AND THE CIRCUIT COURT OF) CM-2012-48700
FAIRFAX COUNTY ON)
DECEMBER 31, 2012)

ORDER

It appearing that the Committee on District Courts and the Supreme Court of Virginia has authorized the closing of state offices on Monday, December 31, 2012, in addition to the statutory holiday schedule. It further appearing that the General District Court and the Juvenile and Domestic Relations District Court and offices will be closed on Monday, December 31, 2012.

Pursuant to §17.1-207(A)(4) of the Code of Virginia, as amended, it is ORDERED that the Circuit Court will be closed on Monday, December 31, 2012 in addition to the regular holiday schedule of Monday and Tuesday, December 24-25, 2012 and Tuesday, January 1, 2013. John T. Frey, Clerk of this Court, it hereby authorized to observe the above holiday schedule, and the aforesaid days shall be the same force and effect as legal holidays as set forth in §1-210 of the Code of Virginia, as amended.

Entered June 8, 2012


DENNIS J. SMITH, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: CLOSING OF CLERK'S OFFICE)
AND THE CIRCUIT COURT OF) CM-2012-48700
FAIRFAX COUNTY ON)
NOVEMBER 21, 2012 AT NOON)

ORDER

It appearing that the Committee on District Courts and the Supreme Court of Virginia has authorized the closing of state offices on Wednesday, November 21, 2012 at noon, in addition to the statutory holiday schedule. It further appearing that the General District Court and the Juvenile and Domestic Relations District Court and offices will be closed on Wednesday, November 21, 2012 at noon.

Pursuant to §17.1-207(A)(4) of the Code of Virginia, as amended, it is ORDERED that the Circuit Court will be closed on Wednesday, November 21, 2012 at noon, in addition to the regular holiday schedule of Thursday, November 22, 2012 and Friday, November 23, 2012. John T. Frey, Clerk of this Court, it hereby authorized to observe the above holiday schedule, and the aforesaid day shall be the same force and effect as a legal holiday as set forth in §1-210 of the Code of Virginia, as amended.

Entered June 8, 2012.


DENNIS J. SMITH, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: EMERGENCY CLOSING OF)
FAIRFAX COUNTY CIRCUIT) CM-2011-48700
COURT AND THE CLERK'S)
OFFICE AT 2:20 P.M. ON)
AUGUST 23, 2011)

ORDER

It appearing to the Court that Subsection (3) of Section 17.1-207 of the 1950 Code of Virginia, as amended, provides, in part, as follows:

"The chief judge or presiding judge of any circuit court may authorize the clerk of the court to close the clerk's office on any day when the chief judge or presiding judge determines that operation of the clerk's office, under prevailing conditions, would constitute a threat to the health and safety of the clerk's office personnel or the general public. Closing of the clerk's office pursuant to this subdivision shall have the same effect as provided in subsection B of § 1-210;

The Fairfax County Circuit Court was closed due to emergency conditions beyond its control. John T. Frey, Clerk of this Court, was authorized to close the Clerk's Office at 2:20 p.m. on August 23, 2011.

Entered August 24, 2011


DENNIS J. SMITH, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: EMERGENCY CLOSING OF)
FAIRFAX COUNTY CIRCUIT)
COURT AND THE CLERK'S)
OFFICE AT 10:30 A.M. ON)
AUGUST 2, 2011)

CM-
CL-2011-48700

ORDER

It appearing to the Court that Subsection (3) of Section 17.1-207 of the 1950 Code of Virginia, as amended, provides, in part, as follows:

"The chief judge or presiding judge of any circuit court may authorize the clerk of the court to close the clerk's office on any day when the chief judge or presiding judge determines that operation of the clerk's office, under prevailing conditions, would constitute a threat to the health and safety of the clerk's office personnel or the general public. Closing of the clerk's office pursuant to this subdivision shall have the same effect as provided in subsection B of § 1-210;

The Fairfax County Circuit Court was closed due to emergency conditions beyond its control. John T. Frey, Clerk of this Court, was authorized to close the Clerk's Office at 10:30 a.m. on August 2, 2011.

Entered August 3, 2011


DENNIS J. SMITH, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: CLOSING OF CLERK'S OFFICE)
AND THE CIRCUIT COURT OF)
FAIRFAX COUNTY ON)
DECEMBER 23, 2011 AND)
DECEMBER 30, 2011)

CM
CL-2011-48700

ORDER

It appearing that the Committee on District Courts and the Supreme Court of Virginia has authorized the closing of state offices on Friday, December 23, 2011 and Friday, December 30, 2011, in addition to the statutory holiday schedule. It further appearing that the General District Court and the Juvenile and Domestic Relations District Court and offices will be closed on Friday, December 23, 2011 and Friday, December 30, 2011.

Pursuant to §17.1-207(A)(4) of the Code of Virginia, as amended, it is ORDERED that the Circuit Court will be closed on Friday, December 23, 2011 and Friday, December 30, 2011 in addition to the regular holiday schedule of Monday, December 26, 2011. John T. Frey, Clerk of this Court, it hereby authorized to observe the above holiday schedule, and the aforesaid days shall be the same force and effect as legal holidays as set forth in §1-210 of the Code of Virginia, as amended.

Entered June 24, 2011


DENNIS J. SMITH, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: CLOSING OF CLERK'S OFFICE)
AND THE CIRCUIT COURT OF)
FAIRFAX COUNTY ON)
NOVEMBER 23, 2011 AT NOON)

CM
CL-2011-48700

ORDER

It appearing that the Committee on District Courts and the Supreme Court of Virginia has authorized the closing of state offices on Wednesday, November 23, 2011 at noon, in addition to the statutory holiday schedule. It further appearing that the General District Court and the Juvenile and Domestic Relations District Court and offices will be closed on Wednesday, November 23, 2011 at noon.

Pursuant to §17.1-207(A)(4) of the Code of Virginia, as amended, it is ORDERED that the Circuit Court will be closed on Wednesday, November 23, 2011 at noon, in addition to the regular holiday schedule of Thursday, November 24, 2011 and Friday, November 25, 2011. John T. Frey, Clerk of this Court, it hereby authorized to observe the above holiday schedule, and the aforesaid day shall be the same force and effect as a legal holiday as set forth in §1-210 of the Code of Virginia, as amended.

Entered June 24, 2011


DENNIS J. SMITH, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

CM-2011-48700

ORDER RELATING TO BAIL BONDSMEN

By my authority pursuant to Code of Va. §8.01-4 it is ORDERED as follows:

- 1) A bail bondsman shall not solicit bail bond business or have any person solicit on his behalf by directly initiating contact with any person at the Fairfax County Public Safety Complex.
- 2) A bail bondsman shall not leave any type of advertising material at the Fairfax County Public Safety Complex.
- 3) A bail bondsman shall not loiter at the Fairfax County Public Safety Complex unless there on legitimate business.
- 4) A bail bondsman shall not refer a client or a principal for whom he has posted bond to an attorney for financial profit or other consideration.
- 5) A bail bondsman is required to visibly display the photo identification license issued by the Department of Criminal Justice Services while on legitimate bail bonding business at the Fairfax County Public Safety Complex.
- 6) A bail bondsman may display an insignia or emblem that identifies his or her name and name of his or her company on the front of his or her shirt or outermost wear while at the Fairfax County Public Safety Complex as long as the insignia or emblem is no larger than 3 x 5 inches in its entirety.
- 7) Any person violating this order may be prosecuted pursuant to Code of Va. §18.2-456.

