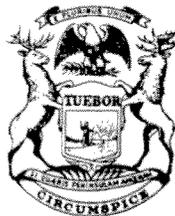


THE 10TH CIRCUIT COURT



111 SOUTH MICHIGAN AVENUE  
SAGINAW, MICHIGAN 48602  
AREA CODE 989-790-5470  
FAX 989-793-8180

January 26, 2012

Mr. J. Bruce Kilmer  
Regional Administrator  
State Court Administrative Office  
PO Box 750  
Mt. Pleasant, MI 48804-0750

Re: Concurrent Jurisdiction Plan

Dear Mr. Kilmer:

We are pleased to submit the enclosed original concurrent jurisdiction plan for the circuit, probate and district courts of Saginaw County.

Also enclosed is the favorable report and recommendation of the county Courts & Public Safety Committee that was unanimously approved by the full Board of Commissioners on January 24, 2012, together with a cover letter from the Board Chair.

Also, please be advised that, in addition to judges and staff, we have affirmatively sought input of persons and entities affected by the courts' operations, including the county prosecutor, sheriff, chiefs of police, and bar association.

We believe that all requirements for approval under MCL 600.401 et seq. and AO 2003-1 have been satisfied.

Accordingly, we are requesting that you undertake the necessary steps to obtain formal approval of the plan by the Supreme Court. Thank you.

Hon. Robert L. Kaczmarek,  
Chief Judge  
10<sup>th</sup> Circuit Court

Sincerely,

Hon. Patrick J. McGraw,  
Chief Judge  
Saginaw County Probate Court

Hon. M. Randall Jurens  
Chief Judge  
70<sup>th</sup> District Court

Enclosures

MICHIGAN SUPREME COURT  
STATE COURT ADMINISTRATIVE OFFICE

FEB 01 2012

REGION III

Saginaw County  
Governmental Center  
111 S. Michigan Avenue  
Saginaw, MI 48602

# COUNTY OF SAGINAW

BOARD OF COMMISSIONERS

*Michael P. O'Hare, Chair*



PHONE (989) 790-5267

BOC@SAGINAWCOUNTY.COM

FAX (989) 790-5569

DISTRICT #1  
MICHAEL P. O'HARE

January 25, 2012

DISTRICT #2  
RONALD L. SHOLTZ

DISTRICT #3  
CHERYL M. HADSALL

Hon. Robert L. Kaczmarek  
Chief Judge

Hon. M. Randall Jurens  
Chief Judge

Hon. Patrick J. McGraw  
Chief Judge

DISTRICT #4  
DENNIS H. KRAFFT

10th Circuit Court  
Saginaw County Courthouse

70th District Court  
Saginaw County Courthouse

Saginaw County Probate Court  
Saginaw County Courthouse

DISTRICT #5  
PATRICK A. WURTZEL

111 S. Michigan Avenue  
Saginaw, MI 48602

111 S. Michigan Avenue  
Saginaw, MI 48602

111 S. Michigan Avenue  
Saginaw, MI 48602

DISTRICT #6  
EDDIE F. FOX

Dear Honorable Judges:

DISTRICT #7  
ROBERT M. WOODS, JR.

At the January 11, 2012 Courts & Public Safety Committee meeting, your proposed plan of concurrent jurisdiction (received for review in accordance with MCL 600.425 on January 2012) was approved for presentation to the full Board of Commissioners.

DISTRICT #8  
CARL E. RUTH

DISTRICT #9  
MICHAEL J. HANLEY

At the January 24, 2012 regular session of the Board of Commissioners, following comprehensive discussion and review of the plan's financial implications, the Saginaw County Board of Commissioners expressed its agreement with the plan and encouraged its approval by the Michigan Supreme Court. Courts & Public Safety Committee Report #3.1 is attached.

DISTRICT #10  
BREGITTE K. BRADDOCK

DISTRICT #11  
SUSAN A. MCINERNEY

DISTRICT #12  
TIMOTHY P. KELLY

On behalf of the Board of Commissioners and the citizens of Saginaw County, we thank you for pursuing this initiative.

DISTRICT #13  
ANN M. DOYLE

Sincerely,

DISTRICT #14  
KIRK W. KILPATRICK

DISTRICT #15  
TIMOTHY M. NOVAK

Michael P. O'Hare, Chair  
Saginaw County Board of Commissioners

llm

BOARD STAFF -  
SUZY KOEPLINGER,  
COORDINATOR  
LAURA L. MCCLEAN,  
ASST COORDINATOR  
CINDY L. LOUCHART,  
STAFF ASSISTANT

Your committee considered Communication No. 1-24-8 from Honorable Judges Kaczmarek, McGraw and Jurrens, submitting a plan of concurrent jurisdiction that will enable the courts to more efficiently match judicial resources with caseload.

