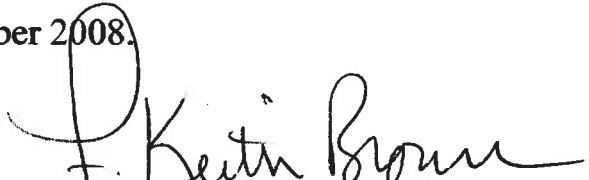


**GENERAL ORDER 08-25**  
Amending General Order 08-13

Effective January 2, 2009 all Felony Driving Under the Influence matters, currently being heard in Courtroom 217, shall be heard by the presiding judge in Courtroom 203. In order to eliminate the need for the Clerk of the Court to send out notice on each individual case, matters will be transferred from Courtroom 217 to Courtroom 203 by court order entered by the Judge sitting in Courtroom 217 on the next date a matter is before the court.

ENTER this 29<sup>th</sup> day of December 2008.

  
\_\_\_\_\_  
F. Keith Brown, Chief Judge

FILED \_\_\_\_\_  
ENTERED \_\_\_\_\_  
2008 DEC 30 P 2:45  
DEBORAH M. MILLER  
CLERK  
CIRCUIT COURT  
KANE COUNTY, IL

28

08MRO1

DEBORAH SELLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

2008 DEC 24 1 A 9: 53

ENTERED \_\_\_\_\_

FILED \_\_\_\_\_

75

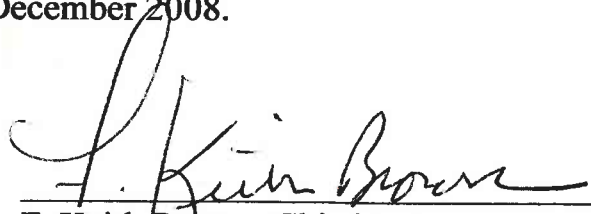
**GENERAL ORDER 08-24**

The following attorneys are appointed to serve as conflict counsel to represent defendants and respondents to whose cases they are from time to time assigned by judges presiding in Kane County,

Carole Grahn-Hayes  
Rachael J. Hess

These appointments are effective January 1, 2009 to December 31, 2009.

ENTERED this 24<sup>th</sup> day of December 2008.

  
\_\_\_\_\_  
F. Keith Brown, Chief Judge

08 MRO1

DEBORAH SUTCLIFF  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

2008 DEC -4 P 3:29

ENTERED \_\_\_\_\_

FILED \_\_\_\_\_

57

**GENERAL ORDER 08-23**

Pursuant to Supreme Court Rule 21(b) the following judges are hereby assigned to the court assignments indicated below effective January 12, 2009. This Order supersedes General Order 08-10.

**FELONY DIVISION  
KANE COUNTY JUDICIAL CENTER  
THOMAS E. MUELLER, PRESIDING JUDGE**

**Courtroom 313**

**Thomas E. Mueller**

Jury trials (felony and misdemeanor) Mondays & Tuesdays;  
Felonies (excluding drug offenses) bench trials, motions  
and status.

Wednesday through Friday, probation and conditional  
discharge revocation matters.


**CIVIL DIVISION  
KANE COUNTY COURTHOUSE  
MICHAEL J. COLWELL, PRESIDING JUDGE**

**Courtroom 340**

**Stephen Sullivan**  
Civil Trial Judge

**KENDALL COUNTY COURTHOUSE  
YORKVILLE, ILLINOIS  
GRANT S. WEGNER, PRESIDING JUDGE**

Dated this 4th day of December, 2008.

  
\_\_\_\_\_  
F. Keith Brown, Chief Judge

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT  
KANE COUNTY, ILLINOIS

IN RE: The Matter of Setting the Bond for )  
The Office of the CLERK OF THE )  
SIXTEENTH JUDICIAL CIRCUIT COURT )  
For the term of office commencing )  
December 1, 2008. )

08MRO1

FILED 103  
ENTERED 2  
2008 NOV 26 A 9:17  
DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

**GENERAL ORDER No. 08-20**

This matter coming to be heard on the Court's own motion and the Court being fully advised in the premises and having jurisdiction of the subject matter thereof;

WHEREAS, it appears to the Court that an election was held on November 4, 2008 for the office of CLERK OF THE 16<sup>TH</sup> JUDICIAL CIRCUIT COURT OF KANE COUNTY, and

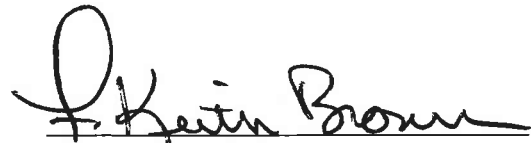
WHEREAS, it appears to the Court that DEBORAH SEYLLER was elected Clerk of the 16<sup>th</sup> Judicial Circuit Court, and

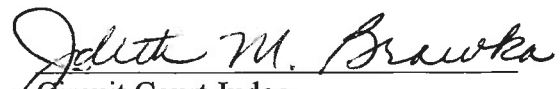
WHEREAS, Chapter 705 ILCS 105/4 requires any two of the Judges of the Circuit Court to fix the bond of the Clerk of the Circuit Court,

THEREFORE, BE IT HEREBY ORDERED:

1. That bond of the Clerk of the 16<sup>th</sup> Judicial Circuit Court for the term of office commencing December 1, 2008, is hereby fixed in the sum of FOUR MILLION DOLLARS (\$4,000,000.00), payable to the People of the State of Illinois;
2. That the County of Kane, on behalf of DEBORAH SEYLLER, Clerk of the 16<sup>th</sup> Judicial Circuit Court, shall, in addition to her bond carry a faithful performance bond in the amount of ONE MILLION DOLLARS (\$1,000,000.00) for the manager of Accounting and Internal Audit, and ONE HUNDRED THOUSAND DOLLARS (\$100,000.00) for the Chief of Security, payable to the People of the State of Illinois.

Date: 11-25-08

  
Circuit Court Judge

  
Circuit Court Judge

08 MRO1

**GENERAL ORDER 08-19**

Pursuant to Supreme Court Rule 21(b) the following judges are hereby assigned to the court assignments indicated below effective December 1, 2008. This Order supersedes General Order 08-10 and Amended General Order 08-13.

**F. KEITH BROWN, CHIEF JUDGE  
ROOM 340, KANE COUNTY COURTHOUSE**

**FELONY DIVISION  
KANE COUNTY JUDICIAL CENTER  
GRANT S. WEGNER, PRESIDING JUDGE**

DEBORAH J. MILLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL  
2008 NOV -7 A 10:47  
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ENTERED \_\_\_\_\_  
**42**  
**51**

**Courtroom 305**

**T. Jordan Gallagher**  
Jury trials (felony and misdemeanor) -  
Monday and Tuesdays;  
Class II and greater controlled substance cases  
and cannabis cases, bench trials, motions and  
status - Wednesday thru Friday.  
Probation and conditional discharge revocation  
matters. All pretrial diversion matters.

**SPECIAL RESOURCE DIVISION  
KANE COUNTY JUDICIAL CENTER  
JAMES C. HALLOCK - PRESIDING JUDGE**

**Courtroom 211**

**Kevin T. Busch**  
**DUI Court and Misdemeanor Jury Trial  
Coordinator**  
Jury trials - Mondays; bench trials, motions and  
status - Tuesday through Friday

**TRAFFIC AND MISDEMEANOR DIVISION  
KANE COUNTY JUDICIAL CENTER  
ELGIN AND AURORA BRANCH COURTS  
DONALD C. HUDSON - PRESIDING JUDGE**

**Elgin Branch Court**

**John A. Noverini**  
Traffic and Misdemeanor

**Aurora Branch Court**

**James R. Murphy**  
Traffic and Misdemeanor

**Courtroom 201  
Judicial Center**

**Donald C. Hudson**  
Traffic and Misdemeanor bond call, felony and  
misdemeanor - Monday thru Friday; Jury trials -  
Mondays; bench trials, motions and status call -  
Tuesday thru Friday.

**CIVIL DIVISION  
KANE COUNTY COURTHOUSE  
MICHAEL J. COLWELL - PRESIDING JUDGE**

**Courtroom 120**

**William H. Weir**  
All Small Claims and Law Medium filings,  
one-day small claims or law medium jury trials.  
**Arbitration cases will no longer be heard in  
Courtroom 120, except for one-day arbitration  
jury trials.**

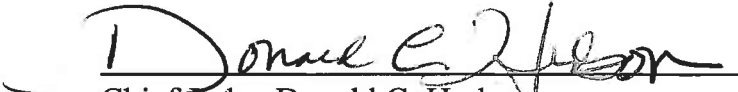
**Courtroom 320**

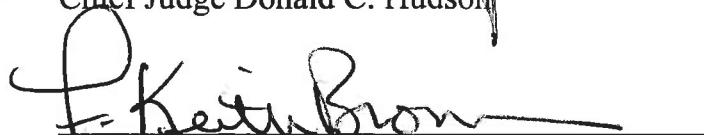
**Robert J. Morrow**  
All arbitration practice related matters from  
Small Claims, Law Medium, Law and Arbitration  
Small Claims and Law Medium Arbitration motions,  
two-day jury trials from Arbitration and cases  
assigned to Courtroom 120, and any Chancery cases  
reassigned by the Presiding Judge.

**Stephen Sullivan**  
Assignments pursuant to Chief Judge's orders.

**JUVENILE DIVISION  
KANE COUNTY JUDICIAL CENTER AND  
KANE COUNTY JUVENILE JUSTICE CENTER  
SUSAN CLANCY BOLES - PRESIDING JUDGE**

ENTERED this 17<sup>th</sup> day of November, 2008.

  
Chief Judge Donald C. Hudson

  
Chief Judge Elect F. Keith Brown

GENERAL ORDER No. 08-18

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT  
KANE COUNTY, ILLINOIS

IT IS HEREBY ORDERED that by a majority vote of the Circuit Judges of the Sixteenth Judicial Circuit, the attached ARTICLE 1, SECTION 1.20 of the Local Rules regarding SELECTION OF A CHIEF JUDGE is adopted in and for the Sixteenth Judicial Circuit.

Entered this 25<sup>th</sup> day of September, 2008.

FILED 18  
A2  
OCT -9 A 9:51  
CLERK  
KANE COUNTY, ILL.

Donald C. Hudson  
Donald C. Hudson, Chief Judge

Judith M. Brawka  
Judith M. Brawka

Michael J. Colwell  
Michael J. Colwell

James Donnelly  
James Donnelly

Patricia Piper Golden  
Patricia Piper Golden

Kurt P. Klein  
Kurt P. Klein

Thomas E. Mueller  
Thomas E. Mueller

Robert B. Spence  
Robert B. Spence

Grant S. Wegner  
Grant S. Wegner

F. Keith Brown  
F. Keith Brown

John Countryman  
John Countryman

Donald J. Fabian  
Donald J. Fabian

Joseph M. Grady  
Joseph M. Grady

Richard J. Larson  
Richard J. Larson

Timothy Q. Sheldon  
Timothy Q. Sheldon

Robbin J. Stuckert  
Robbin J. Stuckert

R. Peter Grometer  
R. Peter Grometer



- (3) Criminal Code [720 ILCS 5/1-1 et seq.];
- (4) Supreme Court Rules;
- (5) Unified Code of Corrections [730 ILCS 5/1-1-1 et seq.].

#### 1.02-1.18 [RESERVED]

#### 1.19 MEETINGS

The Judges of the Sixteenth Judicial Circuit shall meet every third month beginning in January of each year on the second Thursday of the month. The meetings shall begin at 4:40 p.m. A special meeting may be called at any time by the Chief Judge or by any two Circuit Judges by giving notice to all Circuit Judges.

#### 1.20 SELECTION OF A CHIEF JUDGE

- (a) Effective September 17, 2008, a majority of the Circuit Judges shall select, by secret ballot and pursuant to Article VI, Section 7(c) of the Illinois Constitution, one of their number to serve as Chief Judge for a term commencing the first Monday in December, 2008, and ending Monday, December 5, 2011. Thereafter, a Chief Judge shall be selected in like manner in September of the year the term is to begin for a two year term commencing on the first Monday in December, and every two years thereafter. The Circuit Judge elected in September 2008 shall not be eligible to serve a consecutive two-year term. In no event shall a Circuit Judge serve more than two terms consecutively as Chief Judge.
- (b) **Acting Chief Judge:** The Chief Judge shall appoint one of the Circuit Judges to act as Chief Judge in his absence, who shall have the same powers and duties as Chief Judge. In the event the Acting Chief Judge is also unavailable, the most Senior Circuit Judge on the premises shall act as Chief Judge.
- (c) **Removal:** At any time by written request directed to the Chief Judge, a majority of the Circuit Judges may call a meeting at a time and place stated therein. A copy of such request shall be mailed or delivered to each Circuit Judge not joining therein at least five days before the time fixed for such meeting. If a majority of all the Judges shall at such meeting vote for removal of the Chief Judge, the Judges shall proceed immediately to elect a new Chief Judge to take office at once.
- (d) **Vacancy:** Whenever a vacancy occurs in the office of Chief Judge, any two Circuit Judges may call a meeting of the Circuit Judges to select a Circuit Judge to fill such vacancy to take office at once in the same manner as in (a).
- (e) When a vacancy arises in the office of Chief Judge by virtue of the resignation, death or removal of a Chief Judge the election called for in paragraphs (c) and (d) herein shall be for the balance of the elected term of the Chief Judge who has resigned, died, or has been removed.

#### 1.21 AUTHORITY OF THE CHIEF JUDGE

- (a) The Chief Judge may enter any general orders in the exercise of his general administrative authority, including but not limited to orders providing for the assignment of judges, general or specialized divisions, and times and places of holding court, as provided by applicable statutes [e.g., 735 ILCS 5/1-103] Supreme Court Rules or local court rules. The Chief Judge may appoint personnel to assist him in the performance of his duties.
- (b) The Chief Judge may, from time to time, as he or she deems appropriate, issue Administrative Orders in accordance with Supreme Court Rule 21 (b).

GENERAL ORDER 08-17

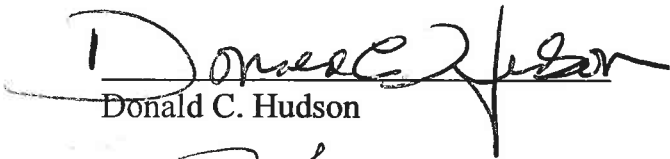
IN THE CIRCUIT COURT FOR THE 16<sup>th</sup> JUDICIAL CIRCUIT  
KANE COUNTY, ILLINOIS

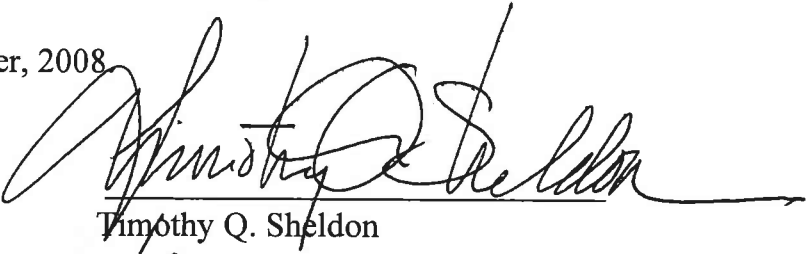
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2008 OCT -9 A 9:57  
CLERK  
KANE COUNTY, ILL.

IN THE MATTER OF THE APPOINTMENT )  
OF F. KEITH BROWN, AS THE CHIEF )  
JUDGE OF THE 16<sup>th</sup> JUDICIAL CIRCUIT )  
OF THE STATE OF ILLINOIS. )

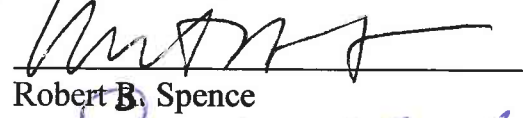
The majority of the Circuit Judges in and for the Sixteenth Judicial Circuit of the State of Illinois, having voted to elect F. Keith Brown to be the Chief Judge of the Sixteenth Judicial Circuit of the State of Illinois, do hereby elect F. Keith Brown, Chief Judge of the Sixteenth Judicial Circuit, Illinois, effective December 1, 2008.

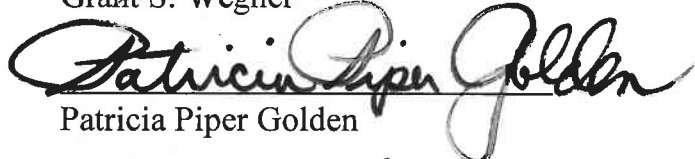
ENTER this 25<sup>th</sup> day of September, 2008

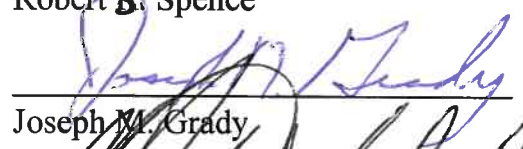
  
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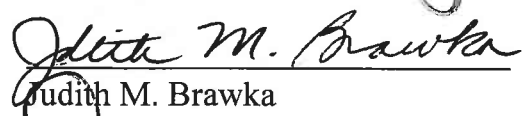
  
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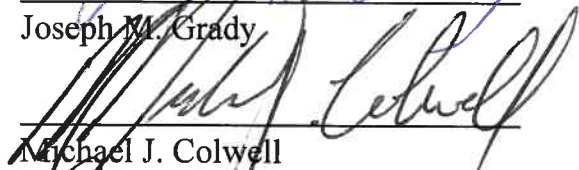
  
Grant S. Wegner

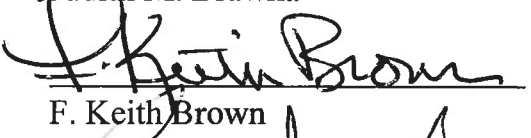
  
Robert B. Spence

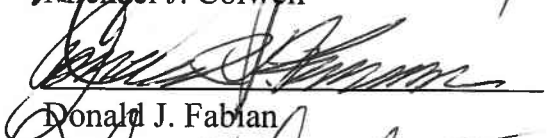
  
Patricia Piper Golden

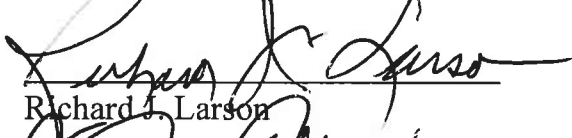
  
Joseph M. Grady

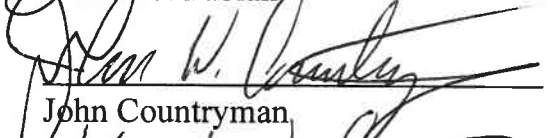
  
Judith M. Brawka

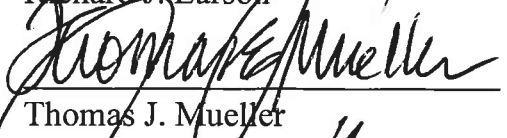
  
Michael J. Colwell

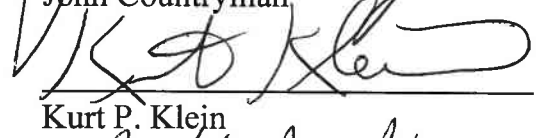
  
F. Keith Brown

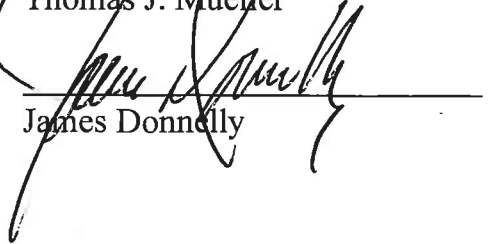
  
Donald J. Fabian

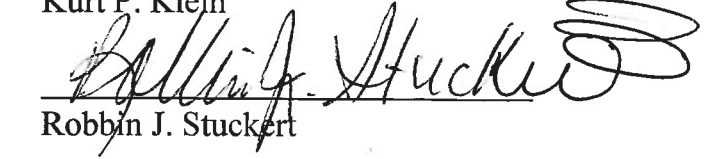
  
Richard J. Larson

  
John Countryman

  
Thomas J. Mueller

  
Kurt P. Klein

  
James Donnelly

  
Robbin J. Stuckert


GENERAL ORDER 08-16

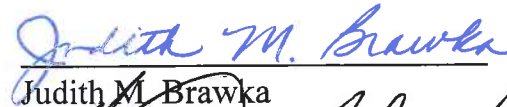
In Order to facilitate the just and efficient disposition of applicable cases,

IT IS HEREBY ORDERED that by a majority vote of the Circuit Judges of the Sixteenth Judicial Circuit, the attached Articles 30-37 of the Local Court Rules regarding Criminal matters is adopted in and for Kane County.

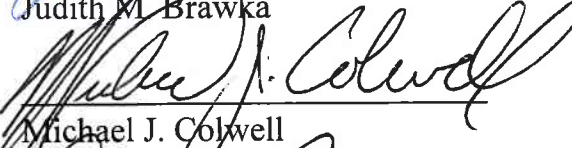
IT IS FURTHER ORDERED that these Local Rules may be adopted by DeKalb and Kendall Counties upon the written order of the Presiding Judge of the County.