ENTERED THIS 24th DAY OF JUNE, 2011.


CHIEF JUDGE DENNIS J. SMITH

8/3/2011 Copy faxed to Sup Ct & COA

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

In Re: EMERGENCY CLOSING OF
FAIRFAX COUNTY CIRCUIT COURT
AND THE CLERK'S OFFICE ON
February 8 - 11, 2010

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CM.
CL2010- 48700

ORDER

It appearing to the Court that Subsection (3) of Section 17.1-207 of the 1950 Code of Virginia, as amended, provides, in part, as follows:

"The chief judge or presiding judge of any circuit court may authorize the clerk of the court to close the clerk's office on any day when the chief judge or presiding judge determines that operation of the clerk's office, under prevailing conditions, would constitute a threat to the health and safety of the clerk's office personnel or the general public. Closing of the clerk's office pursuant to this subdivision shall have the same effect as provided in subsection B of § 1-210."

Pursuant to Section §17.1-207(3) of the Code of Virginia, as amended, **IT IS ORDERED** that the Fairfax County Circuit Court was closed from February 8th thru February 11th, 2010 due to inclement weather emergency conditions beyond its control and John T. Frey, Clerk of this Court, was authorized to close the Clerk's Office from February 8th thru February 11th, 2010 and the aforesaid day shall be the same force and effect as set forth in §1-210 of the Code of Virginia, as amended.

Entered: February 12, 2010


DENNIS J. SMITH, Chief Judge
Fairfax County Circuit Court

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

In Re: EMERGENCY CLOSING OF)
FAIRFAX COUNTY CIRCUIT COURT)
AND THE CLERK'S OFFICE ON)
February 5, 2010 at 2:00 p.m.)
)

CM
CL2010- 48700

ORDER

It appearing to the Court that Subsection (3) of Section 17.1-207 of the 1950 Code of Virginia, as amended, provides, in part, as follows:

"The chief judge or presiding judge of any circuit court may authorize the clerk of the court to close the clerk's office on any day when the chief judge or presiding judge determines that operation of the clerk's office, under prevailing conditions, would constitute a threat to the health and safety of the clerk's office personnel or the general public. Closing of the clerk's office pursuant to this subdivision shall have the same effect as provided in subsection B of § 1-210."

Pursuant to Section §17.1-207(3) of the Code of Virginia, as amended, **IT IS ORDERED** that the Fairfax County Circuit Court will close at 2:00 p.m. on February 5, 2010 due to inclement weather emergency conditions beyond its control and John T. Frey, Clerk of this Court, is authorized to close the Clerk's Office on February 5, 2010 at 2:00 p.m. and the aforesaid day shall be the same force and effect as set forth in §1-210 of the Code of Virginia, as amended.

Entered: _____

Feb 5, 2010


DENNIS J. SMITH, Chief Judge
Fairfax County Circuit Court

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

**IN RE: CLOSING OF CLERK'S OFFICE)
 AND THE CIRCUIT COURT OF)
 FAIRFAX COUNTY FOR HOLIDAY)**

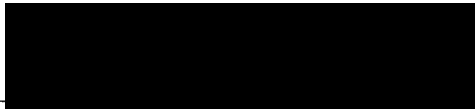
CM
CL2009-48700

ORDER

It appearing that the Governor of the State of Virginia has authorized closing state offices in addition to the statutory holiday, Circuit Court offices will be closed **Thursday December 31, 2009** in addition to the regular holiday of Friday January 1, 2010.

Pursuant to Section 17.1-207(4) of the Code of Virginia, as amended, **IT IS ORDERED** that the Circuit Court will be closed Thursday December 31, 2009 in addition to the regular holiday of Friday January 1, 2010, and John T. Frey, the Clerk of this Court, is hereby authorized to observe the above holiday schedule, and the aforesaid day shall be the same force and effect as a legal holiday as set forth in Section §1-210 of the Code of Virginia, as amended.

Entered: Dec 22, 2009.



**DENNIS J. SMITH, Chief Judge
Fairfax County Circuit Court**

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

In Re: EMERGENCY CLOSING OF
FAIRFAX COUNTY CIRCUIT COURT
AND THE CLERK'S OFFICE ON
December 21, 2009.

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CM
CL2009-48700

ORDER

It appearing to the Court that Subsection (3) of Section 17.1-207 of the 1950 Code of Virginia, as amended, provides, in part, as follows:

"The chief judge or presiding judge of any circuit court may authorize the clerk of the court to close the clerk's office on any day when the chief judge or presiding judge determines that operation of the clerk's office, under prevailing conditions, would constitute a threat to the health and safety of the clerk's office personnel or the general public. Closing of the clerk's office pursuant to this subdivision shall have the same effect as provided in subsection B of § 1-210."

Pursuant to Section §17.1-207(3) of the Code of Virginia, as amended, **IT IS ORDERED** that the Fairfax County Circuit Court was closed on December 21, 2009 due to inclement weather emergency conditions beyond its control and John T. Frey, Clerk of this Court, was authorized to close the Clerk's Office on December 21, 2009 and the aforesaid day shall be the same force and effect as set forth in §1-210 of the Code of Virginia, as amended.

Entered: Dec 22, 2009


DENNIS J. SMITH, Chief Judge
Fairfax County Circuit Court

VIRGINIA

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

**IN RE: Closing of the Clerk's Office
Circuit Court of Fairfax County
On Wednesday, December 24 and
Wednesday, December 31, 2007**

CM-2008-48700

O R D E R

It appearing that the General District Court and Juvenile and Domestic Relations District Court and offices will be closed on Wednesday, December 24, 2008, and Wednesday, December 31, 2007, it is therefore

ORDERED that pursuant to Section 17.1-207(A)(4) of the code of Virginia, as amended, that the Circuit Court will be closed on Wednesday, DECEMBER 24, 2008 AND Wednesday, DECEMBER 31, 2008. John T. Frey, Clerk of this Court, is hereby authorized to observe the above holiday schedule, and the aforesaid days shall be the same force and effect as a legal holiday as set forth in Section 1-210 of the Code of Virginia, as amended.

Entered the 22 of November 2008.


Dennis J. Smith, Chief Judge

VIRGINIA

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

**IN RE: Closing of the Clerk's Office
Circuit Court of Fairfax County
On Monday, December 24 and
Monday, December 31, 2007**

CM-2006-48700

ORDER

It appearing that the General District Court and Juvenile and Domestic Relations District Court and offices will be closed on Monday, December 24, 2007, and Monday, December 31, 2007, it is therefore

ORDERED that pursuant to Section 17.1-207(A)(4) of the code of Virginia, as amended, that the Circuit Court will be closed on MONDAY, DECEMBER 24, 2007 AND MONDAY, DECEMBER 31, 2007, in addition to the previously announced date of Tuesday, December 25, 2007 and Tuesday, January 1, 2008. John T. Frey, Clerk of this Court, is hereby authorized to observe the above holiday schedule, and the aforesaid days shall be the same force and effect as a legal holiday as set forth in Section 1-210 of the Code of Virginia, as amended.