We met with Judge Jurrens and Judge McGraw, who stated they are in the process of obtaining approval from the Michigan Supreme Court for a plan of concurrent jurisdiction. Subject to approval by the Supreme Court and certain other limitations as defined in 2001 PA 678, a plan of concurrent jurisdiction is adopted by a majority vote of each of the following groups of judges: Circuit, District and Probate. The Plan would allow the Courts to exercise the power and jurisdiction of each in Saginaw County. Benefits that would be shared include Judicial Resources, Governance and Decision Making, Administration and Fiscal Control, Information Systems and Case Management. The plan would reduce costs and increase efficiency, including coordinating portions of the courts' administrative and budgetary functions. **(A copy of the Plan is on file in the Board Office)**

It is the recommendation that the Saginaw County Courts submit the plan of concurrent jurisdiction to the Michigan Supreme Court; that the proper County officials be authorized and directed to sign the necessary documents on behalf of the County subject to review by the Controller as to substance and Counsel as to legal form.

Respectfully submitted,

**COMMITTEE ON COURTS & PUBLIC SAFETY**

abs/ *Cheryl M. Hadsall*  
Cheryl M. Hadsall, Chair

s/ *Bregitte K. Braddock*  
Bregitte K. Braddock

s/ *Kirk W. Kilpatrick*  
Kirk W. Kilpatrick

s/ *Patrick A. Wurtzel*  
Patrick A. Wurtzel, Vice-Chair

s/ *Ann M. Doyle*  
Ann M. Doyle

s/ *Michael P. O'Hare*  
Michael P. O'Hare

llm

**APPROVED**  
**SAGINAW COUNTY BOARD**  
**OF COMMISSIONERS**

DATE: January 24, 2012

ATTESTED: *Suzy Kooplinger*  
Suzy Kooplinger  
Board Coordinator

**SAGINAW COUNTY**  
**CONCURRENT JURISDICTION PLAN**



**SAGINAW COUNTY CIRCUIT COURT**  
10<sup>th</sup> Circuit Court

**SAGINAW COUNTY PROBATE COURT**

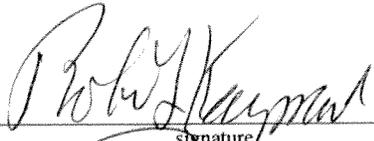
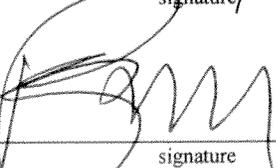
**SAGINAW COUNTY DISTRICT COURT**  
70<sup>th</sup> District Court

MICHIGAN SUPREME COURT  
STATE COURT ADMINISTRATIVE OFFICE

FEB 01 2012

CONCURRENT JURISDICTION PLAN APPLICATION

A. Application Summary

<p>1. <i>Applicant:</i> 10<sup>th</sup> Circuit Court Saginaw County Probate Court 70<sup>th</sup> District Court</p> <p>Address: 111 S. Michigan Avenue, Saginaw, Michigan 48602</p>	
<p>2. <i>Contact Person:</i> Dave Cable Title: Court Administrator</p> <p>Address: 111 S. Michigan Avenue, Saginaw, Michigan 48602 Phone: (989) 790-5411 Fax: (989) 793-8180 E-Mail: <a href="mailto:dcable@saginawcounty.com">dcable@saginawcounty.com</a></p>	
<p>3. <i>Concurrent Jurisdiction Type:</i></p> <p><input checked="" type="checkbox"/> Circuit, Probate and District Court Jurisdictions <input type="checkbox"/> Circuit and Probate Court Jurisdictions <input type="checkbox"/> Circuit and District Court Jurisdictions <input type="checkbox"/> District and Probate Court Jurisdictions</p>	
<p>4. <i>Chief Judge Signatures:</i></p> <p>Chief Circuit Court Judge: Robert L. Kaczmarek</p> <p> signature</p> <p>Date: 1-26-12</p> <p>Chief Probate Court Judge: Patrick J. McGraw</p> <p> signature</p> <p>Date: 1-26-12</p> <p>Chief District Court Judge: M. Randall Jurrens</p> <p> signature</p> <p>Date: 1-26-12</p>	

## **B. Plan Description**

Subject to approval by the Supreme Court and to certain other limitations as defined in 2002 PA 678 and described in these requirements, a plan of concurrent jurisdiction is adopted by a majority vote of each of the following groups of judges: circuit, probate and district judges of Saginaw County.

