

IN THE KOSCIUSKO CIRCUIT AND SUPERIOR COURTS  
KOSCIUSKO COUNTY

IN THE MATTER OF )  
LOCAL COURT RULES )

**NOTICE OF LOCAL RULE AMENDMENT AND PROPOSED NEW RULES AND  
REQUESTING SUPREME COURT APPROVAL  
May 15, 2026**

In accordance with Trial Rule 81 of the Indiana Court Rules, the Judges of the Kosciusko Circuit Court and Superior Courts, hereby give notice to the bar and the public that the Courts propose to amend the Local Rules including LR43-AR1E-1 (Civil Case Assignment), LR43-AR1E-2 (Initial Criminal Case Assignment), and LR43-AR15-3 (Court Reporter Services) for the courts of record of Kosciusko County, effective January 1, 2027.

All new text is shown by underline and deleted text is shown by ~~strike through~~. Supreme Court approval is required for certain Local Rules and will not take effect until approved by the Supreme Court.

Notice is given to the public by posting on the website of the Kosciusko County Clerk and on the Indiana Judiciary webpage for Local Rules (<https://www.in.gov/courts/publications/local-rules/>), and by furnishing a copy to the officers of the Kosciusko County Bar Association. A paper copy of the proposed amended local rules will be made available for viewing in the Office of the Clerk of Kosciusko County, 121 North Lake Street, Warsaw, Indiana 46580, during normal business hours.

The time period for the bar and the public to comment shall begin on June 3, 2026, and shall close on July 6, 2026. If required, the final version of the rule will be submitted to the Indiana Supreme Court for review and approval not later than August 1, 2026.

Comments by the bar and the public should be directed to the Honorable Chad M. Miner, Judge of the Kosciusko Superior Court No. 3, 121 North Lake Street, Warsaw, Indiana 46580, or by e-mail at [cminer@kosciusko.in.gov](mailto:cminer@kosciusko.in.gov).

**Dated this 15th day of May, 2026, on behalf of the Judges of Kosciusko County.**

/s/ Chad M. Miner  
Chad M. Miner, Judge  
Kosciusko Superior Court No. 3

IN THE CIRCUIT AND SUPERIOR COURTS OF KOSCIUSKO COUNTY  
KOSCIUSKO COUNTY JUSTICE BUILDING  
121 NORTH LAKE STREET  
WARSAW, INDIANA 46580

**A GENERAL AND STANDING ORDER OF THE COURT RELATING TO  
CIVIL CASE ASSIGNMENT, INITIAL CRIMINAL CASE ASSIGNMENT,  
AND COURT REPORTER SERVICES**

The Judges of the Kosciusko Circuit Court and Superior Courts, pursuant to Trial Rule 81(B), give notice of an amendment to the Local Court Rules, LR43-AR1E-1 (Civil Case Assignment) and LR43-AR1E-2 (Initial Criminal Case Assignment), and LR43-AR15-3 (Court Reporter Services).

**IT IS ORDERED:**

Effective January 1, 2027, LR43-AR1E-1, LR43-AR1E-2, and LR43-AR15-3 shall be amended to provide as follows:

**LR43-AR1E-1                      Civil Case Assignment**

- (1) MH, TS, and TP cases shall be filed in the Kosciusko Circuit Court.
- (2) JC, JD, JS, JM, JQ and JT cases shall be filed in the Kosciusko Superior Court No. 1. JP cases shall be filed in the Kosciusko Superior Court No. 4, and any such matters on the active docket of the Kosciusko Superior Court No. 1 as of January 1, 2027 and thereafter are transferred to the active docket of the Kosciusko Circuit Court.
- (3) PL and CT cases shall be filed fifty percent (50%) in the Kosciusko Circuit Court, ten percent (10%) in the Kosciusko Superior Court No. 3, and forty percent (40%) ~~forty percent (40%)~~ ~~fifty percent (50%)~~ in the Kosciusko Superior Court No. 4, on an alternating basis, and any such matters on the active docket of the Kosciusko Superior Court No. 1 as of January 1, 2027 ~~2025~~ and thereafter are transferred to the active docket of the Kosciusko Superior Court No. 4.
- (4) Seventy-five percent (75%) of MI cases shall be filed in the Kosciusko Superior Court No. 3 and twenty-five percent (25%) shall be filed in either the Kosciusko Circuit Court or the Kosciusko Superior Court No. 1, on an alternating basis.
- (5) IF cases shall be filed in the Kosciusko Superior Court No. 3.
- (6) OV, OE, PO (except PO cases where a JP, DC or DN case is in existence involving the same parties, which shall then be filed in the court having the JP, DC or DN case), EV and SC cases shall be filed in Kosciusko Superior Court No. 3.