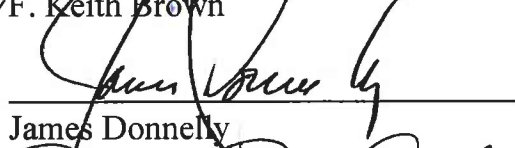
Entered this 17<sup>th</sup> day of September, 2008.

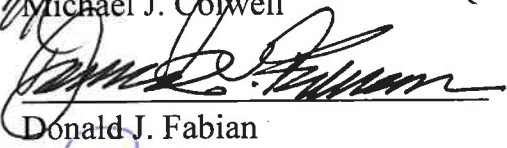
  
Donald C. Hudson, Chief Judge

  
Judith M. Brawka

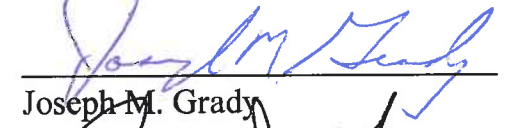
  
F. Keith Brown

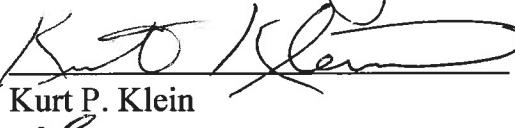
  
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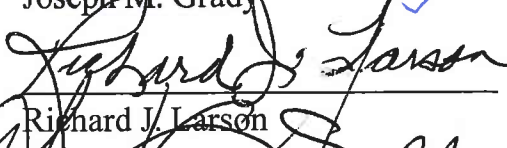
  
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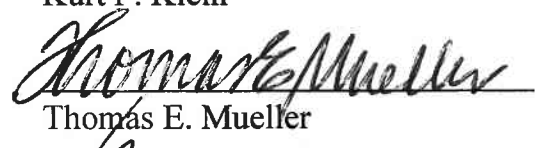
  
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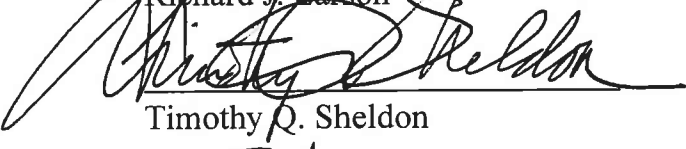
  
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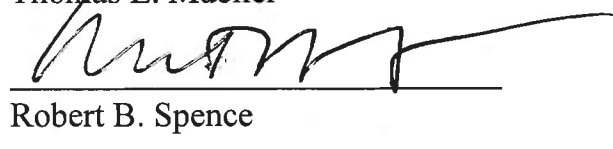
  
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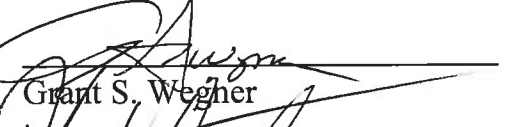
  
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Richard J. Larson

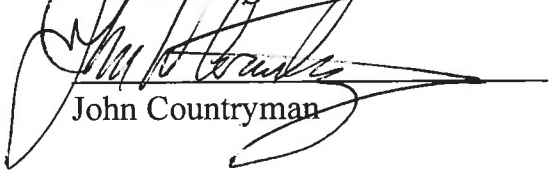
  
Thomas E. Mueller

  
Timothy Q. Sheldon

  
Robert B. Spence

  
Grant S. Wegner

  
Robbin J. Stuckert

  
John Countryman

DEBORAH S. GIBSON  
CLERK OF THE CIRCUIT COURT  
KANE COUNTY  
2008 SEP 18 PM 2:51  
ENTERED

FILED  
86

## **VI. Criminal Proceedings**

### **Articles 30-37**

**Article 30: General**

**Article 31: Arrest, Preliminary Examination, and Bail**

**Article 32: Felonies**

**Article 33: Reserved**

**Article 34: Driving Under the Influence of Alcohol**

**Article 35: Traffic and Ordinances**

**Article 36: Kane County Drug Rehabilitation Court Rules  
and Procedures**

**Article 37: Reserved**

## **IV. CRIMINAL PROCEEDINGS**

### **ARTICLE 30: GENERAL**

#### **30.00 RESERVED**

#### **30.01 APPLICABILITY OF RULES**

(a) Except where clearly indicated otherwise, the rules contained in this Article 30 shall be applicable to all cases assigned to the Criminal and Traffic Courts.

(b) Rules contained in this Article shall be read in conjunction with applicable rules contained in this and other Articles, Illinois Compiled Statutes, and the Illinois Supreme Court Rules, and where conflicts exist, the Illinois Supreme Court Rules shall control.

#### **30.02 COURTROOMS AND CASE ASSIGNMENTS**

(a) Courtroom assignments within the Criminal and Traffic Courts shall be regulated by Administrative/General Order.

(b) Felonies are to be randomly assigned by the circuit clerk among the designated felony courtrooms except with respect to certain types of cases which are assigned pursuant to Administrative/General order.

(c) Motions for Substitution of Judge:

(1) If a motion for substitution of Judge is granted, the case shall be transferred to the Presiding Judge of the division for reassignment. If the Presiding Judge is substituted from, the case shall be transferred to the Chief Judge for reassignment.

(2) A motion for substitution for cause shall be transferred to the Presiding Judge of the division to be assigned for hearing. If the Presiding Judge is named in the motion, the case shall be transferred to the Chief Judge for assignment for hearing.

#### **30.03 CONSOLIDATION OF OFFENSES**

(a) When more than one felony case is filed against the same defendant, all such cases shall be assigned to the Judge to whom the earliest filed of the cases was assigned.

(1) For purposes of determining the earliest filed case, only pre-judgment felony cases shall be considered.

(2) This Rule applies regardless of the nature of the felony charge except that any cases pending in Courtroom 203 are excepted from this rule. Additionally, any

drug cases pending in or filed in Courtroom 305 shall not be required to be transferred out of Courtroom 305 pursuant to this Rule.

(3) If the granting of a motion for substitution of Judge as a matter of right causes fewer than all of the felony cases pending against a defendant to be transferred to a different Judge, the unaffected case or cases shall remain on the docket of the original Judge.

(b) Cases of defendants charged with acting together to commit a felony shall be assigned to the Judge to whom the lowest numbered case is assigned. However, if a co-defendant has an earlier filed pre-judgment felony case pending, Rule 30.03(b) governs and that defendant's case shall be assigned instead to the Judge to whom the earlier filed felony (or felonies) has been assigned.

(1) If a motion for joinder is filed involving defendants whose cases are pending before different Judges, the motion shall be heard by the Judge to whom the lowest numbered case is assigned.

(2) If a co-defendant's motion for substitution of Judge results in reassignment, the remaining co-defendants' cases shall not follow unless a motion for joinder is granted.

#### **30.04 RESERVED**

#### **30.05 ASSIGNMENT OF COURT INTERPRETERS**

(a) Interpreters shall be appointed pursuant to 725 ILCS 140/1 and 735 ILCS 1402.

(b) The Chief Judge shall determine the rate of compensation for court-appointed interpreters and shall prescribe by Administrative/General order the required forms and the manner of payment.

#### **30.06 DEFENDANT'S DEMAND FOR SPEEDY TRIAL**

(a) All demands for trial, pursuant to 725 ILCS 5/103-5(b), shall be made in writing with proper caption and case number. The demand shall be signed and dated by the defendant or the Defendant's Attorney.

(b) A copy of the demand shall be served on the State's Attorney in any manner permitted by Supreme Court Rule 11 and 12.

(c) A copy of the demand for speedy trial shall be filed with the clerk of the circuit court with proof of service on the State's Attorney.

### **30.07 TRIAL CALL**

(a) The assignment may be by the Circuit Clerk's random assignment system, by Administrative/General Order which assigns cases of that type to a certain Judge, or by order of another Judge.

(b) A case shall be considered as being placed upon the trial call of a Judge on the defendant's first appearance on the assigned Judge's court call, whether the appearance is in open Court or by video.

### **30.08 [RESERVED]**

### **30.09 FELONY PROCEEDINGS AGAINST IN-CUSTODY DEFENDANTS**

(a) All cases in which a defendant, who is charged with a class three or four felony, is in custody shall be assigned a trial date which is not more than 120 days after the defendant's arrest.

(b) All cases in which a defendant who is charged with a class one, two, or class X felony is in custody shall be assigned a trial date which is not more than 120 days after the defendant's arrest.

(c) All cases in which a defendant who is charged with murder is in custody shall be assigned a trial date which is not more than 300 days after the defendant's arrest.

(d) The above times are intended to be maximum limits, however, a judge may, for good cause shown, extend said limits in the interest of justice.

(e) An in-custody defendant who demands a speedy trial and who does not agree to or cause a delay, shall, pursuant to statute, be tried within 120 days.

(f) No additional right to speedy trial shall accrue to a defendant as a result of this Rule.

*Amend. Gen. Order 03-09, eff. May1, 2003*

### **30.10 – 30.15 [RESERVED]**

### **30.16 PETITIONS TO EXPUNGE RECORDS OF ARREST**

(a) Any petition to expunge records of felony or misdemeanor arrest pursuant to 20 ILCS 2630/5 and 730 ILCS 5/5-6-03.1 shall be in writing and shall be brought before the Chief Judge of the Circuit or any Judge designated by the Chief Judge.

**ARTICLE 31: ARREST, PRELIMINARY EXAMINATION AND BAIL**

**31.00 RESERVED**

**31.01 WARRANT, SUMMONS, AND NOTICE TO APPEAR [RESERVED]**

**31.02 PROCESSING RETURNS ON BENCH WARRANTS**

(a) After a defendant is taken into custody, the defendant should be taken before a Judge at the next available bond call when practicable, but in no case, more than 48 hours after arrest.

(b) The Bond Court Judge shall, if necessary, set a bond in accordance with the law. The Bond Call Judge shall set the case for status on the assigned Judge's calendar on the first available status call date.

**31.03 – 31.05 RESERVED**

**31.06 RELEASE ON INDIVIDUAL BOND WITHOUT POSTING CASH SECURITY**

(a) Until further order by the court and pursuant to Supreme Court Rule 553, the Chief Judge may designate law enforcement officers, by Office, who are authorized to release on individual bond without posting cash security, persons 17 years of age or older arrested for or charged with an offense covered by Supreme Court Rules 526, 537, or 528.

(b) Pursuant to Supreme Court Rule 553(d), this type of release by the above designated law enforcement officers may be done except when:

- (1) The accused has previously been convicted of a criminal misdemeanor or felony;
- (2) The accused has previously been admitted to bail on one or more criminal charges and the charge or charges are currently pending;
- (3) The accused, at the time of arrest, is in possession of a dangerous weapon;
- (4) The accused is on parole, probation, conditional discharge, or supervision for a misdemeanor or felony;
- (5) There is an outstanding warrant, detainer or bond forfeiture against the accused;
- (6) The accused is unable or unwilling to establish his identity or submit to being fingerprinted as required by law; or



(7) Detention is necessary to prevent imminent bodily harm to the accused or to another.

(c) In regards to persons under 17 years of age who cannot make bail, they may be released on individual bond as set by statute if the authorities cannot, within a reasonable time, locate a parent or adult standing in the place of a parent to execute the bond as surety.

### **31.07 SCHEDULING PRELIMINARY EXAMINATIONS**

(a) When a defendant is in custody on an arrest warrant issued due to his/her failure to appear on a felony case, and the issuing Judge has indicated that the defendant is not to receive a personal recognizance, the defendant shall be brought before the Judge who issued the warrant on the next regularly scheduled court call. If that Judge is unavailable, then the defendant shall be brought before the Judge covering the assigned Judge's court call.

### **31.08 RESERVED**

**ARTICLE 32: FELONIES**

**32.00 RESERVED**

**32.01 APPLICABILITY**

(a) The provisions of this Article shall apply in all cases assigned to the Criminal Division.

**32.02-32.04 RESERVED**

**32.05 PROCEDURE FOR DISCLOSURE AND FILING OR PRE-SENTENCE REPORTS**

(a) Disclosure of pre-sentence reports in non-juvenile matters shall be made pursuant to the provisions of 730 ILCS 5/5-3-4. In addition, a copy of the pre-sentence report shall be sealed and filed in the court file. The envelope containing the pre-sentence report shall be marked "Pre-Sentence Report," case number and title.

(b) If there is no attorney of record, the Probation Department shall notify defendant that a copy of the Pre-Sentence Report is available at the Probation Department.

(c) All copies of the Pre-Sentence Report, that have been distributed, shall be retained by the party to whom they are tendered.

**32.06 RESERVED**

**32.07 GENERAL ORDERS RELATING TO FELONY**

(a) The 16<sup>th</sup> Judicial Circuit Court Administrative/General Orders, which relate to felonies, are attached as exhibits to the Local Rules for reference under Exhibit 32.07 (a), (b), (c), (d), et. al.

**ARTICLE 33: RESERVED**

## **ARTICLE 34: DRIVING UNDER THE INFLUENCE OF ALCOHOL**

### **34.00 RESERVED**

### **34.01 APPLICABILITY**

(a) The provisions of this Article shall apply in all cases involving the operation of a motor vehicle under the influence of alcohol or other drug (DUI), whether the offense is charged under the Illinois Vehicle Code (625 ILCS 5/11-501 et seq.) or under a similar local ordinance. Where reasonable, these provisions shall be construed and applied in harmony with the provisions of Articles 30, 31, 32, 33, 35 and 36.

### **34.02 DEFINITIONS**

(a) "Judicial Driving Permit" ("JDP") is a judicially authorized provision of limited driving privileges. A JDP may be issued in certain cases to alleviate unusual hardship resulting from the suspension of all driving privileges. (See 625 ILCS 5/6-206.1)

(b) "Summary Suspension" is a statutorily mandated suspension of all driving privileges. The summary suspension is one result of a DUI arrest. (See 625 ILCS 5/1-203.1, 5/2-118.1, 5/6-208.1, 5/11-501.1 and related provisions.)

### **34.03 DISTRIBUTION OF DUI EVALUATION REPORTS**

(a) In every case in which a professional evaluation is conducted, it shall be done in accordance with Sec. 5-4-1(a) of the Unified Code of Corrections (625 ILCS 5/6-206.1(a)(3)).

(b) In every case in which a disposition is ordered which requires the involvement of the Department of Court Services, the Clerk shall transmit to the Department of Court Services a copy of the complete evaluation report.

(c) Any evaluation report transmitted, pursuant to this Rule 34.03, shall be by sealed envelope to ensure that only those persons and agencies with a legitimate lawful interest in the information shall have access to the evaluation report. Every recipient of an evaluation report, pursuant to this Rule 34.03, shall maintain the confidentiality of the information contained in the evaluation report.

### **34.04 JUDICIAL DRIVING PERMIT**

(a) The alleged DUI offender may file a Petition for Judicial Driving Permit to Relieve Undue Hardship. In any case in which such a petition has been filed, the Court may conduct a hearing on such petition at any time after a professional evaluation of the accused's drug or alcohol use has been made. Any alcohol and drug evaluation summary prepared in any DUI case shall be impounded.

(b) Where appropriate, the Court may order the issuance of a JDP under such terms and conditions as the Court deems appropriate and authorized by law.

(c) Forms shall be available in the Office of the Circuit Clerk.

#### **34.05 SCHEDULING OF CASES**

(a) First return dates for DUI citations shall be set by the arresting law enforcement agency. The first return date shall be not less than 14 days but within 49 days after the date of arrest, whenever practicable.

*Amend. Gen. Order 88-3, eff. Jan. 25, 1988; Gen. Order 89-8, eff. May 2, 1989*

## **ARTICLE 35: TRAFFIC AND ORDINANCES**

### **35.00 RESERVED**

#### **35.01 APPLICABILITY**

(a) The provisions of this Article shall apply to all matters assigned to the Traffic Division, whether based upon an alleged violation of the Criminal Code, the Illinois Vehicle Code (625 ILCS 5/1-100 et seq.), or a local traffic or non-traffic ordinance, unless and until the case is transferred to another division. The provisions of the Article shall, to the extent practicable, be so construed and applied to be consistent with the provisions of any other Articles set forth herein, as well as the Illinois Supreme Court Rules.

(b) The Traffic Court shall be located in Room 201 at the Judicial Center and three Field Courts shall be located as designated in or near Elgin, Carpentersville, and Aurora, Illinois.

#### **35.02 JURY DEMANDS**

(a) When a jury is demanded in the Field Courts and before the case is sent to the misdemeanor jury trial courtroom at the Judicial Center, the presiding Field Court Judge shall determine that the defendant has private counsel or has made an informed decision to proceed *pro se*. All public defender cases shall be referred to Courtroom 201 for pre-trial matters. All discovery and pre-trial motions shall be concluded before referral to the misdemeanor jury trial room. When a case is sent to the misdemeanor jury trial courtroom, all discovery issues and pre-trial motions are deemed either resolved or waived, except for matters arising after the referral which will then be referred back to the Field Court for resolution. Referral dates to the misdemeanor jury trial courtroom should be approximately 30-45 days after the referral.

(b) When a defendant waives the right to a jury trial after referral to the misdemeanor jury trial courtroom, the case shall be sent back to the sending court for bench trial setting and resolution.

(c) The misdemeanor jury trial courtroom shall be designated by the Chief Judge.

#### **35.03-35.06 RESERVED**

#### **35.07 CONTINUANCES**

(a) The Kane County Circuit Clerk shall, upon receiving an insufficient payment amount on a minor traffic or conservation offense, pursuant to Supreme Court Rule 529, schedule the case on a court call at least 28 days, but no more than 45 days on a regularly scheduled date for the originating agency, and shall notify the defendant of the newly scheduled date and amount required to satisfy the outstanding fines and costs due in the

case. If the defendant has paid the amount due 5 days prior to the scheduled court date, and is not otherwise required to appear in court, then the defendant need not appear on the scheduled court date and the clerk shall remove the case from the court call. If the defendant has not paid the amount due 5 days prior to the scheduled court date, then the defendant must appear on the scheduled court date.

(b) If the balance due is received 5 days prior to that date, the defendant need not appear. If the balance due is not received prior to the assigned date, the defendant must appear on the date set by the Clerk's notice.

*Amend. Gen. Order 00-9, eff. April 26, 2000*

**ARTICLE 36: KANE COUNTY DRUG REHABILITATION COURT RULES AND PROCEDURES**

(a) Mission: The Illinois General Assembly has recognized that there is a critical need for a criminal justice program that will reduce the incidence of drug use, drug addiction, and crimes committed as a result of drug use and drug addiction. It is the mission of the Kane County Drug Rehabilitation Court, established here under the provisions of 730 ILCS 166/1 et seq., to accomplish these goals through an immediate and highly structured judicial intervention process for substance abuse treatment of eligible defendants that brings together substance abuse professionals, local social programs and intensive judicial monitoring in accordance with the nationally recommended 10 key components of drug courts. (Appendix G) The Kane County Drug Rehabilitation Court is a post-plea program in that only defendants who have pleaded guilty will be admitted to the program.

(b) Ethical Considerations

(1) The National Drug Court Institute's Ethical Considerations for Judges and Attorneys in Drug Court is adopted as a guide for lawyers and Judges in the KCDRC to the extent that it is not inconsistent with the Illinois Rules of Professional Conduct (Article VIII Supreme Court Rules) or the Code of Judicial Conduct (Supreme Court Rules 61 et seq.)

(2) No provision of these Rules and Procedures affects the duty or obligation, if any, of counsel of record to attend post-plea proceedings.

(c) Definitions

(1) "Drug Court Professional" means a Judge, prosecutor, defense attorney, probation officer, or treatment provider involved with the drug court program.

(d) Eligibility

(1) Only Defendants who apply for admission to the Kane County Drug Rehabilitation Court (herein referred to as "KCDRC") will be considered for admission.

(2) No applicant will be admitted without the agreement of the prosecution and the approval of the Court.

(3) No defendant shall be admitted to the KCDRC unless he or she is a resident of Kane County. Once admitted, continued Kane County residency is required unless the KCDRC Judge orders otherwise.

(4) A defendant shall be excluded from KCDRC if any one of the following apply:



(A) The crime is a crime of violence as set forth in clause (D) of this subsection (4).

(B) The defendant denies his or her use of or addiction to drugs.

(C) The defendant does not demonstrate a willingness to participate in a treatment program.

(D) The defendant has been convicted of a crime of violence within the past 10 years excluding incarceration time, including, but not limited to: first degree murder, second degree murder, predatory criminal sexual assault of a child, aggravated criminal sexual assault, criminal sexual assault, armed robbery, aggravated arson, arson, aggravated kidnapping, kidnapping, aggravated battery resulting in great bodily harm or permanent disability, stalking, aggravated stalking, or any offense involving the discharge of a firearm.

(E) The defendant has previously completed or has been discharged from a drug court program.

(5) No defendant shall be admitted to the KCDRC if, at the time of plea of guilty, felony charges are pending alleging a crime which would make the defendant ineligible to enter the KCDRC under paragraph (4)(D).

