

**IC 33-33-17**

Chapter 17. DeKalb County

**IC 33-33-17-1**

**Judicial circuit**

Sec. 1. DeKalb County constitutes the seventy-fifth judicial circuit.

*As added by P.L.98-2004, SEC.12.*

**IC 33-33-17-2**

**Establishment of standard superior courts**

Sec. 2. (a) There are established two (2) courts of record to be known as the DeKalb superior court No. 1 and the DeKalb superior court No. 2.

(b) Each DeKalb superior court is a standard superior court as described in IC 33-29-1.

(c) DeKalb County comprises the judicial district of each superior court.

*As added by P.L.98-2004, SEC.12. Amended by P.L.237-2005, SEC.7.*

**IC 33-33-17-3**

**Judges; location of court sessions**

Sec. 3. Each DeKalb superior court has one (1) judge who shall hold sessions in:

(1) the DeKalb County courthouse in Auburn; or

(2) other places in the county as the board of county commissioners of DeKalb County may provide.

*As added by P.L.98-2004, SEC.12. Amended by P.L.237-2005, SEC.8.*

**IC 33-33-17-4**

**Change of venue**

Sec. 4. (a) If:

(1) the clerk of the circuit court of DeKalb County receives the transcript of the original papers in a civil action or proceeding on a change of venue from another county; and

(2) the papers described in subdivision (1) contain an order of the court from which venue was changed designating the circuit court or one (1) of the superior courts as the court to which the case is to be transferred;

the clerk shall file the action or proceeding on the docket of the designated court.

(b) If:

(1) the clerk of the circuit court of DeKalb County receives the transcript of the original papers in a civil action or proceeding on a change of venue from another county; and

(2) the papers described in subdivision (1) do not contain an order designating the court to which the case is to be transferred;

the clerk shall alternately file each action or proceeding on the docket of the circuit court or the docket of one (1) of the superior courts, depending on the order and sequence in which the papers of the cases reach the clerk, so that if the first case is assigned to the circuit court, the next must be assigned to the superior court No. 1, and the next must be assigned to the superior court No. 2.

*As added by P.L.98-2004, SEC.12. Amended by P.L.237-2005, SEC.9.*

#### **IC 33-33-17-5**

##### **Repealed**

*(Repealed by P.L.237-2005, SEC.25.)*

#### **IC 33-33-17-6 Version a**

##### **Jurisdiction**

*Note: This version of section effective until 1-1-2012. See also following repeal of this section, effective 1-1-2012.*

Sec. 6. Each DeKalb superior court has the same jurisdiction as the DeKalb circuit court.

*As added by P.L.98-2004, SEC.12. Amended by P.L.237-2005, SEC.10.*

#### **IC 33-33-17-6 Version b**

##### **Repealed**

*(Repealed by P.L.201-2011, SEC.115.)*

*Note: This repeal of section effective 1-1-2012. See also preceding version of this section, effective until 1-1-2012.*

#### **IC 33-33-17-7 Version a**

##### **Small claims and misdemeanor division**

*Note: This version of section effective until 1-1-2012. See also following repeal of this section, effective 1-1-2012.*

Sec. 7. Each DeKalb superior court has a standard small claims and misdemeanor division.

*As added by P.L.98-2004, SEC.12. Amended by P.L.237-2005, SEC.11.*

#### **IC 33-33-17-7 Version b**

##### **Repealed**

*(Repealed by P.L.201-2011, SEC.115.)*

*Note: This repeal of section effective 1-1-2012. See also preceding version of this section, effective until 1-1-2012.*