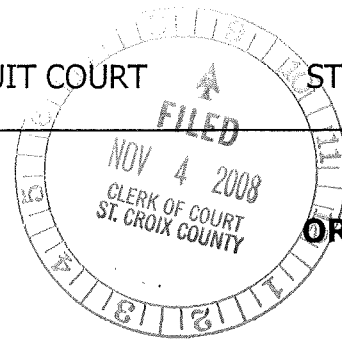


STATE OF WISCONSIN

CIRCUIT COURT

ST. CROIX COUNTY

ORDER APPROVING  
**AMENDED LOCAL RULE 217.02(A)**  
ST. CROIX COUNTY LOCAL RULES




**ORDER**

The undersigned presiding judge for St. Croix County, Wisconsin, in an effort to promote an orderly and efficient system of court administration, hereby certifies that the attached *Amended* Order Regarding the Use of Videoconferencing for Initial Appearances in Criminal Matters and for Appearances on Warrant was adopted by the Circuit Court Judges for St. Croix County on October 27, 2008. Said rule was adopted pursuant to §753.35, *Wis. Stats.*

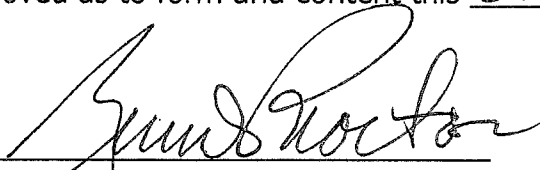
This *amended* local rule has been approved by the Hon. Benjamin D. Proctor, Chief Judge for the 10<sup>th</sup> Judicial District and has an effective date of October 27, 2008.

This rule shall be filed with the St. Croix County Clerk of Courts. Copies shall be forwarded to the secretary of the St. Croix County Bar Association, the 10<sup>th</sup> Judicial District Court Administrator, the State Bar of Wisconsin, the State Law Library, and the Office of the Director of State Courts.

Dated this 27<sup>th</sup> day of October, 2008.

  
\_\_\_\_\_  
Hon. Scott R. Needham  
Presiding Judge – St. Croix County Circuit Courts

Approved as to form and content this 30<sup>th</sup> day of October, 2008.

  
\_\_\_\_\_  
Hon. Benjamin D. Proctor  
Chief Judge – 10<sup>th</sup> Judicial District

ORDER REGARDING THE USE OF  
VIDEOCONFERENCING FOR INITIAL  
APPEARANCES IN CRIMINAL MATTERS  
AND FOR APPEARANCES ON WARRANTS

**AMENDED  
ORDER**

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WHEREAS, videoconferencing rules, procedures and policies for use of videoconferencing technology in courts in the State of Wisconsin were changed and adopted by the Wisconsin Supreme Court, effective July 1, 2008; and

WHEREAS, a defendant in a criminal case is entitled to be physically present in the courtroom at all critical stages of the proceedings, including evidentiary hearings, trials or fact-finding hearings, plea hearings at which a plea of guilty or no contest, or an admission, will be offered, and sentencing or dispositional hearings; and

WHEREAS, §885.60(1), *Wis. Stats.* permits the use of videoconferencing in any non-critical stage of criminal proceedings; and

WHEREAS, effective August 1, 2008, Branch 4 of St. Croix County Circuit Courts was created thereby eliminating access to the St. Croix County jail by use of the secured elevator and holding cells for persons being held in custody for two of the County's four courtrooms; and

WHEREAS, public safety and courthouse security requires that an alternative to moving persons in custody through use of public hallways, elevators, and other areas without adequate security protections; and

WHEREAS, the videoconferencing technology used in St. Croix County Circuit Court proceedings meets the technical and operational standards of §885.54, *Wis. Stats.* and the undersigned, by executing this Order, certify the same;

NOW, THEREFORE, effective immediately, all persons in the custody of the St. Croix County Sheriff and being held in jail and appearing for the initial setting of bail/ bond, initial appearances in criminal cases, initial appearances on extradition, appearances in criminal cases on warrants for failure to pay or failure to appear, and appearances in civil court for failure to pay or submit financial information, shall appear from the St. Croix County jail via video conferencing pursuant to the videoconferencing rules in Subchapter III of Chapter 885, *Wis. Stats.*

IT IS FURTHER ORDERED, that in the event cash bail is ordered by the Court during the initial setting of bail/bond and the defendant is unable to post the amount ordered within 24 hours, the defendant shall be produced for an in person appearance with the Court during the next business day;


IT IS FURTHER ORDERED, if the attorney for the person in custody is not in the jail, the Court shall provide a cordless telephone for private, confidential communication between the attorney and the person in custody. Further, should the attorney appear with the person in custody from the jail and it is necessary to communicate with a person appearing in the courtroom for purposes of posting bail and/or co-signing a bond, said cordless telephone shall be available for this stated purpose. No other use of the telephone shall be permitted;

IT IS FURTHER ORDERED, that facsimile machines shall be located in the courtroom and an area within the jail for purposes of transmitting documents between the courtroom and jail, when necessary; and

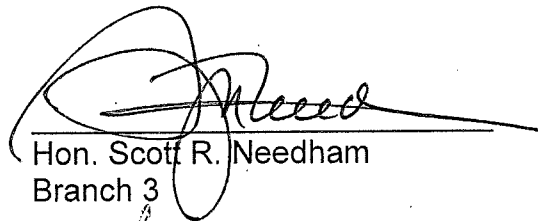
IT IS FURTHER ORDERED, that counsel for any person appearing by use of videoconferencing as referenced above shall have the option to be physically present with the client from the St. Croix County jail in an area designated by the St. Croix County Sheriff and equipped with videoconferencing technology and with the ability to mute the microphone system at that location or to be in the courtroom. It is the preference of the Court that counsel appear with their client from the St. Croix County jail to facilitate direct communication. Further, the Court will make reasonable arrangements for counsel appearing with clients from the jail to appear in the courtroom for other intake matters and/or to meet with defendants requesting representation.

Dated this 27<sup>th</sup> day of October, 2008.


By the Court:



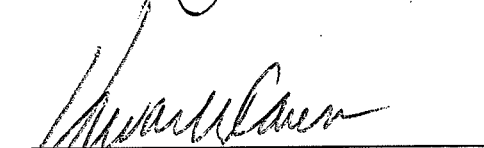
Hon. Eric J. Lundell  
Branch 1



Hon. Scott R. Needham  
Branch 3



Hon. Edward F. Vlack  
Branch 2



Hon. Howard W. Cameron  
Branch 4