

**IN THE
SUPREME COURT OF INDIANA**

STATE OF INDIANA)	Supreme Court No. 48S00-0501-SJ-28
)	
vs.)	
)	Case No. 48D03-8804-CF-56
LEE A. COLE)	in the Madison Superior Court

ORDER REMANDING JURISDICTION TO TRIAL COURT

Comes now the Clerk of the Madison Superior Court, and pursuant to Ind.Trial Rule 53.1, certifies this matter here for the appointment of a special judge.

And this Court, being duly advised, now finds that jurisdiction of this matter should be remanded to the Madison Superior Court and Judge Newman. Trial Rule 53.1 does not apply to post-conviction relief matters or to repetitive motions.

IT IS, THEREFORE, ORDERED that jurisdiction of this matter should be remanded to the Madison Superior Court and Judge Newman.

The Clerk of this Court is directed to forward notice of this Order to the Hon. Thomas Newman, Jr., Madison Superior Court, 16 East Ninth Street, Anderson, IN 46016-1572, and to the Clerk of the Madison Superior Court.

The Clerk of the Madison Superior Court is directed to forward notice of this Order to all parties of record in the case below.

DONE at Indianapolis, Indiana, this _____ day of February, 2005.

Randall T. Shepard
Chief Justice of Indiana