FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON
OCT 21 2005
JAMES R. LARSEN, CLERK
DEPUTY
SPOKANE, WASHINGTON

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF WASHINGTON

IN RE UNITED STATES COURTHOUSES AND FEDERAL COURT FACILITIES SPOKANE, YAKIMA, AND RICHLAND, WASHINGTON.	GENERAL ORDER RE SECURITY OF AND ENTRY INTO U.S. COURTHOUSES AND FEDERAL COURT FACILITIES IN THE EASTERN DISTRICT OF WASHINGTON No. 05-54-1

This Order applies to all United States Courthouses and Federal court facilities located in the Eastern District of Washington, specifically including:

1. The Thomas S. Foley United States Courthouse, 920 West Riverside Avenue, Spokane, Washington 99201;

2. The United States Post Office Building, 904 West Riverside Avenue, Spokane, Washington 99201;

3. The William O. Douglas Courthouse, 25 South Third Street, Yakima, Washington 98901;

4. The United States Bankruptcy Court-Chinook Tower, 402 East Yakima Avenue, Yakima, Washington 98901; and

5. The United States Courthouse, 825 Jadwin Avenue, Richland, Washington 99352.

Additionally, court proceedings may be held in other facilities or buildings from time to time. This Order covers all court locations as described above and any Federal court facility as defined in 18 U.S.C. § 930(g)(1), as follows:

"The term 'Federal court facility' means the courtroom, judges' chambers, witness rooms, jury deliberation rooms, attorney conference rooms, prisoner holding cells, offices of the court clerks, the United States attorney, and the United States Marshal, probation and parole offices, and adjoining corridors of any court of the United States."

Courtroom floors include the 7th, 8th, and 9th floors of the Thomas S. Foley United States Courthouse in Spokane, the 2nd and 3rd floors of the United States Post Office Building in Spokane, the 1st, 2nd, and 3rd floors of the William O. Douglas Courthouse in Yakima, and the 2nd floor of the United States Bankruptcy Court-Chinook Tower, and the 1st and 2nd floors of the United States Courthouse in Richland, Washington. Courtroom floors also include any other floor, not listed above, of any Federal court facility where court may be held from time to time.

ENTERING AND LEAVING THE UNITED STATES COURTHOUSE

Entry into and exit from (except emergency) any United States Courthouse is restricted to designated doors only.

No person having access to any United States Courthouse or Federal court facility or any secure areas via key, key card, or other device used to open doors or to call elevators, shall permit unauthorized persons access to any building or any elevator, locked stairwell door, or other locked door.

SCREENING

Employees of the United States Marshal's Service, or persons so designated by the United States Marshal, shall operate x-ray units and walk-through metal detectors for the purpose of

screening all persons who enter any United States Courthouse or Federal court facility.

All persons entering any United States Courthouse or Federal court facility, including United States government employees, shall submit to a screening for dangerous weapons or dangerous devices by passing through the metal detectors operated by employees of the United States Marshal's Service or designees and shall submit to further screening or search if the metal detector registers a reading which, in the opinion of the operator, requires such further screening. Pursuant to 18 U.S.C. § 930(g)(2),

> "The term 'dangerous weapon' means a weapon, device, instrument, material, or substance, animate or inanimate, that is used for, or is readily capable of, causing death or serious bodily injury, except that such term does not include a pocket knife with a blade of less than 2 ½ inches in length."

No persons refusing to submit to such screening for dangerous weapons or other dangerous devices will be permitted to enter.

All persons entering any United States Courthouse or Federal court facility who are carrying, delivering, or otherwise transporting any briefcase, suitcase, purse, package, or other container (including mail and items delivered by private carrier) shall surrender any such item for screening for dangerous weapons or dangerous devices through x-ray device and/or personal inspection by employees of the United States Marshal's Service or designee.

No persons refusing to surrender any briefcase, suitcase,

purse, package, or other container (including mail or private carrier items) for screening will be permitted access to the facility.

PROHIBITED ACTIVITIES

All forms, means, and manner of capturing, recording, broadcasting, transmitting, and/or storing of anything by use of electronic, photographic, audio and/or visual means are prohibited in all courtrooms and environs thereto during the course of, or in connection with, any judicial proceedings whether the Court is actually in session or not.

Exceptions: A district, magistrate or bankruptcy judge may permit:

a) the use of electronic or photographic devices for the presentation of evidence or the perpetuation of the record;

b) the broadcasting, televising, recording or photographing of investitive, ceremonial, naturalization, or historically significant proceedings; and

c) subject to the prohibitions contained above, the use of an unobtrusive handheld dictating device by counsel or unrepresented parties for use in dictating notes or reminders during trial. It is not to be used to record any part of the proceedings.

COMPUTERS, CELLULAR PHONES, AND OTHER EQUIPMENT

Unless otherwise ordered by the court, laptop computers, personal digital assistants (PDAs), Blackberries for email purposes and pagers may be used in the courtroom provided they emit no sound and are not disruptive to the proceedings. Cellular phones are prohibited from use in the courtroom. However, unless otherwise ordered by the Court, cellular phones may be utilized in the hallways, lobbies, and other areas of the environs. Any

device which has the potential to emit sound or be disruptive to Court proceedings must be turned off or set on silent mode in the courtroom. The use of this equipment is permissible within a judge's chambers at the discretion of the judge. The use of any device described in this section or any other device for the purposes described in the "Prohibited Activities" Section is strictly prohibited.

All such items allowed into any United States Courthouse or Federal court facility are subject to inspection upon each entry.

WEAPONS

Courtrooms:

Only United States Marshals and United States Court Security Officers are allowed in courtrooms with weapons. All other law enforcement officers attending court proceedings must secure all firearms and dangerous weapons with the United States Marshal's Service.

Courthouses:

No one other than an authorized law enforcement officer with proper permits may bring or attempt to bring a firearm or other dangerous weapon into any of the buildings referred to in this Order. Other than U.S. Marshals, U.S. Court Security Officers, Federal Protective Service police officers and contract guards and Federal law enforcement officers with offices within the United States Courthouse or Federal court facility, all law enforcement officers must secure all firearms and dangerous weapons with the United States Marshal's Service. Federal law enforcement officers, with offices in the United States Courthouse or Federal court facility, shall secure their firearms in their offices.

In the event of an emergency situation and in response thereto, the U.S. Marshal or his designee may waive the restrictions identified above on allowing weapons into a courthouse or federal court facility.

This order was approved by a majority of the Article III judges of the U.S. District Court, Eastern District of Washington, on October 6, 2005. The order shall take effect immediately.

DATED this 21 day of October, 2005.

FOR THE COURT
ROBERT H. WHALEY
CHIEF, U.S. DISTRICT JUDGE