(e) Procedure

(1) The Chief Judge shall establish the format of operation of the KCDRC, including, but not limited to, scheduling and the approval of forms.

(2) The Chief Judge shall assign one Judge to preside over all KCDRC cases. No defendant shall be permitted to enter the KCDRC or remain in the KCDRC under the supervision of any other Judge, unless the Chief Judge so orders. This does not apply to those cases in which the defendant is also being monitored or treated by the drug court of another Circuit or another county.

(3) KCDRC proceedings shall be of record as may be required by applicable Supreme Court Rules and statutes, including but not limited to, waiver of counsel, guilty plea, sanction hearings resulting in imprisonment, motions to reconsider sanctions, and discharge hearings.

(4) When a defendant appearing in open Court or counsel on his or her behalf requests admission to the KCDRC and appears to meet the eligibility requirements set forth in Section (d) above, such case or cases shall immediately be transferred to the KCDRC for formal application.

(5) No application for admission to the KCDRC shall be considered when the defendant is not represented by counsel unless:

(A) the defendant waives counsel pursuant to S.Ct. Rule 401, and

(B) the defendant is further advised by the Court that:

(i) if the defendant chooses to represent himself or herself that the defendant would be at a disadvantage without a lawyer and that the outcome of the case could be affected in a way detrimental to the defendant as a direct result, and

(ii) the defendant may change his or her mind at any time and hire a lawyer, or if he or she cannot afford to hire a lawyer, request that a lawyer be appointed to represent him or her at which time the court will appoint a lawyer if eligible.

(6) The Judge of the KCDRC shall order an eligibility screening and an assessment of the defendant by an agent designated by the State of Illinois to provide assessment services for the Illinois Courts. The KCDRC Judge may order that the screening and assessment be conducted in an inpatient or outpatient facility. An assessment need not be ordered if the court finds a valid assessment related to the present charge pending against the defendant has been completed within the previous 60 days.

(7) The Judge shall inform the defendant if the defendant fails to meet the conditions of the drug court program, eligibility to participate in the program may be revoked and the defendant may be sentenced as provided in the Unified Code of Corrections for the crime or crimes to which the defendant has pleaded guilty, or, if the defendant has been sentenced to probation, that the probation may be revoked and the defendant resentenced as provided in the Unified Code of Corrections for the crime or crimes of which the defendant stands convicted.

(8) The defendant shall execute an application form (Appendix A). If a defendant is applying for admission to the KCDRC in more than one case, he or she shall execute an application form for each case.

(9) If accepted, the defendant shall execute a written agreement (Appendix B) in which he or she agrees to all of the terms and conditions of the program, including but not limited to the possibility of sanctions or incarceration for failing to abide or comply with the terms of the program. If the defendant is admitted to the KCDRC in more than one case, he or she shall execute a written agreement for each case.

(10) In addition to any conditions authorized under the Pretrial Services Act (725 ILCS 185/0.1 et seq.) and the Unified Code of Corrections (730 ILCS 5/5-6-3),

the court may order the defendant to complete substance abuse treatment in an outpatient, inpatient, residential, or jail-based custodial treatment program. Any period of time a defendant shall serve in a jail-based treatment program may not be reduced by the accumulation of good time or other credits and may be for a period of up to 120 days.

(11) The KCDRC rules and procedures include the regimen of graduated requirements and rewards, sanctions, and procedures as set forth in Appendix B, as now constituted and as may be amended by way of Administrative/General Order by the Chief Judge. The Presiding Judge of the KCDRC is authorized to prepare a participant handbook for use by KCDRC participants. In the event any provisions of such handbook conflict with any statute, Supreme Court Rule, case law, or Local Rule, then such laws will take precedence over the handbook.

**(f) Substance Abuse Treatment**

(1) The KCDRC shall maintain a network of substance abuse treatment programs representing a continuum of graduated substance abuse treatment options commensurate with the needs of defendants.

(2) Any substance abuse treatment program to which defendants are referred must meet all of the rules and governing programs in Parts 2030 through 2060 of Title 77 of the Illinois Administrative Code

(3) The KCDRC Judge may, at his or her discretion, employ additional services or interventions, as he or she deems necessary on a case by case basis.

**(g) Violations, Sanctions, Termination, Discharge**

(1) If the KCDRC Judge finds from the evidence presented, including, but not limited to, the reports or proffers of proof from a prosecutor, defense attorney, probation officer, or treatment provider involved with the KCDRC program that:

(A) the defendant is not performing satisfactorily in the assigned program;

(B) the defendant is not benefiting from education, treatment, or rehabilitation;

(C) the defendant has engaged in criminal conduct rendering him or her unsuitable for the KCDRC program; or

(D) the defendant has otherwise violated the terms and conditions of the KCDRC program or his or her sentence or is for any reason unable to participate, the KCDRC Judge may impose reasonable sanctions under prior written agreement of the defendant (Appendix B), including but not limited to imprisonment or dismissal of the defendant from the KCDRC

program and the Court may reinstate sentencing proceedings against him or her before a Judge designed by the Chief Judge to hear such matters, or, if the defendant has already been sentenced, may proceed under Section 5-6-4 of the Unified Code of Corrections (730 ILCS 5/5-6-4) for a violation of probation, conditional discharge, or supervision hearing before a Judge designated by the Chief Judge to hear such matters.

(2) Hearsay is admissible. The Judge shall weigh the circumstances of the making of the statement along with all other relevant factors in determining what weight to give the evidence. Proffers may be oral or written, but if oral, must be based upon information reduced to writing.

(3) In determining what constitutes a reasonable sanction the Court shall consider the nature of the violation, the treatment history of the defendant, the need to protect the public, the need to protect the defendant, and any other reliable information that is relevant.

(4) The defendant may file a motion to reconsider the sanction. Such motion shall be heard within 5 court days of its filing unless delay is occasioned by the defendant, which delay shall toll the 5 day period. The defendant has the right to be represented by counsel at the hearing. Failure to hold the hearing as set out herein shall result in the release of the defendant from custody on the sanction if he or she is being held in custody on the sanction. The Court shall inform the defendant of these rights at the time the sanction is imposed and shall serve the defendant with a copy of the motion to reconsider form (Appendix E).

(5) After arrest, upon appearance before the Bond Call Judge, a defendant arrested on a warrant ordered by the KCDRC Judge shall be taken before the KCDRC Judge, or the Judge sitting in his or her stead, within 3 court days.

(6) Incarceration sanctions shall not exceed 180 days in the aggregate, excluding good time credit. When a defendant's sanction time reaches 180 days, the KCDRC Judge shall call Paragraph 7-4 of the Participation Agreement to the defendant's attention. A defendant may waive the 180 day limit if he or she files a written request (Appendix C). The request must be initiated by the defendant without prompting from any drug court professional other than defendant's attorney. The waiver may be for a period not to exceed 14 days. The defendant may request additional waivers which shall not exceed five additional waivers per any consecutive 12 month period. No waiver may exceed 14 days.

(7) A defendant admitted to the KCDRC may, at any time, move orally or in writing to voluntarily terminate his or her participation in the KCDRC. If the request is oral, the defendant shall be provided with a written voluntary termination form (Appendix D) and shall sign it. Upon being presented with a signed voluntary termination form, the KCDRC Judge shall, without delay, transfer the case to the Judge who is designated by the Chief Judge to preside over

sentencing hearings of defendants whose participation in the KCDRC has been terminated for sentencing pursuant to Section 5-4-1 of the Unified Code of Corrections (730 ILCS 5/5-4-1). If the defendant entered the KCDRC as a condition of probation, the case shall be transferred to the Judge designated by the Chief Judge to preside over probation violation matters for probation violation hearing pursuant to Section 5-6-4 of the Unified Code of Corrections (730 ILCS 5/5-6-4).

(8) Upon successful completion of the terms and conditions of the KCDRC program, the Court may vacate defendant's plea and the finding and judgment of guilty and dismiss the original charges against the defendant or successfully terminate the defendant's sentence or otherwise discharge him or her from any further proceedings against him or her in the original prosecution. No order of successful discharge from the KCDRC shall enter unless, immediately prior to the date of discharge, the defendant has completed a minimum 12 consecutive months without the use of prohibited substances.

*Gen. Order 05-03 eff. February 2<sup>nd</sup>, 2005*

**ARTICLE 37: RESERVED**

GENERAL ORDER 08-15

In Order to facilitate the just and efficient disposition of applicable cases,

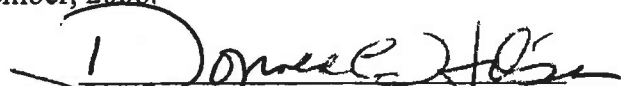
IT IS HEREBY ORDERED that by a majority vote of the Circuit Judges of the Sixteenth Judicial Circuit, the attached Article 17 of the Local Court Rules regarding juvenile matters is adopted in and for Kane County.

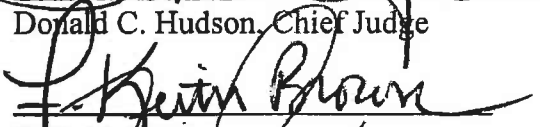
IT IS FURTHER ORDERED that these Local Rules may be adopted by DeKalb and Kendall Counties upon the written order of the Presiding Judge of the County.


Entered this 17<sup>th</sup> day of September, 2008.


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KANE COUNTY, ILL.

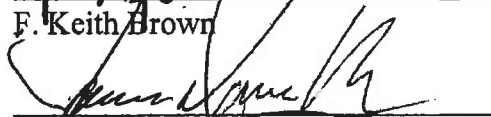
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Donald C. Hudson, Chief Judge

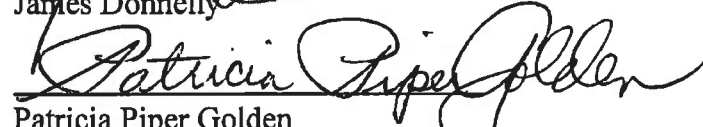
  
F. Keith Brown

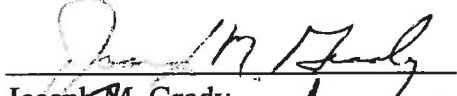
  
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Michael J. Colwell


  
James Donnelly

  
Donald J. Fabian

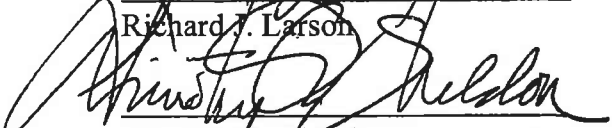
  
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Joseph M. Grady

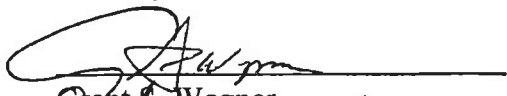
  
Kurt P. Klein

  
Richard T. Larson

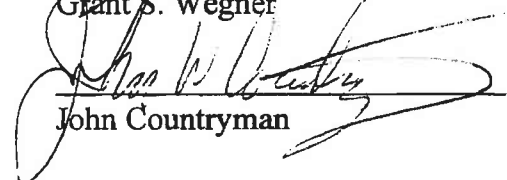
  
Thomas E. Mueller

  
Timothy Q. Sheldon

  
Robert B. Spence

  
Grant S. Wegner

  
Robbin J. Stuckert

  
John Countryman

## **ARTICLE 17: JUVENILE PROCEEDINGS**

### **SUB-PART A GENERAL PROVISIONS**

#### **17.01 PURPOSE AND POLICY**

- (a) These rules set forth procedures for the Juvenile Court in Kane County. They supplement the Juvenile Court Act (705 ILCS 405/1-1 et seq.), the Code of Civil Procedure (735 ILCS 5/1-101 et seq.) and the Rules of the Illinois Supreme Court. They are designed to facilitate the movement of cases through the Court by reducing unnecessary delay, strengthening caseload management, and encouraging involvement of parents and other parties so as to ensure the best interests of the children are provided for.

#### **17.02 JUVENILE COURT JUDGES**

- (a) The Chief Judge or his designee shall designate Juvenile Court Judges to hear Juvenile Court matters in Kane County. The Presiding Judge in DeKalb and Kendall Counties shall designate a Juvenile Court Judge to hear juvenile matters in DeKalb and Kendall Counties. All Juvenile Court matters, including both shelter and detention hearings, shall be heard by the assigned Juvenile Court Judge, or by any Judge sitting in his or her stead. The Judge entering the adjudicatory order shall, whenever possible, conduct the dispositional hearing.

#### **17.03 SUBSTITUTION OF JUDGES**

- (a) All substitution of Judge requests shall be governed by 735 ILCS 5/2-1001 and shall be transferred to the Presiding Judge of the Division for reassignment.

#### **17.04 RELEASE OF CONFIDENTIAL INFORMATION**

- (a) All requests for release of information of juvenile law enforcement and juvenile court records shall be governed by 705 ILCS 405/1-7 and 705 ILCS 405/1-8 of the Juvenile Court Act.

#### **17.05 EXPUNGEMENTS**

- (a) All requests for expungement of law enforcement and juvenile court records shall be governed by 705 ILCS 405/1-9 and 705 ILCS 405/5-915 of the Juvenile Court Act and shall be heard by the Chief Judge or a Judge designated by the Chief Judge.
- (b) Filing of petitions for expungements of law enforcement records or juvenile court records shall be governed by 705 ILCS 405/5-915 of the Juvenile Court Act.



## **17.06 INTERSTATE COMPACT ON JUVENILES**

- (a) All requests for return of a minor pursuant to the Interstate Compact on Juvenile Act (45 ILCS 10/0.01 et seq.) requiring Court approval shall be heard by the assigned Juvenile Court Judge or by any Judge sitting in his or her stead.

## **17.07 FILING OF PETITIONS**

- (a) The filing of petitions for abuse, neglect and dependency shall be governed by 705 ILCS 405/2-13 of the Juvenile Court Act. The filing of petitions for delinquency shall be governed by 705 ILCS 405/5-520 of the Juvenile Court Act.

## **17.08 APPOINTMENT OF COUNSEL**

- (a) If any Respondent in a juvenile court action qualifies for counsel by Statute or the Rules for court appointed counsel, the Public Defender shall be first appointed.
- (b) If any other Respondent qualifies for court-appointed counsel and a conflict exists, counsel shall be appointed pursuant to the Chief Judge's General Order in effect at the time designating conflict counsel.
- (c) If any other minor Respondent in a delinquency case qualifies for court-appointed counsel and after the Public Defender and all conflict counsel options have been exhausted then the Multiple Defender's Division (MDD) shall be appointed.

*Gen. Order 96-1. eff. January 10, 1996*

## **17.09 APPOINTMENT OF A GUARDIAN AD LITEM (GAL)**

- (a) The Court may appoint CASA as the Guardian Ad Litem (GAL) of the child(ren) alleged to have been abused and/or neglected, pursuant to 705 ILCS 405/2-17.1 of the Juvenile Court Act, and as amended by General Order No. 23.
- (b) The Court may then appoint counsel to represent CASA, pursuant to 705 ILCS 405/2-17 of the Juvenile Court Act and said counsel as designated by the Chief Judge's General Order in effect at the time, and further certified, pursuant to Illinois Supreme Court Rule 906.

*Amend. Gen. Order No. 23, eff. Dec.21, 1994; Gen. Order 04-01, eff. March 2, 2004*

## **17.10 ATTENDANCE AT HEARINGS**

- (a) Attendance at Juvenile Court hearings shall be governed by 705 ILCS 405/1-5.
- (b) Representatives of the Department of Children and Family Services, CASA, the Department of Corrections and the Probation Department who have a direct interest in the case may be admitted to court hearings and conferences unless expressly excluded by the Court.
- (c) Any other interested party may be present by leave of Court.

**SUB-PART B  
ABUSE, NEGLECT AND DEPENDENCY**

**17.11 PRE-HEARING CONFERENCE**

- (a) The Court, at any stage of the proceeding, may convene a pre-hearing conference on its own motion or upon the request of any party.
- (b) Depending upon the circumstances of the case, the purposes of the pre-hearing conference shall include, but not be limited to:
  - 1) Review efforts to locate and serve the parties;
  - 2) Resolve any discovery disputes;
  - 3) Identify significant issues of law and fact for trial;
  - 4) Develop a list of possible witnesses and receive stipulations to uncontested facts;
  - 5) Confirm scheduling and estimate the length of trial;
  - 6) Explore resolution of the matter without trial; and
  - 7) Enter such order as the Court deems appropriate.
- (c) Each party shall have a continuing obligation to update the Court and all other parties regarding information provided during the pre-hearing conference in a timely fashion.

**17.12 DISCOVERY**

- (a) Discovery with leave of Court. All provisions for civil discovery set out in the Supreme Court Rules are applicable only with leave of Court for good cause shown.
- (b) Exchange of Information without leave of Court. Parties may voluntarily exchange information upon reasonable written requests for information, documents, records, list of witnesses or evidence available for inspection without leave of Court.
- (c) All attorneys and respondents shall comply with the rules of confidentiality and accessibility of juvenile court records as set forth at 705 ILCS 405/1-8.

**17.13 SCHEDULING**

- (a) All court dates shall be obtained by or as directed by the assigned Juvenile Court Judge, or by any Judge sitting in his or her stead.

**SUB-PART C  
DELINQUENCY**

**17.14 SECURE CUSTODY AND DETENTION OF MINORS**

- (a) A minor determined to require secure detention pursuant to 705 ILCS 5-410(2) shall be detained in the Kane County Juvenile Justice Center unless otherwise directed by court order.

- (b) The Kane County Juvenile Justice Center is hereby designated as the place for reception of minors under 17 years of age, from Kane, Kendall and DeKalb Counties, who are detained pursuant to 705 ILCS 405/5-410 of the Juvenile Court Act.
- (c) The Kane County Juvenile Justice Center shall be under the direction and control of the Chief Judge.

#### **17.15 DISCOVERY IN DELINQUENCY PROCEEDINGS**

- (a) Discovery shall be governed by Illinois Supreme Court Rules 412 (Disclosure to Accused) and 413 (Disclosure to Prosecution).

#### **17.16 SCHEDULING**

- (a) The setting of Detention Hearings shall be governed by 705 ILCS 405/5-415.
- (b) Detention Hearings shall be scheduled through the Circuit Clerk's Office and will be heard on the earliest available court date pursuant to 705 ILCS 405/5-415.
- (c) All court dates shall be obtained by Court Order from the Juvenile Court Judge, or by any Judge sitting in his or her stead or upon proper motion filed at the Circuit Clerk's Office, along with appropriate notice pursuant to 705 ILCS 405/5-530 .
- (d) Juvenile Drug Court shall be heard by the assigned Juvenile Court Judge or by any Judge sitting in his or her stead on the day so designated by said Juvenile Court Judge.

### **SUB-PART D ADOPTIONS**

#### **17.17 PETITIONS**

- (a) All Adoption matters shall be heard by the assigned Juvenile Court Judge.

#### **17.18 CONSENTS**

- (a) All consents to adoption shall, whenever practicable, be taken by the Juvenile Court Judge assigned to hear adoption matters.
- (b) All consents shall be taken before an official court reporter, when practicable.
- (c) The form of consent shall be pursuant to 750 ILCS 50/10 of the Adoption Act.

#### **17.19 SCHEDULING**

- (a) All court dates for adoption matters, shall be scheduled by the Family Scheduling Department at the Judicial Center or by Court Order, except as provided by (b) below.
- (b) A consent for adoption may be scheduled through the Family Scheduling Department at the Judicial Center or may be presented to the assigned Juvenile Court Judge while Court is in session.

## **17.20 NOTIFICATIONS**

- (a) Petitioner shall notify the GAL of the order of appointment, pursuant to 750 ILCS 50/13, and further provide the GAL with copies of all pleadings and pertinent documents and records within 7 days of the entry of the order.
- (b) Petitioner shall notify any child welfare agency designated by the Court to conduct an investigation, pursuant to 750 ILCS 50/6, within 7 days of the entry of such order.

## **17.21 CONFIDENTIAL INTERMEDIARIES**

- (a) The appointment of a confidential intermediary shall be governed by 750 ILCS 50/18.3a.
- (b) All Petitions for Appointment of a Confidential Intermediary shall be accompanied by proof of registration with the Illinois Adoption Registry and Medical Information Exchange.
- (c) The signature on a Petition for Appointment of a Confidential Intermediary shall be certified pursuant to Section 1-109 of the Code of Civil Procedure and executed before a notary public.
- (d) If the petitioner for the appointment of a confidential intermediary cannot appear in court to present the Petition, the Petition must be accompanied by a letter or motion requesting that the appearance of the petitioner be waived.
- (e) All Petitions for Appointment of a Confidential Intermediary shall be scheduled by the Circuit Clerk's Office to the docket of the assigned Juvenile Court Judge hearing adoption matters on the next available scheduled adoption date.
- (f) The Court shall appoint a qualified confidential intermediary from a list of persons who have been certified by the Department of Children and Family Services.
- (g) Upon request, the Clerk of Court shall make available to the public information and booklets from the Confidential Intermediary Service of Illinois.

