

LR52-CR2.2-1
ASSIGNMENT OF CRIMINAL CASES

Pursuant to Rule 2.2 of the Indiana Rules of Criminal Procedure, the Judges of the Miami Circuit Court and Superior Courts hereby establish the following local rules for the assignment of criminal cases: ~~subject to approval of the Indiana Supreme Court.~~

1. All ~~traffic-related felony, misdemeanor, and infraction~~ cases shall be filed in the Miami Superior Court I. In the event that ~~non-traffic-related felony or misdemeanor charges~~ are filed against a defendant who is also charged with a ~~traffic-related felony or misdemeanor arising from the same set of facts~~, the ~~non-traffic-related~~ charges shall also be filed in the Miami Superior Court I.
- ~~2.~~ All felony cases filed against a defendant as a result of one or more criminal acts allegedly committed by the defendant while he or she was a prisoner at the Miami Correctional Facility shall be filed in the Miami Superior Court I.
- ~~3.2.~~ All ~~non-traffic-related~~ misdemeanor cases shall be filed in the Miami Superior Court II.
- ~~3.~~ ~~All traffic-related felony cases shall be filed in the Miami Superior Court. If non-traffic misdemeanor counts are also filed against the same defendant arising from the same set of facts, they shall also be filed in the Miami Superior Court I.~~
4. All Class C and D felony ~~eases~~ and Level 5 and Level 6 felony cases that are not ~~traffic-related~~ shall be filed in the Miami Superior Court II.
5. All Murder cases and all Class A and B felony and Level 1, Level 2, Level 3, and Level 4 other felony cases that are not traffic-related with the exception of those set forth in Rule 3 above will shall be filed in the Miami Circuit Court.
- ~~6.5.~~ In the event that a change of judge is granted because of a conflict of interest or pursuant to ~~Criminal~~ Rule 12 of the Indiana Rules of Criminal Procedure, the ~~cause case~~ shall first be assigned to a judge of one of the other two Miami County Courts who does not have a conflict of interest. In the event that ~~no~~ none of the judges of the Courts of Miami County judge can preside over hear a case that was originally filed in the Miami Circuit Court, Miami Circuit Court cases that case shall be first assigned to the Honorable Brant Parry. Honorable Robert McCallen. If Judge ~~McCallen~~ Parry is unable to accept the case, the case shall will be assigned to the Honorable Thomas Perrone instead. In the event that none of the judges of the Courts of Miami County can preside over a case that was originally filed in the Miami Superior Court I or the Miami Superior Court II, that case ~~Miami Superior Courts' cases~~ shall be first assigned to the Honorable Thomas Perrone. If Judge Perrone is unable to accept the case, the case shall will be assigned to the Honorable Brant Parry instead. Honorable _____
Robert McCallen.

Proposed Effective Date: July 1, 2014.