

In the
Indiana Supreme Court



IN THE MATTER OF)
)
THE APPOINTMENT AND)
)
CONTINUATION OF SENIOR JUDGES)

Case No. 94S00-1312-MS-917

ORDER APPOINTING SENIOR JUDGE

This Court has been informed that the Honorable George A. Hopkins, Judge of the Howard Superior Court, is temporarily unable to perform the duties of his office. On behalf of Judge Hopkins, the Honorable Lynn Murray, Judge of the Howard Circuit Court, has requested the appointment of Senior Judges to serve in Judge Hopkins' court in his absence and for additional senior judge service days.

Pursuant to IC 33-23-3-1 and Ind. Administrative Rule 5, we find that there is a demonstrated need for additional judicial resources and that the court would benefit from the appointment of senior judges and additional senior judge service days. The Court is further advised that the Honorable Kathy R. Smith, a Senior Judge, is willing to serve in Judge Hopkins court as a senior judge.

IT IS, THEREFORE, ORDERED that Senior Judge Kathy R. Smith is appointed to serve as senior judge in Howard Superior Court 4 upon the request of Judge Murray or the Howard Superior Court judges, on such days and times as are convenient for Judge Smith.

IT IS FURTHER ORDERED that Judge Murray and the Howard Superior Court judges are authorized to use other senior judges who meet the requirements of Ind. Administrative Rule 5 without further Order of this Court.

IT IS FURTHER ORDERED that the number of senior judge service days allotted to the Howard Superior Court 4 is increased from twenty (20) days to forty (40) days for calendar year 2014. It is the responsibility of the presiding judge of the Howard Superior Court 4 to ensure that the number of senior judge service days allotted is not exceeded during the year of appointment.

The above appointment shall remain in effect until **December 31, 2014**, or further Order of this Court. All appointments of senior judges are contingent upon senior judge day limits

established by this Court through separate Orders, and **it shall be incumbent upon the presiding judge of each requesting court to ensure that his court complies with the Orders setting senior judge day limits.** Pursuant to Ind. Code 33-4-8-5, no senior judge appointed by this Court in this Order may be compensated as a senior judge for more than one hundred (100) days during the 2014 calendar year. Pursuant to Admin. R. 5(B)(4) a senior judge shall have the same jurisdiction as the presiding judge of the court where the senior judge is appointed, but only during the days that the senior judge is serving in such court. Additionally, Admin. R. 5(B)(4) provides that a senior judge who has been appointed to serve in a court shall have the same jurisdiction as the regular judge of the court where he/she is serving to officiate at marriages at any time during the appointment. A senior judge may retain jurisdiction in an individual case beyond the day of service if the order of the presiding judge of the court in which the case is pending so orders.

The Clerk of this Court is directed to forward a certified copy of this Order to the Clerk of the Howard Circuit and Superior Courts, who is directed to enter this Order into the Record of Judgments and Orders, and to post this Order for public inspection; to the Hon. George A. Hopkins, Howard Superior Court, 104 North Buckeye Street, Kokomo, IN 46901; to the Hon. William C. Menges, Howard Superior Court 1, 104 North Buckeye Street, Kokomo, IN 46901-9004; to the Hon. Lynn Murray, Howard Circuit Court, 104 North Buckeye Street, #310, Kokomo, IN 46901-9004; to the Hon. Brant J. Parry, Howard Superior Court 2, 104 North Buckeye Street, #304, Kokomo, IN 46901-9004; to the Hon. Douglas A. Tate, Howard Superior Court 3, 104 North Buckeye Street, #110, Kokomo, IN 46901-9004; to the Hon. Kathy R. Smith; to the Indiana Judicial Center; to the Indiana Commission on Judicial Qualifications; and to the Indiana Supreme Court, Division of State Court Administration, Payroll Section. The Clerk is also directed to post this Order to the Court's website.

DONE at Indianapolis, Indiana on August 13, 2014.



Brent E. Dickson
Chief Justice of Indiana