Entered the 10th of September, 2007.


Dennis J. Smith, Chief Judge

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

In Re: EMERGENCY CLOSING) AT LAW NO. 2007-48700
OF FAIRFAX COUNTY)
CIRCUIT COURT AND THE)
CLERK'S OFFICE ON)
FEBRUARY 14, 2007)

ORDER

It appearing to the Court that Subsection (3) of Section 17.1-207 of the 1950 Code of Virginia, as amended, provides, in part, as follows:

“The chief judge or presiding judge of any circuit court may authorize the clerk of the court to close the clerk’s office on any day when the chief judge determines that operation of the clerk’s office, under prevailing conditions, would constitute a threat to the health and safety of the clerk’s office personnel or the general public. Closing of the clerk’s office pursuant to this subdivision shall have the same effect as provided in Section 1-13.3:1.”

It is therefore **ORDERED** that the Fairfax County Circuit Court be closed due to inclement weather conditions on February 14, 2007. John T. Frey, Clerk of this Court, was authorized to close the Clerks Office on February 14, 2007.

ENTERED this 15th day of February, 2007.


MICHAEL P. MCWEENY, CHIEF JUDGE

VIRGINIA

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

**IN RE: Closing of the Clerk's Office
Circuit Court of Fairfax County
On Friday, December 23, 2005
and Friday, December 30, 2005**

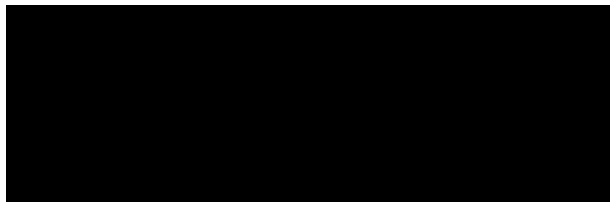
CM-2005-48700

ORDER

It appearing that the General District Court and Juvenile and Domestic Relations District Court and offices will be closed on Friday, December 23, 2005 and Friday, December 30, 2005, it is therefore

ORDERED that pursuant to Section 17-41(5) and (6) of the code of Virginia, as amended, that the Circuit Court will be closed on FRIDAY, DECEMBER 23, 2005 and FRIDAY, DECEMBER 30, 2005, in addition to the previously announced dates of Monday, December 26, 2005 and Monday, January 2, 2006, and John T. Frey, Clerk of this Court, is hereby authorized to observe the above holiday schedule, and the aforesaid day shall be the same force and effect as a legal holiday as set forth in Section 1-13.3:1 of the Code of Virginia, as amended.

Entered the 27th of October, 2005.



Michael P. McWeeny, Chief Judge

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

**IN RE: Closing of the Clerk's Office
and Circuit Court of Fairfax County AT LAW NO. 48700
on Thursday, December 23, 2004 and
Thursday, December 30, 2004**

ORDER

It appearing that the General District Court and Juvenile and Domestic Relations District Court and offices will be closed on Thursday, December 23, 2004 and Thursday, December 30, 2004, it is therefore

ORDERED that pursuant to Section 17-41(5) and (6) of the Code of Virginia, as amended, that the Circuit Court will be closed on THURSDAY, DECEMBER 23, 2004 and THURSDAY, DECEMBER 30, 2004, in addition to the previously announced dates of December 24, 2004 and December 31, 2004, and John T. Frey, the Clerk of this Court, is hereby authorized to observe the above holiday schedule, and the aforesaid day shall be the same force and effect as a legal holiday as set forth in Section 1-13.3:1 of the Code of Virginia, as amended.

Entered this 28th day of October, 2004.


Michael P. McWeeny, Chief Judge

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

In Re: EMERGENCY CLOSING OF
FAIRFAX COUNTY CIRCUIT COURT
AND THE CLERK'S OFFICE ON
SEPTEMBER 30, 2004 AT 11:00 A.M

)
)
)
)
)

AT LAW NO. 48700

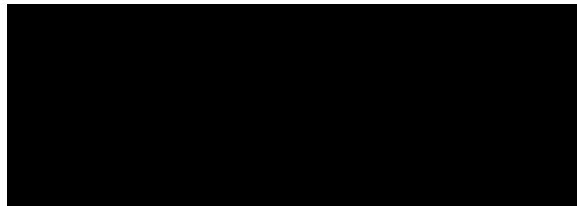
ORDER

It appearing to the Court that Subsection (3) of Section 17.1-207 of the 1950 Code of Virginia, as amended, provides, in part, as follows:

"The chief judge or presiding judge of any circuit court may authorize the clerk of the court to close the clerk's office on any day when the chief judge determines that operation of the clerk's office, under prevailing conditions, would constitute a threat to the health and safety of the clerk's office personnel or the general public. Closing of the clerk's office pursuant to this subdivision shall have the same effect as provided in Section 1-13.3:1."

The Fairfax County Circuit Court was closed due to emergency conditions beyond its control. John T. Frey, Clerk of this Court, was authorized to close the Clerk's Office on September 30, 2004, at 11 a.m.

ENTERED this 1st day of October, 2004.



MICHAEL P. MCWEENEY, CHIEF JUDGE

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

**IN RE: CLOSING OF CLERK'S OFFICE AND THE)
CIRCUIT COURT OF FAIRFAX COUNTY) At Law 48700
FOR HOLIDAYS)**

ORDER

It appearing that the Chief Justice has authorized closing Supreme Court offices in addition to the statutory holidays and the Governor of the Commonwealth has authorized closing state offices in addition to the statutory holidays, Circuit Court offices will be closed Friday, November 28, 2003, in addition to the regular holiday of Thursday, November 27, 2003; and beginning at noon on Wednesday, December 24, 2003, and Friday, December 26, 2003, in addition to the regular holiday of Thursday, December 25, 2003; and beginning at noon on Wednesday, December 31, 2003 and Friday, January 2, 2004, in addition to the regular holiday of Thursday, January 1, 2004.

Pursuant to Section 17.1-270.A(4) of the Code of Virginia, IT IS ORDERED that the Circuit Court will be closed on Friday, November 28, 2003, at noon on Wednesday, December 24, 2003, Friday, December 26, 2003, at noon on Wednesday, December 31, 2003, and Friday,

January 2, 2004, in addition to the regular holidays of Thursday,
November 27, 2003, Thursday, December 25, 2003, and January 1,
2004, and John T. Frey, the Clerk of the Circuit Court, is hereby
authorized to observe the above holiday schedule and the aforesaid days
shall be the same force and effect as a legal holiday as set forth in
Section 1-13.3:1 of the Code of Virginia, as amended.

Entered this 31st day of October, 2003.



Michael P. McWeeny, Chief Judge

VIRGINIA

IN THE CIRCUIT COURT OF FAIRFAX County of Fairfax, VA

IN RE: CLOSING OF CLERK'S OFFICE)
AND THE CIRCUIT COURT OF) AT LAW: 48700
FAIRFAX COUNTY FOR HOLIDAY)

ORDER

It appearing that the Chief Justice has authorized closing Supreme Court offices in addition to the statutory holiday, Circuit Court offices will be closed Tuesday, December 24, 2002 in addition to the regular holiday of Wednesday, December 25, 2002.

