

SUMMARY OF REMOTE HEARING ELIGIBILITY

Civil Cases

<i>First Returns - Courtroom 2A</i>			
Docket Type	In Person Required?	Exceptions Permitted?	Notes
First returns	Yes	Phone, see note	Phone hearings permitted for attorneys or individuals with 5 cases or less. File the Request for Phone Hearing – 2A four (4) days before court date.
Motions for Wednesday 1:00 PM Docket	Yes	Phone, see note	Phone hearings permitted by phone on uncontested motions only with order/letter stating that the motion is uncontested. Must also file the Request for Phone Hearing – 2A four (4) days before hearing date.
<i>Trials - Courtroom 2B</i>			
Docket Type	In Person Required?	Exceptions Permitted?	Notes
Parties and Witnesses to 2B Trials	Yes	Video, see note	Must file Motion for Civil Video Hearing form along with notice to other side and have heard on Wednesday 1:00 PM Motion Docket at least 7 days before trial.
<i>Small Claims – Courtroom 2G</i>			
Docket Type	In Person Required?	Exceptions Permitted?	Notes
Small Claim Hearings	Yes	No, see note	Online Dispute Resolution is offered as a method to resolve Small Claims cases without having to come to court. In the event that Online Dispute Resolution is not successful, parties are expected to come to court on the scheduled trial date. You may file a motion to be heard on the Wednesday 1:00 PM Motion Docket to request an exception to this policy if ODR is not successful.
<i>Civil Commitment Hearings</i>			
Docket Type	In Person Required?	Exceptions Permitted?	Notes
Commitment Hearings	No	Video	Video coordinated by court – no motion required.

Criminal Cases

<i>Arraignments and Bond Motions</i>			
Docket Type	In Person Required?	Exceptions Permitted?	Notes
Arraignments from ADC	Yes, for attorneys & other parties	Yes, for defendants (by video)	Defendants will appear remotely from the ADC. Attorneys are expected to appear in person.
Arraignments of parties not in custody and Motions	Yes	No	
Bond Motions	Yes, for attorneys & other parties	Yes, for defendants (by video)	Defendants will appear remotely from the ADC. Attorneys are expected to appear in person.
<i>Preliminary Hearings</i>			
Docket Type	In Person Required?	Exceptions Permitted?	Notes
Acceptance of Plea or Waiver w/ Defendant in Fairfax ADC	Yes, for attorneys & other parties	Yes, for defendants (by video)	Defendant must sign waiver of in person appearances. See Inmate Hearing Procedure .
Continuances w/ Defendant in Fairfax ADC	Yes, for attorneys & other parties	Yes, for defendants (by video)	
Preliminary Hearings	Yes	No, see note	Attorneys must request the defendant's presence by contacting the Sheriff's Office in advance of the court date. In special circumstances, counsel may request the defendant appear by video. See Inmate Hearing Procedure .
<i>Misdemeanors</i>			
Docket Type	In Person Required?	Exceptions Permitted?	Notes
Acceptance of Plea w/ Defendant in Fairfax ADC	Yes, for attorneys & other parties	Yes, for defendants (by video)	Defendant must sign waiver of in person appearances.
Misdemeanor Trials	Yes	No	

Traffic Cases

Docket Type	In Person Required?	Exceptions Permitted?	Notes
Traffic Infractions	Yes	No, see note	In lieu of appearing in court, defendants may file a "Letter to Judge/Proof of Compliance" 2 days before the court date. See the Letter to Judge/Proof of Compliance page for more information.
Traffic Misdemeanors	Yes	No	