**16th Judicial Circuit  
County of Kane**

Kane County Judicial Center  
Suite 400  
37W777 Route 38  
St. Charles, IL 60175-7536  
Telephone (708) 232-3440

08MRO  
**COPY**



OFFICE OF THE CHIEF JUDGE  
AND COURT ADMINISTRATOR

**GENERAL ORDER 08-14**

**Appointment of Official Court Reporter**

DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

2008 JUL 16 A 11:19

FILED \_\_\_\_\_  
ENTERED \_\_\_\_\_

37

Pursuant to Illinois Compiled Statutes, 705ILCS 70/4,  
the following person is hereby appointed as Official Court Reporter  
for the Sixteenth Judicial Circuit effective July 16, 2008.

**Ernest C. Scola**

Dated this 16<sup>th</sup> day of July, 2008.

Donald C. Hudson, Chief Judge

08MRO1

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**AMENDED GENERAL ORDER 08-13**

Pursuant to Supreme Court Rule 21(b) the following judges are hereby assigned to the court assignments indicated below effective August 1, 2008.

**FELONY DIVISION  
KANE COUNTY JUDICIAL CENTER  
GRANT S. WEGNER, PRESIDING JUDGE**

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2008 JUL 16 A 11:18  
DEBORAH SEYEDY  
CIRCUIT COURT  
KANE COUNTY PA

**Courtroom 305**

**Patricia Piper Golden**

Jury trials (felony and misdemeanor) - Monday and Tuesdays  
Class II and greater controlled substance cases and cannabis cases, bench trials, motions and status - Wednesday thru Friday.  
Probation and conditional discharge revocation matters. All pretrial diversion matters commencing August 4, 2008.

**Courtroom 217**

**Allen M. Anderson**

Jury trials (felony and misdemeanor) - Monday and Tuesdays;  
Felonies (excluding drug offenses) bench trials, motions and status - Wednesday through Friday. All pre-trial DUI felony cases.  
Probation and conditional discharge revocation matters.

**CIVIL DIVISION  
KANE COUNTY COURTHOUSE  
MICHAEL J. COLWELL, PRESIDING JUDGE**

**Courtroom 150**

**John W. Countryman**

Monday through Friday - all Chancery, Miscellaneous Remedy, Eminent Domain, Tax and MC cases as assigned by the Presiding Judge of the Civil Division. All civil case type pre-trial mediation/settlement conferences as assigned by the Presiding Judge. All mechanics lien case types.

Tuesday, Wednesday and Thursday - all Probate matters including guardianship and decedent estate matters.

The courtroom schedule for Courtroom 150 is as follows:  
Monday through Thursday - 10:00 a.m. - motion call for all case types except probate and guardianship cases. All status and case management settings except probate and guardianship cases.

Tuesday, Wednesday and Thursday - 9:30 a.m. - all probate matters including guardianship and decedent estate cases. All status and case management dates for probate and guardianship cases.

Monday through Thursday - 11:00 a.m. to 4:30 p.m. - hearings, trials, and pre-trial mediation settlement conferences set by court order only.

Fridays - 9:30 a.m. to 4:30 p.m. - hearings, trials and pre-trial mediation settlement conferences for all case types, set by court order only.

On the court's own motion, any civil division judge may refer a case to the presiding judge for assignment to Judge Countryman's mediation/pre-trial conference calendar. All probate and guardianship files with future dates, except those retained by Judge Colwell in courtroom 110, shall be reset by notice of the Circuit Clerk's Office for the same date presently in the court file, but at 9:30 a.m. before Judge Countryman in courtroom 150. It is the responsibility of counsel and the parties to appear at the time and place specified in the notice.

**JUVENILE DIVISION  
KANE COUNTY JUDICIAL CENTER  
M. KAREN SIMPSON, PRESIDING JUDGE**

**Judicial Center  
Courtroom 005**

**Susan Clancy Boles**

Abuse and neglect; back-up detention hearing.

Thursdays - Prove-up call

Adoption matters will be heard on the first and third Wednesday of each month.

**SPECIAL ASSIGNMENT JUDGES**

**Special Assignment  
Judge A (CR 229  
Judicial Center**

**Alan W. Cargerman**

Assigned by the Chief Judge to cover vacancies.

Floater coverage, *when available*, will include the following: Kane County - Courtrooms 201, 209, 211, Aurora Branch Court, Elgin Branch Court, Carpentersville Branch Court, Small Claims 120, Juvenile and Courtroom 101 within the Family Division.

Kendall County


Floater coverage, *when available*, will include Judges Mueller, Abrahamson and McCann.

**Special Assignment  
Judge B**

**Thomas J. Stanfa**

Kendall County every Monday, Tuesday and Wednesday  
Thursdays - Multi-Purpose Courtroom (LL - Judicial Center)  
Fridays - DUI Court - Courtroom 209/Judicial Center/  
Special Bond Call settings and other floater coverage as assigned.

ENTERED this 16<sup>th</sup> day of July, 2008.

  
Chief Judge Donald C. Hudson



08MREG

GENERAL ORDER 08-12

COPY

FILED JUN 25 2009

FILED 86

ENTERED 42 JUN 25 P 2 28

BORAH SEYLER  
CIRCUIT COURT  
AMT. CO. JUD. IL.

IT IS HEREBY ORDERED THAT:

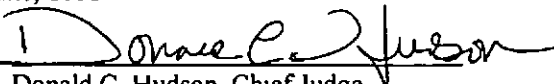
A The Circuit Court for the Sixteenth Judicial Circuit of the State of Illinois, shall adjourn, and the Office of the Clerk of the Circuit Court of the counties of Kane, Kendall and DeKalb shall be closed on the following legal holidays for the year 2009

<u>Holiday</u>	<u>Observed On</u>
New Year's Day	Thursday, January 1, 2009
Martin Luther King, Jr Day	Monday, January 19, 2009
Lincoln's Birthday	Thursday, February 12, 2009
Washington's Birthday (Observed)	Monday, February 16, 2009
Spring Holiday	Friday, April 10, 2009
Memorial Day	Monday, May 25, 2009
Independence Day	Friday, July 3, 2009
Labor Day	Monday, September 7, 2009
Columbus Day (Observed)	Monday, October 12, 2009
Veteran's Day	Wednesday, November 11, 2009
Thanksgiving Day	Thursday, November 26, 2009
Day Following Thanksgiving	Friday, November 27, 2009
Christmas Eve	Thursday, December 24, 2009
Christmas Day	Friday, December 25, 2009
New Year's Day	Friday, January 1, 2010

B All matters returnable on said legal holidays shall be continued to the next business day of said court

C The time for filing all motions and pleadings shall be extended to the next business day of this court

ENTERED this 25<sup>th</sup> day of June, 2008

  
Donald C Hudson, Chief Judge

08MRO1

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MEMORANDUM  
FILED  
JUN 25 2008  
KANE COUNTY, ILL.

**GENERAL ORDER 08-11**

**Section 1:** Victim Impact Panels shall be held in the Multi-Purpose Room at the Kane County Judicial Center, commencing at 7 00 p m. These panels will be conducted in English on the following dates in 2009:

January 5	May 4	September 14
February 2	June 1	October 5
March 2	July 13	November 2
April 6	August 3	December 7

DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.

2008 JUN 25 P 1:44

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89

**Section 2:** Victim Impact Panels shall be held in Spanish, in the Multi-Purpose Room commencing at 7:00 p.m. on the following dates in 2009:

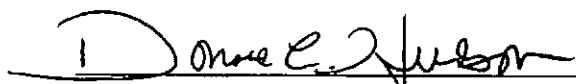
March 9	May 11	August 10
	October 19	December 14

**Section 3:** The Alliance Against Intoxicated Motorists will be paid \$500 00 for each Victim Impact Panel which they provide speakers per the memorandum of understanding agreement. In addition, each Court Services staff will be paid \$100 00 per panel for the facilitation of the Victim Impact Panels.

**Section 4:** Until further order, persons attending the Victim Impact Panel, including defendants from outside Kane County shall pay \$20 00 for the cost of such program, which includes the expense amounts to be paid to presenters However, individuals represented by the Public Defender shall pay \$10 00 to cover the cost of the program.

**Section 5:** The collection of monies from the Victim Impact Panel shall be the responsibility of Adult Court Services The deposit and disbursement of monies shall be handled by the Chief Judge's Office

This Order is effective on the 25<sup>th</sup> day of June, 2008.

  
Donald C. Hudson, Chief Judge

08MR01

**GENERAL ORDER 08-10**

Pursuant to Supreme Court Rule 21(b) the following judges are hereby assigned to to the court assignments indicated below effective July 7, 2008. This Order supersedes General Order 07-22, 08-01, 08-03, and 08-05.

**ADMINISTRATION KANE COUNTY JUDICIAL CENTER  
ROOM 301 - CHAMBERS, DONALD C. HUDSON, CHIEF JUDGE**

**FELONY DIVISION  
KANE COUNTY JUDICIAL CENTER  
GRANT S. WEGNER, PRESIDING JUDGE**

DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL.

2008 JUN 20 A 10:42

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**Courtroom 305**

**Patricia Piper Golden**

Jury trials (felony and misdemeanor) -  
Monday and Tuesdays;

Class II and greater controlled substances cases and cannabis cases, bench trials, motions and status Wednesday through Friday. Class III and IV felonies other than controlled substances act and cannabis control act cases are to be assigned equally and randomly to courtrooms 311, 313 and 319; cases in this category presently pending in courtroom 305 shall be transferred by the judge presiding in that courtroom to courtrooms 311, 313 and 319 on a rotating basis. Probation and conditional discharge revocation matters.

**Courtroom 311**

**Robert B. Spence**

Jury trials (felony and misdemeanor) Monday and Tuesdays; Felonies (excluding drug offenses) bench trials, motions and status - Wednesday through Friday. Unlawful possession of stolen or converted vehicles. Probation and conditional discharge revocation matters.

**Courtroom 313**

**Grant S. Wegner**

Jury trials (felony and misdemeanor) Monday and Tuesdays; Felonies (excluding drug offenses) bench trials, motions and status. Wednesday through Friday. Probation and conditional discharge revocation matters.

**Courtroom 319**

**Timothy Q. Sheldon**

Jury trials (felony and misdemeanor) Monday and Tuesdays;

Felonies (excluding drug offenses) bench trials, motions and status.

Wednesday p.m. - Mental Health Court

Wednesday a.m. through Friday. Probation and conditional discharge revocation matters.

**Courtroom 217**

**Allen M. Anderson**

Jury trials (felony and misdemeanor) - Monday and Tuesdays; Felonies (excluding drug offenses) bench trials, motions and status - Wednesday through Friday. All pre-trial, DUI felony cases. Returns on all pre-trial diversion matters. Probation and conditional discharge revocation matters.

**Multi-Purpose  
Courtroom (LL)**

**Donald C. Hudson**

Expungements - first and third Wednesdays of the month - other administrative matters.

**SPECIAL RESOURCE DIVISION  
KANE COUNTY JUDICIAL CENTER  
JAMES C. HALLOCK - PRESIDING JUDGE**

**Courtroom 203**

**Leonard J. Wojtecki**

**Drug Rehabilitation Court and Class III and IV Controlled Substances Cases and Cannabis Cases**

Bench trials, Motions and Status - Mondays, and Thursdays. Drug Rehabilitation Court - Tuesdays, Wednesdays and Fridays and Wednesday evenings.

**Courtroom 209**

**James C. Hallock**

**Domestic Violence Court**

Jury trials - Mondays Misdemeanor and status returns - Tuesdays Felony status and returns - Wednesdays Felony and Misdemeanor post sentence status and Petitions to Revoke; Tuesday and Wednesday afternoons - Bench trials, contested Motions and returns of Orders of Protection arising out of criminal files; Friday mornings and afternoons - Commitment hearing and Medication hearings at the Elgin Mental Health Center and St. Joseph Hospital.

**Courtroom 211**

**William H. Weir**  
**DUI Court and Misdemeanor Jury Trial Coordinator**  
Jury trials - Mondays; bench trials, motions and status - Tuesday through Friday.

**FAMILY DIVISION**  
**KANE COUNTY JUDICIAL CENTER**  
**JOSEPH M. GRADY- PRESIDING JUDGE**

**Courtroom 101**

**Robert L. Janes - Trial Judge**

**Courtroom 111**

**Marmarie J. Kostelny - Trial Judge**

**Courtroom 113**

**Franklin D. Brews - Trial Judge**

**Courtroom 123**

**Joseph M. Grady - Trial Judge**

**All Courtrooms - Night Court**

**Rotation assigned by Presiding Judge**

**TRAFFIC AND MISDEMEANOR DIVISION**  
**KANE COUNTY JUDICIAL CENTER**  
**ELGIN AND AURORA BRANCH COURTS**  
**ROBERT J. MORROW - PRESIDING JUDGE**

**Elgin Branch Court**

**Kevin T. Busch**  
Traffic and Misdemeanor

**Aurora Branch Court**

**T. Jordan Gallagher**  
Traffic and Misdemeanor

**Courtroom 201**  
**Judicial Center**

**Robert J. Morrow**  
Traffic and Misdemeanor Bond call, felony and misdemeanor - Monday through Friday; Jury trials - Mondays; bench trials, motions and status call - Tuesday through Friday.

**CIVIL DIVISION  
KANE COUNTY COURTHOUSE  
MICHAEL J. COLWELL, PRESIDING JUDGE**

**Courtroom 110**

**Michael J. Colwell**

Monday through Friday all Chancery, Miscellaneous Remedy, Eminent Domain, Tax and MC cases. Any other civil case assigned in courtroom 110 by the presiding judge of the civil division. All administrative motions.

**Courtroom 120**

**Stephen Sullivan**

All Small Claims and Law Medium filings, one - day small claims or law medium jury trials. Arbitration cases will no longer be heard in ctrm, 120, except for one-day arbitration jury trials.

**Courtroom 150**

**Gene L. Nottolini**

Monday through Friday - all Chancery, Miscellaneous Remedy, Eminent Domain, Tax and MC cases as assigned by the presiding judge of the Civil Division. All civil case type pre-trial mediation/settlement conferences as assigned by the presiding judge. All mechanics lien case types.

Tuesday, Wednesday and Thursday, all Probate matters including guardianship and decedent estate matters.

The courtroom schedule for Courtroom 150 is as follows:

Monday through Friday 9:00-11:00; pre-trial mediation/settlement conferences by Judge Nottolini's order only. Hearings and special settings by Judge Nottolini's order only.

Monday through Friday - 11:00 a.m. - Motion call for all case types except Probate and guardianship cases. All status and case management settings except probate and guardianship cases. Tuesday, Wednesday and Thursday - 1:00 p.m. - all probate matters including guardianship and decedent estate cases. All status and case management dates for probate and guardianship cases.

Monday through Friday - 1:30 - 4:30 p.m. - hearings, trials, and pre-trial mediation settlement conferences, by Court order only.

On the court's own motion any civil division judge may refer a case to the presiding judge for assignment to Judge Nottolini's mediation/pre-trial conference calendar. All probate and guardianship files with future dates except those retained by Judge Colwell in courtroom 110 shall be reset by notice of the Circuit Clerk's Office for the same date presently in the court file but at 1:00 p.m. before Judge Nottolini in courtroom 150. It is the responsibility of counsel and the parties to appear at the time and place specified in the notice.

**Courtroom 310**

**Donald J. Fabian**  
Civil Trial Judge

**Courtroom 320**

**Richard J. Larson**  
All arbitration practice related matters from Small Claims, Law Medium, Law and Arbitration; Small Claims and Law Medium Arbitration motions, two -day Jury trials from Arbitration and cases assigned to Courtroom 120, and any Chancery cases reassigned by the Presiding Judge.

**Courtroom 340**

**F. Keith Brown**  
Civil Trial Judge

**Courtroom 350**

**Judith M. Brawka**  
Civil trial judge.

**Scheduling of civil cases**

All judges of the Civil Division are authorized to set their court schedules consistent with the provisions of this order with proper notice to Scheduling and the Circuit Clerk's Office.

**JUVENILE DIVISION  
KANE COUNTY JUDICIAL CENTER  
and  
KANE COUNTY JUVENILE JUSTICE CENTER  
M. KAREN SIMPSON, PRESIDING JUDGE**

**Juvenile Justice Center**

**M. Karen Simpson**  
Delinquency and detention; back-up abuse and neglect

**Judicial Center - Courtroom 005**

**Susan Clancy Boles**

Abuse and neglect; back-up detention hearing;  
Floater Assignments - Thursdays  
Adoption matters will be heard on the first and  
third Wednesdays of every month.

**SPECIAL ASSIGNMENT JUDGES**

**Special Assignment Judge A**  
CR 229 (Judicial Center)

**Alan J. Cargerman**

Assigned by the Chief Judge to cover vacancies.

Floater coverage, *when available*, will include  
the following: Kane County - Courtrooms 201,  
209, 211, 217, Aurora Branch Court, Elgin  
Branch Court, Carpentersville Branch Court,  
Small Claims 120, Juvenile and Courtroom 101  
within the Family Division.

**Special Assignment Judge B**  
Courtroom 250 (Geneva)

**Thomas J. Stanfa**

Kendall County every Monday, Tuesday and  
Wednesday; Thursdays, Order of Protection  
Hearings - 8:30 a.m., Courtroom 005; Fridays -  
DUI Court - Courtroom 209/Judicial Center/  
Special Bond Call settings and other floater  
coverage as assigned.

Floater coverage, *when available*, will include the following:

Kane County - Courtrooms 201, 209, 211, 217, Aurora Branch Court,  
Elgin Branch Court, Carpentersville Branch Court, Small  
Claims courtroom 120, Juvenile and Courtroom 101 within  
the Family Division.

Kendall County - Either Judge Mueller, Judge Abrahamson or Judge McCann

**DEKALB COUNTY COURTHOUSE**  
**SYCAMORE, ILLINOIS**  
**KURT P. KLEIN, PRESIDING JUDGE**

**Robbin J. Stuckert**  
**James Donnelly**

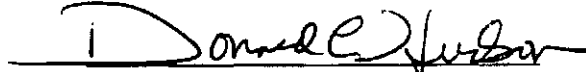
**William P. Brady**  
**Edward C. Schreiber**



**KENDALL COUNTY COURTHOUSE  
YORKVILLE, ILLINOIS  
THOMAS E. MUELLER, PRESIDING JUDGE**

**Timothy J. McCann  
Linda Abrahamson**

Entered this 19<sup>th</sup> day of June, 2008.

  
Chief Judge Donald C. Hudson

U:\Hudson Chief Judge\Genera Order 07-22.wpd

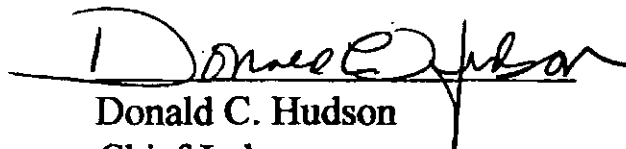
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2008 JUN 18 P 2:38  
DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

GENERAL ORDER 08-09  
Appointment of Court Reporter

Pursuant to Illinois Compiled Statues, 705 ILCS 70/4, the following person is hereby appointed as Official Court Reporter for the Sixteenth Judicial Circuit effective July 16, 2008.

ERNEST C. SCOLA

Dated this 18<sup>th</sup> June, 2008.

  
Donald C. Hudson  
Chief Judge

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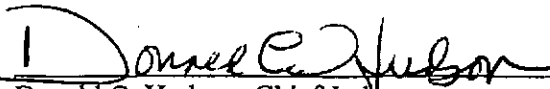
GENERAL ORDER 08 - 08

In re: The appointment of Thomas J. Gallagher to the position of Associate Judge for the Sixteenth Judicial Circuit.

The Chief Judge of the Sixteenth Judicial having been advised by the Director of the Administrative Office of the Illinois Courts that Kevin T. Busch and Thomas J. Gallagher received the most votes cast by the Circuit Judges for the two Associate Judge vacancies currently pending in the Sixteenth Judicial Circuit.

IT IS HEREBY ORDERED that Thomas J. Gallagher is appointed Associate Judge of the Sixteenth Judicial Circuit effective July 2, 2008.

ENTERED this 16<sup>th</sup> day of June, 2008

  
Donald C. Hudson, Chief Judge

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ENTERED 42  
2008 JUN 16 A 11:2  
DEBORAH SEYLER  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.

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08MRO1


GENERAL ORDER 08 - 07

In re: The appointment of Kevin T. Busch to the position of Associate Judge for the Sixteenth Judicial Circuit.

The Chief Judge of the Sixteenth Judicial having been advised by the Director of the Administrative Office of the Illinois Courts that Kevin T. Busch and Thomas J. Callaghan received the most votes cast by the Circuit Judges for the two Associate Judge vacancies currently pending in the Sixteenth Judicial Circuit.

IT IS HEREBY ORDERED that Kevin T. Busch is appointed Associate Judge of the Sixteenth Judicial Circuit effective July 6, 2008.

