

**PROBATE COURT OF MOBILE COUNTY, ALABAMA**  
**GENERAL ORDER - INVOLUNTARY**  
**MENTAL HEALTH COMMITMENT CAUSES**

In accordance with the existing State of Alabama emergency decrees (as amended), the Supreme Court of Alabama's emergency orders (as amended), the Mobile County Commission's emergency decrees (as amended), and the orders of the Circuit Court of Mobile County (as amended) relating to the COVID-19 pandemic, the Court **ORDERS** as follows *effective June 28, 2021*:

1. All law enforcement officers are **DIRECTED** to require respondents to utilize hand sanitizer (to be provided by the Court at the doors of the courtrooms of the Court) prior to entry into the courtrooms of the Court.

2. All law enforcement officers are **DIRECTED** to require respondents to wear a face mask (to be provided by the Court) prior to entry into the courtrooms of the Court.

3. Before a respondent is taken into custody by the Mobile County Sheriff's Department *from a health care facility*, said health care facility must have submitted to the Court on the prior business day a written statement confirming that the subject respondent is not known to have tested positive for, or have experienced any of the symptoms of the COVID-19 virus within the past ten (10) days, and has not been exposed to a person that has tested positive for, or is exhibiting symptoms of, the COVID-19 virus within the past ten (10) days. If any of the above scenarios apply to the respondent, the statement must also include confirmation that the following conditions, whichever is applicable, have been satisfied so that the respondent may appear before the Court:

A. If anyone has tested positive for the COVID-19 virus AND has experienced symptoms, or has experienced symptoms of the COVID-19 virus but has not tested positive, that person may NOT come to Court unless ALL three (3) of the following conditions are met: (1) 10 days have passed since that person first experienced symptoms, (2) that person has remained fever-free for 24 hours (without the use of fever-reducing medications), and (3) symptoms have improved.

B. If anyone has tested positive for COVID-19 virus but is asymptomatic, that person may NOT come to Court until after ten (10) days have passed from the date of the positive test.

C. If anyone has been exposed to someone that has tested positive for, or is exhibiting symptoms of, the COVID-19 virus, AND the exposed person is asymptomatic and remains asymptomatic, that exposed person may NOT come to Court unless one (1) of the following conditions are met: (1) seven (7) days have passed from the date of the last exposure AND the person received a negative test five (5) days or later following the last exposure, or (2) ten (10) days have passed since the date of last exposure and the person does not get tested

for COVID-19.

If such statement is not timely provided, the scheduled hearing of said respondent is **CANCELLED** and will be rescheduled to another date.

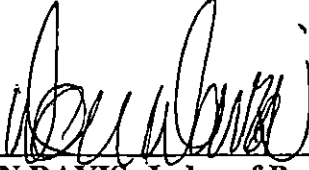
4. Before a respondent is taken into custody by the Mobile County Sheriff's Department in the general community (not a health care facility), the deputy(ies) involved are **DIRECTED** to inquire of the respondent as to whether: (A) the respondent has experienced any of the symptoms of the COVID-19 virus within the previous 48 hours; and (B) the subject respondent is not known to have tested positive for the COVID-19 virus or exposed to any person with a diagnosed case of the COVID-19 virus within the past ten (10) days. If the respondent responds affirmatively to such query, the deputy(ies) are **DIRECTED** contact the Court [Ms. Kelsey Baker at 251.574.6011 or [kbaker@probate.mobilecountyal.gov](mailto:kbaker@probate.mobilecountyal.gov)] to notify the Court of their circumstances and request instructions as to how to proceed.

5. The Court's April 9, 2021 Order is **VACATED** and **SET ASIDE**. This Order shall remain in effect until further order of the Court. This Order only applies to involuntary mental health commitment causes.

6. The Clerk of the Court is **DIRECTED** to forward copies of this Order immediately by electronic mail to all lawyers that regularly participate in involuntary mental health commitment causes. Thereafter, the Clerk of the Court is **DIRECTED** to forward copies of this Order to all lawyers in pending involuntary mental health commitment causes at least 72 hours before any scheduled probable cause hearing in said causes.

7. The Clerk of the Court is **DIRECTED** to forward copies of this Order to Mr. Tuerk Schlesinger, Mr. Phil Cusa, the Honorable Sam Cochran, by electronic mail and United States Mail.

**Dated: June 28, 2021**

  
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**DON DAVIS, Judge of Probate**