

In the Indiana Supreme Court

In the Matter of the Approval of Local
Rules for Knox County

Supreme Court Case No.
20S-MS-623



Order Approving Amended Local Rule

The Judges of the Knox Circuit and Superior Courts request the approval of amended local rules for caseload allocation in accordance with Indiana Administrative Rule 1(E). Attached to this Order is the proposed amended local rule.

Upon examination of the proposed rule amendments requested by the Knox Circuit and Superior Courts, this Court finds that the proposed rule amendments at LR42-AR00-3.4 comply with the requirements of Indiana Administrative Rules 1(E), and, accordingly, should be approved.

IT IS, THEREFORE, ORDERED by this Court that amended Local Rule, LR32-AR00-3.4, for Knox Circuit and Superior Courts, set forth as an attachment to this Order, is approved effective January 1, 2021.

Done at Indianapolis, Indiana, on 10/30/2020.

A handwritten signature in black ink that reads "Loretta H. Rush".

Loretta H. Rush

Chief Justice of Indiana

LR42-AR00-3.4

LOCAL RULE CONCERNING CASELOAD ALLOCATION PLAN

In conformance with the Order of the Indiana Supreme Court, the Judges of the Knox County Courts submit their proposed Knox County Caseload Allocation Plan as follows:

1. On or before April 1 of each year, the Judges of the Knox County Courts shall meet to review the Weighted Caseload Measures statistics as calculated by the Indiana Office of Judicial Administration from the preceding calendar year. The utilization percentage between the Courts shall be re-evaluated yearly to assess what actual disparities may exist.
2. Should action be required to reduce a disparity in caseload, the Judges may agree to accomplish the reduction in any reasonable manner.
3. All “LP/DP” (capital murder), “MR” (murder), “FA” (A Felony), “FB” (B Felony), “FC” (C Felony), “FD” (D Felony), “F1” (Level 1 Felony), “F2” (Level 2 Felony), “F3” (Level 3 Felony), “F4” (Level 4 Felony), “F5” (Level 5 Felony), and “F6” (Level 6 Felony) cases shall be filed in the Knox Superior Court 1 and the Knox Circuit Court on an equal basis with the exception of drug-related or alcohol-related Level 6 felony cases (all Level 6 felony cases where the single count of an information or even just one felony count of a multi-count information alleges a violation of either Ind. Code 7.1-5 et seq., 9-30-5 et seq., 16-42 et seq., or 35-48 et seq.), and felony habitual traffic offender cases. Those cases shall be assigned to the Knox Superior Court 2.
4. All “JC” (juvenile CHINS), “JD” (juvenile delinquency), “JS” (juvenile status), “JP” (juvenile paternity), “JM” (juvenile miscellaneous), and “JT” (juvenile termination of parental rights) cases shall be filed in the Knox Superior Court 1.
5. All “CM” (criminal misdemeanor), “IF” (infractions), “OV” (ordinance violations), and “SC” (small claims) cases shall be filed in the Knox Superior Court 2. However, if a misdemeanor case is filed regarding the violation of a protective order, the matter shall be filed in the court where the protective order is pending. Further, if a felony case is pending against a particular defendant, all subsequently filed misdemeanor cases against that defendant shall be filed in the Court where the felony case is pending.
6. All “PC” (post-conviction relief), “CC” (civil collections), “PL” (civil plenary), “RS” (reciprocal support), “AD” (adoption), “ES” (estate supervised), “EU” (estate

unsupervised), “EM” (estate miscellaneous), “TR” (trusts), “TS” (tax sale), and “TP” (tax deed) cases shall be filed in the Knox Circuit Court.

7. All “MI” (civil miscellaneous), “XP” (expungement), “MC” (miscellaneous criminal), “MH” (mental health), “DC” (domestic relations w/children), filed with counsel, and “DN” (domestic relations no children), filed with counsel, cases may be filed in any court as allowed by law.
8. All “GU” (guardianship) cases shall be filed in Knox Circuit Court, unless an existing “JC” (juvenile CHINS) case is pending then the “GU” (guardianship) shall be filed in the Knox Superior Court 1.
9. All “PO” (protective orders) cases shall be filed in Knox Circuit Court, unless an existing “JP” (juvenile paternity), “DR” (domestic relations), “DC” (domestic relations w/children), or “DN” (domestic relations no children) case is pending then the “PO” (protective orders) shall be filed in the court where the other matter pends.
10. All “DC” (domestic relations w/children), filed pro se, and “DN” (domestic relations no children), filed pro se, cases shall be filed in the Knox Superior Court 1 and the Knox Circuit Court as determined by those courts.
11. All “MF” (mortgage foreclosure) cases and “CT” (civil torts) shall be filed in Knox Circuit Court or Knox Superior Court 1.