

3. Bail and Warrants

- (a) The duty Magisterial District Judge shall be available without unreasonable delay throughout the hours of his or her duty assignment at the established office of the duty Magisterial District Judge for the purpose of accepting the posting of a defendant's bail.
- (b) The duty Magisterial District Judge shall be available without unreasonable delay at his or her established office throughout the hours of his or her duty assignment for the issuance of search warrants pursuant to Pa.R.Crim.P 203 and arrest warrants pursuant to Pa.R.Crim.P.513. In the discretion of the duty Magisterial District Judge, advanced communication technology may be utilized to submit the warrant application and affidavit(s) and to issue the warrant in accordance with the requirements of Rules 203 and 513.
- (c) Monetary bond may be posted outside of regularly scheduled daily work hours at the Monroe County Correctional Facility. The Warden of the Monroe County Correctional Facility, or in his absence, his designee in charge shall be authorized to accept bail deposits as provided in Rule 117, having the defendant sign the bail bond, releasing the defendant and delivery the bail must be in the form of cash, money order or bail bond. The posting of \$10,000.00 or more in cash shall require the submission of Form 8300, an Internal Service Regulation. All persons wishing to post bail after hours shall contact the Monroe County Correctional Facility at (570) 992-3232.

4. Preliminary Arraignments Outside Normal Hours

- (a) Weekdays – When an individual is placed under arrest by law enforcement and requires arraignment:
 - (1) Between the hours of 4:30 p.m. and 8:30 a.m. the following day, the duty Magisterial District Judge shall be available without unreasonable delay at his or her established office. In the discretion of the duty Magisterial District Judge, advanced communication technology may be utilized for the arraignment. The duty Magisterial District Judge shall be responsible for conducting preliminary arraignments on individuals arrested during their emergency duty schedule.
- (b) Saturdays, Sundays and Holidays – When an individual is placed under arrest by law enforcement and requires arraignment:
 - (1) Between the hours of 8:30 a.m. and 4:30 p.m., the duty Magisterial District Judge shall be available without unreasonable delay at his or her established office. In the discretion of the duty Magisterial District Judge, advanced communication technology may be utilized for the arraignment.
 - (2) Between the hours of 4:30 p.m. and 8:30 a.m. the following day, the duty Magisterial District Judge shall be available without unreasonable delay at his or her established office. In the discretion of the duty Magisterial District Judge, advanced communication technology may be utilized for the arraignment.

(3) Emergency Protection From Abuse Orders – When an individual seeks an emergency protection from abuse order outside normal Court business, the duty Magisterial District Judge shall speak with the individual and a representative of Monroe County Women’s Resources by phone to establish a time at which the individual will be available for hearing. At the agreed time the duty Magisterial District Judge shall receive the petition for relief, conduct an ex parte hearing and either issue or deny the requested order by the use of advance communication technology. In the event of technological failure, the duty Magisterial District Judge shall conduct the proceedings at his or her established office without unreasonable delay.

5. The effective date of this Order shall be March 1, 2009.

BY THE COURT:

Ronald E. Vican

RONALD E. VICAN, President Judge

CERTIFIED FROM THE RECORD
this 22nd day of January 2009
George J. Warden
Prothonotary, Common Pleas
43rd Judicial District
Monroe County, PA