

**NOTICE REGARDING SUPREME COURT
PRACTICES AND PROCEDURES DURING COVID-19**

Due to the concerns over the COVID-19 virus and with guidance from the Chief Justice, the Oregon Supreme Court provides the following information regarding court procedures. The court may make further changes as circumstances require and will post them at

<https://www.courts.oregon.gov/courts/appellate/supreme/Pages/default.aspx>

We appreciate your understanding and patience as we work to best serve the public, our employees, and our community.

SUMMARY

- The Supreme Court is accepting filings, conferring remotely and ruling on motions and petitions, and drafting opinions on cases already submitted.
- Motions to extend time should include "COVID-19" in the caption and will be liberally granted.
- Most scheduled May and June oral arguments are cancelled. Parties will have the option either to submit on the briefs or reschedule in the fall.

FILING & RECORDS SERVICES

General: Filings for the Supreme Court will continue as normal. Due to limited staffing, telephone and electronic contacts will have slower response times.

- ***Oregon State Bar members:*** eFile as required by Oregon Rules of Appellate Procedures.
- ***Members of the public*** may file:
 - in person: at 2850 Broadway St. NE, Salem, Oregon 97303;
 - by mail: addressed to 1163 State Street, Salem, OR 97301 (note that filing by mail may be subject to other additional requirements, including ORS 19.260 and ORAP 1.35).

MOTIONS

General: The Supreme Court continues to confer remotely and to rule on motions and petitions.

Extensions of time related to COVID-19:

- ***Captions.*** All motions requesting an extension of time for reasons related to COVID-19 should prominently include "COVID-19" in the caption of their motions.
- ***Petitions for review,*** motions to extend time:
 - Initial requests of up to 49 days will be granted.
 - The Supreme Court will entertain a second motion of up to an additional 21 days, with the expectation that they will be liberally granted. In cases that are normally expedited, such as juvenile dependency appeals, parties and counsel should try to avoid a second motion for extension of time.
- ***Briefs,*** motions to extend time: Will be liberally granted to the extent that the oral argument schedule for the case permits.

ORAL ARGUMENTS

Most Arguments Through June Cancelled: Most oral arguments in the Supreme Court already scheduled through June are being cancelled. Only in an exceptional case will the court decide to hold an argument before September 2020.

- Parties with scheduled arguments that are cancelled will be contacted and given the option either to reset the argument or to have the case submitted on the briefs.
- When the parties agree to submission on the briefs rather than a reset of argument, the court may request supplemental briefing from the parties on key issues at a later time. If all parties cannot agree on submission on the briefs, then the argument will be reset.

- Until further notice, any scheduled argument that is held will use procedures consistent with Amended Chief Justice Order 20-006 (entered March 27, 2020), including limiting the number of people in the courtroom for the safety of the court, its staff, and the lawyers appearing for the parties. The Supreme Court oral arguments will be webcast and can be viewed live through the link on the Appellate Courts webcasting page:

<http://oregoncourts.mediasite.com/mediasite/catalog/catalogs/default>

The arguments are also saved and can be viewed later through the same link.

- Cases currently set to be submitted on the briefs are unaffected and will be submitted to the court on the scheduled date.