ENTERED this 16th day of June, 2008

  
Donald C. Hudson, Chief Judge

2008 JUN 16 11 23 AM  
DORAH ELLER  
CLERK  
CHIEF CLERK  
CIRCUIT COURT  
JANUARY 16 2008

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75

08 MRO1

GENERAL ORDER 08-06

COPY

Pursuant to 725 ILCS 5/106D-1(a), and the Sheriff of Kane County having certified that facilities are available for closed circuit court appearances, the use of closed circuit television for the following procedures is authorized:

1. The initial appearance before a judge on a criminal complaint, at which bail will be set.
2. The waiver of a preliminary hearing.
3. The arraignment on an information or indictment at which a plea of not guilty will be entered.
4. The presentation of a jury waiver.
5. Any status hearing.
6. Any hearing conducted under the Sexually Violent Persons Commitment Act (725 ILCS 207/1 et. seq.) at which no witness testimony will be taken; and

FILED 103  
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 2008 JUN -2 A 9:38  
 DEBORAH SCYLLER  
 CIRCUIT COURT CLERK  
 KANE COUNTY, ILL.

Use of closed circuit television court appearance for the above described proceedings shall be at the discretion of the judge presiding over the case.

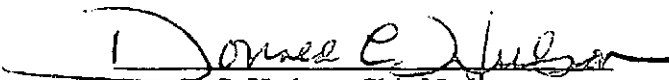
Pursuant to 725 ILCS 5/106D-1 (c) upon waiver by the person held in custody or confinement to appear in court physically, the use of closed circuit television for status hearings, discovery related motions, and other miscellaneous motions not requiring testimony is hereby authorized.

Pursuant to 725 ILCS 5/106D-1 (d), no person held in custody or confinement has a right to appear in court through closed circuit television.

Closed circuit television court appearances shall not be used for pleas of guilty, trials, fitness hearings, sentencings, post trial motions, motions to quash arrest, or motions to suppress evidence.

This Order supersedes General Order 03-10.

Dated this 2nd day of June, 2008.

  
 Donald C. Hudson, Chief Judge

COPY

08 MR 01

GENERAL ORDER 08-05

Pursuant to Supreme Court Rule 21 (d) the following judges are hereby assigned to the court assignment indicated below effective June 2, 2008.

Linda Abrahamson

Kendall County - Tuesday through Friday  
Judicial Center - Courtroom 201 (Mondays)

Robert L. Janes

Judicial Center - Courtroom 101 Mondays  
Judicial Center - Courtroom 201 Tuesday  
through Friday

Other than is modified herein, General Order 07-22 effective June 2, 2008, remains in full force and effect.

Dated this 11<sup>th</sup> day of May, 2008.

Donald C. Hudson  
Donald C. Hudson, Chief Judge

DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KENDALL COUNTY, ILL.

2008 MAY 21 P 2:34

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51

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08MEO1

GENERAL ORDER No. 08-04

In order to facilitate the just and efficient assignment and disposition of applicable civil cases,

IT IS HEREBY ORDERED that by a majority vote of the Circuit Judges of the Sixteenth Judicial Circuit, the attached Civil Local Rules is hereby adopted in and for Kane County.

IT IS FURTHER ORDERED that these Local Rules may be adopted by DeKalb and Kendall Counties upon the written order of the Presiding Judge of the County.

Entered this 5<sup>th</sup> day of May, 2008.

FILED 57  
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2008 MAY 9  
9:09 AM  
DORCAS CYLLER  
CLERK  
SIXTEENTH JUDICIAL CIRCUIT  
KANE COUNTY, ILL.

Donald C. Hudson  
Donald C. Hudson, Chief Judge

F. Keith Brown  
F. Keith Brown

James Donnelly  
James Donnelly

Patricia Piper Golden  
Patricia Piper Golden

Kurt P. Klein  
Kurt P. Klein

Thomas E. Musler  
Thomas E. Musler

Timothy Q. Sheldon  
Timothy Q. Sheldon

Robbin J. Stuckert  
Robbin J. Stuckert

R. Peter Grometer  
R. Peter Grometer

Edith M. Brawka  
Edith M. Brawka

Michael J. Colwell  
Michael J. Colwell

Donald J. Fabian  
Donald J. Fabian

Joseph M. Grady  
Joseph M. Grady

Richard J. Larson  
Richard J. Larson

Gene L. Nottolini  
Gene L. Nottolini

Robert B. Spence  
Robert B. Spence

Grant S. Wegner  
Grant S. Wegner

## II. CIVIL PROCEEDINGS

### ARTICLE 6: CONFERENCES, PLEADINGS, AND MOTIONS

#### 6.00 RESERVED

#### 6.01 CASE MANAGEMENT AND SETTLEMENT CONFERENCES

##### (a) Case Management Conference

(1) In all cases designated L (\$50,000 & above), AR (\$10,000 to 50,000), LM (\$0 to \$50,000), SC (up to \$10,000), CH, MR, TX, MC, or ED, the Clerk of the Court shall, on the date of filing, assign an automatic case management conference date on the call of the Judge assigned to the case within 90 days from the date of filing. The Clerk shall affix notice of said date to the original pleading and to copies of said pleading to be served on the opposing party.

(2) In the event an automatic case management conference falls on a date when the Court is not in session, the case will be set for the next court date.

(3) Failure of the parties or their counsel to appear on an automatic case management conference date may result in dismissal for want of prosecution, default and/or other sanctions.

(4) In all cases subject to Supreme Court Rule 218, the attorneys for the parties with the responsibility for trial of the case, shall, prior to the automatic case management conference and each conference thereafter, confer regarding matters set forth in Supreme Court Rule 218.

(5) Failure to comply with Supreme Court Rule 218, local rules, or court orders pertaining to case management may result in sanctions being imposed against a party and/or attorney.

##### (b) Initial Case Management Exemptions

(1) The following case categories are excepted from the "Initial Case Management Conference" requirement under Supreme Court Rule 218(a):

- (a) Adoption (AD)
- (b) Arbitration (AR) – non-jury
- (c) Family (F)
- (d) Mental Health (MH)
- (e) Miscellaneous Remedy (MR)
- (f) Municipal Corporation (MC)
- (g) Order of Protection (OP)



- (h) Ordinance Violation (OV)
- (i) Probate (P)
- (j) Small Claims (SC)
- (k) Tax (TX)

(2) In jury cases requiring arbitration (AR), a case management conference need not be held unless and until a rejection of the arbitration award is filed pursuant to Supreme Court Rule 93. A case management conference shall be held within 45 days of the rejection filing date.

(3) The party rejecting the award shall notice the case before the Court not more than 14 days after the rejection for the purpose of setting a case management conference.

(4) This rule shall not preclude the Court on its own motion from setting a case management conference on a case that is subject to arbitration.

(c) Settlement Conference

(1) In the event a settlement conference is held, the attorney for the plaintiff and the attorney for the defendant shall prepare a pretrial memorandum and shall deliver a copy to the Judge and to counsel of record at the time of the settlement conference. At the settlement conference the attorneys present shall:

- (a) be familiar with the case; and
- (b) be authorized to act in furtherance of the settlement conference; and
- (c) have ascertained in advance the extent of authority given by their client to act in furtherance of settlement.

(2) Failure to abide by this Rule may result in sanctions.

*Amend. by Gen. Order 01-11, eff. June 20, 2001*

**6.02 CLERK'S NOTICE: DISMISSAL FOR WANT OF PROSECUTION**

(a) Within 10 days of the entry of an order of dismissal for want of prosecution the Clerk of the Court shall, in deference to all pro se parties and all attorneys of record, send notice of the dismissal to the last known address indicated in the file by regular mail and place of record a certificate of mailing.

*Amend. by Gen. Order 01-11, eff. June 20, 2001*

**6.03 DISMISSAL FOR LACK OF ACTIVITY**

(a) If a case assigned to the Civil Trial Division or the Chancery and Miscellaneous Division has no order entered for a period of 9 months and has no future date, the Clerk of the Court shall notify the attorneys of record together with any person who has filed an appearance and given an address that the case will be called on a date certain at which time it will be dismissed except for good cause shown.

*Amend. by Gen. Order 01-11, eff. June 20, 2001*

#### **6.04 PLEADINGS TO BE READILY COMPREHENSIBLE**

(a) If a pleading contains multiple counts or affirmative defenses, each count or defense shall bear a concise title stating the theory of liability or defense. If the pleading is filed on behalf of or against multiple parties and all such parties are not asserting the same claims or defenses as to all opposing parties, the title of each count or defense shall also concisely designate the subgroup of parties to which it pertains.

(b) If incorporation of facts by reference to another pleading or to another part of the same pleading permitted by Supreme Court Rule 134 will render a pleading not readily comprehensible, the facts shall be re-alleged verbatim.

(c) Where necessary, the Judge assigned the case may order consolidation of the pleadings into one finished comprehensible set.

(d) Nothing in Rule 6.04 shall be applied in such a manner as to abridge or conflict with 735 ILCS 5/2-603 Code of Civil Procedure.

(e) All pleadings wherein money damages are requested for matters other than injury to the person shall be specific as to the dollar amount claimed. (735 ILCS 5/2-604, eff. 7/25/03).

*Amend. by UCCR 4, May 4, 1976 ; 90-10, eff. Dec. 21, 1990 ; Gen. Order 01-11, eff. June 20, 2001*

#### **6.05 MOTIONS GENERALLY**

(a) Every motion shall identify in its title or introductory paragraph the particular relief sought together with the section of the Code of Civil Procedure pursuant to which the motion is brought.

(b) Pleading motions shall not be combined with fact motions except as permitted by 735 ILCS 5/2-619.1 of the Code of Civil Procedure. Improperly combined motions may be stricken by the court without hearing.

(c) No motion may be heard unless previously scheduled for hearing on the Court's calendar. This rule does not apply to genuine emergency motions.

(d) The notice of hearing shall designate the Judge to whom the motion will be presented, state the title and case number of the action, and set forth the date and time the motion will be presented and the courtroom in which it will be presented. A copy of the motion, any papers to be presented with the motion, and proof of service shall be served with the notice.

(e) The following times of notice shall be observed:

- (1) Notice by personal service shall be made by 4:00 p.m. at least two court days before the scheduled hearing.
- (2) Notice by mail shall be deposited in a U.S. Post Office at least five court days before the scheduled hearing.
- (3) Notice by fax shall be completed by 4:00 p.m. at least three court days before the scheduled hearing.

(f) Service by fax will be effective only if at the presentation of the motion the movant produces an affidavit setting forth the date and time of service, the telephone number to which the notice was transmitted, a statement that the receipt was confirmed, and an assertion that Supreme Court Rules 131(d), 11, or 12 pertaining to fax service was followed. Fax notice and transmissions will not be considered valid or permitted where the opposing party/counsel does not have a fax machine.

(g) The burden of calling for hearing/setting any motion previously filed is on the party making the motion.

(h) Any motion not called for hearing/setting within 60 days from the date it was filed may be stricken without notice. Any motion not presented or supported by the moving party when called for hearing upon notice may be denied.

*Amend. by Gen. Order 01-11, eff. June 20, 2001*

#### **6.06 PARTICULAR MOTIONS**

(a) All case or claim dispositive motions, other than those arising during trial, will be filed and noticed for setting no later than 120 days before the designated trial date except by leave of court upon good cause shown.

(b) All motions for leave to file counterclaims, actions over, contribution actions and third party complaints must be filed no later than 60 days before the designated trial date. No such filing will be construed to compel the court to continue the trial date or impair the Court's authority to sever such actions.

*Amend. by Gen. Order 01-11, eff. June 20, 2001*

#### **6.07 CONTESTED MOTIONS**

(a) Any motion which is opposed may be heard at the end of the Court's call or at such other time designated by the Court.

(b) Any writing in support of or in opposition to a motion will be filed and served upon the opposing party.

(c) No writing in support of or in opposition to a motion will exceed 10 pages in length except by prior leave of court.

*Amend. by Gen. Order 01-11, eff. June 20, 2001*

#### **6.08 MOTIONS FOR SUBSTITUTION OF JUDGE**

(a) Motions for substitution of a Judge as a matter of right in civil cases [735 ILCS 5/2-1001(a)(2)] will be filed with and heard by the Judge to whom the case is assigned.

(b) Motions for substitution of a Judge as a matter of right must be filed not later than 60 days before the designated trial date except where the Judge to whom the case was originally assigned is succeeded by another Judge within 60 days of trial.

(c) Motions for substitution of a Judge for cause in civil cases [735 ILCS 5/2-1001(a)(3)] will be filed with the Judge to whom the case is assigned, but transferred to the Presiding Judge of the Division or to the Chief Judge for assignment to another Judge for the sole purpose of hearing the motion to substitute for cause.

*Amend. by Gen. Order 01-11, eff. June 20, 2001*

#### **6.09 MOTIONS FOR CONSOLIDATION OF CASES**

(a) Motions for consolidation of cases will be brought on notice to all parties of record in all cases involved in the proposed consolidation.

(b) If the cases proposed for consolidation are within the same Division of the Court, the motion will be presented to the Judge to whom the oldest numbered case is assigned.

(c) If cases proposed for consolidation are in different Divisions of the Court, the motion will be presented to the assigned Judge in the Division being requested to receive the consolidated cases.

(d) Unless good cause is shown, cases will be consolidated into the oldest case.

*Amend. by Gen. Order 01-11, eff. June 20, 2001*

#### **6.10 EMERGENCY MOTIONS AND EMERGENCY RELIEF**

(a) Application for Emergency Relief. If genuine emergency relief is required, application will be made to the assigned Judge. If the assigned Judge is unavailable, application will be made to any Judge assigned to the Division in which the case is filed. If no Judge in the Division is available, then application will be made to the Chief Judge or to a Judge designated by the Chief Judge.

(b) Ex Parte and Emergency Motions. Every complaint or petition brought during court hours requesting an ex parte order for the appointment of a receiver, temporary restraint, preliminary injunction, or any other emergency relief will be filed in the Office of the Circuit Clerk before application to the Court.

(c) Notice after Hearing. If an ex parte or emergency motion is heard without prior notice, a copy of the order granting or denying the motion will be entered. The party presenting the motion will serve a copy of the order personally or by U.S. Mail upon all persons having an interest who have not yet been served with a summons and upon all parties of record not found by the Court to be in default. The party presenting the motion will file with the Clerk of the Court, within 2 days of hearing, proof of service of a copy of the order entered.

(d) Counsel will use every reasonable effort to notify opposing counsel or parties unless otherwise provided by law.

*Amend. by Gen. Order 01-11, eff. June 20, 2001*

## **ARTICLE 7: DISCOVERY**

### **7.00 GENERAL PROVISIONS**

(a) The sequence of discovery will comply with Supreme Court Rule 201. The obligation to comply with and complete discovery will not depend on the opponent's compliance unless otherwise ordered by the Court.

(b) All discovery will be completed no later than 60 days before the trial date unless otherwise authorized by the Court or agreed by counsel.

*Amend. by Gen. Order 90-10, eff. Dec. 14, 1990 ; Gen. Order 01-11, eff. June 20, 2001*

### **7.01 DISCOVERY DOCUMENTS**

(a) Depositions, interrogatories, document requests, responses thereto, and other discovery documents will not be filed with the Clerk of Court (Supreme Court Rule 201), except as permitted by (b) or (c) below or pursuant to Supreme Court Rule 207. Requests to admit and responses thereto may be filed.

(b) Discovery documents may be filed as necessary in support of motions or as otherwise ordered by the Court.

(c) Proof of Service of discovery and responses thereto may be filed with the Clerk of the Court and upon filing will be prima facie evidence that such documents were served or answered.

*Amend. by Gen. Order 01-11, eff. June 20, 2001*

### **7.02 MOTIONS RELATING TO DISCOVERY**

(a) Motions to Compel compliance with discovery rules or orders will be scheduled to assure hearing prior to any date(s) that may be affected by said motion.

(b) Motions requesting relief from discovery rules or orders will be scheduled to assure hearing prior to any date(s) that may be affected by said request.

(c) Failure to bring timely motions may preclude relief.

*Amend. by Gen. Order 01-11, eff. June 20, 2001*

### **7.03 PHYSICIAN AND EXPERT FEES**

(a) In the instance of a conflict concerning reasonable compensation of a physician required to attend a deposition pursuant to Supreme Court Rule 204(c), or concerning the

reasonable fee of an expert witness subpoenaed to appear at trial pursuant to the 735 ILCS 5/2-1101, Code of Civil Procedure, a petition seeking a ruling on the reasonableness and a response thereto will set forth under oath to the extent known the following:

- (1) the ordinary charges of the physician or expert for services rendered in his or her daily profession;
- (2) the usual and customary charges of physicians or experts (with similar credentials) in the area;
- (3) the level of skill possessed by the physician or expert as well as the time and effort expended and to be expended in the matter at issue;
- (4) the hardship, if any, of advancing the compensation or fee or of testifying prior to receiving the compensation or fee; and
- (5) other relevant facts.

*Amend. by Gen. Order 01-11, eff. June 20, 2001*

## **ARTICLE 8: SETTLEMENT AND LITIGATION CONFERENCE**

### **8.00 RESERVED**

### **8.01 SETTLEMENT CONFERENCE**

(a) In actions in which a settlement conference is held, the attorney for the plaintiff and the attorney for the defendant shall prepare a typewritten settlement conference memorandum and shall deliver a copy to the Judge and all counsel of record at the time of the settlement conference. The attorney for each party shall have ascertained in advance of the settlement conference the extent of settlement authority. The Court may order the trial attorneys to attend the settlement conference and may also order a representative of a self insured defendant or defendant's insurer to attend the settlement conference.

### **8.02 LITIGATION CONFERENCE**

(a) The Court may order a litigation conference in any case deemed appropriate.



## **ARTICLE 9: TRIAL PRACTICE**

### **9.00 RESERVED**

#### **9.01 JURY SELECTION**

(a) Statement of the Nature of the Case: In all civil jury cases, the plaintiff's attorney will prepare and submit to the Court and to each opposing party a Statement of the Nature of the Case for use at voir dire. The statement will include the time, date and location of the alleged transaction or occurrence giving rise to the lawsuit; a brief description of the alleged transaction or occurrence; the name and city of residence (or business) of each of the parties involved and of their attorneys; and a list of the names and residence communities of witnesses whom the parties expect to call. Opposing counsel may suggest amendments to the statement.

(b) Voir dire examination of prospective jurors will be pursuant to Supreme Court Rule 234. Trial counsel shall submit topics or questions pertaining to unconventional or sensitive matters to opposing counsel and to the Court in advance of trial.

*Amend. by Gen. Order 01-11, eff. June 20, 2001*

#### **9.02 STIPULATIONS**

(a) Proposed stipulations for use at trial will be in writing, signed by the parties or their attorneys and filed in the cause unless the Court directs otherwise.

*Amend. by Gen. Order 90-10, eff. Dec. 14, 1990 ; 01-11, eff. June 20, 2001*

**ARTICLE 10: SETTLEMENTS AND JUDGMENTS INVOLVING PROCEEDS FOR MINORS AND WARDS**

**10.00 RESERVED**

**10.01 SETTLEMENTS: MINORS, WARDS AND DISABLED PERSONS**

(a) Only a personal representative authorized by law may seek court approval of settlement of a claim for personal injury, property damages or otherwise on behalf of a minor, a ward or a disabled person.

(b) Personal representative includes a guardian appointed under 755 ILCS 5/11a-3 and 755 ILCS 5/11-5, a next friend as recognized under 735 ILCS 5/1-1008(c), 755 ILCS 5/11-13(d) or 755 ILCS 5/11(a)-18(c) and a guardian ad litem appointed by the court.

(c) The personal representative must file a Verified Petition in Probate Court except: where the proposed settlement relates to a pending case the Verified Petition may be filed before the Judge assigned to that case unless that Judge determines that due to the complexity and expected duration of the matter it would be better supervised in a guardian estate.

(d) The personal representative must provide a bond two times the amount likely to come into the hands of the personal representative as proceeds of the judgment or settlement (or 1 ½ times if a surety company acts a surety) provided that upon request and upon good cause shown surety on the bond may be waived.

(e) Prior to representation of the Verified Petition, notice should be sent to the following entities with regard the minor, ward or disabled person:

- (1) the spouse, parents and adult siblings if any or, if none,
- (2) any appointed guardian if any or, if none,
- (3) any person or facility with which the minor, ward or disabled person resides unless a consent signed by the entity entitled to notice is filed with the Court or unless notice is excused by the Court upon good cause shown.

(f) The Verified Petition must contain, if known, the following:

- (1) the Petitioner's name, address and relationship to the minor, ward or disabled persons;
- (2) a brief description of the occurrence giving rise to the claim;
- (3) a brief description of the injuries, damages or relief claimed;
- (4) the name and address of each entity against whom the claim has been asserted;
- (5) the name and address of each liability insurance carrier, if any, affording coverage to any of the entities named above and the coverage limits;
- (6) a list of bills, expenses and liabilities incurred as a result of the occurrence;

(7) a statement whether or not the proposed settlement is fair, is recommended and should be approved;

(8) where appropriate, a current medical report executed by the attending physician stating the nature and extent of the injuries, the current condition of the minor, ward or disabled person as regards to those injuries and the prognosis;

(9) the proposed place where any portion of settlement funds due to the minor, ward or disabled person is to be deposited.

