

## CASE ASSIGNMENT

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Effective Date: January 3, 2017

*This administrative order rescinds and replaces Washtenaw County Trial Court Local Administrative Order C22 2016-08J & P81 2016-05J "Case Assignment."*

Pursuant to MCR 8.110 (c)(3)(b), it is hereby ordered that the case assignments described below be implemented effective January 3, 2017.

The chief judge of the trial court may make judicial assignments and may make adjustments to equalize judicial workloads by reassigning cases, pursuant to MCR 8.111. Further, in order to expedite the processing of certain case types, to take advantage of the expertise of a particular judge or to facilitate the application of the one family/one judge concept, the chief judge may assign or reassign cases among judges to ensure the effective and expeditious handling of such cases. In addition, the chief judge may order that any judge, upon the signing of an appropriate disqualification notice, be removed from the random assignment of a given case or cases as specified in the disqualification notice. When a disqualification order has been signed the case shall be randomly assigned to another judge in the same division. If all judges of the division are disqualified, the case shall be randomly assigned to a judge in the other division of the court. If that judge is disqualified, the case shall be randomly assigned to another judge in that division.

### **CIVIL/CRIMINAL DIVISION – General Jurisdiction Caseload**

#### **Civil Cases:**

- A. Unless there is an underlying **DA** or **DE** case, the general jurisdiction civil caseload shall be assigned randomly among the judges as follows: Connors 33%, Kuhnke 33%, and Swartz 33%. These cases include the following case types as described in the State Court Administrative Office's Case File Management Standards Publication: **AA, AE, AS, AV, AW, ND, NE, NH, NI, NM, NO, NP, NS, NZ, CB, CC, CD, CE, CF, CH, CK, CL, CP, CR, CZ, PC, PD, PR, PS, and PZ**. If there is an underlying active **DA** or **DE** case, the new general jurisdiction civil case will be assigned to Judge Owdziej.
- B. All **AL** cases shall be assigned to Judge David S. Swartz.
- C. All Business Court cases shall be assigned to Judge Brown with Judge Kuhnke as back-up Judge

## **Criminal Cases:**

The general jurisdiction criminal case types described in State Court Administrative Office's Case File Management Standards Publication; **AP, AR, AX, DJ, FC, FH, and FJ** shall be assigned randomly and equally as follows; Brown 25%, Kuhnke 25%, O'Brien 25%, and Swartz 25%. Cases involving repeat offenders, however, will be assigned or reassigned to the judge (or successor judge) who first handled a case involving that offender; the intent of this practice is to ensure that a single judge, to the extent possible, handles all matters involving a recidivist defendant.

All **AH** cases shall be assigned to Judge Swartz.

All bond forfeiture proceedings will be assigned to Judge Swartz.

## **FAMILY DIVISION**

The Family Division is responsible for hearing all domestic relations cases, all juvenile matters, all probate matters and all proceedings involving personal protection orders.

All newly filed domestic relations cases, **DC, DM, DO, DP, DS, DZ, UD, UE, UF, UI, UM, UN, UT and UW**, shall be randomly assigned as follows: Brown 20%, Conlin 35%, Connors 20% and O'Brien 25% .

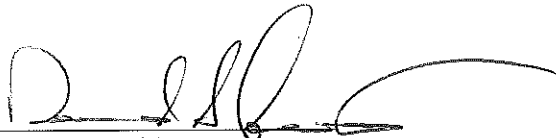
- A. Judge O'Brien will handle all prosecutor default cases in DS & DP cases.
- B. All newly filed **NC** cases shall be assigned to Judge Conlin.
- C. Unless there is an underlying Family Division case, all proceedings for personal protection orders (case types **PH, PJ, PP**, and **VP** and their predecessors) shall be assigned to Judge Conlin. If there is an underlying pending or former Family Division case, all matters involving the PPO shall be assigned to the judge assigned to the underlying matter.
- D. All child support enforcement proceedings shall be heard by Judge Conlin.
- E. All **BR, CA, CY, DA, DD, DE, DH, EM, GA, GL, GM, ID, JA, LG, MI, ML, PE, PO, TR, TT, and TV** cases shall be assigned to Judge Owdziej. Judge O'Brien will serve as primary back-up.
- F. All contested **AY** cases involving a pending or former domestic relations case in Washtenaw County shall be assigned to the judge assigned to the domestic relations case.
- G. All **AB, AC, AD, AF, AG, AM, AN, AO, AY, NB, PW, RB, and RL** shall be assigned to Judge Kuhnke. Judge Connors will serve as primary back-up.
- H. All **DL and TL** cases shall be assigned to Judge Owdziej. Judge O'Brien will serve as primary back-up.
- I. All **JG, NA and VF** cases shall be assigned to Judge Connors. Judge Owdziej will be primary back-up
- J. All **NB** and **NC** cases with Indian Child Welfare Act (ICWA) applicability will be assigned

to Judge Connors.

K. All cases entered into the Peacemaking Court will be assigned to Judge Connors.

**APPELLATE PROCEDURE**

- A. All appeals to the Washtenaw County Trial Court shall be filed with Circuit Court Services following appropriate procedures as described in Chapter 7 of the Michigan Court Rules.
- B. Appeals of criminal matters heard in the District Court shall be assigned randomly to a judge hearing general jurisdiction criminal matters.
- C. Appeals of civil matters heard in the District Court shall be assigned randomly to a judge hearing general jurisdiction civil matters
- D. Appeals in juvenile cases shall be made, in accordance with MCR 3.993, to the Court of Appeals.
- E. All other appeals of decisions of the judges of the Washtenaw County Trial Court should be made to the Court of Appeals under the applicable court rules.



Honorable David S Swartz  
Chief Judge  
Washtenaw County Trial Court

December 29, 2016  
Date