FILED
AUG 18 2008

In the
Indiana Supreme Court

Phebe MCGAUGHEY and Kevin McGaughey Plaintiffs	)	Supreme Court No. 75S00-0807-SJ-404
vs.	)	Case No. 75C01-0308-CT-15
CITY OF KNOX and Norfolk Southern Corporation Defendants	)	in the Starke Circuit Court

ORDER APPOINTING SPECIAL JUDGE

Comes now the Clerk of the Starke Circuit 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 a special judge should be appointed to hear this matter in the Starke Circuit Court pursuant to Ind. Trial Rule 53.1.

IT IS, THEREFORE, ORDERED that jurisdiction of this matter is withdrawn from the Honorable Michael A. Shurn, who is directed to file a report with the Indiana Supreme Court pursuant to Ind.Trial Rule 53.1(F).

IT IS THEREFORE, FURTHER ORDERED that the Honorable Kim Hall is appointed as special judge to hear this matter in the Starke Circuit Court. This order vests jurisdiction in Judge Hall. Pursuant to Ind.Trial Rule 79(K), an oath of office is not required.

The Clerk of this Court is directed to forward notice of this Order to the Hon. Michael A. Shurn, Pulaski Circuit Court, 112 East Meridian Street, #310, Winamac, IN 46996-1208; to the Hon. Kim Hall, Starke Circuit Court, P.O. Box 395, Knox, IN 46534-1196; and to the Clerk of the Starke Circuit Court.

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

DONE at Indianapolis, Indiana, this 18th day of August, 2008.

RT Shepard

Randall T. Shepard
Chief Justice of Indiana