(g) In cases where no independent attorney has been employed by the personal representative of a minor, ward or disabled person, the Court may appoint an attorney as guardian ad litem to investigate the merits of the proposed settlement and to report findings and recommendations to the Court.

(h) In the event the attorney appointed as guardian ad litem does not recommend approval of the proposed settlement, neither that attorney nor any member of that attorney's firm shall represent any parties having an interest in the claim as a private attorney for any matter pertaining to the claim. The guardian ad litem shall have no right, title or claim to proceeds realized from an eventual settlement.

(i) The Court may, at its discretion, allow the guardian ad litem reasonable compensation to be paid either from the proceeds of the settlement or otherwise.

(j) Attorneys fees will not be awarded or approved unless the attorney representing the claim of the minor, ward or disabled person sets forth in a separate sworn statement the following:

(1) an itemization of the hours expended, the work performed and the hourly rates charged; or

(2) if the fees sought are based upon a contingent fee agreement, an account of the work performed, the result realized (together with a copy of the fee agreement) and a statement justifying any amount in excess of 25% of the gross settlement amount.

(k) The order approving settlement, in addition to other provisions appropriate to the specific case, will require the following:

(1) a statement of distribution of settlement funds;

(2) a designation of the place where those funds due the minor, ward or disabled person will be deposited;

(3) a date for the filing of vouchers signed by the recipient of any portion of the settlement funds;

(4) in the case of a lump sum settlement the appointment of a guardian of the estate of the minor, ward or disabled person (if none has been previously appointed) for the sole purpose of receiving the proceeds of the settlement, distributing same and filing vouchers demonstrating the distribution;

(5) the approval of an oath and bond to be filed by the above referenced guardian;

- (6) in the case of a structured settlement, the approval of the company proving the annuity, which must have a rating of "A" or better by the Best Insurance Guide;
- (7) in the case of a structured settlement where annuity payments are payable to a minor before the age of majority, a requirement that the funds be paid to the estate of the minor and shall not be withdrawn, expended or transferred until the minor attains majority unless by order of the Court.

(l) Any proceeds due a minor from a settlement approved hereunder shall be deposited in a restricted account in an institution approved by the Court and the voucher secured by the personal representative must contain the express language: "No withdrawals, expenditures or transfers shall be made of these monies at any time prior to (assert the date that the minor attains majority) unless same has been authorized by order of Court."

(m) If the portion of the settlement funds due a minor, ward or disabled person is \$15,000 or less, the Court may in its discretion order the amount to be distributed by the guardian of the estate directly to the parent or guardian with whom the minor, ward or disabled person resides to be used solely for the benefit of the minor, ward or disabled person.

(n) In the event a waiver of surety on the bond of the guardian of the estate appointed hereunder is sought and granted, it shall become the personal responsibility of the attorney seeking entry of a settlement order to deposit and disburse the funds in accordance with the order and to present proof of the same. The order approving the settlement shall set out this responsibility.

(o) Upon filing of the proper vouchers and upon proof of disbursement, the bond of the guardian of the estate appointed for the purposes of settlement may be discharged, that guardian may be dismissed and the case in which settlement is sought may be dismissed.

*Amended UPR 23, eff. May 4<sup>th</sup>, 1976 ; Rules of the Circuit Court of the 16<sup>th</sup> Judicial Circuit eff. October 5, 1988; Amend. Gen. Order 06-03 eff. November 18<sup>th</sup>, 2004*

## **10.02 JUDGMENTS: MINORS, WARDS AND DISABLED PERSONS**

(a) That portion of funds realized from any judgment payable to a minor, ward or disabled person shall be distributed consistent with Local Rule 10.01

*Amended UPR 24, eff. May 4<sup>th</sup>, 1976 ; Rules of the Circuit Court of the 16<sup>th</sup> Judicial Circuit eff. October 5<sup>th</sup>, 1988 ; Amend. Gen. Order 06-03 eff. November 18<sup>th</sup>, 2004*

## **ARTICLE 11: MANDATORY ARBITRATION**

### **11.00 MADATORY ARBITRATION PROCEEDINGS GOVERNED BY ILLINOIS SUPREME COURT RULES**

(a) The Mandatory Arbitration Program in the Circuit Court for the Sixteenth Judicial Circuit, Kane County, Illinois is governed by Illinois Supreme Court Rules 86-95 for the conduct of Mandatory Arbitration Proceedings. Pursuant to Supreme Court Rule 86(c), the Circuit Judges of the Sixteenth Judicial Circuit have previously adopted the Supreme Court Rules as amended as a Local Rule effective January 3<sup>rd</sup>, 1995. Arbitration proceedings shall be governed by the Supreme Court Rules and by Local Rule Article 11.

*Amend. Gen. Order 95-5, eff. Jan. 3, 1995 ; Gen. Order 96-22, eff. July 9, 1996*

### **11.01 CIVIL ACTIONS SUBJECT TO MANDATORY ARBITRATION (S. CT. RULE 86)**

(a) Mandatory Arbitration proceedings are undertaken and conducted in the Sixteenth Judicial Circuit Kane County, pursuant to approval of the Illinois Supreme Court.

(b) Mandatory Arbitration proceedings are a part of the underlying civil action. All rules of practice contained in the Illinois Code of Civil Procedure and Illinois Supreme Court Rules shall apply to these proceedings.

(c) All civil actions exclusively for money in an amount exceeding \$10,000 but not exceeding \$50,000 exclusive of interest and costs shall be subject to mandatory arbitration.

(d) Cases not originally assigned to the Arbitration Calendar may be ordered to arbitration on the motion of either party, by agreement of the parties or by order of Court, when it appears to the Court that no claim in the action has a value in excess of \$50,000, irrespective of defenses, or where a jury has been demanded in a small claims action.

(e) When a civil action not originally assigned to the Arbitration Calendar is subsequently assigned to the Arbitration Calendar, pursuant to Supreme Court Rule 86(d), the Arbitration Administrator shall promptly assign an arbitration hearing date. The arbitration hearing date shall be not less than 60 days nor more than 180 days from the date of the assignment to the Arbitration Calendar.

(f) Consistent with Supreme Court Rules, these rules may be amended from time to time by order of a majority of the Circuit Judges for the Sixteenth Judicial Circuit.

*Amend. by Gen. Order 95-5, eff. March 1, 1995 ; Gen. Order 96-22, eff. July 9, 1996 ; Gen. Order 01-11, eff. June 20, 2001 ; Gen. Order 03-08, eff. April 7, 2003 ; Gen. Order 06-06, eff. January 10, 2006*

**11.02 APPOINTMENT, QUALIFICATION AND COMPENSATION OF ARBITRATORS (S. CT. RULE 87)**

(a) Applicants shall be eligible for appointment as arbitration panelists by filing an application form with the Arbitration Administrator certifying that the applicant:

- (1) has attended an approved mandatory arbitration seminar, and
- (2) has read and is informed of the rules of the Supreme Court and the Act relating to mandatory arbitration, and
- (3) is presently licensed to practice law in Illinois, and
- (4) has engaged in the practice of law in Illinois for a minimum of three years; or is a retired Judge, and

(b) Applicants who further certify in their applications that they have engaged in trial practice in Illinois for a minimum of five years, or who are retired Judges, shall be eligible to serve as chairpersons.

(c) The Administrator shall maintain an alphabetical list of qualified arbitrators who shall be assigned to serve on a rotating basis. The Administrator shall also maintain a list of those persons who have indicated on their application a willingness to serve on an emergency basis. Emergency arbitrators shall also serve on a rotating basis. Each panel will consist of three arbitrators or such lesser number as may be agreed upon in writing by the parties.

(d) All arbitrators except emergency arbitrators shall receive not less than 60 days' notice of the date, time and place of service.

(e) Upon completion of each day of service, each arbitrator shall file a voucher with the Arbitration Administrator. The Administrator shall process the appropriate vouchers for prompt payment of the arbitrators.

*Amend. by Gen. Order 95-5, eff. March 1, 1995 ; Gen. Order 96-22, eff. July 9, 1996 ; Gen. Order 01-11, eff. June 20, 2001*

**11.03 SCHEDULING OF HEARINGS (S. CT. RULE 88)**

(a) On the effective date of these rules, and on or before the first day of each July thereafter, the Arbitration Administrator will provide the Clerk of the Circuit Court a schedule of available arbitration hearing dates for the next calendar year.

(b) Upon the filing of any civil action subject to this article, the Clerk of the Circuit Court shall set a return date for summons, not less than 21 days nor more than 40 days after filing, returnable before the Judge designated to hear arbitration cases by the Supervising Judge for Arbitration. The summons shall require that the plaintiff and all defendants appear at the time and place indicated. The complaint and summons shall

state in upper case letters on the upper right hand corner: "THIS IS AN ARBITRATION CASE."

(c) Upon the return date of the summons and the Court finding that all parties have appeared, the Court shall assign the next available arbitration hearing date, not less than 180 days from the initial case filing date to the next available hearing date thereafter. If one or more defendants have not been served within 100 days from the initial case filing date, the Court may in its discretion dismiss the case as to unserved defendants for lack of diligence.

(d) Any party may request advancement or postponement of a scheduled arbitration hearing date by filing a written motion with the Clerk of the Circuit Court requesting the change. The notice of hearing and motion shall be served upon all other parties and upon the Arbitration Administrator, as provided by Supreme Court Rule and the Rules of the Circuit Court for the Sixteenth Judicial Circuit. The Motion shall be set for hearing on the calendar of the Supervising Judge for Arbitration. The motion shall contain a concise statement of the reason for the change of the hearing date and be subject to Supreme Court Rule 231 (Motions for Continuance). The Supervising Judge may grant an advancement or postponement of the arbitration hearing upon good cause shown.

(e) Consolidated cases shall be heard on the hearing date assigned to the latest case.

(f) Upon settlement of any case scheduled for arbitration, counsel or plaintiff shall immediately notify the Arbitration Administrator in writing. Failure to do so may result in the imposition of sanctions.

(g) It is anticipated that the majority of cases to be heard by an arbitration panel will require a maximum of 2 hours for presentation and decision. It shall be the responsibility of plaintiff's counsel or the plaintiff to confer with counsel and pro se parties, to obtain an approximation of the length of time required for presentation of the case and advise the Arbitration Administrator at least 14 days in advance of the hearing date as to any additional time required.

(h) Supreme Court Rule 218 case management conferences shall not be required for cases subject to mandatory arbitration unless and until a rejection of the arbitration award is filed, pursuant to Supreme Court Rule 93. In cases where a valid rejection of the arbitration award has occurred, the case management conference shall be conducted at the Post-Hearing Status date and time, issued to the parties at the time of the arbitration hearing. The Court shall set the Post-Hearing status date within 35-50 days after the entry of an arbitration award.

*Amend. by Gen. Order 95-9, eff. March 1, 1995 ; Gen. Order 96-10, eff. March 12, 1996;  
Gen. Order 96-22, eff. July 9, 1996*

#### **11.04 DISCOVERY (S. CT. RULE 89)**

(a) Discovery may be conducted in accordance with the established rules and shall be completed (unless the parties otherwise agree) not less than 30 days prior to the arbitration hearing. No discovery shall be permitted after the hearing, except upon leave of Court and good cause shown.

(b) All parties shall comply with the provisions of Supreme Court Rule 222. Plaintiff shall file an initial Rule 222 Disclosure Statement with the Clerk of the Circuit Court not later than the case's initial return date. Thereafter, defendant shall file an initial Rule 222 Disclosure Statement with the Clerk of the Circuit Court not later than 28 days after their first court appearance, in conjunction with a written answer and appearance, or as otherwise ordered by the Court. Prior to the arbitration hearing, failure to serve the disclosure statement as provided by rule or as the Court allows may result in the imposition of sanctions as prescribed in Supreme Court Rule 219(c) and Rule 222(g).

*Amend. by Gen. Order 95-9, eff. March 1, 1995 ; Gen. Order 96-22, eff. July 9, 1996*

#### **11.05 CONDUCT OF THE HEARING (S. CT. RULES 90 and 91)**

(a) Hearings shall be conducted in general conformity with the procedures followed in civil trials. The chairperson shall administer oaths and affirmations to witnesses. Rulings concerning admissibility of evidence and applicability of law shall be made by the chairperson.

(b) At the commencement of the hearing, the parties shall provide a brief written statement of the nature of the case, including a stipulation as to all relevant facts on which the parties agree. The stipulation shall include relevant contract terms, dates, times, places, location of traffic control devices, year, make and model of automobiles, of other vehicles, equipment or goods and products which are involved in the litigation and other relevant and material facts. The time devoted to the presentation of evidence should be limited to those facts upon which the parties disagree.

\*(c) Established rules of evidence shall be followed in all arbitration hearings except as follows:

(1) If at least 30 days written notice of the intention to offer the following documents in evidence is given to every other party, accompanied by a copy of the document, a party may offer in evidence, without foundation or other proof:

(a) Bills, records and reports of hospitals, doctors, dentists, registered nurses, licensed practical nurses and physical therapists, or other licensed health care providers;

(b) Bills for drugs, medical appliances and prostheses;

(c) Property repair bills or estimates, when identified and itemized, setting forth the charges for labor and material used or proposed for use in the repair of the property; if estimates are to be used, the opposing party shall have immediate access to the damaged property to obtain his own



estimates which must be obtained and provided with 10 days of his gaining access to the damaged property.

(d) A report of the rate of earnings and time lost from work or lost compensation prepared by an employer.

(e) The written statement of an opinion witness, the deposition of a witness, the statement of a witness which the witness would be allowed to express if testifying in person, if the statement is made by affidavit or certification as provided by Section 1-109 of the Code of Civil Procedure [735 ILCS 5/1-109].

(f) Any other document not specifically covered by any of the foregoing provisions, and which is otherwise admissible under the rules of evidence.

\* (d) A party who proposes to use a written opinion of an opinion witness or the testimony of an opinion witness at hearing may do so provided a written notice of such intent is given to every other party not less than 30 days prior to the hearing, accompanied by a statement containing the identity of the opinion witness, their qualifications, the subject matter and the basis of their conclusions and opinion.

\* (e) Any other party may subpoena the author or maker of a document admissible under this rule, at that party's expense, and examine the author or maker as if under cross-examination. Section 2-1101 of the Code of Civil Procedure [735 ILCS 5/2-1101] shall be applicable to arbitration hearings.

\* (f) The provisions of Sections 2-1102 of the Illinois Code of Civil Procedure [735 ILCS 5/2-1102] and the provisions of Supreme Court Rule 237 shall be applicable to arbitration hearings.

\* (g) The absence of a party at an arbitration hearing shall be dealt with according to the provisions of Supreme Court Rule 91.

(h) A stenographic record or recording of the hearings shall not be made unless a party does so at his/her own expense. If a party has a stenographic record made, a copy shall be furnished to any other party requesting the same upon payment of a proportionate share of the total cost of the making of the record or recording and the duplication of the same. The party providing the reporter shall inform the chairperson of the reporter's name, address and reporting firm before commencing.

(i) Witness fees and costs shall be in the same amount and shall be paid by the same party or parties as provided for trials in the Circuit Court of the County of Kane.

(j) The arbitrators shall determine the admissibility of evidence and decide the law and facts of the case. Rulings on objections to evidence or on other issues which arise during the hearing shall be made by the chairperson of the panel.

(k) All exhibits admitted into evidence shall be held by the panel until entry of the arbitration award. Attorneys or parties must retrieve all exhibits from the Arbitration

Center within 7 days after entry of judgment, notice of rejection, or order of dismissal. All exhibits not retrieved shall be destroyed.

(\* These rules are similar but not identical to the Illinois Supreme Court Rules.)

*Amend. by Gen. Order 95-5, eff. March 1, 1995 ; Gen. Order 96-22, eff. July 9, 1996*

#### **11.06 AWARD AND JUDGMENT ON AWARD (S. CT. RULE 92)**

(a) The panel shall render its decision and enter an award on the same day as the hearing. The Chairperson shall present the award to the Arbitration Administrator, who shall then file the same with the Clerk of the Circuit Court. The Clerk of the Circuit Court shall serve a Notice of Award upon the parties.

*Amend. by Gen. Order 95-5, eff. March 1, 1995 ; Gen. Order 96-22, eff. July 9, 1996*

#### **11.07 REJECTION OF AWARD (S. CT. RULE 93)**

(a) Rejection of an arbitration award shall be in strict compliance with Supreme Court Rule 93.

*Amend. by Gen. Order 95-5, eff. March 1, 1995 ; Gen. Order 96-22, eff. July 9, 1996*

#### **11.08 LOCATION OF HEARINGS**

(a) The location of hearing shall be determined by the Chief Judge of the 16<sup>th</sup> Judicial Circuit.

*Amend. by Gen. Order 95-5, eff. March 1, 1995 ; Gen. Order 96-22, eff. July 9, 1996 ; Gen. Order 02-05, eff. March 5, 2002; Gen. Order 02-10, eff. April 30, 2002*

#### **11.09 FORMS (S. CT. RULES 94 and 95)**

(a) All forms shall be as prescribed by Supreme Court Rule and by Administrative/General Order by the Chief Judge not inconsistent with any Supreme Court Rule.

*Amend. by Gen. Order 95-5, eff. March 1, 1995 ; Gen. Order 96-22, eff. July 9, 1996 ; Gen. Order 02-05, eff. March 5, 2002; Gen. Order 02-10, eff. April 30, 2002*

#### **11.10 ADMINISTRATION OF MANDATORY ARBITRATION**

(a) The Chief Judge of the 16<sup>th</sup> Judicial Circuit shall appoint a Judge of the 16<sup>th</sup> Judicial Circuit to act as Supervising Judge for Arbitration.

(b) The Chief Judge of the 16<sup>th</sup> Judicial Circuit shall designate an Arbitration Administrator or any assistants deemed necessary for the Mandatory Arbitration system.

*Amend. by Gen. Order 95-5, eff. March 1, 1995 ; Gen. Order 96-22, eff. July 9, 1996;  
Gen. Order 02-05, eff. March 5, 2002; Gen. Order 02-10, eff. April 30, 2002*

## **ARTICLE 12 MEDIATION**

### **12.01 ACTIONS ELIGIBLE FOR COURT-ANNEXED MEDIATION**

(a) Referral by Judge or Stipulation. Except as hereinafter provided, the Judge to whom a matter is assigned may refer to mediation any contested civil matter asserting a claim having a value, irrespective of defenses or setoff, in an amount in excess of the amount set out for applicability of Supreme Court Rule 222. In addition, the parties to any such matter may file a written stipulation to mediate any issue between them at any time. Such stipulation shall be incorporated into the order of referral.

(b) Exclusion from Mediation. Except as otherwise set forth in 12.01(a) above, matters as may be specified by Administrative/General Order of the Chief Judge of the Circuit shall not be referred to mediation except upon petition of all parties.

*Amend. by Gen. Order 1, eff. Aug. 12, 1980; Gen. Order 02-05, eff. March 5, 2002; Gen. Order 02-10, eff. April 30, 2002*

### **12.02 SCHEDULING OF MEDIATION**

(a) Conference Hearing Date.

(1) Unless otherwise ordered by the Court, the first mediation conference shall be held within 4 weeks of the Order of Referral.

(2) At least 10 days before the conference, each side shall present to the mediator a brief, written summary of the case containing a list of issues as to each party. If the attorney filing the summary wishes its contents to remain confidential, he/she should advise the mediator in writing at the same time the summary is filed. The summary shall include the facts of the occurrence, opinions on liability, all damage and inquiry information, and any offers or demands regarding settlement. Names of all participants in the mediation shall be disclosed to the mediator in the summary prior to the session.

(b) Notice of Date, Time and Place.

(1) Within 28 days after the Order of Referral, the mediator shall notify the parties in writing of the date and time of the mediation conference.

(2) Kane County mediations will be held at the Arbitration Center, Kane County Courthouse, Second Floor, 100 South Third Street, Geneva, Illinois 60134.

(3) DeKalb County mediations will be held at the DeKalb County Courthouse, 133 West State Street, Sycamore, Illinois 60178.

(4) Kendall County mediations will be held at the Kendall County Courthouse, Ridge and Main Streets, Yorkville, Illinois 60560.

(c) Motion to Dispense with Mediation

(1) A party may move, within 14 days after the Order of Referral, to dispense with mediation if:

- (a) The issue to be considered has been previously mediated between the same parties pursuant to Order of the 16<sup>th</sup> Judicial Circuit;
- (b) The issue presents a question of law only;
- (c) The Order violates Section 12.01(b) of this Administrative/General Order; or
- (d) Other good cause is shown.