Pursuant to Section 17.1-270.A(4) of the Code of Virginia, **IT IS ORDERED THAT THE** Circuit Court will be closed Tuesday, December 24, 2002 in addition to the regular holiday of Wednesday, December 25, 2002, and John T. Frey, the Clerk of the Court, is hereby authorized to observe the above holiday schedule and the aforesaid day shall be the same force and effect as a legal holiday as set forth in Section 1-13.3:1 of the Code of Virginia, as amended.

Entered this 3rd day of December, 2002.

Michael P. McWeeny, Chief Judge

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

**IN RE: Closing of Clerk's Office
and the Circuit Court of
Fairfax County on Friday,
December 31, 1999**

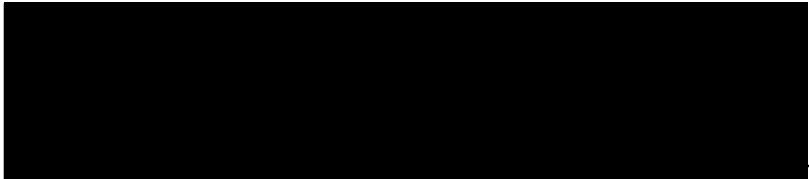
AT LAW NO. 48700

ORDER

It appearing that the Fairfax County governing body has directed that County offices will be closed on Friday, December 31, 1999, and in consideration of possible Y2K problems which may affect the operation of the Circuit Court, it is therefore

ORDERED that pursuant to Section 17-41(5) and (6) of the Code of Virginia, as amended, that the Circuit Court will be closed on **FRIDAY, DECEMBER 31, 1999**, in addition to previously announced date of January 3, 2000, and John T. Frey, the Clerk of this Court, is hereby authorized to observe the above holiday schedule, and the aforesaid day shall be the same force and effect as a legal holiday as set forth in Section 1-13.3:1 of the Code of Virginia, as amended.

Entered this 23rd day of November, 1999.


**F. Bruce Bach, Chief Judge
Fairfax County Circuit Court**

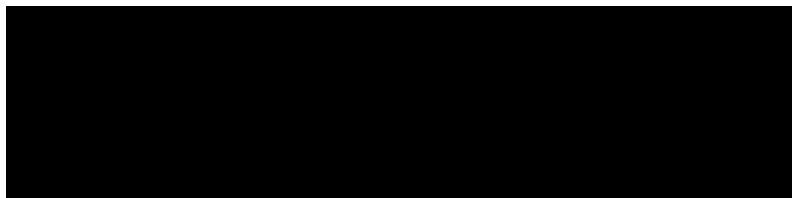
VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

ORDER RELATING TO
SECURITY SCREENING AND SEARCH

By my authority pursuant to Sections 8.01-4 and 17-116.2(b) of the 1950 Code of Virginia, as amended, it is ORDERED that any person entering the Barnard F. Jennings (Fairfax County) Judicial Center through public entrances shall be subject to entry screening and search. This screening and search includes, but is not limited to, the electronic search for weapons, explosives, or other contraband, and may be conducted upon the person, hand luggage, and other personal items. It is further ORDERED that anyone refusing to submit to entry screening and search shall be denied entry to the Barnard F. Jennings (Fairfax County) Judicial Center.

ENTERED this 25th day of January, 1996.



F. Bruce Bach, Chief Judge

VIRGINIA:

LAW, 48700

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: RULES OF COURT APPLYING TO PROFESSIONAL BONDSMEN

Section 19.2-152.1 of the Code of Virginia requires bondsmen to obtain a certificate from the judge of the Circuit Court before being licensed to do business in the County. In addition to any requirements established by the State and County, anyone acting as a bondsman within the jurisdiction of the Fairfax County Circuit Court, the Fairfax County General District Court, and the Fairfax County Juvenile and Domestic Relations Court, will comply with the following rules in order to obtain and maintain said certification.

1. Each professional bondsman shall file with the Clerk of the Circuit Court of this County, not later than the fifth day of each month, a list and description of his real estate, its true market value, and his outstanding bonds, the list of outstanding bonds to include any bonds whether written in this County or not.

2. A bondsman shall not attempt to obtain or solicit legal counsel for any person.

3. A bondsman shall not solicit business in the courthouses in this Circuit, either in or around the courtrooms or in the corridors.

4. A bondsman will not loiter in the jail, including that portion of the building occupied by the magistrate, at any time unless he/she is there to execute a bond, and shall not be permitted to interview or converse with any prisoner of the jail without the authorization of the Sheriff or one of his deputies.

Entered this 2d day of February, 1993.



CHIEF CIRCUIT COURT JUDGE

Or and that Peter B Bradley Sailor who has the care of the
of the Public Lott and property therein do provide a chain
and good pad lock for the purpose of locking down the
handle of the Pump on the Public square during the
dry season when ever he may deem it necessary for
the preservation of the said Pump and that he in
no case suffer the water during the dry seasons to be used
for the watering of Horses making bricks washing &c

July Court 1801.

The persons appointed to examine into
the Capacity, Ability & fitness of Robt.
Ratliffe, as Deputy Surveyor of this
County - made report to the Court, that he
is competent to perform the same where-
upon it is ordered that he be appoint-
ed to act as Deputy Surveyor afores.
agreeable to the Recommendation. to the
Court afores - & sworn accordingly.

David Stuart, William Payne and Nicholas
Fitzhugh Just or any two of them, are Ap-
pointed to wait on George Duncane late Clerk
of this County, and require ^{him} to proceed to bring
up the records stated to be unrecorded at
the time of his resignation, or know of him
whether he considers himself bound to
compleat the same.

Ordered that the Sheriff of this County
do provide proper fastenings for the Gates to
the Court house lot, and that he cause
Stiles to be erected at each of the Gates
for the Accomodation of those persons

July Court 1801.

having business in the said Court, and that he do not suffer the said Gates or the bouthouse door to be left open except on Court-days, or on other public days required by Law, and that he have the house kept clean, and the benches and Tables in their proper places, and that he do not suffer Negroes or other persons to play fives or any other game in the said Square

Deed and Receipt from John West and Elizabeth his Wife to John Harper Junr. was further proved by the Oath of Hugh West, which together with the Commission and return for the privy examination of the said Elizabeth wife of the John, are Ordered to be recorded —

March Court 1801.

* = Washingtons Exor. & Boggess, William Miller Sp. bail

* = Earps Admox. & Summers, George Summers Sp. bail

* = Fitzhugh & Skinner, Indgnash, Conf. according to bond
Execution to be stayed til Novemb. Court next.

* On the Motion of John Chappel Admox. of John Yeaman
dec. It is ordered that Richard Simpson, Thomas Pollard
Edward Ford, Cornelius Kinchelo & Hector Kinchelo
or any three of them do settle the Admox. Accounts
of the said deceased Smolke report

* * Then the Court adj. til to morrow & Black

* = At a Court Court held for the County of Fairfax 17. 4.
March.

James Coleman

George Minor

David Stewart

George Summers

* Ordered that William Ryne & Charles Little-Jr. do agree
with some person for planting, a certain number of
Locust Trees & other Trees in the Courthouse square
in such ornamental manner as they shall think
proper, and also to cause the Lot to be laid
down in English or other grass, and report the
to the next Low Court.

