

ADMINISTRATIVE PLAN

24th District

District Court of Montgomery, Polk and Scott County, Arkansas

1. JUDGES.

The 24th District Court is a state district court served by one judge. The judge serves in the statutorily designated departments of the court as follows:

<u>Judge</u>	<u>District / Division</u>	<u>Department</u>
Danny Thraikill Division 1	Montgomery County	Mount Ida 105 Hwy 270 E, #2- Clerk's Office 225 Fairground Road- Courtroom 71957
Danny Thraikill Division 1	Polk County	Mena 507 Church Avenue, 71953
Danny Thraikill Division 1	Scott County	Waldron 190 West 1 st Street, Bx 15, 72958

The statutory authority for the organization and designation of this district court is found is found at A.C.A. §16-17-1113(j).

Consolidation of City Courts with District Courts

Pursuant to A.C.A. §16-17-1202, the following towns or cities are no longer operating as a department of the district court and a copy of the local ordinance abolishing the city as a department of the court has been provided to AOC with this plan.

<u>Town / City Abolished as Department</u>	<u>Effective Date</u>
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A copy of the local ordinance abolishing the department of the district court has been attached.

2. OTHER JURISDICTIONAL AREAS.

The following cities and towns have police departments but have not been designated as statutory departments of the district court. Pursuant to A.C.A. §16-17-1203, these cities and town contribute to the operational expenses of the district court and file cases in the district court.

<u>City / Town</u>	<u>Department Where Cases are Filed / Heard</u>
City of Grannis	Mena Department
City of Mansfield	Waldron Department

3. COURT SESSIONS AND TYPES OF CASE BY SUBJECT MATTER (Criminal, Traffic, Civil and Small Claims).

Sessions of the court are generally scheduled on the following days of the week at the following times:

<u>District / Division</u>	<u>Department</u>	<u>Day</u>	<u>Time</u>	<u>Type of Case</u>
24 th District/Division 1	Mena	Tuesdays	9 am & 1:30 pm	Traffic/Criminal <i>(Civil & Small Claims held on the 3rd Tuesday of every other month at 2:00 p.m. No Court held if there is a 5th Tuesday in the month.)</i>
	Mount Ida	2 nd & 4 th Wednesday	9:00 am	Traffic/Criminal <i>(Civil & Small Claims held on the 4th Wednesday of every other month.)</i>
	Waldron	1 st & 3 rd Wednesday	9 am & 1:00 pm	Traffic/Criminal <i>(Civil & Small Claims held on the 1st Wednesday of every other Month.)</i>

Mandatory Holding of Court for Departments of a District Court

Pursuant to A.C.A. §16-17-138, sessions of court are held at least one (1) time per month unless mutually waived by the district court judge and the governing body of the city or town where the department is located.

4. ADMINISTRATIVE ORDER NO. 18 REFERRALS FROM CIRCUIT COURT.

The 24th State District Court includes counties in two judicial circuits. Referrals are made as follows:

18W Circuit

Montgomery and Polk Counties

The following matters are referred from the 18W Circuit Court and have been included in that circuit court administrative plan:

Consent Jurisdiction. Upon the consent of all parties, the following types of cases are referred from circuit court:

- Civil
- Domestic Relations
- Probate

Protective Orders.

Forcible Entry and Detainers / Unlawful Detainer.

Other Matters of an Emergency or Uncontested Nature Pending in Civil, Domestic Relations or Probate Division.

Type of Other Matters	Location
Ex-parte Emergency Involuntary Civil Commitments <i>(when Circuit Judge is unavailable)</i>	Montgomery and Polk Counties

Other Matters, if Justification for the Reference and Procedures to be Employed are Sufficiently Demonstrated in the Circuit Court Administration Plan Pursuant to Administrative Order No. 14.

Type of Other Matters	Location
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Criminal. The following duties are referred with respect to an investigation or prosecution of an offense lying within the exclusive jurisdiction of the circuit court:

- Issue Search Warrant Pursuant to Rule 13.1
- Issue Arrest Warrant Pursuant to Rule 7.1 or A.C.A. §16-81-104
- Issue Summons Pursuant to Rule 6.1
- Reasonable Cause Determinations Pursuant to Rule 4.1 (e)
- Conduct First Appearance Pursuant to Rule 8.1
- Appoint Counsel Pursuant to Rule 8.2
- Inform Defendant Pursuant to Rule 8.3
- Accept Plea of "Not Guilty" or "Not Guilty by Reason of Insanity"
- Conduct Pretrial Release Inquiry Rules 9.1, 9.2 and 9.3

Conduct Preliminary Hearing Pursuant to A.C.A. §16-93-307

15th Circuit

Scott County

The following matters are referred from the 15th Circuit Court and have been included in that circuit court administrative plan:

- (a) Pro se uncontested divorces;
- (b) Forcible Entry and Detainers and Unlawful Detainers;
- (c) Search Warrants pursuant to Rule 13.1;
- (d) Arrest warrants pursuant to Rule 7.1;
- (e) Collection cases-uncontested default judgment motions, uncontested garnishments, post judgment contempt hearings for debtor failure to file financial schedules, motions for extension of time for service of process, uncontested motions for summary judgment or judgment on the pleadings;
- (f) Orders of Protection, with the exception that Orders of Protection for Yell County and Conway County shall remain assigned to Circuit court as set forth in the present order;
- (g) Civil, domestic relations and probate cases upon the consent of all parties pursuant to Administrative Order No. 18 (d);
- (h) Criminal case First Appearances pursuant to Rule 8.1 through 8.4; and bond hearings.

The District Judge will not be primarily responsible for but will be authorized to handle the following matters when the Circuit Judge is unavailable:

- (a) Requests for ex-parte mental commitment orders;
- (b) Requests for ex-parte drug/alcohol commitment orders;
- (c) Transport orders for incarcerated litigants or witnesses.

Digital Audio Recording Equipment

Pursuant to Administrative Order No. 4, digital audio recording equipment is utilized to record a verbatim record of all proceedings pertaining to any contested matter before the court or jury.

and

I have provided the State District Court Digital Audio Recording Equipment Compliance Form to the Administrative Office of the Courts.

or

Digital audio recording equipment is not utilized.

5. SPECIALTY COURTS.


No specialty courts are conducted.

6. OTHER PROGRAMS OR DOCKETS.

No other programs or dockets are administered.

7. EFFECTIVE DATE.

This Administrative Plan is effective January 1, 2021.



Judge Danny Thrailkill

Dated: _____

10-5-23