This plan of concurrent jurisdiction provides for exercise of power and jurisdiction as follows:

- a. The circuit court and one or more circuit judges may exercise the power and jurisdiction of the probate court.
- b. The circuit court and one or more circuit judges may exercise the power and jurisdiction of the district court.
- c. The probate court and one or more probate judges may exercise the power and jurisdiction of the circuit court.
- d. The probate court and one or more probate judges may exercise the power and jurisdiction of the district court.
- e. The district court and one or more district judges may exercise the power and jurisdiction of the circuit court.
- f. The district court and one or more district judges may exercise the power and jurisdiction of the probate court.

## **C. Certification of Plan Approval**

Adoption of this plan by a majority of each group of judges of the 10<sup>th</sup> Circuit Court, the 70<sup>th</sup> District Court, and the Probate Court for Saginaw County is evidenced by their signatures on the attached appendices.

## **D. Proposed Judicial Resource Allocation & Administration**

### *1. Concurrent Jurisdiction Plan Goals*

The anticipated benefits that will be realized through the adoption of this plan include:

- a. Judicial Resources
  - greater flexibility in assigning judges and quasi-judicial officers to cases
  - reduce redundant judicial activities
  - ability to consolidate related matters
  - ability to assign judicial resources based on need and workload
  - more equitable distribution of workloads
  - improve flexibility in covering absences and disqualifications

b. Governance and Decision Making

- improve communication of goals and objections within the court
- improve communications with funding unit
- ensure that decision making considers the needs of all court units
- reduce competition between court units for resources
- improve cooperation and teamwork

c. Administration and Fiscal Control

- increase ability to assign support staff based on need
- reduce duplication and redundancy of administrative activities
- increase uniformity of budgeting and financial reporting
- increase coordination and effectiveness of collections
- maximize utilization of facilities and capital resources
- improve utilization of courtrooms
- standardization of rules, policies and procedures
- increase opportunities for innovation and self-evaluation

d. Information Systems

- improve integration of case management systems
- improve public access to court information
- more timely reporting of required data

e. Case Management

- reduce delay
- minimize appearances by and inconvenience to litigants, witnesses and attorneys
- improve ADR
- improve compliance with time standards
- reduce jail overcrowding

*2. Judicial Resources*

Fully appreciating the historical jurisdiction of the respective courts, and recognizing that judges themselves are not wholly interchangeable, but recognizing the benefits of providing for the transfer or assignment of cases between the courts to fairly distribute the workload among the courts and the individual judges, cases will be assigned among or between the courts affected by this plan and to individual judges of those courts as follows:

- (A) *General Rule*: Except as otherwise provided in this plan, cases will be assigned to the court and to the judges of that court as if this plan had not been adopted.
- (B) *Circuit Court*: The circuit court and one or more circuit judges may exercise the power and jurisdiction of:
- (1) the probate court as authorized by now existing or hereafter adopted resolution, agreement, or local administrative order

(2) the district court as authorized by now existing or hereafter adopted resolution, agreement, or local administrative order, including:

(a) arraignments and pleas on misdemeanor charges<sup>1</sup>

(C) *Circuit Court/Family Division:*

(1) The current Family Court Plan<sup>2</sup>, as it may be amended from time to time, is hereby incorporated by reference.

(2) Newly filed Personal Protection Order Petitions shall be assigned to the circuit judge assigned to any underlying domestic relations case.

(D) *Probate Court:*

(1) Assignment of circuit court family division cases to probate judges is governed by the current Family Court Plan, as it may be amended from time to time.

(2) The probate court and one or more probate judges may exercise the power and jurisdiction of:

(a) the circuit court as authorized by now existing or hereafter adopted resolution, agreement, or local administrative order

(b) the district court as authorized by now existing or hereafter adopted resolution, agreement, or local administrative order

(E) *District Court:* The district court and one or more district judges may exercise the power and jurisdiction of:

(1) the circuit court as authorized by now existing or hereafter adopted resolution, agreement, or local administrative order, including:

(a) arraignments and pleas on felony charges<sup>3</sup>

(b) assignment of specified felony cases<sup>4</sup>

(c) civil infractions committed by juveniles<sup>5</sup>

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<sup>1</sup> See attached LAO C10 2009-01J and D70 2009-01J