(d) Motion to Defer Mediation

(1) Within 14 days of the Order of Referral, any party may file a motion with the court to defer the proceedings. The movant shall set the motion to defer for hearing prior to the scheduled date for mediation. Notice of the hearing shall be provided to all interested parties, including any mediator who has been appointed. The motion shall set forth, in detail, the facts and circumstances supporting the motion. Mediation shall be tolled until disposition of the motion

*Amend. by Gen. Order 02-05, eff. March 5, 2002; Gen. Order 02-10, eff. April 30, 2002*

### **12.03 MEDIATION RULES AND PROCEDURES**

(a) Appointment of the Mediator

(1) Within 14 days of the Order of Referral the parties may agree upon stipulation with the court designating:

- (a) A certified mediator; or
- (b) A mediator who does not meet the certification requirements of these rules but who, in the opinion of the parties and upon review by and approval of the Presiding Judge, is otherwise qualified by training or experience to mediate all or some of the issues in the particular case.

(2) If the parties cannot agree upon a mediator within 14 days of the Order of Referral, the plaintiff's attorney (or another attorney agreed upon by all attorneys) shall so notify the Court within 7 days of the expiration of the period to agree on a mediator, and the Court shall appoint a certified mediator selected by rotation or by such other procedures as may be adopted by Administrative/General Order of the Chief Judge in the Circuit in which the action is pending.

(b) Compensation of the Mediator

(1) Each mediator shall agree to mediate 3 cases without compensation. Thereafter, the mediator shall be compensated by the parties at the rate of \$125.00

per hour unless otherwise agreed in writing. Each party shall pay a proportionate share of the total charges of the mediator.

(c) Disqualification of a Mediator

(1) Any party may move to enter an order disqualifying a mediator for good cause. If the Court rules that a mediator is disqualified from hearing a case, an order shall be entered setting forth the name of a qualified replacement. Nothing in this provision shall preclude mediators from disqualifying themselves or refusing any assignment. The time for mediation shall be tolled during any periods in which a motion to disqualify is pending.

(d) Interim or Emergency Relief

(1) A party may apply to the Court for interim or emergency relief at any time. Mediation shall continue while such a motion is pending absent a contrary order of the Court or a decision of the mediator to adjourn pending disposition of the motion.

(e) Sanctions for Failure to Appear

(1) If a party fails to appear at a duly noticed mediation conference without good cause, the Court upon motion shall impose sanctions, including an award of mediator and attorneys fees and other costs, against the party failing to appear. If a party to mediation is a public entity, that party shall be deemed to appear at a mediation conference by the physical presence of a representative with full authority to negotiate on behalf of the entity and to recommend settlement to the appropriate decision making body of the entity. Otherwise, unless stipulated by the parties or by order of the Court, a party is deemed to appear at a mediation conference if the following persons are physically present:

- (a) The party or its representative having full authority to settle without further consultation; and
- (b) The party's counsel of record, if any; and
- (c) A representative of the insurance carrier for any insured party who is not such carrier's outside counsel and who has full authority to negotiate and recommend settlements to the limits of the policy or the most recent demand, whichever is lower without further consultation.

(f) Adjournments

(1) The mediator may adjourn the mediation conference at any time and may set times for reconvening the adjourned conference notwithstanding 12.01 of this Section. No further notification is required for parties present at the adjourned conference.

(g) Termination of Mediation Conference

(1) At any time after the mediation conference has begun, the mediator may continue or terminate the conference when:

(a) In the mediator's opinion, no purpose would be served by continuing the conference, or

(b) An individual necessary to facilitate settlement of the dispute is not present.

(h) Counsel

(1) The mediator shall at all times be in control of the mediation and the procedures to be followed in the mediation. Counsel shall be permitted to communicate privately with their clients.

(i) Communication with Parties

(1) The mediator may meet and consult privately with either party and his/her representative during the mediation session.

(j) Completion of Mediation

(1) Mediation shall be completed within 7 weeks of the first mediation conference unless extended by order of the Court or by stipulation of the parties.

(k) Report of Mediator

(1) The mediator shall report to the Court in writing whether or not an agreement was reached by the parties, within 14 days after the last day of the mediation conference. The report shall designate, "full agreement," "partial agreement," or "no agreement." This report shall be signed by the mediator and shall be filed with the Circuit Court Clerk within 14 days after the last day of the mediation conference.

(l) No Agreement

(1) If no agreement was reached, the mediator shall so report without comment or recommendation. The mediator shall also complete such other forms as may be required by the Circuit Court.

(m) Agreement

(1) If an agreement is reached, it shall be reduced to writing and signed by the parties and their counsel, if any, at the conclusion of the mediation. The

mediation shall be deemed terminated and the attorneys shall report the agreement to the Court.

(n) Imposition of Sanctions

(1) In the event of any breach or failure to perform under the agreement, the Court upon motion may impose sanctions, including costs, attorney fees, or other appropriate remedies including entry of judgment on the agreement.

(o) Discovery

(1) Discovery may continue throughout mediation.

(p) Confidentiality of Communications

(1) All oral or written communications in a mediation conference, other than executed settlement agreements, shall be exempt from discovery and shall be confidential and inadmissible as evidence in the underlying cause of action unless all parties agree otherwise. Evidence with respect to alleged settlement agreements shall be admissible in proceedings to enforce the settlement. Subject to the foregoing, unless authorized by the parties, the mediator may not disclose any information obtained during the mediation process.

(q) Forms

(1) The following forms shall be used in conjunction with Court annexed mediation:

- (a) Order of Referral to Court Annexed Mediation
- (b) Confidentiality Agreement/Non-representation Acknowledgment
- (c) Mediation Held/No Agreement Resulted
- (d) Memorandum of Agreement
- (e) Memorandum of Understanding/Agreement
- (f) Order Appointing Mediator
- (g) Mediator's Report/Order

*Amend. by Gen. Order 02-05, eff. March 5, 2002; Gen. Order 02-10, eff. April 30, 2002*

## **12.04 MEDIATOR QUALIFICATIONS**

(a) Circuit Court Mediators

(1) The Chief Judge shall maintain a list of mediators who have been certified by the Court and who have registered for appointment.



(2) For certification, a mediator of Circuit Court civil matters in excess of \$30,000 must:

- (a) Complete a mediation training program approved by the Chief Judge of the 16<sup>th</sup> Judicial Circuit; and
- (b) Be a member in good standing of the Illinois Bar with at least 7 years of practice or be a retired Judge; and
- (c) Be of good moral character.

(b) Mediator General Standards

(1) In each case, the mediator shall comply with such general standards as may, from time to time, be established and promulgated in writing by the Chief Judge of the 16<sup>th</sup> Judicial Circuit.

(c) Decertification of Mediators

(1) The eligibility of each mediator to retain the status of a certified mediator may be periodically reviewed by the Chief Judge. Failure to adhere to this Administrative/General Order governing mediation or the General Standards provided for above may result in the decertification of the mediator.

*Amend. by Gen Order 99-7, eff. Aug. 30, 1999; Gen. Order 00-3, eff. Feb. 2, 2000; Gen. Order 02-05, eff. March 5, 2002; Gen. Order 02-10, eff. April 30, 2002*

**12.05 REPORT TO SUPREME COURT**

(a) The Chief Judge of the 16<sup>th</sup> Judicial Circuit shall report annually to the Supreme Court of Illinois on this mediation program, including a count of the number of cases assigned to the program and the results achieved.

*Amend. by Gen. Order 02-05, eff. March 5, 2002; Gen. Order 02-10, eff. April 30, 2002*

**ARTICLE 13: RESERVED**

**ARTICLE 14: RESERVED**

## **ARTICLE 16: SMALL CLAIMS**

### **16.00 RESERVED**

#### **16.01 FORM OF SUMMONS AND COMPLAINT**

(a) A summons form provided by the Clerk of Court substantially in the form set forth in Supreme Court Rule 101(b), shall be served upon each defendant together with a copy of the complaint.

(b) The form of complaint to be used in Small Claims Actions shall provide for a verified statement of claim setting forth the elements provided for in Supreme Court Rule 282(a). Small Claims Complaint forms shall be provided by the Clerk of the Court.

(c) The form of complaint to be used in Forcible Entry and Detainer Actions shall provide for a verified statement of claim setting forth the address of the premises and the amount of rent due and owing to the plaintiff. Forcible Entry and Detainer Complaint forms shall be provided by the Clerk of the Court.

*Amend. by Gen. Order 92-16, eff. Sept. 18, 1992*

#### **16.02 SCHEDULING RETURNS, CITATIONS, MOTIONS, ARBITRATIONS AND TRIALS**

(a) All motions for turnover orders, returns of summons and citations shall be scheduled at 9:00 a.m. on the first date determined by the Circuit Clerk to be available. Attorneys shall not schedule cases on Thursdays or Fridays without the permission of the Court. Pro Se Litigants shall not schedule cases on Tuesdays, Wednesdays, or Thursdays without the permission of the Court.

(b) All motions (other than motions for turnover orders) shall be scheduled at 10:30 a.m. on the first date determined by the Circuit Clerk to be available. Attorneys shall not schedule cases on Thursdays or Fridays without the permission of the Court. Pro Se Litigants shall not schedule cases on Tuesdays, Wednesdays, or Thursdays without the permission of the Court.

(c) All bench trials shall be set by Court order for 1:00 p.m. unless the Court directs otherwise.

(d) Motions may be heard by the Judge presiding in Small Claims court, unless the facts and circumstances require it to be heard by some other Judge to whom the case has been assigned. Once a case has been set for trial and until judgment is entered, all motions shall be heard by the trial Judge.

(e) Motions must be scheduled by the movant or movant's attorney by calling the Small Claims/Law Medium Team of the Circuit Clerk's Office. Motions not scheduled

according to the following procedure will not be heard unless the respondent or respondent's attorney appears in court pursuant to the notice of motion.

(f) Jury Demands

(1) All small claims cases in which a jury demand has been filed, pursuant to Supreme Court Rule 285, shall be subject to Mandatory Arbitration under Article 11 of these Rules.

(2) The Court shall assign an arbitration hearing date before a trial date is scheduled.

*Amend. by Gen. Order 92-16, eff. Sept. 18, 1992*

**16.03 MOTIONS, PETITIONS AND ORDERS**

(a) All motions and petitions must be fully titled to include the relief sought. Non-form orders must be similarly titled. Orders which are agreed must so state.

(b) All orders, including pre-printed form orders, shall be fully completed and must clearly state the specific relief granted. The presence or absence of the plaintiff or defendant and/or counsel appearing on their behalf must be indicated on any order presented. The name of the person preparing the order shall also appear.

(c) Neither a plaintiff nor plaintiff's counsel may represent the defendant(s). Orders presented by the plaintiff or plaintiff's counsel in absence of the defendant or defendant's counsel must be either on motion of the plaintiff or titled as agreed.

(d) Where the cases are cited to the Court in a written motion or pleading, or in oral argument, a complete and correct copy of the case shall be presented to the Court.

(e) Motions for turn over of garnished sums or withheld wages must be presented to the Court on notice to the judgment debtor and the garnishee or employer.

*Amend. by Gen. Order 92-16, eff. Sept. 18, 1992*

**16.04 APPEARANCE AND ANSWER**

(a) Pro Se defendants in Small Claims [Sup. Ct. Rule 286] and Forcible Entry and Detainer [Sup. Ct. Rule 181(b)(2)] actions shall not be required to file a written answer or appearance, unless ordered to do so by the Court.

*Amend. by Gen. Order 92-16, eff. Sept. 18, 1992*

**16.05 SMALL CLAIMS: DISCOVERY; FILING OF COUNTERCLAIMS, CROSSCLAIMS, INTERVENOR SUITS AND THIRD PARTY COMPLAINTS**

(a) Where discovery is a matter of right or where a party has been granted leave to engage in discovery pursuant to Supreme Court Rule 287, such discovery shall be automatically cut off 15 days prior to trial.

(b) No counterclaim, crossclaims, intervenor suits or third party complaints may be filed within 30 days prior to trial, except upon order of court and for good cause shown.

*Amend. by Gen. Order 92-16, eff. Sept. 18, 1992*

#### **16.06 CONTINUANCES**

(a) There shall be no telephone continuances.

(b) There shall be no continuances for status or payment, except by Court order.

(c) Motions may be continued by agreement. Either the Clerk or the Judge must approve the continuance date. No motion shall be continued, however, for a period greater than 90 days except for good cause shown. The order granting the continuance must provide that any other date for which the motion is scheduled is stricken.

(d) Trials will not be continued except upon motion brought in advance of the trial date and then only for good cause shown; provided, however, that if all parties (non-attorneys) are present in open Court and request a continuance, the Court shall consider the same. Orders setting a new date for trial shall include language striking the case from the trial call for the previously set date.

(e) Motions to continue a trial date may be filed by litigants or attorney's representing litigants in Small Claims cases.

(f) Cases settled in advance of the time set for trial may be continued by agreement for 30 days for the entry of judgment or dismissal. One or both parties or counsel representing them must appear before the Court to obtain such continuance. All matters so continued shall be scheduled for 9:00 a.m. on a date approved by the Clerk or the Judge. Orders granting such a continuance must include language striking the case from the call on the date set for trial. The failure to present an order of judgment or dismissal on the continuance date will result in an automatic dismissal.

*Amend. by Gen. Order 92-16, eff. Sept. 18, 1992*

#### **16.07 SERVICE OF SUMMONS, CITATIONS**

(a) On the return of an initial summons or citation to discover assets, if service of process has not been had on the named defendant(s) or citation respondent(s), the plaintiff or plaintiff's counsel must appear and submit an order continuing the matter for a date certain 6 months from the date the original complaint was filed or citation issued and

thereupon an alias summons or citation may issue. If the plaintiff or plaintiff's counsel fails to appear, the matter will be dismissed.

(b) If any alias summons or citation so issued is returned unserved prior to the expiration of the 6 months, neither plaintiff nor plaintiff's counsel shall be required to appear in Court on the date set for return. Provided that the case is not scheduled for any other reason, it will be passed.

(c) If service has not been had upon the named defendant(s) or citation respondent(s) within 6 months, the case will be automatically dismissed unless the plaintiff or plaintiff's counsel appears in court on the 6 month date and can show good cause why the matter should not be so disposed. Nothing in this provision shall be construed to change or otherwise limit the power of the Court to dismiss matters pursuant to Local Rule 1.27

*Amend. by Gen. Order 92-16, eff. Sept. 18, 1992*

#### **16.08 DEFAULT JUDGMENTS; DISMISSALS FOR WANT OF PROSECUTION**

(a) Failure of a served defendant or defendant's counsel to appear on the return date or at the time of trial will result in default. Proof of damages may be made by a verified complaint, affidavit, or such proof of claim as the court may determine to be sufficient. Verified complaints and affidavits must be signed by the plaintiff or plaintiff's agent, not by the plaintiff's attorney. Matters may be continued once for proof of damages. If the plaintiff or plaintiff's attorney is unable to prove damages after one continuance, a judgment will not be granted, except upon motion with notice to the defendant(s).

(b) Where a defendant or defendant's counsel appears on the return date or at the time of trial and the plaintiff or plaintiff's counsel fails to appear, the matter will be dismissed.

(c) In the event the Court determines it appropriate to reinstate a complaint previously dismissed or vacate any default judgment, the Court shall consider sanctions.

*Amend. by Gen. Order 92-16, eff. Sept. 18, 1992*

#### **16.09 CITATIONS TO DISCOVER ASSETS**

(a) In addition to the requirements set forth in 735 ILCS 5/2-1402 of the Code of Civil Procedure and Illinois Supreme Court Rule 277, the following Rules of Court are hereby established concerning citation proceedings:

(1) If the citation respondent appears on the return date, he shall be sworn and examined subject to the discretion of the Court. Upon completion of the examination an order shall be entered dismissing the citation, unless the Court determines that it is necessary to continue the citation. Orders continuing a citation must set forth specifically the reason for the continuance and what is required to complete the citation. Continuances merely to permit a judgment

debtor to complete an installment payment schedule or otherwise satisfy the judgment will not be allowed.

(2) If the citation respondent, having been duly served, fails to appear on the return date, a rule to show cause shall issue. No continuances in lieu of a rule will be granted, except where the court determines it necessary to do so to protect the rights and interests of all parties to the proceedings.

(3) Orders compelling respondent to make installment payments to be applied to the judgment must provide that the underlying citation is dismissed. Rules to show cause for the failure to comply with the terms of such a payment order shall issue only upon petition.

*Amend. by Gen. Order 92-16, eff. Sept. 18, 1992*

#### **16.10 RULES TO SHOW CAUSE, ORDERS FOR BODY ATTACHMENT**

(a) Unserved rules or orders for body attachment may not be continued.

(b) Where a rule or body attachment is returned unserved:

(1) The first alias shall be returnable approximately 30 days from the date of issuance. The second alias shall be returnable approximately 60 days from the date of issuance. The third alias shall be returnable approximately 90 days from the date of issuance.

(2) If the third alias is returned unserved, the supplementary proceeding will be dismissed with leave to reinstate upon showing that service can likely be obtained.

(c) Except upon affidavit showing lack of knowledge of the description of the body sought to be attached, no orders for body attachment shall issue unless a physical description of the body is provided in the appropriate space on the order. The order shall also contain notation as to the total amount of judgment plus court costs presently owed by the judgment debtor.

*Amend. by Gen. Order 92-16, eff. Sept. 18, 1992*



### **III. Particular Civil Proceedings**

#### **Articles 18-20, 22-29**

Article 18: Probate Proceedings

Article 19: Chancery, Eminent Domain, Administrative Reviews, and Miscellaneous Remedies

Article 20: Reserved

Article 22: Tax Law

Article 23-29: Reserved

## **ARTICLE 18: PROBATE PROCEEDINGS**

### **18.00 GENERAL PROVISIONS**

(a) The following rules are adopted as rules of the Circuit Court of Kane County, Illinois applicable to proceedings in Probate, Chancery, Eminent Domain, Administrative Review, and Miscellaneous Remedies.

(b) The definitions in the Probate Act of 1975 apply, and when used in this part of the Rules, unless the context requires otherwise:

- (1) "Court" refers to the Probate Division.
- (2) "Judge" means a Judge or associate Judge assigned to the Probate Division.
- (3) "Motion" includes every petition, application or other matter requiring the entry of an order.
- (4) Section references are to sections of the Probate Act, 755 ILCS 5/1-1 et seq.

(c) In the construction of these rules, the rules governing the construction of statutes shall apply.

(d) An action to contest administration or denial of a will, to enforce a contract to make a will, to construe a will or to appoint a testamentary trustee during the period of administration of an estate shall be filed in the Probate Division, shall be designated a "supplemental proceeding" and shall employ the same number as the estate to which it relates. The parties shall be designated as in other civil actions. The fee required by law shall be paid at the time the action is filed. Unless otherwise ordered by the Presiding Judge of the Probate Division, the action shall be heard by the Judge in the Probate Division to whom the estate has been assigned.

(e) If there is a change in distributive rights during the administration of an estate, including a change resulting from death, renunciation, disclaimer or other election provided by law, upon motion of any person or the Court's own motion, an appropriate order shall be entered determining the substituted takers.

### **18.01 PROOF AND DECLARATION OF HEIRSHIP - CHANGE IN DISTRIBUTIVE RIGHTS**

(a) When a petition for admission of a will to probate or for letters of administration is filed, proof of heirship may be made by:

- (1) The testimony of witnesses examined in open Court, reduced to writing by the official court reporter, certified by the Court and filed with the clerk; or
- (2) Affidavit as provided in 755 ILCS 5/5-3; or
- (3) Deposition.

(b) Proof as to heirship shall be made by decedent's spouse or a person related to the decedent by consanguinity or adoption, unless no such person resides in the State or unless the attendance of the person would impose undue hardship or be ineffectual.

(c) When no petition for admission of a will to probate or for letters of administration is pending, a person seeking to obtain an order declaring heirship for a decedent shall file a verified petition which shall include:

- (1) The name and address of petitioner and his attorney;
- (2) The name and place of residence of the decedent at the time of his death;
- (3) The date and place of death; and
- (4) Sufficient facts to establish the identification of the decedent's heirs; and
- (5) The name and last known address of each of the heirs and whether an heir is a minor or a disabled person.

(d) If the order declaring heirship is incomplete or erroneous, an amended proof of heirship shall be made as provided in this Rule.

#### **18.02 ADMISSION OF WILL TO PROBATE - LETTERS OF ADMINISTRATION**

(a) With a petition for admission of a will to probate, petitioner shall file a facsimile which accurately and permanently reproduces the will, and an affidavit of petitioner or his attorney that the facsimile is a copy of the will to be admitted.

(b) If it appears that the decedent was at the time of his death a citizen of a foreign country, or that any heir or legatee is a citizen of a foreign country, notice shall be given to the nearest consul or consular agent for the foreign country who is listed by the Department of State in the manner provided by 755 ILCS 5/6-10 or 755 ILCS 5/9-5, as the case may be.

(c) With a petition for probate of a handwritten will, in addition to a facsimile thereof, petitioner shall file a typewritten copy of the will, and an affidavit of the petitioner or his attorney that to the best of his knowledge the typewritten copy is correct.