193

November 1800.

30th
July
1804

A Court continued and held for Fairfax County
the 20th day of November 1800

Present.

William Gunnell George Minor Gent. Just.
Thomas Gunnell Richard Ralcliffe

George Denale Clerk produced to the Court an account for
Expences for Criminal prosecutions amounting to \$24.50
which being examined by the Court, is allowed and
ordered to be recorded & attested to the Auditor of
Publick Accounts.

Nichols, on the pt. motion dedimus to Spue
to take the Dep^t of Benjamin Jacobs.

Matthew Lodge, produced to the Court, a ^{Licence} Certificate from
John Tyler, Archibald Stewart, & Robert White & three of
the Gentlemen Examiners of Attornies, authorizing him to
practice in the Superior & Inferior Courts of this Com-
monwealth, pursuant to which he took the several
oaths prescribed by Law.

Ordered that the Clerk of this Court, do provide a
good Stove and have the same fixed in this Courtroom
and ^{repairs} the expence of the same to the next Court
in order that the amount may be Levied in the County
levy.

Signed by William Gunnell, Jr.

September Court 1800.

xx A Bill of Sale and receipt from James Hereford to Edward Washington was proved by the Oath of John H. Manley and George Simpson and Ordered to be recorded.

x On the Motion of Benjamin Thomas Ordered to be Certified to the Auditor of Publick Accounts that he has expended the sum of £0.17.10. in removing Sybil Siltete a Lunatic, ordered by the Justices of Fairfax to be removed to the Publick Hospital at Williamsburgh.

x The last Will and Testament of Nathaniel Fitzhugh deceased was presented in Court, and the same being proved by the oaths of Richard Cleman, Benjamin Thomas, Hardage Lane, Johnstra Cleveland, Robert Jackson, and Richard Bland Lee to be in the true hand writing of the said Testator is on motion of William Lane (Esqr) ordered to be recorded.

x Ordered that William Payne Charles Little George Minor do ~~lease~~ the Courthouse Lot to be inclosed with a post and rail fence in a proper manner & to have the ground Levelled, and that they Lett the same to the ^{lowest} ~~highest~~ bidder and make report to the next Court.

Absent George Minor Gentleman

15 September 1800
William Stanhope, justice

the Act and Deed of the said Edward Blackburn, by
the Oaths of John Hunter, Timothy Barrington, and Geo:
Monroe. Witnesses thereto, and ordered to be recorded,

A Deed and Reciept from Joseph Simpson, and Anne his
wife to Thomas Ginnell, and Daniel Lewis, was further
proved as the Act and Deed of the said Joseph Simpson
by the Oaths of George Newman, and Thomas Wren. Wit:
nesses thereto, and ordered to be recorded, together with a
Commission and return thereon, of the Jrioy Examination
& acknowledgement of said Anne Simpson, to the said
Deed annexed, —

Ordered that Robert Moss, late Collector of the County
Levy, be summoned to appear at the next Court here
held, to shew Cause why he has not paid to John Bogue
and Mungo Dykes the Amount of the Court House, Com:
missioners' Order drawn on him, said Robert. —

At the Motion of Jane Payne, by Thomas Swann her Attor:
ny, an Injunction in Chancery is granted her to stay Ex:
ecution on a Judgment at Law, against her obtained by
George Summers. —

A Deed and Reciept from Jesse Daily, to John Gost was proved
to be the Act and Deed of the said Jesse Daily by the
Oaths of Mungo Dykes, and Walter Johnston. Witnesses

Jefferson, who being elected tried, and sworn well & truly to try the issue joined in this cause, brought in a Verdict in these Words - "We the Jury find for the plaintiffs the Debt in their Declaration mentioned & one penny damage - which Verdict at the said plaintiffs' motion is admitted to record - and it is thereupon considered and adjudged by the Court, that the plaintiffs do recover of the said Defendant the sum of seventeen pounds, nineteen shillings, Virginia currency, and their costs by them about their suit in this behalf expended - to be levied of the proper goods and chattles of the Defendants Testator, in his hands to be administered, if so much there be - if not then the costs aforesaid, of the proper Goods of the said Defendant - but this Judgment may be discharged by payment of the sum of Eight pounds, nineteen shillings & six pence, Virginia currency, in Gold or silver, ratings dollars at six shillings, and Gold at five shillings & four pence ~~of~~ pennyweight - (German Gold excepted) - with lawful interest thereon from the twentieth day of June in the Year One thousand seven hundred & ninety until paid, and the costs aforesaid. -

£8.19.6.4

Costs \$5 = 39⁰⁰

Ordered that the Rules be held in the Clerk's Office, on Wednesday next for the present Month, & on Wednesday in each Court-week, for the Months of April & May next -

In conformity to the Order of Court made the first day of this

3
March Court 1800.

Montgomery vs Newman, William Mitchell. Sp. bail

2
Tyler vs Newman George Newman. Sp. bail

3
Temple vs Jellin Notice Cont. till tomorrow

Buttenger vs Penneale Notice Cont. till tomorrow

Marson & Moore vs Pallards Same Order

3
Bowling vs Jellin. Same Order

4
The Justices of the County having been summoned to appear
this day for the purpose of receiving the Commissioners
report for erecting a Courthouse Goal & other Publick
buildings for the use of the County Court, having taken
the said report, into Consideration, do receive the
said buildings as erected and ordered to be recorded
and it is further Ordered that the pleas and
sittings of the said Court, when they do ^{at the end of this term} adjourn,
be adjourned to the new Courthouse on the third
Monday in April next.

5
The persons appointed to lay off ten acres of ground
round and adjoining the new Courthouse Goal &c.,
as prison rules for this County, made a report.
Whereupon It is ordered that the prison rules
of this County, be hereafter metted and bounded

March Court 1800.

As in and by the said report and Survey is laid out and described, and that the same be recorded,

Ordered that the Court House Commissioners do set apart for the use of the Clerk of this Court, so much ground adjoining the Clerks Office not exceeding half an Acre as they may think necessary for his accommodation, and that they provide proper Iron gratings for the Windows, of the present Clerks Office, and leave is granted the Clerk to keep his Office in Alexandria, until some Term next -

Hastings v. Gill & Hamilton Notice Cont. till to morrow.

Barber v. Dorsey Sub. same

Graham v. Brown same

Fairfax v. Anderson Same Order

Same v. Donaldson - Same Order






Wheatth v. Birch to recognizance Cont.

Scott v. Harper & Notice Cont. till tomorrow

Then the Court adjourned till to morrow 9 o'clock.

George Mason. and the said Elizabeth Mary Ann Barnes
Mason, does in Consideration of the premises by these presents,
release acquit, and discharge the said William Mason, Thomson
Mason John Mason and Thomas Mason, Executors of her late
Husband, George Mason and all the Children the devisees of,
the said George Mason deceased, her late Husband, to and from,
all and every right and claim, which she the said Elizabeth
Mary Ann Barnes Mason has or may have in for to dower,
or a distributive share of in or to the Estate real ~~and~~ person
-al of Her deceased Husband George Mason

Signed, Sealed and Delivered }
In presence of us -
John Morris -
Henry Suttle -
Abram B. Hooe }

W. Mason 
Thomson Mason 
J. Mason 
Thomas Mason, 
Elizth M. A. B. Mason 

At a Court, held for Fairfax County the 16th day of December
1799^m
These Articles of agreement between William Mason Thomson,
Mason, John Mason, Thomas Mason, and Elizabeth Mary Ann,
Barnes Mason, were proved to be the act and deed of the
parties by the oaths of John Morris Henry Suttle and Abram
B. Hooe Witnesses thereto, and Ordered to be recorded.

