

LOCAL COURT RULES
FOR THE
SWITZERLAND CIRCUIT COURT
AND
SWITZERLAND SUPERIOR COURT
INDIANA

CURRENT TO DECEMBER 22, 2006

LR-78-TR-78

In the event it becomes necessary to appoint a special judge pursuant to Trial Rule 79 (H) of the Indiana Rules of Trial Procedure, a judge from the following list of judges within Administrative District 12 shall be appointed:

The Honorable Ted R. Todd (Superior Court only);

The Honorable John d. Mitchell (Circuit Court only);

The Honorable G. Michael Witte;

The Honorable James D. Humphrey;

The Honorable Fred H. Hoying;

The Honorable Carl H. Taul; and

The Honorable James Morris.

Special Judges shall be appointed from this list on a rotating basis, except when such judge or judges are known to the Court of appointment to be ineligible or disqualified under Trial Rule 79 (H).

In the event no judge listed above is eligible to serve as a special judge or the particular circumstance of a case warrants the Supreme Court shall make the appointment.

LR-78-CR-2.2

A. All criminal cases shall be filed in the Switzerland Superior Court.

B. The judges of the two Courts shall retain authority to reassign cases between the Courts whenever the workload of each Court or convenience in handling the case make such reassignment judicially desirable.

C. Whenever a motion for change of venue from the judge has been granted pursuant to Criminal Rule 12 (B), the presiding judge disqualifies himself or it becomes necessary to assign another judge in any criminal or juvenile delinquency case in the Switzerland Superior Court, the Clerk shall reassign said cases to the following judges in the following consecutive order:

1. Honorable Ted R. Todd, Switzerland Circuit Court;
2. Honorable G. Michael Witte, Ripley Circuit Court;
3. Honorable Carl H. Taul, Ripley Superior Court;
4. Honorable James D. Humphrey, Ohio Circuit Court;
5. Honorable James Morris, Ripley Superior Court, and
6. Honorable Fred H. Hoying, Jefferson Superior Court.

In the event it becomes necessary to reassign a criminal or juvenile delinquency case in the Switzerland Circuit Court, the judges shall be reassigned in consecutive order to the above named judges. Judges previously assigned the case are ineligible for reassignment.

In the event no judge listed above is eligible to serve as special judge or the particular circumstance of a case warrants the selection of a special judge by the Indiana Supreme Court, that situation shall be certified to the Indiana Supreme Court for selection of a special judge.

D. In the event a case is dismissed and refilled, the judge last having jurisdiction in the dismissed case shall be the judge in the new case.

E. This rule shall be reviewable at any time by the judges of the Switzerland Circuit Court and the Switzerland Superior Court and shall be reviewed annually by the judges of said Courts with the approval of any changes in this rule to be made

in accordance with Criminal Rule 2.2 before any changes become effective.

LR-78-AR-15

In accordance with the requirements of Administrative Rule 15 of the Indiana Supreme Court, the following rule is hereby established:

The Court adopts Model Option One under Section C, regarding fees which will be charged for the following transcripts:

1. County indigent transcripts:
 - a. Three Dollars and Fifty Cents (\$3.50) per page:
One Dollar and Seventy Five Cents (\$1.75) per page
for a copy;
 - b. a claim shall be submitted directly to the County Auditor for payment;
2. State indigent transcripts:
 - a. Three Dollars and Fifty Cents (\$3.50) per page;
One Dollar and Seventy Five Cents (\$1.75) per page
For a copy;
 - b. a claim shall be submitted directly to the Public Defender's Office for payment;
3. Private transcripts:
 - a. Three Dollars and Fifty Cents (\$3.50) per page;
One Dollar and Seventy Five Cents (\$1.75) per page
for a copy;

- b. in some instances a retainer may be requested;
 - c. a bill shall be submitted directly to the lawyer requesting the transcript; said transcript will not be released until payment in full is received;
4. Other transcripts:
- a. in cases where a transcript is requested by a member of the public (not for trial Court or appeal purposes), the charge will be Three Dollars (\$3.00) page; One Dollar and Seventy Five Cents (\$1.75) per page for a copy;
 - b. the request must be submitted in writing;
 - c. a retainer will always be requested in these instances for at least fifty (50%) percent of the estimated charge;
5. The Court Reporter shall be paid an annual salary for time spent working under the control, direction and direct supervision of the Court during any regular work hours, gap hours or overtime hours;
6. The Court Reporter shall report during the first week of December of each year to the Indiana Supreme Court Division of State Court Administration, on forms Prescribed by the Division, all transcript fees (either County indigent, state indigent or private) received by the Court Reporter;

7. The Court hereby orders that the Court Reporters may not use Court equipment or the facilities for the purpose of taking private depositions; any private recording or preparing of private depositions shall be conducted outside regular Court hours; it is further ordered that the Court shall enter into a written agreement with the Court Reporter for gap and overtime hours on the basis of compensatory time off regarding work hours;

Said fees are subject to change upon due notice and amendment of this Court Rule.