

Supreme Court of Kentucky

ORDER

IN RE: ORDER APPROVING THE LOCAL RULES OF PRACTICE AND PROCEDURE FOR THE 53RD JUDICIAL DISTRICT COURT, ANDERSON, SHELBY, AND SPENCER COUNTIES

Upon recommendation of the Judges of the 53rd Judicial District, Anderson, Shelby, and Spencer counties, and being otherwise sufficiently advised,

The Local Rules of Practice and Procedure for the 53rd Judicial District, Anderson, Shelby, and Spencer counties, are hereby approved. This order shall be effective as of the date of this Order, and shall remain in effect until further orders of this Court.

Entered this the 24th day of February 2016.


CHIEF JUSTICE JOHN D. MINTON, JR.

**LOCAL RULES FOR THE 53rd JUDICIAL DISTRICT
ANDERSON, SHELBY AND SPENCER COUNTIES**

RULE 1. INTRODUCTION/ADMINISTRATIVE PROCEDURE

Preface

These are the Local Rules of the 53rd Judicial District. These Rules supplement the Kentucky Rules of Criminal Procedure (RCr) and the Kentucky Rules of Civil Procedure (CR). These Rules shall be the only operative 53rd Judicial District Court Rules. All previous rules adopted by the 53rd Judicial District are hereby rescinded.

Effective Date

These rules shall apply with full force and effect to all actions filed or pending in the 53rd Judicial District immediately upon approval of the Chief Justice of the Supreme Court.

Citation

These rules may be cited as “53rd Judicial District Court Rules” or “53rd JDCR.”

RULE 2. DIVISIONS & COURT SCHEDULES

Divisions

The District Court of the 53rd Judicial District consist of two (2) divisions, namely:

Division 1

Judge J.R. RoBards
401 Main Street, Suite 403
Shelbyville, KY 40065
(502) 633-4130
(502) 647-4644

Division 2

Judge Donna Dutton, Chief Judge
401 Main Street, Suite 404
Shelbyville, KY 40065
(502) 633-7359
(502) 844-2703

Court Schedules

Anderson County

Monday 8:30 a.m. Jail Docket
 9:00 a.m. Traffic

Wednesday 9:00 a.m. Civil, Disability motions, Evictions, Probate & Small Claims
 1:00 p.m. Juvenile

Thursday 8:30 a.m. Jail Docket
 9:00 a.m. Criminal
 10:30 a.m. Preliminary Hearings

JURY TRIALS – One week per month will be designated for jury trials, scheduled at the discretion of the court.

Jail dockets will be conducted during these trial weeks. However, nothing else is to be set without prior authorization by the court. In the event a matter is inadvertently set for that day, the Clerk is to send a notice re-setting the case.

Shelby County

Monday	8:30 a.m. Evictions & Small Claims 10:00 a.m. Civil 10:30 a.m. Probate & Disability motions 1:00 p.m. Traffic, Criminal Informal Pretrials
Tuesday	8:30 a.m. Traffic 1:00 p.m. Criminal Arraignments—out of custody 1:30 p.m. Criminal Arraignments—in custody
Wednesday	9:00 a.m. Jury Trials
Thursday	8:30 a.m. Criminal Disposition Out of Custody 12:00 p.m. Preliminary Hearing Conferences 1:00 p.m. Preliminary Hearings In Custody/Out of Custody; Criminal Disposition In Custody
Friday	8:30 a.m. Juvenile

Spencer County

Tuesday	8:30 a.m. Civil, Disability motions, Evictions, Probate & Small Claims 9:30 a.m. Juvenile
Friday	8:30 a.m. Jail Docket 9:00 a.m. Traffic & Criminal 10:30 a.m. Preliminary Hearings

JURY TRIALS – One week per month will be designated for jury trials, scheduled at the discretion of the court.

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RULE 3. HOLIDAYS

The Court observes the AOC state holiday schedule. That schedule is available in the District Court Clerk's office.

Rule 4. MISCELLANEOUS RULES RELATING TO DISTRICT COURT

BW/FTAs

If a defendant in a criminal case fails to appear at a scheduled court date and wishes to be placed back on the docket to address a bench warrant or a DOT failure to appear notice, the defendant shall contact the clerk's office for a date & time to be added to the docket. On that date, the defendant shall stop by the clerk's office at 8:30 a.m. to confirm their presence, at which time, the clerk will add them to the docket for that day.

Unless otherwise approved by the court, no fines and/or costs bench warrants are to be added back onto the court's docket.

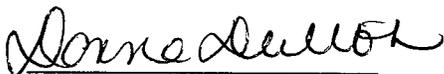
Motion deadlines

If copies to opposing counsel are served by mail, motions must be filed and served no later than five days prior to the day of the scheduled hearing excluding Saturdays, Sundays, and holidays, unless a different time is required by other rules of court.

If copies to opposing counsel are served in person, by fax, e-mail, or e-filing, motions must be filed and served seventy-two(72) hours prior to the scheduled hearing excluding Saturdays, Sunday, and holidays, unless a different time is required by other rules of court.

With regard to cases which are scheduled for trial, all dispositive motions, discovery issues, motions to continue and foreseeable evidentiary motions, so far as possible, shall be scheduled to be heard on the date of the final pretrial conference or a date prior to the day of trial.

The foregoing rules have been submitted and approved under SCR 1.040 and are effective as of the date of the Order of the Supreme Court of Kentucky.



Donna Dutton
Chief District Judge
Division 2
53rd Judicial District



J.R. RoBards
District Judge
Division 1
53rd Judicial District