Ca:

Test



Be to
B. Ratcliff
and 1799.
This Indenture, made this twenty seventh day of
June in the year of our Lord one thousand seven Hundred
and Ninety nine, Between Richard Ratcliff and Serian
his wife of the County of Fairfax and state of Virginia of the

ONE. part and Charles Little, David Stuart, William Payne, James Wien and George Minor, of the same County and state of the other part. Whereas, by a certain Act of the assembly of state it is among other things provided that the Justices of the peace of the several Counties wherever, the same may be wanting procure a parcel of Land whereon to erect a Court house, Goal and other publick buildings necessary for holding Courts but for no other use or purpose. and by an Act lately passed the Justices of the peace for the said County and such of the Justices of the peace for the County of Loudon who should upon running the line and all within that part of the said County of Loudon by the said Act added to the said County of Fairfax are directed at the April or May Court to be held for the said County of Fairfax next succeeding the passing of the said Act to procure two Acres of Land in the most Central part of the said County including the said Addition whereupon to erect the Court House and other publick Buildings. And whereas, the said Richard Ratcliff and Serian his wife did by their Indenture bearing date the twenty second day of June one thousand seven hundred and ninety eight grant bargain and sell unto them the said, Charles Little, David Stuart, William Payne, James Wien, and George Minor and their Heirs forever a certain piece of Ground Containing four Acres which by the said Indenture is described meled and bounded. In Trust to and for the use of the Justices of the peace and other inhabitants of the said County of Fairfax to erect thereupon an house for Holding the pleas of the said County of Fairfax a Clerks

Office, for the safe Keeping of the Records and papers of the said County a goal and all and every other building and Machine, necessary for the Justices of the peace for the said County from time to time to erect for the purpose of Holding the pleas of the said County, preserving the Records and publick papers, securing and safe Keeping of prisoners and preserving good Order and the publick peace but for no other use or purpose, whatever, and also the free and undisturbed use and privilege of all the springs upon the lands of Him the said Richard Ratcliffe as by the said Indenture duly Recorded in the County Court of the said County of Fairfax Relation bearing thereunto had will more fully appear. AND whereas, some doubts have arisen from the terms of the said Trust, whether such an Estate is vested in the said Trustees for the use of the said County as in case the pleas of the said County shall at any future day be removed from thence, the Justices of the peace for the said County at the time of such removal or the said Trustees or their Heirs could make sale of the said parcel of Land and the Buildings thereupon erected at the expense of the County for the benefit of the County, for Removing which doubts, This Indenture Witnesseth, that the said Richard Ratcliffe and Serian his wife, and in Consideration of the premises and one dollar to him the said Richard Ratcliffe in hand paid at or before the sealing and delivery of these presents the receipt whereof he doth hereby acknowledge, Have, given granted Bargained sold aliened, and Confirmed and by these presents, do give grant Bargain sell alien and Confirm unto them the said Charles Little David Stuart

William Payne, James Wien, and George Minor and their
 Heirs forever all the aforesaid parcel of Land the same be-
 ing bounded as followeth to wit. Beginning at a stone
 on the north Eastwardly side of Earps Store and running
 thence south fifteen degrees west thirty two poles to a stone
 thence north seventy five degrees west twenty poles to a stone
 thence north fifteen degrees East thirty two poles to a stone
 thence south seventy five degrees East twenty poles to the Begin-
 ning and the free and undisturbed use benefit and privilege
 of all the springs upon the Lands of him the said Richard Neal
 clesse for the use and benefit of them the said Charles Little
 David Stuart William Payne James Wien and George Minor
 and all other persons resorting to the Court House of the said Coun-
 ty at all times forever hereafter intended to be erected upon the
 said piece of Land so long as the pleas of the said County
 shall be held in the said Courthouse or any other which may
 at any time hereafter be erected upon the said parcel of land
 To have and to hold, all and singular the premises with
 the appurtenances unto them the said Charles Little David Stuart
 William Payne, James Wien, and George Minor, and their Heirs
 forever In Trust to and for the use of the Justices of the peace
 for the said County of Fairfax and their Successors in office and
 the other Inhabitants of the said County of Fairfax forever and
 to and for no other use or purpose whatever. And it is hereby
 Covenanted and agreed upon by and between the said parties
 and declared to be the true intent and Meaning of these pre-
 sents, that if at any time after the Courthouse and other
 Necessary Buildings shall be erected upon the said piece

377
Of Land, the Court of the said County shall cease to be held thereupon, then in that Case it shall and May Lawfull for the said Charles Little, David Stuart, William Payne, James Wren, and George Minor, and their Heirs to sell & Dispose of the said parcel of Land and all and singular the Buildings thereupon, ^{erect} for the use and benefit of the said County and also that the said Tract or parcel of Land shall not, so long as the pleas of the said County shall be held thereupon, be applied to any other use or purpose whatever but what may be assential and necessary for the purpose of holding the said pleas and such other Acts as are incident and necessary thereto and arise thereout In Witness whereof the said Richard Ratcliffe and Serian His wife have hereunto set their hands & seals. The day and year first before mentioned.

Sealed and Delivered }

In presence of }


Mungo Dykes

Adam Longden

William Wren Junr

John Shortridge Junr

Rich^d Ratcliffe

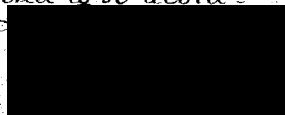


At a Court held for Fairfax County the 16th day of December, 1799.

Richard Ratcliffe acknowledged this deed to Charles Little, David Stuart, William Payne, James Wren and George Minor, to be his Act and deed which is ordered to be record-

ed.

Test








dtd.
J. Coleman
J. on note
filed -
15th Nov.
1802.

This Indenture, made the tenth day of December in the year of our Lord, one thousand seven hundred and ninety nine Between Ferdinand Fairfax of the County of

George Mason. and the said Elizabeth Mary Ann Barnes
Mason, does in Consideration of the premises by these presents,
release acquit, and discharge the said William Mason, Thomson
Mason John Mason and Thomas Mason, Executors of her late
Husband, George Mason and all the Children the devisees of,
the said George Mason deceased, her late Husband, to and from,
all and every right and claim, which she the said Elizabeth
Mary Ann Barnes Mason has or may have in for to dower,
or a distributive share of in or to the Estate real ~~and~~ person
-al of Her deceased Husband George Mason

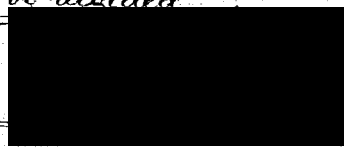
Signed, Sealed and Delivered }
In presence of us -
John Morris -
Henry Suttle -
Abram B. Hooe }

