

If a Defendant is currently out on bail, including release on his/her own recognizance, for a pending criminal case, is currently on probation, or is currently placed in community corrections, bail is to be set by the Court after a hearing.

(Effective July 1, 2014)

LR16-CR2.2-1 Criminal Case Filings and Reassignment

1. In adopting the following case assignment rules, the goals of the courts are to comply with Indiana Criminal Procedure Rule 2.2 and to maximize efficiency in the local criminal justice system by, except in certain circumstances, filing all cases against a particular defendant in the same court. The following criminal case assignment rules are to be applied in order beginning with the lowest-numbered paragraph and continuing sequentially until a case has been assigned to a particular court.
2. If a defendant is serving a sentence on probation or community corrections, then any new criminal case charging a felony offense shall be filed in the sentencing court.
3. If a case has not been assigned pursuant to the preceding paragraph and the defendant has a pending criminal case, then any new criminal case charging a felony offense shall be filed in the court with the pending case.
4. If a case has not been assigned pursuant to either of the preceding paragraphs and the highest offense level charged is a misdemeanor, then the case shall be filed in the Decatur Superior Court.
5. If a case has not been assigned pursuant to any of the preceding paragraphs and the highest offense level charged arises under Title 9 of the Indiana Code, then the case shall be filed in the Decatur Superior Court.
6. If a case has not been assigned pursuant to any of the preceding paragraphs, then the Clerk of the Decatur Circuit Court shall, by random selection, assign one-half (1/2) of the cases to the Decatur Superior Court and one-half (1/2) of the cases to the Decatur Circuit Court.
7. When charges against a defendant have been filed and dismissed, any subsequent charges filed against the same defendant arising out of the same investigation shall be filed with the court to which the case was originally assigned.
8. Judges of the Decatur Circuit Court and the Decatur Superior Court may transfer any pending case to the other Decatur County Court or may appoint the other Decatur County Judge as special judge for any pending case that has been redocketed after the entry of the judgment of conviction, subject to acceptance by the other Decatur County Judge.