

DEC 30 2020

CLERK OF CIRCUIT COURT #59
THIRD JUDICIAL CIRCUIT
MADISON COUNTY, ILLINOISIN THE CIRCUIT COURT
THIRD JUDICIAL CIRCUIT
MADISON COUNTY, ILLINOISADMINISTRATIVE ORDER 2020-M-37
Madison and Bond Counties

This Order applies to the Courts within the Third Judicial Circuit. The Resident Circuit Judge of Bond County is authorized to issue local orders, rules or protocols, consistent herewith, and for the limited purpose of implementing the provisions of this order in that County.

**COVID-19 Court Operations by the Third Judicial Circuit - Further Amended
Administrative Order Regarding Evictions**

WHEREAS, it is necessary and appropriate to update prior Administrative Orders, taking access to justice and public safety into account and upon considering guidance received from, but not limited to, the Illinois Supreme Court's May 20, 2020 Order M.R. 30370, *In re: Illinois Courts Response to COVID-19 Emergency*, effective June 1, 2020, the latest extension of the Governor's Executive Order concerning the filing of residential eviction actions and enforcement of residential eviction orders, and the recent passage of the CARES Act;

WHEREFORE, the undersigned, as Chief Judge of the Third Judicial Circuit, hereby Orders as follows:

On September 4, 2020, CDC Eviction Directive ["Temporary Halt in Residential Evictions to Prevent the Further Spread of COVID-19"] went into effect. It stays most residential evictions through January 31, 2021. Covered individuals include those who received the stimulus check or expect to earn less than \$99,000 in annual income for Calendar Year 2020 (or less than \$198,000 if filing a joint tax return). As a result, eviction cases will not be set unless they fall under the Directive's Exception -

The Directive allows evictions based on a tenant, lessee, or resident:

(1) Engaging in criminal activity while on the premises; (2) threatening the health or safety of other residents; (3) damaging or posing an immediate and significant risk of damage to property; or (4) violating any applicable building code, health ordinance, or similar regulation relating to health and safety.

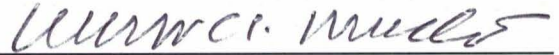
However, the Directive further indicates that the above limitation does not apply if any State, local, territorial, or tribal area with a moratorium on residential evictions provides the same or greater level of public-health protection than the requirements listed in this Order. [emphasis added]

Complaints, Motions, and all other Pleadings must comply with these rules, if a hearing or order of possession is desired. The Court will review all pleadings prior to setting.

As a result, all evictions are stayed unless they are certified by the Court as a Special Emergency Eviction [based upon the exceptions]. All previously issued Orders of Possession are hereby stayed until further order of the court. This Order shall remain in effect until further order of court.

The Clerk of the Circuit Court is to notify all parties of record by posting on its website and emailing attorneys and by other appropriate means. This order shall be filed in the Office of the Circuit Clerk of Madison County, Illinois and that said order be made available to the members of the bar and public.

ENTER: December 30, 2020



William A. Mudge
Chief Judge