<sup>2</sup> See attached Family Court Plan

<sup>3</sup> See attached LAO C10 2006-02J and D70 2006-02J

<sup>4</sup> See attached LAO C10 2011-05J and D70 2011-03J

<sup>5</sup> See attached LAO C10 2012-01J and D70 2012-01J

- (2) the probate court as authorized by now existing or hereafter adopted resolution, agreement, or local administrative order.
- (F) *Blind Draw*: In any event, except as otherwise provided by local administrative order, cases will be assigned by lot among the participating judges within a given caseload division, *MCR 8.111*.
- (G) *Cross Assignment*: Implementation of this plan is subject to cross assignment of the participating judges by the State Court Administrative Office.
- (H) *Disqualification Appeals*: If a challenged judge denies a motion for disqualification, *MCR 2.003*, upon the request of a party, the challenged judge shall refer the motion to the chief judge of the challenged judge's own court (i.e. regardless of case type).
- (I) *Local Administrative Orders*: Implementation of the case assignment provisions of this plan will be by local administrative order adopted by the affected court(s) from time to time. Future amendment(s) to any attached local administrative orders will not require the submission of a revised concurrent jurisdiction plan, provided that the amendment(s) does not fundamentally alter this plan.
- (J) *Pending Cases*. Except as otherwise expressly provided, assignment of cases pending before the effective date of this plan will remain unaffected by this plan.
- (K) *Special Assignments*. Nothing in this plan limits the authority of the State Court Administrative Office to assign any judge(s) for temporary or emergency service in any court.

### *3. Court Governance*

The 10<sup>th</sup> Circuit Court, the 70<sup>th</sup> District Court, and the Probate Court for Saginaw County are separate and distinct. However, in furtherance of the goals stated in section D1 of this plan, a Judicial Council is established, comprised of the chief judge (or his or her delegate) of each of the three affected courts, to coordinate implementation of this plan by consensus.

The chief judge of each court will continue to be selected pursuant to MCR 8.110 and, except as otherwise provided for in this plan, will possess the duties and powers of chief judge for their respective court.

### *4. Administrative Structure*

This plan contemplates the present retention of a court administrator for each court, but also anticipates the affected courts will affirmatively review and act on opportunities to reduce costs and increase efficiency, including through coordinating portions of the courts' administrative and budgetary functions.

Attached is an organizational chart of the courts under this plan.

### *5. Human Resources*

Except as otherwise provided, this plan contemplates retention of the current employment status (union, nonunion, bargaining units, benefits, etc.) of each court's staff.

This plan contemplates [re]classification of district court clerks performing circuit court clerk functions.

### *6. Budget and Fiscal Management*

The Judicial Council shall coordinate the preparation and presentation of budgets.

The Judicial Council shall coordinate initiatives for improvement of court operations through appropriate use of existing and future technologies, including imaging and e-filing.

The Judicial Council shall coordinate collections activities, in order to provide efficient and robust enforcement of the courts' financial assessments.

### *7. Records Management*

The records of the circuit court, probate court, and district court shall continue to be maintained by the respective county clerk, probate register, or district court clerk in the same manner as the method employed for record management before adoption of this plan. MCL 600.420.

### *8. Information System*

The courts will work with the county (including its Information Systems and Services Department), to plan for further improvement and enhancement of the existing Integrated Justice Management system; this effort will include planning for transition, and acquiring funding in order to migrate to more modern and flexible programming systems and platforms.

### *9. Facilities and Infrastructure*

This plan contemplates no changes to facilities or their utilization (including security, courtroom utilization, court hours, records maintenance, or location of support activities).

### *10. Jury Management*

This plan contemplates maintaining the current single system for jury administration utilized by each of the 10<sup>th</sup> Circuit Court, the 70<sup>th</sup> District Court, and the Probate Court for Saginaw County.

*11. Planning Process / External Relations*

In developing this plan, input has been sought from judges, court staff, and other persons and entities that provide court services or are affected by the courts' operations.

Additionally, the plan is being submitted to the Saginaw County Board of Commissioners for a review of the plan's financial implications at least 30 days before submission to the State Court Administrative Office.

Upon adoption of this plan, persons and entities will be informed of changes in court policies, procedures, and processes via public media outlets, *The Summons* (SCBA publication), SCBA listserv, and Saginaw County website.

*12. Training*

For successful implementation, this plan contemplates appropriate training and materials for judicial and court support staff.

*13. Amendment / Termination*

Except as otherwise allowed or required by law, this plan may be amended in whole or in part upon the majority vote of each group of judges of the 10<sup>th</sup> Circuit Court, the 70<sup>th</sup> District Court, and the Probate Court for Saginaw County.

*14. Effective Date*

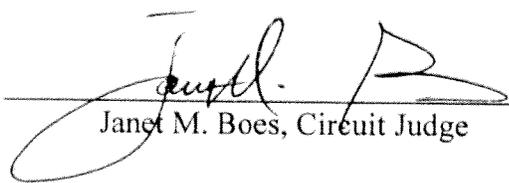
This plan shall be effective on July 1, 2012, or such later date that is 91 days after it is approved by the Supreme Court.

