



UNITED STATES COURT OF INTERNATIONAL TRADE
ONE FEDERAL PLAZA
NEW YORK, NY 10278-0001

MARIO TOSCANO
CLERK OF THE COURT

SENT VIA E-MAIL

March 11, 2022

Mr. Matthew R. Nicely, Esq.
President
Customs and International Bar Association
c/o Akin Gump Strauss Hauer & Feld LLP
2001 K Street N.W.
Washington, D.C 20006

RE: Revised COVID-19 Court Order Concerning Face Masks/Coverings and Screenings

Dear Mr. Nicely,

Please know that the United States Court of International Trade has issued the attached order easing mask wearing requirements and continuing COVID Screening protocols in the Courthouse. Please see the order details.

Upon approval of the presiding judge(s), the Clerk's Office will continue to provide access to parties to participate in, and members of the public to listen to, Court proceedings via videoconference and/or teleconference.

I would appreciate it if you could share this letter and attached order from Chief Judge Barnett to the members of CITBA.

Best regards,

A handwritten signature in black ink that reads "Mario Toscano".

Mario Toscano
Clerk of the Court

UNITED STATES COURT OF INTERNATIONAL TRADE

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In Re: CORONAVIRUS COVID-19 ORDER :

CONCERNING FACE MASKS/COVERINGS : **ORDER**

AND SCREENINGS :

The U.S. Court of International Trade (Court) continues to evaluate and adjust its response to the COVID-19 virus in accordance with guidance from public health authorities, including the Centers for Disease Control and Prevention (CDC). On February 25, 2022, the CDC released updated guidance, including a framework that monitors the level of COVID-19 community levels and assigns each United States county a level of low, medium, or high. The Court will monitor the CDC’s framework for relevant changes in guidance based upon the Manhattan (New York County) location of the Court and will update the requirements for individuals entering the Courthouse consistent with the CDC guidance, without necessarily amending or vacating this Order. Any such changes to entry requirements will be posted on the Court’s website: <https://www.cit.uscourts.gov/>.

The Court’s location is currently at a ‘low’ COVID-19 community level. Consistent with CDC guidance for this community level and in order to continue to safeguard the health and safety of all visitors to, and employees of, the Court, it is hereby

ORDERED that the August 2, 2021 Order (In Re: CORONAVIRUS COVID-19 ORDER CONCERNING FACE MASKS/COVERINGS AND SCREENINGS), is hereby rescinded; it is further

ORDERED that masks or face-coverings are no longer required for an individual entering the Courthouse or when in common or public areas of the building. Nevertheless, all individuals are permitted and encouraged to wear a mask or face-covering in the Courthouse if they wish to do so; it is further

ORDERED that non-fully-vaccinated individuals¹ seeking to enter the Courthouse shall undergo COVID-19 screening before being allowed entry, with such screening taking the form

¹ The CDC and the Court considers a person fully vaccinated for COVID-19 two weeks after their second dose in a 2-dose series (such as the Pfizer or Moderna vaccines) or two weeks after a single-dose vaccine (such as Johnson & Johnson’s vaccine).

of answering questions regarding any recent exposure to COVID-19 and/or other screening methods as appropriate, including a temperature check; it is further

ORDERED that, regardless of vaccination or booster status, no one shall enter the Courthouse if they are feeling sick, have a fever, and/or other symptoms associated with COVID-19,² have tested positive for COVID-19 within the past week, or have been advised to self-quarantine by a doctor, hospital, or health agency; it is further

ORDERED that notwithstanding other provisions of this Order, policies regarding masks or face-coverings, physical distancing, and other prevention measures, within a courtroom, jury room, or chambers, shall be determined by the presiding judge; and it is further

ORDERED that Court Security Officers are authorized to enforce the above listed requirements and deny entry to, or expel, non-complying individuals.

This Order shall be effective March 11, 2022, and remain in effect until amended or vacated.

/s/ Mark A. Barnett

Mark A. Barnett

Chief Judge

Dated: March 10, 2022
New York, New York

² Symptoms associated with COVID-19 include cough, shortness of breath, fever, and recent loss of taste or smell.