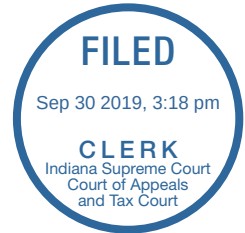


In the Indiana Supreme Court

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

Supreme Court Case No.
19S-MS-534



Order Approving Amended Local Rule

The Judges of the Marion Circuit and Superior Courts request the approval of an amended local rule 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 amendment requested by the Marion Circuit and Superior Courts, this Court finds that the proposed rule amendment, LR49-AR1(E)-302, complies with the requirements of Indiana Administrative Rule 1(E), and, accordingly, should be approved.

IT IS, THEREFORE, ORDERED by this Court that amended Local Rule 49-AR1(E)-302 for Marion Circuit and Superior Courts, set forth as an attachment to this Order, is approved effective January 1, 2020.

Done at Indianapolis, Indiana, on 9/30/2019.

A handwritten signature in black ink, appearing to read "Loretta H. Rush".

Loretta H. Rush
Chief Justice of Indiana

LR49-AR1(E)-302. Rules on Caseload Allocation.

A. Purpose. Caseload allocations shall allow the judges of the Marion Superior Court to make thoughtful, timely, reasonable and just decisions.

B. Procedure. The Executive Committee shall at least annually:

1. Review and assess literature on case flow management from any source with a view toward the improvement of the Court's case flow from filing to disposition;
2. Review and consider suggestions made by members of the bar, the public and other interested parties; and
3. Review and analyze the statistics or current workload and case flow within the Court.
 - a. Civil cases shall be assigned in accordance with LR49-TR3-200 Random Filing of Civil Cases. Criminal cases shall be filed in accordance with LR49-CR 2.2-100 Random Assignment of Criminal Cases and LR49-CR 2.3-101 Case Consolidation.
 - b. Any change involving caseloads, whether it is type of case or number of cases, shall require a majority vote of the Executive Committee and is subject to review under LR49-AR00-300(F)(2).
 - c. In deciding changes, the Executive Committee shall give due weight to the expertise and abilities of each judge, the stress associated with the types of cases and caseloads, and the goal of keeping each judge competent in the various areas of the law. Seniority shall be a consideration, but not the determinant factor for caseload allocation or courtroom assignment.
 - d. As new judges are appointed or elected to the Court, the Executive Committee shall assign them to courtrooms using the same criteria.

C. Implementation. The Clerk of the Court shall maintain systems as required to implement orders of the Court relating to case allocation.

D. Record Keeping. All matters of statistics and case flow management shall be collected and maintained by personnel in the office of Marion County Court Administration. All judges and their staffs shall be responsible for the collection and preparation of these statistics in a form and manner directed by the Executive Committee.

(Effective January 1, 2020)