# # #

**Certificate of Approval**  
**Judges of the 10<sup>th</sup> Circuit Court**

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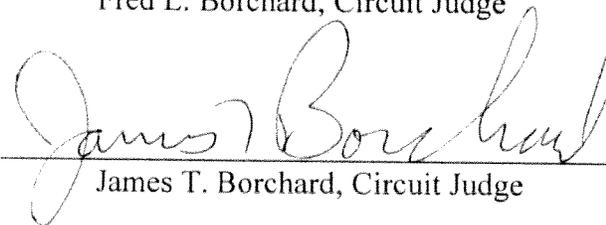
The undersigned judges of the 10<sup>th</sup> Circuit Court do hereby approve and adopt the attached concurrent jurisdiction plan.

  
\_\_\_\_\_  
Janet M. Boes, Circuit Judge (P37714)

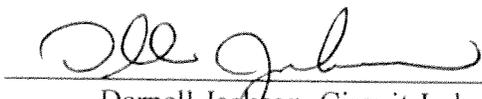
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Fred L. Borchard, Circuit Judge (B11003)

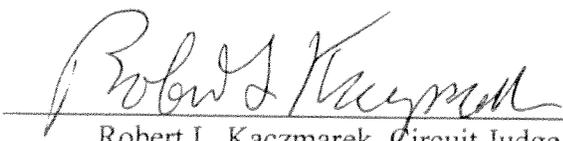
Date: 12-14-11

  
\_\_\_\_\_  
James T. Borchard, Circuit Judge (P27015)

Date: 12-14-11

  
\_\_\_\_\_  
Darnell Jackson, Circuit Judge (P34737)

Date: 12-14-11

  
\_\_\_\_\_  
Robert L. Kaczmarek, Circuit Judge (P15639)

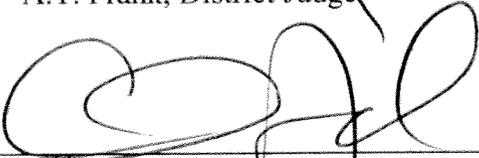
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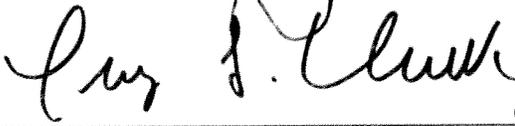
**Certificate of Approval**  
**Judges of the 70<sup>th</sup> District Court**

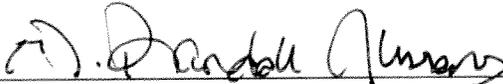
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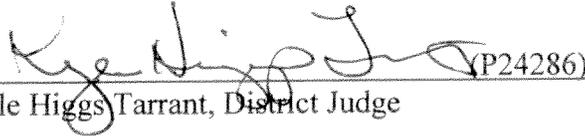
The undersigned judges of the 70<sup>th</sup> District Court do hereby approve and adopt the attached concurrent jurisdiction plan.

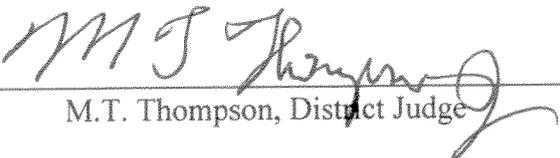
  
\_\_\_\_\_  
A.T. Frank, District Judge (P45016)                      Date: 12/13/2011

  
\_\_\_\_\_  
Christopher S. Boyd, District Judge (P29107)                      Date: 12/13/2011

  
\_\_\_\_\_  
Terry L. Clark, District Judge (P32605)                      Date: 12/13/2011

  
\_\_\_\_\_  
M. Randall Jurrens, District Judge (P27637)                      Date: 12/13/2011

  
\_\_\_\_\_  
Kyle Higgs Tarrant, District Judge (P24286)                      Date: 12/13/2011

  
\_\_\_\_\_  
M.T. Thompson, District Judge (P28291)                      Date: 12/13/2011

**Certificate of Approval**

**Judges of the Saginaw County Probate Court**

---

The undersigned judges of the Saginaw County Probate Court do hereby approve and adopt the attached concurrent jurisdiction plan.

