

***IN THE CIRCUIT, GENERAL SESSIONS/FAMILY, and  
JUVENILE COURTS FOR WILSON COUNTY, TENNESSEE***

IN RE: COVID-19 PANDEMIC

NO. ADM2020-00428

**EMERGENCY INJUNCTIVE ORDER REGARDING PARENTING/CUSTODY SCHEDULE  
DURING SCHOOL CLOSURES DUE TO COVID-19 PANDEMIC**

This Order is a standing order of the Circuit, General Sessions/Family, and Juvenile Courts for Wilson County, Tennessee, that applies to every divorce case and other action involving the parent-child relationship filed in this Court. Hereinafter "child" refers to a child or children that is the subject of a Temporary Parenting Plan, Permanent Parenting Plan, or other Court Order setting a parenting schedule.

It is hereby **ORDERED** that for purposes of determining a parent or other person's right to physical custody and access to a child under a court-ordered custody schedule, the original published school calendar shall control in all instances. Custody and access shall not be affected by school closures that arise from the COVID-19 pandemic. Any child currently in the physical custody of a parent or other person who is not entitled to have physical custody of the child under the original published school calendar, SHALL be immediately returned to the parent or person entitled to custody under that schedule.


**Example A:** If a person had physical custody of the child for Spring Break, but school has closed for the week following Spring Break, that person is NOT entitled to retain physical custody of the child. That person MUST return the child as if school had resumed following Spring Break as set out in the original published school calendar.

**Example B:** If a person has the right to physical custody of the child on Thursdays during the regular school term, that person is still entitled to that custody while the school is closed, until the regular school term ends, based on the original published school calendar.

**Example C:** In the event school closures continue through the summer, the parties shall follow the original published school calendar for the purposes of selecting and exercising their court ordered summer custody schedule.

**WARNING TO PARTIES:** FAILURE TO OBEY A COURT ORDER FOR CUSTODY OF OR ACCESS TO A CHILD MAY RESULT IN FURTHER LITIGATION TO ENFORCE THE ORDER, INCLUDING CONTEMPT OF COURT. A FINDING OF CONTEMPT MAY BE PUNISHABLE BY INCARCERATION IN JAIL, FINES, AND MONEY JUDGMENTS FOR ATTORNEY FEES AND COURT COSTS.

ENTER this the 20 day of March, 2020.

  
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**BRODY KANE, Criminal/Presiding Judge**  
**Signed On Behalf Of:**  
**CIRCUIT JUDGE CLARA BYRD**  
**GENERAL SESSIONS JUDGE BARRY TATUM**  
**GENERAL SESSIONS JUDGE ENSLEY HAGAN**