

In the  
Indiana Supreme Court



IN THE MATTER OF )  
 )  
APPROVAL OF LOCAL RULES )  
 )  
FOR CASELOAD MANAGEMENT ) Case No. 49S00-1602-MS-108  
 )  
 )  
FOR MARION COUNTY )

ORDER REGARDING LOCAL RULES FOR CASELOAD MANAGEMENT

The Judges of the Marion Circuit and Superior Courts request an exemption from compliance with Ind. Administrative Rule 1(E) as it relates to the Traffic Division of Marion Superior Court.

As established by the Schedule for Adoption of County Caseload Allocation Plans established under Ind. Administrative Rule 1(E), the courts of Marion County must review and either readopt or submit new caseload allocation plans in each odd-numbered year.

By an Order dated May 29, 2014, this Court granted an exemption from compliance with Ind. Administrative Rule 1(E) as it related to the Traffic Division of Marion Superior Court until December 31, 2015. In the Order, this Court directed the Marion County judges to take concrete steps that would bring all Marion County courts into compliance with the .40 variance allowed by Ind. Administrative Rule 1(E) by January 1, 2016.

While Marion County courts were not successful in achieving compliance with Ind. Administrative Rule 1(E) by January 2016, the Judges of the Marion County Circuit and Superior Courts have made progress toward full compliance. Marion County has submitted a proposed 2016-2017 caseload allocation plan that will bring it even closer to compliance. This Court neither approves nor rejects Marion County's proposed caseload allocation plan. However, we conditionally approve the request for continued exemption for the Traffic Division of Superior Court until December 31, 2017, subject to the following conditions:

1. The Judges of the Circuit and Superior Courts of Marion County shall review the Marion County local rule for case assignments and/or allocation of judicial officers on a quarterly basis and shall assign cases and/or judicial officers as necessary to reduce the utilization variance among the division and courts so that the variance is brought to 0.80 or below.
2. The Judges of the Circuit and Superior Courts of Marion County shall submit a written status report to the Division of State Court Administration in March and September 2016 that provides details of any changes in judicial officer assignments, case load movements and any other changes made that affect the variance. The Division will advise Marion County on whether any changes made require amending Marion County's Local Rules.
3. On or before June 1, 2017, which is the due date for Marion County's next caseload allocation plan, the Judges of the Circuit and Superior Courts of Marion County must take additional steps that will, by January 1, 2018, bring all Marion County courts into compliance with the .40 utilization variance.

IT IS ORDERED that the Judges of the Circuit and Superior Courts of Marion County shall review the Marion County local rule for case assignments and/or allocation of judicial officers on a quarterly basis and shall assign cases and/or judicial officers as necessary to reduce the utilization variance among the division and courts until the variance is brought to .80 or below.

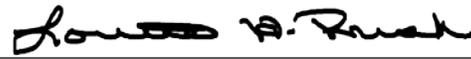
IT IS FURTHER ORDERED that the Judges of the Circuit and Superior Courts of Marion County shall submit a written status report to the Division of State Court Administration in March and September 2016 that provides details of any changes in judicial officer assignments, case load movement and any other changes made that affect the variance.

IT IS FURTHER ORDERED that the Superior Court is exempt from compliance with Ind. Administrative Rule 1 as the rule relates to the Traffic Division until December 31, 2017. On or before June 1, 2017, the due date for Marion County's next caseload allocation plan, the Judges of the Circuit and Superior Courts of Marion County shall take additional steps that will, by January 1, 2018, bring all Marion County courts into compliance with the .40 utilization variance.

The Clerk of the Marion Circuit Court is directed to enter this Order in the Record of Judgments and Orders for the Courts, to post this Order for examination by the Bar and the general

public, and if available, to publish this Order on the county clerk's website.

DONE at Indianapolis, Indiana, on 2/25/2016\_\_\_\_\_.

A handwritten signature in black ink, appearing to read "Loretta H. Rush". The signature is written in a cursive style with a horizontal line underneath it.

Loretta H. Rush  
Chief Justice of Indiana