W. Mason 
Thomson Mason 
J. Mason 
Thomas Mason, 
Elizth M. A. B. Mason 

At a Court, held for Fairfax County the 16th day of December
1799^m
These Articles of agreement between William Mason Thomson,
Mason, John Mason, Thomas Mason, and Elizabeth Mary Ann,
Barnes Mason, were proved to be the act and deed of the
parties by the oaths of John Morris Henry Suttle and Abram
B. Hooe Witnesses thereto, and Ordered to be recorded

Ca:

Isk



Isk
B. Ratcliff
and 1799
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This Indenture, made this twenty seventh day of
June in the year of our Lord one thousand seven Hundred
and Ninety nine, Between Richard Ratcliff and Serian
his wife of the County of Fairfax and state of Virginia of the

ONE. part and Charles Little, David Stuart, William Payne, James Wien and George Minor, of the same County and state of the other part. Whereas, by a certain Act of the assembly of state it is among other things provided that the Justices of the peace of the several Counties wherever, the same may be wanting procure a parcel of Land whereon to erect a Court house, Goal and other publick buildings necessary for holding Courts but for no other use or purpose. and by an Act lately passed the Justices of the peace for the said County and such of the Justices of the peace for the County of Loudon who should upon running the line and all within that part of the said County of Loudon by the said Act added to the said County of Fairfax are directed at the April or May Court to be held for the said County of Fairfax next succeeding the passing of the said Act to procure two Acres of Land in the most Central part of the said County including the said Addition whereupon to erect the Court House and other publick Buildings. And whereas, the said Richard Ratcliff and Serian his wife did by their Indenture bearing date the twenty second day of June one thousand seven hundred and ninety eight grant bargain and sell unto them the said, Charles Little, David Stuart, William Payne, James Wien, and George Minor and their Heirs forever a certain piece of Ground Containing four Acres which by the said Indenture is described meled and bounded. In Trust to and for the use of the Justices of the peace and other inhabitants of the said County of Fairfax to erect thereupon an house for Holding the pleas of the said County of Fairfax a Clerks

Office, for the safe Keeping of the Records and papers of the said County a goal and all and every other building and Machine, necessary for the Justices of the peace for the said County from time to time to erect for the purpose of Holding the pleas of the said County, preserving the Records and publick papers, securing and safe Keeping of prisoners and preserving good Order and the publick peace but for no other use or purpose, whatever, and also the free and undisturbed use and privilege of all the springs upon the lands of Him the said Richard Ratcliffe as by the said Indenture duly Recorded in the County Court of the said County of Fairfax Relation bearing thereunto had will more fully appear. AND whereas, some doubts have arisen from the terms of the said Trust, whether such an Estate is vested in the said Trustees for the use of the said County as in case the pleas of the said County shall at any future day be removed from thence, the Justices of the peace for the said County at the time of such removal or the said Trustees or their Heirs could make sale of the said parcel of Land and the Buildings thereupon erected at the expense of the County for the benefit of the County, for Removing which doubts, This Indenture Witnesseth, that the said Richard Ratcliffe and Serian his wife, and in consideration of the premises and one dollar to him the said Richard Ratcliffe in hand paid at or before the sealing and delivery of these presents the receipt whereof he doth hereby acknowledge, Have, given granted Bargained sold aliened, and Confirmed and by these presents, do give grant Bargain sell alien and Confirm unto them the said Charles Little David Stuart

William Payne, James Wien, and George Minor and their
 Heirs forever all the aforesaid parcel of Land the same be-
 ing bounded as followeth to wit. Beginning at a stone
 on the north Eastwardly side of Earps Store and running
 thence south fifteen degrees west thirty two poles to a stone
 thence north seventy five degrees west twenty poles to a stone
 thence north fifteen degrees East thirty two poles to a stone
 thence south seventy five degrees East twenty poles to the Begin-
 ning and the free and undisturbed use benefit and privilege
 of all the springs upon the Lands of him the said Richard Neal
 clesse for the use and benefit of them the said Charles Little
 David Stuart William Payne James Wien and George Minor
 and all other persons resorting to the Court House of the said Coun-
 ty at all times forever hereafter intended to be erected upon the
 said piece of Land so long as the pleas of the said County
 shall be held in the said Courthouse or any other which may
 at any time hereafter be erected upon the said parcel of land
 To have and to hold, all and singular the premises with
 the appurtenances unto them the said Charles Little David Stuart
 William Payne, James Wien, and George Minor, and their Heirs
 forever In Trust to and for the use of the Justices of the peace
 for the said County of Fairfax and their Successors in office and
 the other Inhabitants of the said County of Fairfax forever and
 to and for no other use or purpose whatever. And it is hereby
 Covenanted and agreed upon by and between the said parties
 and declared to be the true intent and Meaning of these pre-
 sents, that if at any time after the Courthouse and other
 Necessary Buildings shall be erected upon the said piece

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Of Land, the Court of the said County shall cease to be held thereupon, then in that Case it shall and May Lawfull for the said Charles Little, David Stuart, William Payne, James Wren, and George Minor, and their Heirs to sell & Dispose of the said parcel of Land and all and singular the Buildings thereupon, ^{erected} for the use and benefit of the said County and also that the said Tract or parcel of Land shall not, so long as the pleas of the said County shall be held thereupon, be applied to any other use or purpose whatever but what may be assential and necessary for the purpose of holding the said pleas and such other Acts as are incident and necessary thereto and arise thereout In Witness whereof the said Richard Ratcliffe and Serian His wife have hereunto set their hands & seals. The day and year first before mentioned.

Sealed and Delivered }

In presence of . . . }


Mungo Dykes . . .

Adam Longden . . .

William Wren Junr.

John Shortridge Junr.

Rich^d Ratcliffe



At a Court held for Fairfax County the 16th day of December, 1799.

Richard Ratcliffe acknowledged this deed to Charles Little, David Stuart, William Payne, James Wren and George Minor, to be his Act and deed which is ordered to be record-

ed.

Test



dtd.
J. Coleman
J. on note
filed -
15th Nov.
1802.

This Indenture, made the tenth day of December in the year of our Lord, one thousand seven hundred and ninety nine Between Ferdinand Fairfax of the County of . . .

June Court 1798.

T. day

Ordered that the following persons be recommended to the Governor & Council as proper persons to be commissioned as Officers of the Militia of this County ~~officer~~
In the 1st Battalion

In Capt John Muncey's Company, Adam Lynn as Lieutenant in the room of Robert Little resigned and Bussit as Ensign in the room of Adam Lynn promoted.

In Capt George Walter Lindsay's Company, William Lindsay as Ensign in room of Daniel McCarty & refused to accept.

In Capt Thomas Rogers's Company, George Graham as Ensign in the room of John Hubbard refused to accept.

In Capt Charles Alexander's Company Presley Sanford as Ensign in the room of George Fennell refused to accept.

Second Battalion In Capt John Moore's Company John Adams as Lieutenant in the room of John Dabbs resigned, and Westly Adams as Ensign in the room of John Adams promoted.

Upon reconsideration of the Order of last Court appointing Commissioners to Superintend the public buildings to the use of the County, it is ordered that the Gentlemen mentioned in the said Order be and they are hereby authorized to adopt such plan for the said Buildings, as to them shall seem best, taking into consideration the best accommodations

June Court 1798.