- (7) Sixty percent (60%) of DC and ninety percent (90%) of DN cases shall be filed in the Kosciusko Superior Court No. 4.
- (8) Ten percent (10%) of DN and forty percent (40%) of DC cases shall be filed in the Kosciusko Circuit Court.
- (9) CC cases shall be filed forty percent (40%) in the Kosciusko Superior Court No. 3 and sixty percent (60%) in the Kosciusko Superior Court No. 4. Any such matters on the active docket of the Kosciusko Circuit Court, Kosciusko Superior Court No. 1, or Kosciusko Superior Court No. 2 as of January 1, 2027 and thereafter are transferred to the active docket of the Kosciusko Superior Court No. 4. ~~in the Kosciusko Superior Court No. 4, and any such matters on the active docket of the Kosciusko Superior Court No. 2 and the Kosciusko Superior Court No. 3 as of January 1, 2025 and thereafter are transferred to the active docket of the Kosciusko Superior Court No. 4.~~
- (10) ES, EM, EU and TR cases and matters not otherwise described herein, shall be filed fifty percent (50%) in the Kosciusko Circuit Court and fifty percent (50%) in the Kosciusko Superior Court No. 1.
- (11) AD cases shall be filed thirty-three percent (33%) in the Kosciusko Circuit Court and sixty-seven percent (67%) in the Kosciusko Superior Court No. 1.
- (12) GU and GM cases shall be filed twenty percent (20%) in the Kosciusko Circuit Court and eighty percent (80%) in the Kosciusko Superior Court No. 1.
- (13) MF cases shall be filed fifty percent (50%) in the Kosciusko Superior Court No. 4 and fifty percent (50%) in the Kosciusko Superior Court No. 3, on an alternating basis, and any such matters on the active docket of the Kosciusko Circuit Court as of January 1, 2025 and thereafter are transferred to the active docket of the Kosciusko Superior Court No. 4.
- (14) XP cases may be filed in any court.
- (15) RS cases shall be filed fifty percent (50%) in the Kosciusko Circuit Court ~~Kosciusko Superior Court No. 4~~ and fifty percent (50%) in the Kosciusko Superior Court No. 4, and any such matters on the active docket of the Kosciusko Superior Court No. 1 ~~Kosciusko Circuit Court~~ as of January 1, 2027 ~~2025~~ and thereafter are transferred to the active docket of the Kosciusko Circuit Court ~~Kosciusko Superior Court No. 4~~.
- (16) RF cases shall be filed fifty percent (50%) in the Kosciusko Superior Court No. 3 and fifty percent (50%) in the Kosciusko Superior Court No. 2.
- (17) GV cases shall be filed fifty percent (50%) in the Kosciusko Circuit Court and fifty percent (50%) in the Kosciusko Superior Court No. 4.
- (18) RA cases shall be filed in the Kosciusko Superior Court No. 3.

(19) CE cases shall be filed in the Kosciusko Superior Court No. 3.

(20) ~~(17)~~ All civil cases shall be filed in a random manner and in the percentages as provided by these rules. The Judges of the Kosciusko Circuit Court and the Kosciusko Superior Courts shall periodically review the filing patterns of civil cases and the Judges of such Courts reserve the right to transfer cases in the event of a disproportionate distribution of cases in order to balance the caseload and to expedite dispositions of all pending civil cases.

## **LR43-AR1E-2 Initial Criminal Case Assignment**

### **(1) Felonies Under Title 35-42-1 (Homicide)**

All felonies filed under Title 35, Article 42, Chapter 1 (Homicide) shall be filed in the Kosciusko Circuit Court.

### **(2) Felonies Under Title 35, Article 48 (Controlled Substances)**

All felonies filed under Title 35, Article 48 (Controlled Substances) shall be filed in the Kosciusko Circuit Court. ~~on an alternating basis in the Kosciusko Circuit Court and the Kosciusko Superior Court No. 1.~~

### **(3) Felonies Under Title 9 (Traffic) and I.C. 35-46-1-5 through 35-46-1-7 (Non-Support)**

All felonies filed under Title 9 (Traffic) and I.C. 35-46-1-5 through and including 35-46-1-7 (Non-Support) shall be filed in the Kosciusko Superior Court No. 3.

### **(4) Other F1, F2, F3 and F4 Felony Cases**

All other F1, F2, F3 and F4 felonies shall be filed on an alternating basis to the Kosciusko Circuit Court and the Kosciusko Superior Court No. 1.

### **(5) All Other F5 and F6 Felony Cases**

Sixty percent (60%) shall be filed in the Kosciusko Superior Court No. 3; twenty percent (20%) shall be filed in the Kosciusko Superior Court No. 2; twenty percent (20%) shall be filed in the Kosciusko Superior Court No. 1.

### **(6) All Misdemeanor Cases**

All misdemeanors shall be assigned to the Kosciusko Superior Court No. 2.

### **(7) All Juvenile Delinquent Cases**

All cases filed under Title 31, Article 37 (Juvenile Law: Delinquency) shall be initially assigned to Kosciusko Superior Court No. 1. In the event a child is waived into adult court, the case shall be reassigned to the appropriate court in accordance with the proceeding provisions of this rule.

**(8) Combination of Felony and Misdemeanor Cases**

In the event the case charges both felony and misdemeanor offenses, the case shall be considered a felony for the application of this rule.

**(9) Post-Conviction Relief Cases**

PC cases shall be filed in the court in which the related criminal case was filed.

