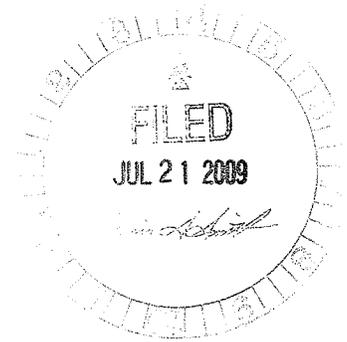


In the
Indiana Supreme Court



IN THE MATTER OF THE)
)
APPROVAL OF LOCAL RULES)
)
FOR BOONE COUNTY)

Case No. 06S00-0907-MS- 334

ORDER APPROVING AMENDED LOCAL RULE

The Judges of the Boone Circuit and Superior Courts request the approval of an amended local rule for caseload allocation in accordance with Ind. Administrative Rule 1(E). Attached to this Order is the proposed amended local rule.

Upon examination of the proposed rule amendment requested by the Boone Circuit and Superior Courts, this Court finds that the proposed rule amendment, LR06-AR01-BLR-30 complies with the requirements of Ind. Administrative Rule 1(E), and, accordingly, should be approved and posted in the county clerk's office(s) and on the county clerk's website, if any, and on the Indiana Judicial Website at least thirty (30) days prior to taking effect on January 1, 2010.

IT IS, THEREFORE, ORDERED by this Court that amended Local Rule LR06-AR01-BLR-30 for Boone County Courts, set forth as an attachment to this Order, is approved effective January 1, 2010. The Clerk of this Court is directed to forward a copy of this Order to the Hon. Steve David, Boone Circuit Court, 310 Courthouse Square, Lebanon, IN 46052-2159; the Hon. Matthew C. Kincaid, Boone Superior Court 1, 307 Courthouse Square, Lebanon, IN 46052-2159; the Hon. Rebecca McClure, Boone Superior Court 2, 112 Courthouse Square, Lebanon, IN 46052-2159; and to the Clerk of the Boone Circuit Court. The Clerk is also directed to post this Order on the Court's website.

The Clerk of the Boone Circuit Court is directed to enter this Order and attachment in the Record of Judgments and Orders for the Courts, to post this Order and attachment for examination

attachment on the county clerk's website at least thirty (30) days prior to January 1, 2010.

DONE at Indianapolis, Indiana, this 21st day of July, 2009.

A handwritten signature in black ink, appearing to read "Brent E. Shelton", written over a horizontal line.

Acting Chief Justice of Indiana

LR06-AR01-BLR-30

BOONE COUNTY'S CASE LOAD PLAN

We, the undersigned Judges of Boone County in compliance with Indiana Administrative Rule 1(E), hereby adopt Local Rule 30 entitled "Boone County's Case Load Plan."

WHEREAS, Indiana Administrative Rule 1(E) requires the Judges of Boone County to implement a caseload allocation plan for the county that ensures an even distribution of judicial workload among the courts of record in the county; and

WHEREAS, the Courts of Boone County, pursuant to Legislative direction and the evolution of time, have acquired certain subject matter expertise that the Judges of Boone County believe should not be altered, but instead should be preserved and enhanced upon, i.e., Circuit Court has exclusive jurisdiction over all juvenile matters, including, but not limited to, Status Offenses, Delinquent Offenses, CHINS proceedings and Paternity matters; Superior I has exclusive jurisdiction over all Estates, Guardianships, Probate matters and Adoptions; and Superior II has exclusive jurisdiction over all Small Claims and certain Alcohol and Drug Offenses;

WHEREAS, the Judges of Boone County have met and discussed Indiana Administrative Rule 1(E) and have established the following plan for allocation of judicial resources within Boone County which maintains the integrity of the courts in Boone County:

IT IS THEREFORE ORDERED by the Judges of Boone County that for calendar year 2009 and beyond, within 60 days of the Supreme Court's issuance of the previous year's Weighted Caseload Report, as reported by the Division of State Court Administration, the report will be reviewed by the Judges to determine whether Boone County's caseload complies with Indiana Administrative Rule 1(E).

To the extent that the difference in utilization of any two (2) Courts of Record exceeds 0.40 percentage points, then the Judges of Boone County agree to alter or modify the distribution of cases in the County to bring each Court within the range of 0.40 percentage points by amending Local Rule 13, Non-Discretionary filing of Criminal Cases. If all the courts of record are within 0.40 percentage points then no action will be taken.

The Judges of Boone County have determined that this method can be implemented with very little administrative effort and that it will have a minimal effect on the Prosecuting Attorney's office and a negligible effect on the Local Bar Association. The statistics for the previous year's criminal filings are readily available and the necessary adjustments can be made very quickly and modifications made to Local Rule 11 can be easily distributed to the Clerk's Office and the Prosecutor's Office.

Consistent with the schedule to be set and monitored by the Indiana Supreme Court Division of State Court Administration (Division), the Boone County Judges will review weighted caseload statistics and submit a new caseload allocation plan or resubmit an existing plan every two (2) years. In addition, an amended Local Rule 13 will be implemented by Boone County Judges, when applicable. Moreover, the Judges of Boone County have agreed to review this Rule every two years to determine whether other adjustments should be made in the distribution of cases in Boone County outside the spectrum of Local Rule 11.