T. day 250

of the public with the least public expense
and have the same erected accordingly.

*Mandaville & Jamison or Lingay & Hunkins, Hon
A State Special Bail*

✓ Proa 24 Baily, Enock Wards Sp. bail.

Novell vs. Ditto Same.

Abert - Charly Broadwater, Charly Little, Mrs
Payne, Reginald West, George Minor, Lucille Lee,
Elisha Dick, David Stuart and Charly
Alexander Guntz

On the motion of George M. Singay by Walter Long,
his Att^y ^{per Jurisdiction} ~~Jurisdiction~~ is granted him ^{to} stay the
Exec of a Judgment obtained against him by
Benjamin Suddoth ^{du} until the matter can
be heard in equity upon a Bill this day filed.

W. Lowant n. Hays - James Collier Sp. Paul

The Suit Trancon v. Hayes Same Order

v. Hall v. Lindsay & Hyslop. John J. Jones for the

✓ Chas & Potter, Edward Potter ^{Wm} Baker
Pres. Elisha C. Dicks

Health - Home, Recognizances Continued
 till next Court

18 June 1798
William Deneale, Justice

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May Court 1798. — 2nd day

at the next Court to show Cause why they
will not make a final Settlement of the
Estate Account of the said Mary Simpson and

Tax for County bro. for Dr. \$ 25⁰⁰ 45¹/₂
To James Campbell Clerk of Ct. 26. 0

Pres. Wm Herbert, Geo. Selpin ~~Thos. Selpin~~ Gent.
V. John Fitzgerald, Richd Conway V. E. B. Dink

Ordered that Charles Little, David Stuart
William Payne, James Wain and George Minor
be appointed Commissioners for the purpose of
letting and superintending the erection of the
necessary public buildings for the use of
Tauxem County, One on the corner of Richey
Katchee, and that they or a majority of
them shall cause to be erected one Outhouse
forty feet by thirty exclusive of the ^{with a twelve foot Porch}
with sixteen feet pitch, One great hall by
by twenty with three rooms on the first floor
and two on the second, with an addition to
the back below of a room fifteen feet by
ten, One Clerk's Office Twenty ^{four} feet by eighteen

17. May 98. — 2nd & 3rd day

to be arched or covered with Stone or Tiles, and
 one Gasler House twenty four feet by eighteen
 with Stacks, Pillory and Shipping Post
 And that the said Commissioners be authorised
 to let the building of the same to the lowest
 bidder, and to contract with such undertaker
 or undertakers for the completion of the same
 and it is ordered that they do advertise the
 time and place of letting the said Work for
 three Weeks in the Alexandria papers.

On the motion of Jas Stuart, ord^r that Richard
 Redcliffe and Philip Marteller do settle the
 account of Wm Ward due with
 the Army & make report to

At a Court held for Fairfax County the 10th
 day of June 1798.

Present

Charles Broadwater, William Payne & John Justice
 Charles Little, Roger West

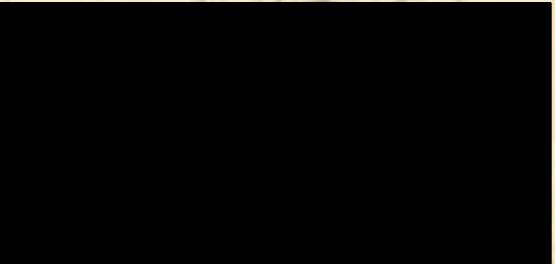
On motion of William Michie it is ordered that
 William Bailey be summoned to appear ~~at~~ before
 the Court ^{tomorrow} ~~on Saturday~~ next, to show cause

22 May 1798
 Richard Hooe, Justice

May Court 1790

1st & 2^d days ^I

Survey of Four Acres of ground, whereupon it is
ordered that the said Report be confirmed, and
that the said Richard Ratcliffe do convey the
land as the law direct^{ly} ^{together} with the privilege
of all the springs on ^{his} ~~the~~ lands, and the
free access to and from the same, and also
that the said Rich^d Ratcliffe shall covenant
to sink a proper and sufficient Well on the
said Courthouse Lot, and convey the whole
of the said Land and privilege by good and
sufficient Deed of General Warranty.



April Court 1795.

T. day

* Present Benjⁿ Dulany, William Payne,
and Thos^s Gunnell Gentlemen

Pres. R. F. Hoo^r Gentry

* Licence is granted Chas^s Jones to keep an ordinary
at Richard Wightman and John White Securities.

Pres. Benjamin Dulany Esq.

* William Herbert, Richard Conway and Jas. Keith
are appointed to settle the Guardian Account of
the Legation of John Adams and with the Quartermaster
and make report to this Court.

Pres. Wm. Fitzgibbon Esq.

* Licence is granted Capt^l Hays to keep an
Ordinary at Capt^l Hays Securities.

* Present, James Blair, David Stewart, William Payne, Thomas
Gunnell, James Hays, James Hays, Roger West, Thomas Mason,
Richard C. Ratcliff, John Jackson, George Summers,
James Hays Securities,

* And wherefore the County of Loudoun in that part
included within the County of Fairfax
James Blair, John L. Alexander, William Lane Esq. James
Blair, James Adams, William Gunnell, William Standish,
Richard Blair Securities.

* The Surveyor of Fairfax County Agreeable to a
former order of this Court having reported that he
has run a straight line from the Mouth of Sugarland
Run to Carter's mill on Bull Run agreeable to an
Act of Assembly for adding a part of the County

17 April 98

T^h day.

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* of Loudoun to the said County of Fairfax
and the several Justices Acting Justices of the
peace of the said County included within the
said line or part so added to the County of
Fairfax together with the Justices of the said
County of Fairfax having been summoned to—
Appear this day to fix on the place for holding
Court in the said County and to carry the
said Law into full Effect And a Majority
of the said Justices this day appearing or
available to said Summons proceeded to fix
on the most Central place in the said
County taking into view all circumstances
Whereupon to erect the necessary Court build-
ings; And upon Consideration being Ordered
that the said Public buildings be erected
on the Land of Richard Ratchiff at or near
the most Eligible Spot described in a plat
of the said County by the figures the said
Rich^d Ratchiff being present in Court agrees
to make a donation to the said County of
a Sufficient quantity of Land not less than
four Acres for the above purpose and untill

27
17. April. 98.

1st day

the aforesaid Publick buildings be completed
It is ordered that the Court of the said
County be held at the present Courthouse in
the Town of Alexandria, or untilt otherwise
directed.

* Benjamin Delany & George Kilpin Esqrs. are appointed to
consult with proper workmen, & report to the next Court
a plan, of the necessary buildings for the use of the said
County, with a calculation of the probable Cost and
expence of the same.

* Ordered that the parish Line be extended from
its present termination at Col. Broadwaters Mill
Run, along Lawyers road, til it intersects the
ox road, & thence along the ox road to fying
house, & thence down the said run to the present
County Line.

* Ordered that William Lane Thomas Gunnell and
Amos Fox be appointed to view the most Convenient
and practible way for a Road from Foxes Mill
to Alexandria taking into view all Circumstan-
ces resulting as well to the Publick as individually
and make a report to the next Court.

Note: Minutes accepted and signed
by Justice Charles Little - first day of
April Term 1798 (krk)