

PROPOSED AMENDMENT

In an effort to more efficiently handle cases after a recusal, the judges of the 11th Judicial District - West propose the following amendment to our Administrative Plan:

If a judge recuses in the criminal, civil, domestic relations or probate division, the Circuit Clerk shall first assign the case on a random basis to a judge who normally hears cases in the particular subject matter.

For recusals in a delinquency case in the juvenile division, the Circuit Clerk shall assign that case randomly to a division of circuit court that normally hears criminal cases. (1st, 2nd or 5th division). In any other recusal from the juvenile division (i.e. DHS or FINS cases), the Circuit Clerk shall randomly assign the case to a judge who normally hears cases in the domestic relations division of circuit court. (3rd or 4th division). These changes allow for judges and attorneys to maintain more continuity because the case type is most similar and allows better docket management as attorneys who more regularly appear carry over.

If all judges who hear cases in a particular subject matter recuse, the Circuit Clerk shall assign the case randomly to another judge whether or not that judge routinely hears cases in the subject matter. If all judges in the District recuse, a special judge shall be requested as provided in Administrative Order No. 16.