

**STATE OF INDIANA – COUNTY OF JEFFERSON
IN THE JEFFERSON CIRCUIT AND SUPERIOR COURTS**

**Notice of Proposed Local Rule and Finding Good Cause to Deviate
From Established Schedule, Request for Comments and
Request for Supreme Court Approval**

The Judge of the Jefferson Circuit Court and the Judge of the Jefferson Superior Court give notice pursuant to Trial Rule 81(B) of a proposed new local rule for **Special Judge Assignment in Criminal Cases** at **LR39-CF-2.2-CR-2.1**. We find good cause to deviate from the schedule for adopting new local rules under Trial Rule 81 (D). We request Supreme Court approval for this new local court rule.

Comments may be submitted in writing, by regular post or by email to:

Michael J. Hensley, Judge, Jefferson Superior Court, 300 E. Main Street, Madison, IN 47250 or
Mike.hensley@jeffersoncounty.in.gov

Notice has been given to the public by posting on the website of the Jefferson County Clerk and on the Indiana Judicial Website, and by furnishing a copy to the officers of the Jefferson County Bar Association. **Comments** may be made until **February 6, 2015**.

This new local court rule will be **effective retroactive** to **January 1, 2015**.

DATED this 7th day of January, 2015 on behalf of the Judges of Jefferson County.

_____/S/_____
MICHAEL J. HENSLEY, Judge
Jefferson Superior Court

_____/S/_____
DARRELL M. AUXIER, Judge
Jefferson Circuit Court

LR39-CF-2.2-CR-2.1

TEMPORARY SPECIAL JUDGE ASSIGNMENT IN CRIMINAL CASES

For criminal cases filed from January 1, 2015 to June 30, 2015, in the event it becomes necessary to assign another judge in a felony or misdemeanor proceeding in the Jefferson Superior Court due to a conflict arising from the sitting judge's previous association with the law firm Jenner, Pattison, Hensley & Wynn, LLP the case shall be assigned to Senior Judge Fred H. Hoying, and if he cannot serve, then the Clerk shall assign a judge randomly from the following list:

1. Judge of the Scott Circuit Court
2. Judge of the Scott Superior Court
3. Judge of the Switzerland Superior Court
4. Judge of the Jennings Circuit Court
5. Judge of the Jennings Superior Court
6. Judge of the Ripley Circuit Court
7. Judge of the Ripley Superior Court
8. Judge of the Jefferson Circuit Court.

In the event a case is dismissed and re-filed, the judge last having jurisdiction in the dismissed case shall be the judge in the new case.

Certification shall be made to the Indiana Supreme Court of cases in which no judge is eligible to serve as special judge on the particular circumstance of a case warrant selection of a special judge by the Indiana Supreme Court.