
STATE OF MICHIGAN ADMINISTRATIVE ORDER 2013-C31-4J and P74-2J
31ST JUDICIAL CIRCUIT
ST. CLAIR COUNTY PROBATE COURT

CASE ASSIGNMENT

IT IS ORDERED:

Pursuant to MCR 8.112(B) and MCR 8.111(B), Circuit Court and Probate Court cases will be assigned as follows:

1. Circuit Court Criminal Actions- Each Circuit Judge will be assigned by lot an equal portion of new cases with the following exceptions:
 - a. If there is a pending criminal case involving the same defendant, the County Clerk shall assign any subsequent bind-over to the judge assigned to the initial case.
 - b. Criminal cases filed separately with designated co-defendants shall be assigned to the same judge. If there is no open criminal case involving any of the defendants, then a single judge assignment will be made by lot.
2. Non-Business Court Civil Damage Suits, Other Civil Matters and other cases including appeals, administrative review, and ancillary proceedings will be assigned by lot to Judge Kelly and Judge West with the following exception: Subsequent actions arising out of the same transaction or occurrence pursuant to MCR 8.111(D) shall be assigned the judge assigned to the initial case.
3. Business Court cases- assigned by lot to Judge Kelly.
4. Family Division case types will be assigned as specified in the Family Division Plan:
 - a. Judge Brown will be assigned all cases filed with Family Division – Proceedings under Juvenile Code case type codes or Family Proceedings under Adoption Code case type codes.
 - b. Judge Brown will be assigned one-third of cases filed with Family Division - Domestic Relations case type codes or Family Division - Miscellaneous Proceedings case type codes.
 - c. Judge Lane will be assigned one-third of cases filed with Family Division - Domestic Relations case type codes or Family Division - Miscellaneous Proceedings case type codes.
 - d. Judge Tomlinson will be assigned one-third of cases filed with Family Division - Domestic Relations case type codes or Family Division - Miscellaneous Proceedings case type codes. In addition, Judge Tomlinson will be assigned those Domestic Relations cases when he already has a guardianship over the minor children in the case.

5. Probate Court cases will be assigned to Judge Tomlinson.

The County Clerk shall use a selection deck weighted to reflect the portion of new cases to which each judge is assigned within a specific case classification or grouping of case classifications. Where random case assignment exceptions are applied as specified in this order, the Clerk shall calibrate the random assignment system to reflect the additional cases assigned to that judge.

Reassignment of Circuit Court cases as a result of recusal shall be by lot. The Court Administrator shall be responsible for maintaining the records and procedure for reassignments.

This order supersedes 31st Circuit Court A.O. 1997-2 which is hereby rescinded.

Effective Date: On approval of the State Court Administrative Office

6-24-13

Date



Hon. Daniel J. Kelly
Chief Circuit Judge