  
\_\_\_\_\_  
Faye M. Harrison, Probate Judge

(P14687)

Date: 12/15/2011

  
\_\_\_\_\_  
Patrick J. McGraw, Probate Judge

(P34430)

Date: 12/13/11



# Tenth Judicial Circuit of Michigan

Courthouse  
111 S. Michigan Ave.  
Saginaw, Michigan 48602  
(989) 790-5478  
Fax (989) 793-8180

ROBERT L. KACZMAREK  
CHIEF CIRCUIT JUDGE

Joint Local Administrative Order 10<sup>th</sup> Judicial Circuit Court 2009 – 01J  
70<sup>th</sup> Judicial District Court 2009 – 01J  
**Misdemeanor Arraignments and Pleas in Circuit Court**

**IT IS ORDERED,**

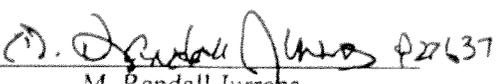
- 1. The purpose of this order is to allow flexibility and efficiency in case management, particularly including felony cases pending in circuit court that are to be resolved by misdemeanor guilty plea.*
2. Any judge of 10<sup>th</sup> Circuit Court who is assigned by the State Court Administrative Office to the 70<sup>th</sup> District Court, may conduct arraignments, *MCR 6.610(D)*, and take pleas to accomplish the purpose of this order.
3. Unless contraindicated, following a plea (a) the defendant will be directed to immediately report to the 70<sup>th</sup> District Court Probation Department, and (b) the case will be remanded to the 70<sup>th</sup> District Court where the assigned district court judge will preside over all further proceedings, including sentencing.
4. The 70<sup>th</sup> District and the 10<sup>th</sup> Circuit Courts will cooperate with the State Court Administrative Office in the implementation, administration, and assessment of this program.
5. This order shall take effect April 1, 2009 and shall continue until further order.

Date: 3-23-09

Chief Circuit Judge: 

Robert L. Kaczmarek

Date: 3-23-09

Chief District Judge:  P27637

M. Randall Jurrehs



## **FAMILY COURT PLAN FOR THE 10<sup>TH</sup> JUDICIAL CIRCUIT COURT**

### **Introduction**

This family court plan is submitted pursuant to MCL 600.1011 and Supreme Court Administrative Order 2003-02.

A judge's service in the family division shall be consistent with the requirements of developing sufficient judicial experience in family law.

### **Plan Requirements and Guidelines**

#### **1. General**

This plan shall be referred to as the family court plan.

The chief judge of the circuit court has supervisory authority over the administration of the family division of the circuit court.

The chief judge of the circuit court appoints the chief judge of the probate court, Judge Patrick J. McGraw, to serve as the presiding judge of the family division.

The chief circuit judge and chief probate judge shall periodically review and revise the plan as necessary.

This plan supersedes any prior plans of this circuit that have been approved for operation of the family division.

#### **2. Judicial Resources and Services**

The chief judge of the circuit court has the authority and flexibility to determine the duration of a judge's service in the family division. The 10<sup>th</sup> Circuit Court judges and the Saginaw Probate judges are designated to serve in the family division.

One probate judge shall serve full-time in the family division and one probate judge shall serve 30% time in the family division because it is not practicable for, nor do sufficient caseload and judicial resources exist for this judge to serve full-time in the family division.

The circuit court judges shall each serve 30% time in the family division because it is not practicable for, nor do sufficient caseload and judicial resources exist for these judges to serve full-time in the family division.

#### **3. Assignment of Cases**

Cases shall be assigned to the judges serving in the family division based on MCR 8.111 and pursuant to a separate local administrative order. Cases shall

be assigned through the local administrative order based on the judicial resources available and particular judicial expertise.

The local administrative order regarding case assignments will also provide for how cases will be assigned as a result of disqualification of judges.

Family division cases will remain with the judges to which they are currently assigned.

Pending and new cases shall be assigned under the one judge, one family concept, when practicable.

The judge designated to serve in the family division shall continue until this plan is revised.

When a judge's service in the family division ends, pending cases will be reassigned to another family division judge.

#### 4. Administration

The chief circuit judge has final supervisory authority over the administration of the family division of the circuit court.

The presiding judge of the family division is responsible for the day-to-day operations of the family division.

The court administrator of the circuit court is responsible for the day-to-day supervision of the staff of the family division.

The administrative structures, including coordination of staff and supervisory responsibilities and the budget process are pursuant to the attached organizational chart.

Melissa Strong, Detention Superintendent, is responsible for the youth detention facility.

#### 5. Records Management

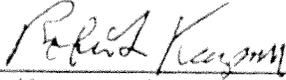
Family division pleadings involving domestic matters shall be filed in the office of the circuit court clerk and pleadings for juvenile matters shall be filed in the office of the juvenile court clerk.

The office of the circuit court clerk is the central access point to provide the public and the bar information regarding the family division and related activities, such as where to file documents, records storage, records access, and case scheduling.

