

1 **IN THE SUPREME COURT OF THE STATE OF NEW MEXICO**

2 **August 14, 2020**

3 **NO. 20-8500-035D**

4 **IN THE MATTER OF COMPLIANCE**
5 **WITH SUPREME COURT DIRECTIVES**
6 **FOR THE SAFE OPERATION OF THE**
7 **CLAYTON MUNICIPAL COURT**
8 **DURING THE COVID-19 PUBLIC HEALTH EMERGENCY**

9
10 **ORDER**

11 WHEREAS, this Court has issued directives to the Clayton Municipal Court
12 requiring the presiding judge to submit an individualized plan for the resumption of
13 in-person proceedings in that court. *See, e.g.,* Order No. 20-8500-025 and
14 Emergency Court Protocol No. 2(C)(1);

15 WHEREAS, despite repeated requests for the submission of an individualized
16 plan for conducting safe in-person proceedings in the Clayton Municipal Court
17 during the current public health emergency, the presiding judge has failed to submit
18 a plan for the Supreme Court’s review and approval and the time for doing so has
19 expired; and

20 WHEREAS, the Court having considered the foregoing and the Court being
21 sufficiently advised, Chief Justice Michael E. Vigil, Justice Barbara J. Vigil, Justice

1 Judith K. Nakamura, Justice C. Shannon Bacon, and Justice David K. Thomson
2 concurring;

3 NOW, THEREFORE, IT IS ORDERED that the Clayton Municipal Court
4 shall cease all in-person proceedings by 5:00 p.m. on Monday, August 17, 2020, and
5 shall remain closed for all in-person proceedings and other in-person activity until
6 an individualized plan for resuming in-person proceedings is approved by this Court;

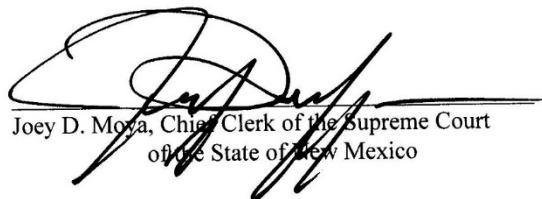
7 IT IS FURTHER ORDERED that, no later than five (5) business days from
8 the date of this order, the presiding judge for the Clayton Municipal Court shall
9 submit to this Court an individualized plan for resuming in-person proceedings in
10 the Clayton Municipal Court; and

11 IT IS FURTHER ORDERED that the failure to comply with the terms of this
12 order may result in a referral to the Judicial Standards Commission.

13 IT IS SO ORDERED.



WITNESS, the Honorable Michael E. Vigil, Chief Justice of the Supreme Court of the State of New Mexico, and the seal of said Court this 14th day of August, 2020.


Joey D. Moya, Chief Clerk of the Supreme Court
of the State of New Mexico

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