

**IN THE FIFTH JUDICIAL DISTRICT
LYON AND CHASE COUNTIES, KANSAS
ADMINISTRATIVE ORDER NO. 2013-21**

WHEREAS, the Supreme Court of Kansas has issued its revisions to Rule No. 1001 relating to media coverage of judicial proceedings, effective October 18, 2012; and,

WHEREAS, it is the intent of the Fifth Judicial District to be in full compliance with said rule and to adopt local orders to implement the same;

NOW, THEREFORE, IT IS HEREBY ORDERED as follows:

1. Ruth A. Wheeler, Court Administrator of the District Courts, 620-340-8295, is hereby appointed and designated as media coordinator for the Fifth Judicial District; in her absence, R. Christine Brammer, Clerk of the District Court of Lyon County, 620-341-3280 or Barbara J. Davis, 620-273-6319, Clerk of the District Court of Chase County, shall serve as media coordinator. In the event of the unavailability of all three coordinators, Terry Morgan, Chief Court Services Officer of the District Courts, 620-341-3381, may be contacted.
2. The media coordinator shall be responsible for consulting with the Chief Judge or any assigned trial judge to implement SCR 1001 in the District Court.
3. Neither a Judge nor any staff will be available for interviews at any time during the pendency of a case, but scheduling advisories may be issued by the media coordinator or Clerk of the District Court.
4. All requests, inquiries, or scheduling for cameras or audio recording devices in a courtroom must be made through the designated media coordinator.
5. a. Pursuant to Kansas Supreme Court Rule 1001 (e)(7) (2012 Kan. Ct. R. Annot. 847, at 849), no audio recording or photographs may be made of participants in court proceedings who are a victim or witness of a crime, a law enforcement informant, an undercover agent, a relocated witness or a juvenile or if the court proceeding is an evidentiary suppression hearing, a divorce proceeding or a case involving trade secrets. In order to facilitate trial court compliance with this rule, it is expressly ordered that no photograph, video recording or audio recording may be made of any victim or witness in any type of court proceeding except upon the express permission of the assigned trial judge. In the event any photograph, video recording or audio recording is sought of any victim or witness, persons or organizations seeking permission shall file the request with the media coordinator at least 7 business days in advance of the hearing and shall identify by name the identity of any participant identified in the Supreme Court Rules noted above. Blanket requests for photography or recording of persons not specifically identified shall be rejected. Upon receipt of a qualifying request in a criminal proceeding, the media coordinator shall notify the assigned trial judge who shall see that notice is given to the office of the County Attorney (or other prosecuting office) and any defense attorney of record of the request together with an opportunity to

express any objection to the request, which shall be accompanied by any reasons for the objection. Notice in any other type of case shall be to all counsel of record for the parties.

Assigned trial judges shall have authority to increase or waive the advance notice requirement in their discretion or require notice to be given to any other person deemed advisable.

- b. No video, still photography or interviews of persons in the public areas and/or hallways on courtroom floors in the courthouse will be permitted, except upon express authorization of the Chief Judge, or in his absence, the assigned District Judge.
6. All uses of electronic devices and electronic and photographic recordings shall be conducted in accordance with the provisions of Supreme Court Rule 1001.
7. Media representatives may obtain their information as to court events from documents filed with the Clerk of the District Court and/or from the proceedings which occur in the courtroom or from the media liaison. Court schedules, subject to daily changes, are also available on the web site at www.5thjd.org. Case files and documents in the court's chambers area are considered work in progress, and will be available for media review only upon return to the Clerk for filing.
8. This order does not include any designation of a media coordinator for any municipal court within the Fifth Judicial District. This rule is not intended to govern the conduct of any proceedings in any municipal court within this district.
9. This order shall be effective immediately upon execution and shall remain in effect until further order of the Court. In the event of future revisions to Supreme Court Rule 1001, this Order shall be construed as implementing said revisions.
10. This order supercedes Administrative Orders No. 2008-20, 2010-09 and 2012-45 which are hereby revoked.

IT IS SO ORDERED as of the 29th day of October, 2013.

Merlin G. Wheeler, Chief Judge