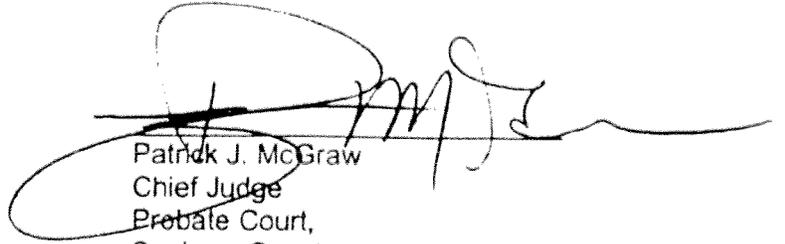
The county clerk has been afforded the opportunity to participate in the development of the plan for management of court records.

Effective Date

This plan shall take effect on 10/9/09



Robert L. Kaczmarek  
Chief Judge  
10<sup>th</sup> Circuit Court



Patrick J. McGraw  
Chief Judge  
Probate Court,  
Saginaw County

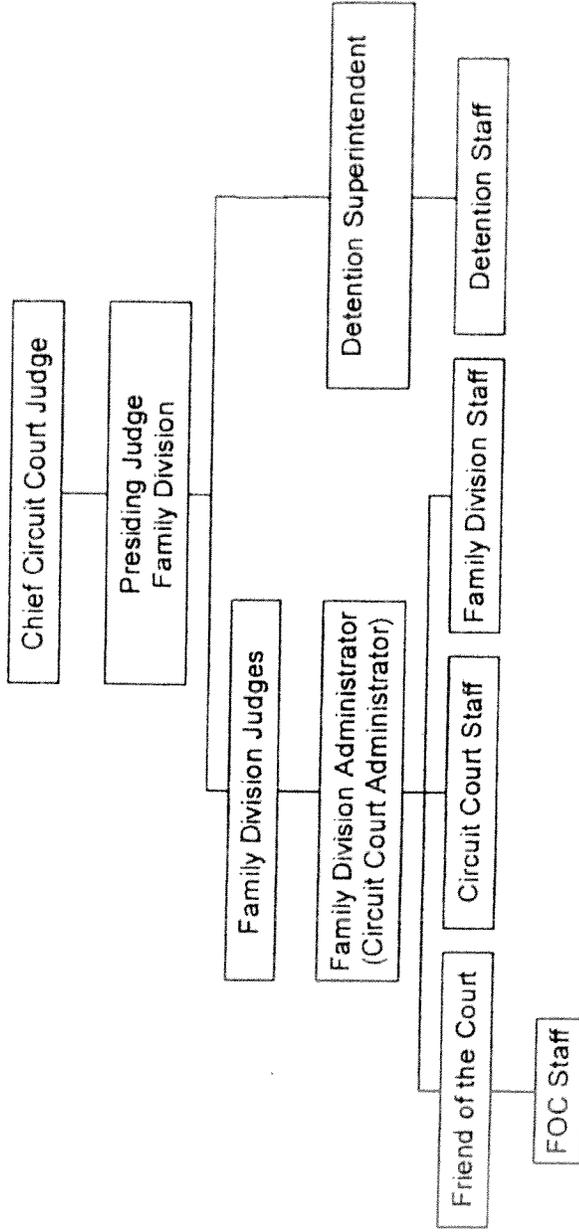
10-9-09

Date

10/9/09

Date

# Family Division, 10th Circuit Court Organizational Chart





# Tenth Judicial Circuit of Michigan

Courthouse  
111 S. Michigan Ave.  
Saginaw, Michigan 48602  
(989) 790-5478  
Fax (989) 793-8180

ROBERT L. KACZMAREK  
CHIEF CIRCUIT JUDGE

Administrative Order 2006-0<sup>2</sup>X-J

## CIRCUIT COURT ARRAIGNMENTS IN DISTRICT COURT

### IT IS ORDERED:

This administrative order is issued in accordance with MCR 6.111, effective January 1, 2006. This order authorizes district court judges to conduct the circuit court arraignment of criminal cases cognizable in the circuit court.

1. Until further order of the court, if the defendant, the defense attorney, and the prosecutor consent on the record, the judges of 70<sup>th</sup> District Court may conduct the circuit court arraignment and take a plea of not guilty, guilty, nolo contendere, guilty but mentally ill, or not guilty by reason of insanity in criminal cases cognizable in the circuit court.
2. The circuit court arraignment may be conducted immediately after bindover if the prosecutor has given a copy of the information or amended information to the defendant prior to the arraignment.
3. Following a plea, the case shall be transferred to the circuit court where the circuit court judge shall preside over all further proceedings, including sentencing.

