

In the
Indiana Supreme Court



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

Case No. 40S00-1406-MS- 431

ORDER APPROVING AMENDED LOCAL RULE

The Judges of the Jennings 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 Jennings Circuit and Superior Courts, this Court finds that the proposed rule amendment, LR40-AR 8-01 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 LR40-AR 8-01 for Jennings Circuit and Superior Courts, set forth as an attachment to this Order, is approved effective July 1, 2014. The Clerk of this Court is directed to forward a copy of this Order to the Hon. Gary L. Smith, Jennings Superior Court, 24 North Pike Street, P.O. Box 490, Vernon, IN 47282-0490; the Hon. Jonathan W. Webster, Jennings Circuit Court, P.O. Box 386, Vernon, IN 47282-0386; to the Clerk of the Jennings Circuit and Superior Courts; 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 Jennings Circuit and Superior Courts 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, on June 25, 2014.

Brent E. Dickson
Chief Justice of Indiana

LR 40-AR 8-01 - INITIAL CASE ASSIGNMENT AND LOCAL CASELOAD PLAN
(See Indiana Administrative Rule 8 and Indiana Rule of Criminal Procedure 2.2)

Unless otherwise required by statute, the Clerk of Courts and the Prosecuting Attorney of Jennings County, to the extent applicable, shall file the following cases in the following Court:

Jennings Circuit Court

1. All Level 1, 2, 3, 4, 5, and 6 felonies and Murder (MR), EXCEPT those filed alleging a Level 6 felony under IND. CODE §9-30-5-3 or §9-30-5-4 and related Post Conviction Relief proceedings.
2. All juvenile matters (JC, JD, JS, JT, and JM except JP)
3. Mental Health (MH)
4. All Adoption or Adoption History Petitions (AD)
5. All Estates and Trust (EU, ES and TR)
6. All Guardianships (GU)
7. Alternating domestic relation (DR)

Jennings Superior Court

- 1.) All Level 6 felonies alleging a violation of IND. CODE §9-30-5-3 or §9-30-5-4
- 2.) All Infractions (IF)
- 3.) All Misdemeanors (CM)
- 4.) All Local Ordinance and Exempted Ordinance Violations (OV and OE)
- 5.) All Small Claims (SC)
- 6.) All Protection Orders (PO)
- 7.) All Pro se Dissolutions (DR)
- 8.) Alternating domestic relation (DR)
9. All civil actions (CP, CT, PL, CC, MF and MI)

10. All Juvenile Paternity (JP)

Any action involving a land contract, as defined in IND. CODE §24-4.4-1-301(36), shall be filed as a civil action and not as small claim.

The method of assigning alternating domestic relation and reciprocal support actions shall be by blind random draw done by the Clerk or one of the Clerk's deputies.

In criminal cases, the most serious charge filed shall determine the proper Court.

If an information alleges a violation of IND. CODE §9-30-5-3 or 9-30-5-4 and any other Level 6 felony, the case shall be filed in the Jennings Circuit Court.