

IN THE COURT OF COMMON PLEAS OF BEAVER COUNTY  
PENNSYLVANIA

FILED OR ISSUED  
2020 DEC -9 AM 10:08  
MICHAEL FOSSI  
PROTHONOTARY  
BEAVER COUNTY, PA

IN RE: :  
DECLARATION OF LIMITED :  
JUDICIAL EMERGENCY IN THE :  
36<sup>th</sup> JUDICIAL DISTRICT :  
:  
:  
:

**Docket No: 10050 - 2020**  
**34 WM 2020**

**ADMINISTRATIVE ORDER**

MANCINI, P.J.

DECEMBER 8, 2020

In conjunction with this Court’s previous declaration of a temporary Judicial  
Emergency, it is hereby ORDERED as follows:

1) Criminal ARD / Plea Hearings currently scheduled for December 16, 2020

shall be conducted as follows:

- Only the attorney for the Commonwealth and the attorney for the defendant will appear in the courtroom.
- Counsel for the defendant shall communicate with the defendant prior to the scheduled hearing and complete the required colloquy; the colloquy may be signed by Counsel.
- Counsel shall advise the defendant that they are **not** to appear at the courthouse. Counsel shall have the defendant available by telephone for the hearing.
- The ARD / Plea Hearings shall be conducted by telephone communication with the defendant.
- At the conclusion of the hearing the defendant will be advised as to the date and time to report to the Adult Probation Department.
- If the plea agreement requires jail time or if it is an open plea, sentencing will be deferred to a date to be set by the Court Administrator.

- At the time of the hearing counsel shall provide an accurate current address for the defendant.
  - ARD / Plea Hearings for defendants currently in jail will continue to be conducted by video conferencing.
- 2) Defendants shall not be required to personally appear for Arraignment and Status Conference scheduled for December 16, 2020. Counsel shall appear to file the necessary paperwork and have their clients available by telephone. Arraignment will be rescheduled for a date to be determined by the Court Administrator.

BY THE COURT,



RICHARD MANCINI  
PRESIDENT JUDGE

2020 DEC - 8 P 4: 26

BY THE COURT

2020 DEC - 9 AM 10: 08

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MICHAEL ROSSI  
PROTHONOTARY  
BEAVER COUNTY, PA

IN THE COURT OF COMMON PLEAS OF BEAVER COUNTY  
PENNSYLVANIA

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2020 DEC -9 AM 10:08  
MICHAEL BOSSI  
PROTHONOTARY  
BEAVER COUNTY, PA

IN RE: :  
DECLARATION OF LIMITED :  
JUDICIAL EMERGENCY IN THE : **Docket No: 10050 - 2020**  
36<sup>th</sup> JUDICIAL DISTRICT :  
: **34 WM 2020**  
Re: CENTRAL COURT :

ADMINISTRATIVE ORDER

MANCINI, P.J.

DECEMBER 9, 2020

In conjunction with this Court's previous declaration of a temporary Judicial Emergency, it is hereby ORDERED that Criminal Preliminary Hearings at Central Court shall be conducted as follows from Thursday December 10, 2020 through Thursday December 31, 2020:

- 1) Preliminary Hearings for incarcerated defendants will be conducted by videoconference consistent with the existing protocol. No inmates shall be transferred from the jail.
- 2) The attorney for the Commonwealth on non-jail cases may direct that police officers, victims, and witnesses **not** appear at the courthouse **the first time the case is scheduled** but be available by phone to discuss necessary aspects of the case and authorize the Commonwealth attorney to acknowledge police / victim approval of any resolution on the ARD / Plea Memo.

The first time the case is scheduled the presiding Magisterial District Judge shall not dismiss the charges due to the failure of any police officer, witness, or victim to appear so long as such persons are available by telephone.

- 3) Counsel for defendant on non-jail cases may contact and communicate with defendant prior to the scheduled Preliminary Hearing date and secure a telephone number to communicate with defendant on the date of the hearing. Defendants are **not required** appear in person if available by phone **the first time the case is scheduled**.

The first time the case is scheduled the presiding Magisterial District Judge shall not issue an arrest warrant due to the failure of the defendant to appear so long as the defendant is available by telephone.

- 4) Defense counsel shall communicate all ARD / Plea offers to the defendant and shall secure authority from the defendant to sign all court-related documents generated at the Preliminary Hearing, including Waiver of Preliminary Hearing, bail forms and terms of any ARD / Plea agreement.
- 5) All proposed dispositions of any scheduled Central Court case during this time period will be conducted by telephone communication with defendant, defense counsel and the attorney for the Commonwealth before the Magisterial District Judge assigned to Central Court. A record shall be made by Digital Audio Recording of the proceeding. Defendants may enter Summary or Misdemeanor 3 pleas by telephone.
- 6) All Central Court cases in which a defendant is not represented by counsel will be continued administratively to a later date with notice provided to the defendant at his last listed address.
- 7) Attorneys for the defendant and for the Commonwealth are required to appear.

BY THE COURT,



BY THE COURT  
2020 DEC - 9 A 9:55  
RICHARD MAHOEY  
RESIDENT JUDGE

FILED OR ISSUED  
2020 DEC - 9 AM 10:08  
MICHAEL ROSSI  
PROTHONOTARY  
BEAVER COUNTY, PA