4. Arraignments conducted pursuant to MCR 6.111 shall be conducted in conformity with MCR 6.113.
5. Pleas taken pursuant to MCR 6.111 shall be taken in conformity with MCR 6.301, 6.302, 6.303, and 6.304, as applicable, and once taken shall be governed by MCR 6.310.
6. The 70<sup>th</sup> District and the 10<sup>th</sup> Circuit Courts will cooperate with the State Court Administrative Office in the assessment of this program.

Effective Date: October 9, 2006

Date: 9-21-06 Chief Circuit Judge: Robert L. Kaczmarek  
ROBERT L. KACZMAREK

Date: 9/21/06 Chief District Judge: Kyle Higgs Tarrant  
KYLE HIGGS TARRANT



THE 10TH CIRCUIT COURT



111 SOUTH MICHIGAN AVENUE  
SAGINAW, MICHIGAN 48602  
AREA CODE 989-790-5470  
FAX 989-793-8180

Joint Local Administrative Order  
10<sup>th</sup> Judicial Circuit Court 2011-05J  
70<sup>th</sup> Judicial District Court 2011-03J

**ASSIGNMENT OF SPECIFIED FELONY CASES**

[ *Rescinds LAO 2011-02J* ]

**IT IS ORDERED:**

1. This administrative order is issued in accordance with MCR 8.111(B) and 8.112. The purpose of this order is to implement random assignment of specified felony cases to district court judges in furtherance of their cross-assignment by the State Court Administrative Office to assist docket control of circuit court felony cases.
2. So long as there is demonstrable need, the Chief Judge of the 10<sup>th</sup> Circuit Court has authority to assign to any judge of the 70<sup>th</sup> District Court who is assigned by the State Court Administrative Office to the 10<sup>th</sup> Circuit Court any felony criminal case in which the higher charge is any of the following:
  - operating while intoxicated (or other charge under MCL 257.625)
  - domestic violence
  - possession of marijuana
3. Specified classes of cases shall be randomly assigned to the participating judges at the time the case is filed or as soon thereafter as practicable.
4. This order shall take immediate effect and shall continue until further order by the chief judge of either or both courts.

Date: 12-09-11

Chief Circuit Judge:

Handwritten signature of Robert L. Kaczmarek in black ink.

(P15639)

Robert L. Kaczmarek

Date: 12-12-11

Chief District Judge:

Handwritten signature of M. Randall Jurrens in black ink.

(27637)

M. Randall Jurrens



FEB 13 2012

REGION III

## THE 10TH CIRCUIT COURT



111 SOUTH MICHIGAN AVENUE  
SAGINAW, MICHIGAN 48602  
AREA CODE 989-790-5470  
FAX 989-793-8180

10<sup>th</sup> Judicial Circuit  
Local Administrative Order 2012-01J

and 70<sup>th</sup> Judicial District  
Local Administrative Order 2012-01J

**WAIVER OF JURISDICTION OVER  
CIVIL INFRACTIONS COMMITTED BY JUVENILES**

**IT IS ORDERED:**

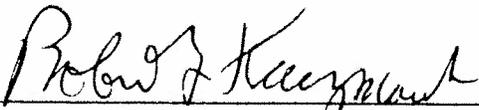
Pursuant to MCR 8.112(B), MCL 712A.2e, and MCL 600.8379(1), the 10<sup>th</sup> Circuit Court and the 70<sup>th</sup> District Court enter into the following agreement, *effective immediately*:

1. The circuit court waives jurisdiction over all civil infractions alleged to have been committed by juveniles within the geographic jurisdiction of the district court.
2. Upon execution of this agreement, the district court has jurisdiction over the juvenile in the same manner as if an adult had committed the civil infraction.
3. The assessment and distribution of fines and costs shall be as if an adult had committed the civil infraction.
4. The waiver and exercise of jurisdiction in any and all prior civil infractions is ratified and confirmed.

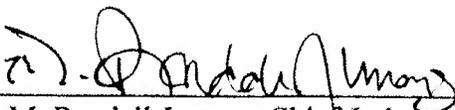
Copies of this administrative order shall be provided to all affected law enforcement agencies. Any modifications are subject to approval by the State Court Administrative Office.

Nunc Pro Tunc

Date: 10-18-11

 (P15639)  
Hon. Robert L. Kaczmarek, Chief Judge,  
10<sup>th</sup> Circuit Court

Date: 10-18-11

 (P27637)  
Hon. M. Randall Jurrens, Chief Judge,  
70<sup>th</sup> District Court

28



ORGANIZATIONAL CHART

