

IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE

**STANDING ORDER No. 2
CONCERNING COVID-19 PRECAUTIONARY MEASURES**

WHEREAS, the Centers for Disease Control and Prevention has determined that a novel coronavirus (“COVID-19”) presents a serious public health threat.

WHEREAS, on March 6, 2020, the Court of Chancery issued a Standing Order Concerning COVID-19 Precautionary Measures (“Standing Order No. 1”).

WHEREAS, on March 12, 2020, the Governor of the State of Delaware issued a Declaration of a State of Emergency, effective March 13, 2020, due to the public health threat caused by COVID-19.

WHEREAS, on March 13, 2020, the President of the United States declared a National State of Emergency due to the public health threat caused by COVID-19.

WHEREAS, on March 13, 2020, the Delaware Supreme Court issued an Order Declaring a Judicial Emergency to become effective March 16, 2020 at 8:00 a.m. and continuing for 30 days, subject to further review, due to the public health threat caused by COVID-19.


WHEREAS, enhanced protective measures are necessary to address the public health threat caused by COVID-19.

NOW, THEREFORE, it is **HEREBY ORDERED**, this 16th day of March, 2020, that the Court of Chancery will implement the following measures:

1. Subject to paragraph 2, all hearings and trials shall be conducted only by telephonic or other electronic means. If it is not practicable to conduct a hearing or trial in this manner in the judgment of the presiding judicial officer, the hearing or trial shall be continued.

2. A party may request by motion that the Court conduct a hearing in-person in the event of an exigent need, *e.g.*, the existence of a threat of imminent irreparable harm. In such event, the moving party will bear the burden to demonstrate good cause for having an in-person hearing and that all other means of conducting the hearing are impracticable under the circumstances.

3. This Order shall become effective March 16, 2020 at 10:00 a.m. and continue for 30 days, subject to further review. Standing Order No. 1 shall be terminated at the effective time of this Order.



Chancellor Andre G. Bouchard