FILED
AUG 2 0 2010

In the
Indiana Supreme Court

IN THE MATTER OF THE	)	
	)	
APPROVAL OF LOCAL RULES	)	Case No. 33S00-1008 -MS- 449
	)	
FOR HENRY COUNTY	)	

ORDER APPROVING AMENDED LOCAL RULE

The Judges of the Henry 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.

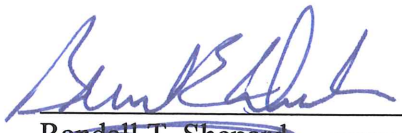
Upon examination of the proposed rule amendment requested by the Henry Circuit and Superior Courts, this Court finds that the proposed rule amendment, LR33-AR00-01 complies with the requirements of Ind. Administrative Rule 1(E), and, accordingly, should be approved and posted in the county clerk's office(s) and on the county clerk's website, if any, and on the Indiana Judicial Website.

IT IS, THEREFORE, ORDERED by this Court that amended Local Rule LR33-AR00-01 for Henry County Courts, set forth as an attachment to this Order, is approved effective January 1, 2011. The Clerk of this Court is directed to forward a copy of this Order to the Hon. Mary G. Willis, Henry Circuit Court, 1215 Race Street, #340, New Castle, IN 47362; the Hon. Michael D. Peyton, Henry Superior Court 1, 1215 Race Street, #320, New Castle, IN 47362; the Hon. Bob A. Witham, Henry Superior Court 2, 1215 Race Street, #220, New Castle, IN 47362; to the Clerk of the Henry Circuit Court; and to the Division of State Court Administration. The Clerk is also directed to post this Order on the Court's website.

The Clerk of the Henry 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

by the Bar and the general public, and if available, to publish this Order and attachment on the county clerk's website.

DONE at Indianapolis, Indiana, this 20th day of August, 2010.



~~Randall T. Shepard~~ ACTING CHIEF JUSTICE
Chief Justice of Indiana

LR33-AR00-01 COUNTY CASELOAD ALLOCATION PLAN

01-10 The Circuit and Superior Courts of Henry County have adopted a rule for criminal random filing (LR33-CP00-1). While it is the intent to allow the citizens and bar to have flexibility in filing all other types of cases, the Courts now adopt this rule setting forth certain limitations on filing in order to comply with Indiana Supreme Court Administrative Rule 1(C). This rule shall be subject to the family court rules in existence for filing and transfer of cases.

01-20 All small claims shall be file in Superior Court 2.

01-30 All delinquency and CHINS cases shall be filed in Circuit court and Superior Court 1.

01-40 Dissolution of marriage and paternity actions shall be filed in Circuit Court or Superior Court 1. Pro-se dissolution of marriage actions shall be filed one-third in Circuit Court and two-thirds Superior Court 1. Paternity actions filed by the prosecuting attorney shall be filed in such a manner as to approximate an equal division of such cases between Circuit Court and Superior Court 1.

01-50 Protective order actions shall be assigned by the Clerk in such a manner as to approximate one-third to Circuit Court and two-thirds to Superior Court 1 except that protective orders involving cases where the parties in the protective order case are involved in a dissolution of marriage, paternity or prior protective order action in this county, the protective order case shall be filed in the same court where the dissolution, paternity or prior protective order case is pending. Existing protective order cases shall be transferred to the court where any dissolution of marriage or paternity action is later filed involving the same parties. If a protective order application is denied then all further applications for a protective order involving the same parties shall be filed in the same court and shall note on the application the cause number of the previously denied application.

01-60 The judges of Henry Circuit and Superior Courts shall meet at least annually for the purpose of reviewing the weighted caseload of each court or at any other time as may be necessary to comply with the orders of the Indiana Supreme Court.