**LR43–AR15-3 COURT REPORTER SERVICES**

**(A) Definitions.** The following definitions shall apply under this local rule:

- (1) A **Court Reporter** is a person who is specifically designated by a court to perform the official court reporting services for the court including preparing a transcript of the record.
- (2) **Equipment** means all physical items owned by the court or other governmental entity and used by a court reporter in performing court reporting services. Equipment shall include, but not be limited to, telephones, computer hardware, software programs, disks, tapes, and any other device used for recording and storing, and transcribing electronic data.
- (3) **Work space** means that portion of the court’s facilities dedicated to each court reporter, including but not limited to actual space in the courtroom and any designated office space.
- (4) **Page** means the page unit of transcript which results when a recording is transcribed in the form required by Indiana Rule of Appellate Procedure 7.2.
- (5) **Recording** means the electronic, mechanical, stenographic or other recording made as required by Indiana Rule of Trial Procedure 74.
- (6) **Regular hours worked** means those hours which the court is regularly scheduled to work during any given work week. Depending on the particular court, these hours may vary from court to court within the county but remain the same for each work week.
- (7) **Gap hours worked** means those hours worked that are in excess of the regular hours worked but hours not in excess of forty (40) hours per work week.
- (8) **Overtime hours worked** means those hours worked in excess of forty (40) hours per work week.
- (9) **Work week** means a seven (7) consecutive day week that consistently begins and ends on the same days throughout the year; i.e. Sunday through Saturday, Wednesday through Tuesday, Friday through Thursday.
- (10) **Court** means the particular court for which the court reporter performs services. Court may also mean all of the courts in Kosciusko County.
- (11) **County indigent transcript** means a transcript that is paid for from county funds and is for the use on behalf of a litigant who has been declared indigent by a court.

- (12) **State indigent transcript** means a transcript that is paid for from state funds and is for the use on behalf of a litigant who has been declared indigent by a court.
- (13) **Private transcript** means a transcript, including by not limited to a deposition transcript that is paid for by a private party.
- (14) **Expedited transcript** means a transcript that is requested to be prepared from within 48 hours to five (5) days, depending upon the size of the transcript.

**(B) Salaries and Per Page Fees.**

- (1) Court Reporters shall be paid an annual salary for time spent working under the control, direction and direct supervision of their supervising court during any regular work hours, gap hours, or overtime hours. The supervising court shall enter into a written agreement with the court reporters which outlines the manner in which the court reporter is to be compensated for gap and overtime hours, i.e. monetary compensation or compensatory time off regular work hours.
- (2) The maximum per page fee a court reporter may charge for the preparation of a county indigent transcript shall be ~~\$5.50~~ **\$6.00** per page until further order of the Courts. The court reporter shall submit a claim directly to the county for the preparation of any county indigent transcripts.
- (3) The maximum per page fee a court reporter may charge for the preparation of a state indigent transcript shall be ~~\$5.50~~ **\$6.00** per page until further order of the Courts.
- (4) The maximum per page fee a court reporter may charge for the preparation of a private transcript shall be ~~\$5.50~~ **\$6.00** per page.
- (5) The maximum per page fee a court reporter may charge for the preparation of an expedited transcript is ~~\$6.00~~ **\$6.50** per page.
- (6) A minimum fee up to \$40.00 is permissible.
- (7) The maximum per-page-fee a court reporter may charge for copies is ~~\$1.50~~ **\$2.00** per page
- (8) An additional labor charge approximating the hourly rate based upon the court reporter's annual court compensation may be charged for the time spent binding the transcript and the exhibit binders pending on the size of the transcript.
- (9) Each court reporter shall report, at least on an annual basis, all transcript fees received for the preparation of county indigent, state indigent or private transcripts to the Indiana Supreme Court Office of Judicial Administration. The reporting shall be made on forms prescribed by the Office of Judicial Administration.

**(C) Private Practice.**

- (1) If a court reporter elects to engage in private practice through the recording of a deposition and/or preparing of a deposition transcript, and the court reporter desires to utilize the court's equipment, work space and supplies, and the court agrees to the use of the court equipment for such purpose, the court and the court reporter shall enter into a written agreement which must, at a minimum, designate the following:

- (a) the reasonable market rate for the use of equipment, work space and supplies;
  - (b) the method by which records are to be kept for the use of equipment, work space and supplies; and
  - (c) the method by which the court reporter is to reimburse the court for the use of equipment, work space and supplies.
- (2) If a court reporter elects to engage in private practice through the recording of a deposition and/or preparing of a deposition transcript, all such private practice work shall be conducted outside of regular working hours.

**DATED AND ORDERED THIS \_\_\_\_\_ DAY OF MAY, 2026.**

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Matthew J. Buehler, Judge  
Kosciusko Circuit Court

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Karin A. McGrath, Judge  
Kosciusko Superior Court No. 1

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Torrey J. Bauer, Judge  
Kosciusko Superior Court No. 2

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Chad M. Miner, Judge  
Kosciusko Superior Court No. 3

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Christopher D. Kehler, Judge  
Kosciusko Superior Court No. 4