(d) With a petition for probate of a will in a language other than English, in addition to a facsimile thereof, petitioner shall file a translation by a qualified translator who shall certify that the translation is correct.

(e) Testimony recorded at the hearing on the admission of a will to probate shall be reduced to writing, certified by the court and filed with the clerk. No testimony need to be given when a will is admitted by attestation clause or affidavit in accordance with 755 ILCS 5/6-4.

#### **18.03 BONDS: PERSONAL SURETIES**

(a) If a bond with personal sureties is proffered, it must be accompanied by:

(1) A petition, verified by the representative, stating the estimated amount of claims and taxes, whether the adult heirs or legatees approve the bond, with their approvals attached; and

(2) Schedules of the proposed sureties respective property and net worth, executed under oath by each proposed surety. If all heirs and legatees agree, such schedule may be waived with the approval of the Court.

(b) If the proffered bond is approved by the Court, the petition and the schedules shall be filed with and become a part of the bond, and the personal representative or his attorney, within 7 days, shall mail copies of the schedules to each heir or legatee, (except any whose approval of the bond is on file) and file proof thereof with the clerk.

#### **18.04 EXCUSE OF SURETY ON GUARDIAN'S BOND IN CASH DEPOSITS**

(a) The Court may excuse the requirement of surety on the bond of a guardian upon the following conditions:

(1) The sole asset of the ward's estate is a monetary distribution or insurance settlement which is to be deposited pursuant to 755 ILCS 5/24-21 for the benefit of the ward subject to order of Court.

(2) The name of the proposed depository shall be shown upon the petition for appointment.

(3) The order of appointment requires that such distribution or settlement shall be made payable jointly to the guardian, the attorney and the depository.

(4) Satisfactory depository receipt is filed with the Clerk of the Court as required by the Court.

#### **18.05 SURETY COMPANIES**

(a) Authorization. Bond with a corporation or association licensed to transact surety business in this State as surety will be approved only if a current certified copy of the surety's authority to transact business in the State, as issued by the Director of Insurance, is on file with the Clerk of the Court, and verified power of attorney or certificates of authority for all persons authorized to execute bonds for the surety is attached to the bond.

(b) The Clerk of the Court shall maintain a current list of approved surety companies and shall publish the list at least quarterly.

#### **18.06 INVENTORIES**

(a) An inventory that is required to be filed with the Court shall be verified and shall include:

- (1) a statement of the amount of money on hand,
- (2) a description of each parcel of real estate,
- (3) a detailed description of each item of personal estate,
- (4) a brief description of any encumbrance which affects an item and the current balance due on the encumbrance,
- (5) a statement of the approximate total value of the personal estate at the date of death,
- (6) a statement of the approximate annual income from real estate that is in the representative's possession, and
- (7) a statement of the amount of the representative's bond then in force, and whether surety, surety waived, corporate or individual.

(b) Consecutive item numbers, commencing with Arabic "1" shall be assigned to each item inventoried and carried forward into each account. Numbers so assigned shall be supplemented by additional consecutive item numbers for items added in subsequent inventories and accounts.

(c) Descriptions of real estate shall include the legal description of each parcel, street number, if any, and any improvements and encumbrances. If a beneficial interest in real estate is an asset of the estate, the name and address of the trustee and other identifying information shall be stated. As to each parcel of real estate listed, the inventory shall state whether the representative is in possession of the parcel, or, if not, the reason he is not in possession [755 ILCS 5/20-1].

(d) Descriptions of stocks, bonds, debentures and notes owned by decedent shall be sufficient to reasonably identify the instruments, including any coupons attached or date to which interest has been paid on the bonds, debentures and notes, and if secured, a description of the security.

(e) Descriptions of partnership interest shall include the partnership name and address and the approximate interest of the estate, if known.

(f) Descriptions of causes of action shall include the name of the person against whom the cause of action exists, its nature, and, if suit has been instituted, the title, name of the court where pending, and case number.

(g) An amended or supplemental inventory shall be filed and in addition shall be approved by a Judge if such inventory necessitates an increase in the bond posted by the personal representative.

#### **18.07 PERIODIC ACCOUNTING (SUPERVISED ADMINISTRATION AND GUARDIANSHIPS)**

(a) Unless excused by the Court for good cause shown, a representative of a supervised estate shall present to the Court for approval an accounting of receipts and disbursements together with evidence of disbursements as required by 755 ILCS 5/24-1, to be followed

by further accountings filed at least annually, until the estate is declared finally settled and closed.

(b) Unless excused by the Court for good cause shown, a guardian shall present to the Court for approval an accounting of receipts and disbursements together with evidence of disbursements as required by 755 ILCS 5/24-11(a), to be followed by further accountings filed at least annually thereafter, provided that the final accounting shall be presented within 30 days after the termination of the guardian's office.

(c) Upon presentation of an account, the attorney for the representative shall furnish receipts for any distributions set forth in the account and a certificate of the attorney and the representative stating that vouchers evidencing disbursements are in the possession of the representative or the attorney. The Court may require the presentation of vouchers for examination

(d) No final account of any estate shall be approved unless there shall be exhibited to the Court:

- (1) the receipt of the Clerk for final court costs;
- (2) the certificate of the Clerk that all claims filed have been allowed or dismissed and listing claims allowed and not yet shown paid of record;
- (3) receipts of claimants showing paid claims which were allowed and not paid of record, unless there is a finding of insolvency, and
- (4) evidence that Federal Estate Taxes and/or Illinois Estate taxes, if any, have been paid or are otherwise provided for.

(e) Except as hereinafter provided, in every estate in which an account has not been filed and approved as required by paragraphs (a) and (b) above:

- (1) The Clerk shall mail to the attorneys of record in the estate and the legal representative, a notice that the account is due.
- (2) If such account is not presented within the time provided in such notice the Court shall issue a rule directing the personal representative to account as required or to appear on a date to be fixed by the Court to show cause why he should not do so.
- (3) If the personal representative fails to account or to appear as directed or if, having appeared, fails or refuses to account as required or show cause why he should not do so, he may be found in contempt and his letters may be revoked and a successor appointed by the Court.
- (4) At the time of the issuance of a Rule to Show Cause required by this Local Rule, the Clerk shall mail notice of the pendency of the contempt proceeding, and the return day thereof, to all persons interested in the administration of the estate, including unpaid creditors.

## 18.08 NOTICE OF HEARING ON ACCOUNTS

(a) Notice of the hearing on a final account of an executor or administrator or on a current account that is intended to be binding pursuant to 755 ILCS 5/24-2 shall be given to the persons described in 755 ILCS 5/24-2, as follows:

(1) such notice shall be in writing accompanied by a copy of the account except where notice is to be given by publication.

(2) the notice shall contain the time, place and nature of the hearing and substantially the following sentence: "If the account is approved by the Court upon the hearing, in the absence of fraud, accident or mistake, the account as approved is binding upon all persons to whom this notice is given."

(3) the notice shall be given at least 7 days prior to the hearing in the manner as provided by Supreme Court Rule 11 except when notice is by publication as herein provided, and except that whenever the person resides outside of the United States, the notice shall be by airmail at least 21 days prior to the date of hearing.

(4) whenever the name or place of residence of any such person is unknown and upon due diligence cannot be ascertained, and an affidavit to that effect shall be filed with the Clerk of the Court by said executor or administrator, then notice shall be given to such person by publication thereof at least once in some newspaper of general circulation published in the County at least 21 days prior to the date of the hearing.

(5) proof of such notice shall be filed with the Clerk of the Court on or before the date of the hearing.

(6) no notice need be given to any person from whom a receipt in full is exhibited to the Court or who entered his appearance in writing and waives notice.

(b) Notice of the hearing on a final account of a guardian or a current account that is intended to be binding, pursuant to 755 ILCS 5/24-11(b), shall be given to the ward, if living, to each claimant whose claim has been filed and remains undetermined or unpaid, to the heirs at law or legal representative of a deceased ward, and where entitled, to the Chief Attorney of the Administrator or Veterans Affairs, as provided in Section (a)(1) of this Local Rule.

(c) At the time of presenting his account, the guardian shall show to the satisfaction of the Court all monies and securities of his ward shown in the account to be on hand, unless excused by the Court upon satisfactory evidence of their existence and whereabouts.

(d) Each account of a guardian shall state the place of residence of the ward and, if a minor, the facts as to his attendance at school or his occupation.

(e) Each current account shall disclose to the Court the pendency of any claim, suit, or proceeding by or against the estate or representative of the estate and, in estates of deceased persons, any other reason which prevents final distribution and termination of the estate.

**18.09 RESERVED**

**18.10 RESERVED**

**18.11 DISTRIBUTION**

(a) In the event an heir-at-law in an intestate estate or a legatee of a testate estate is a minor, or has been adjudicated as a disabled person, or in the event a beneficiary of an estate dies prior to distribution of his or her share thereof, such fact shall be stated in any petition requesting authority to make distribution. Further, in such cases, distribution shall be permitted to be made only to the proper legal representative, unless the distribution qualifies under Article XXV of the Probate Act, or under 20 ILCS 1705/22 or is otherwise authorized by the Probate Act.

(b) Final distribution and closing of the estate will not be authorized unless the legal representative shall report as part of the final account, or by separate document, a summary showing that all procedural and administrative duties have been completed.

(c) In the event no heir or legatee qualifies for distribution from a decedent's estate, then notice of any hearing on a petition seeking approval of a final account and distribution shall be provided to the State's Attorney.

**18.12 ALTERNATIVE DISTRIBUTION TO RESIDENT OF FOREIGN COUNTRY**

(a) The distributive share of a citizen and resident of a foreign country, in any fund, may be paid to the official representative of such foreign country (hereinafter referred to as "representative") or the attorney-in-fact for such distributee, who is entitled thereto pursuant to treaty or convention between that country and the United States, in the following manner:

(1) Such representative or attorney-in-fact shall present satisfactory evidence to the Court that his principal is, in fact, the person entitled to receive such distributive share and that such representative or attorney-in-fact has been duly authorized by treaty of convention or power of attorney to receive said distributive share.

(2) Each power of attorney shall be signed by the distributee and properly authenticated and acknowledged before the American Consul of the jurisdiction in



which the foreign distributee resides, unless the Court is satisfied with the other evidence of the genuineness or validity of the power of attorney.

(3) The representative or attorney-in-fact shall acknowledge receipt of the distributive share received from the representative of the estate. The representative of the estate shall file the receipt with his voucher.

### **18.13 ASSIGNMENT OF INTEREST - POWER OF ATTORNEY**

(a) No distribution from an estate shall be permitted pursuant to an assignment executed by the beneficiary or a power of attorney executed by a beneficiary unless the instrument of assignment or the power of attorney has been approved by the Court.

(b) The petition for approval shall be verified and shall state:

(1) The consideration paid or to be paid, if any, by the assignee or the agent under the power of attorney and the fees and expenses, if any, charged or to be charged to the assignor or the principal under the power of attorney.

(2) The name and respective addresses of the assignor or the principal under the power of attorney and the assignee or the agent under the power of attorney, and

(3) A declaration that the assignment or the power of attorney has not been revoked.

(c) The power of attorney or the instrument of assignment shall be executed by the principal or the assignor, as the case may be, and acknowledged in accordance with the Illinois Uniform Recognition of Acknowledgment Act. (765 ILCS 30/1, et seq.)

(d) In the event the Court does not approve a distribution pursuant to the assignment or the power of attorney, then the representative shall make the distribution directly to the beneficiary.

### **18.14 RELATING TO TESTAMENTARY TRUSTS**

(a) In any estate in which a testamentary trust has been created, prior to or at the time of the closing of the estate the trustee of the trust shall file proof that each beneficiary of the trust has been given notice of the right to petition the Court for the purpose of construing the trust or to take over supervision of the trust for failure of the trustee to abide by the terms of the trust or for failure to make annual accountings.

(b) In the event a beneficiary of the trust is a minor or is a disabled person, then the notice shall be served on beneficiary's guardian or on the Guardian ad Litem, if any.

(c) Each notice sent pursuant to this Rule shall include a provision for certification of proof of service of the notice on the intended recipient or shall be in duplicate with a provision on the extra copy that includes acknowledgment of receipt by the intended recipient.

### **18.15 WITHDRAWAL OF FUNDS AND TERMINATION OF SMALL ESTATES OF WARDS**

(a) A petition to withdraw funds deposited or invested as provided in 755 ILCS 5/24-21 shall be presented in person by the parent, spouse, person standing in loco parentis or person having the responsibility or custody of the ward, unless personal presentation is excused by the Court. The petitioner may be required to furnish evidence that the sums to be withdrawn or proceeds of sale or redemption are necessary for the ward's support, comfort, education or other benefits to the ward or his dependents.

(b) If money has been deposited as provided in 755 ILCS 5/24-21 and the balance drops below \$10,000, pursuant to 755 ILCS 5/25-2, and no part of the estate consists of real estate or a pending cause of action for personal injuries, a petition may be filed requesting distribution of the balance of the funds without further administration.

(c) When a guardian is acting and the estate under administration is \$10,000 or less, pursuant to 755 ILCS 5/25-2, and no part of the estate consists of real estate or a pending cause of action for personal injuries, a petition may be filed requesting distribution of the estate without further administration and if it appears that there is no unpaid creditor and it is for the best interest of the estate and the ward, the Court may order the guardian to file his final account and make distribution as the Court directs.

### **18.16 INVESTMENT BY GUARDIAN**

(a) A petition of a guardian to invest the ward's property in any investment not otherwise authorized by law shall identify the category of investment under 755 ILCS 5/21-2 in which the proposed investment falls and shall state that the proposed investment complies with the limitations applicable to that category. If the proposed investment is to be purchased directly or indirectly from the guardian or from any other firm or corporation in which the guardian has an interest or of which he is an officer or director, the petition shall so state.

(b) Before making any material change in the terms of any life, endowment policy or annuity contract, pursuant to 755 ILCS 5/21-2, the guardian shall petition the Court for approval.

### **18.17 CLAIMS**

(a) A claim based upon a written instrument shall be accompanied by a copy of the instrument.

(b) If the representative or his attorney files a claim against the estate, he shall apply to the Court at the time the claim is filed for the appointment or waiver of a special administrator to appear and defend for the estate.

(c) If the representative or his attorney waives the mailing or delivery of a copy of the claim, the time for filing pleadings is 30 days after the waiver or the filing of the claim, whichever is later.

(d) If a counterclaim is filed, a copy shall be delivered or mailed to the counterdefendant and his attorney.

#### **18.18 RESIGNATION OR REMOVAL OF REPRESENTATIVE**

(a) Unless notice has been excused by the Court, no less than 5 days' notice shall be made to all interested parties (including, without limitation, any co-representative, surety, unpaid claimant, beneficiary who has not received full distribution, and ward) of a representative's petition to resign or of an interested person's petition for removal of a representative.

(b) Unless notice is waived by the Court, 10 days' notice of the filing of a final account of a representative who has resigned or whose letters have been revoked shall be given to his successor and to any other person entitled to receive notice.

#### **18.19 ALLOWANCE OF FEES**

(a) To be entitled to have fees fixed on petition or to have credit for fees on any estate account, whether paid or to be paid, a personal representative must show disclosure of record of the fee dollar amount by signed consent from or notice to all interested persons as defined in 755 ILCS 5/1-2.11. If by notice, it shall state the time certain for hearing.

(b) If the fees are to be fixed on petition, or on the Court's own motion or on the filing of objections to fees by any interested person, the person requesting fees shall file a verified document which includes:

- (1) the gross value of the estate;
- (2) the details of work done or to be done;
- (3) the purpose of each expense to be reimbursed;
- (4) if appropriate, the hours spent or to be spent; and
- (5) with respect to attorney's fees any other pertinent factor described in the Rules of Professional Conduct, Rule 1.5

(c) In a ward's estate, fees will be considered only when a petition for fees is presented for the Court's approval.

(d) This rule applies to all requests for fees and includes attorney, accountant, investigator, property manager, executor, administrator and trustee fees.

(e) All fee petitions in excess of \$500.00 shall be made by itemized petition which includes the items in Paragraph (b) above and in addition, shall include the time spent (at least by category of work performed), the necessity of such work, and the basis of the

charge being made, i.e., whether based on an hourly rate or on other factors, or whether based on a combination thereof. Factual evidence substantiating the particular basis (or bases) is required, either by affidavit setting forth specific facts or by testimony in open court. In addition to the criteria in Rule 1.5 of the Rules of Professional Conduct, the Court will also consider to the extent available the intent of the testator or trust settlor, and any written fee agreement or specific written consent as described in Paragraph (a) above. Customarily, no one factor alone will be used by the court to establish a reasonable fee.

(f) In the case of a corporate fiduciary, one of the facts which may be considered is the published fee schedule of the fiduciary.

### **18.20 WITHDRAWAL OF DEPOSIT WITH COUNTY TREASURER**

(a) Before an order is entered directing the County Treasurer to pay money deposited by order of Court, notice shall be given to the State's Attorney and to such other persons as the Court directs.

### **18.21 JURY DEMANDS**

(a) A petitioner or claimant who is interested in a jury trial, where permitted, must file a jury demand with the clerk and pay the fee at the time he files his petition or claim. If a representative or other party in interest opposing the petition or claim is interested in a jury trial, he must file a jury demand and pay the fee at the time he files his answer or other responsive pleading. If the petitioner or claimant files a jury demand and thereafter waives a jury, the opposing party will be granted a jury trial upon demand promptly made after being advised of the waiver and upon payment of the fee. Otherwise the parties waive a jury.

### **18.22 APPLICATION OF CIVIL LAW RULES**

(a) Article 10 of the Local Rules of the 16<sup>th</sup> Judicial Circuit is incorporated in this Division's rules by reference.

### **18.23 WRONGFUL DEATH ACTIONS [740 ILCS 180/0.01 et seq.]**

(a) When a sole asset of a decedent's estate is a cause of action for wrongful death to be prosecuted in the Law Division, application shall be made to the Law Division Judge assigned to hear the Law Division case for the appointment of a special administrator to prosecute said cause of action. No probate estate shall be opened.

(b) When the assets of a decedent's estate include a cause of action for wrongful death as well as other assets a probate estate shall be opened and the executor or administrator appointed shall prosecute the Law Division case. When the Law Division either enters judgment or approves settlement of the wrongful death cause of action, it shall be the responsibility of counsel for the estate to provide the Court with a copy of the order

approving the settlement entered by the Law Division and to thereafter promptly close the probate estate.

(c) Pursuant to 740 ILCS 180/2.1, proceeds of a wrongful death action are not an asset of a decedent's estate subject to the claims of creditors. Said distribution is made on the basis of dependency without regard to testacy or intestacy and the Probate Division shall not be involved in settlement approval unless:

(1) a minor or disabled person is to receive all or a portion of the settlement proceeds in which case the procedures of Article 10 of the Local Rules shall apply.

(2) no Law Division case exists, in which case the procedures of Article 10 of the Local Rules shall apply to proceedings seeking approval of the settlement; and since there has been no dependency determination under the Wrongful Death Act or Dram Shop Act (740 ILCS 180/0.01 et seq ; 235 ILCS 5/6-21), then notice of the filing of a petition for determination of dependency thereunder and of the hearing thereon, shall be served by a legal representative or his attorney, upon the person or persons named in sub-paragraphs (a), (b) and (c) of 740 ILCS 180/2, including persons furnishing hospital, medical or funeral services for the deceased person, unless payment for such services is shown and said petition shall be heard and determined by the Probate Division.

#### **18.24 ESTATE FILINGS BY MAIL**

(a) The Probate Division shall process routine estate filings by mail.

#### **18.25 TRANSFER TO FAMILY DIVISION IF CHILD CUSTODY, CHILD SUPPORT OR CHILD VISITATION DISPUTE**

(a) Any Judge of the probate division of the Circuit Court of Kane County is hereby authorized on his or her own motion to transfer to the Presiding Judge of the Family Division of the Circuit Court of Kane County for assignment to a Judge of that division any guardian/probate file wherein there exists a child custody/child support, or child visitation dispute. Upon resolution of such dispute the file shall be transferred back to the Probate Division for all further proceedings.

*Amend. by Gen. Order 02-11(a), eff. Sept. 1, 2002*

**ARTICLE 19: CHANCERY, EMINENT DOMAIN, ADMINISTRATIVE  
REVIEWS AND MISCELLANEOUS REMEDIES**

**19.00 RESERVED**

**19.01 APPEARANCES - TIME TO PLEAD - WITHDRAWAL**

(a) Written Appearances: If a written appearance, general or specific, is filed, copies of the appearance shall be served in the manner required for the service of copies of pleadings.

(b) Time to Plead: A party who appears without having been served with summons is required to plead within the same time as if served with summons on the day he appears.

(c) Appearance and withdrawal of Attorneys:

(1) Addressing the Court: An attorney shall file his written appearance or other pleading before he addresses the Court unless he is presenting a motion for leave to appear by intervention or otherwise.

(2) Notice of Withdrawal of Attorneys: An attorney may not withdraw his appearance for a party without leave of Court and notice to all parties of record, and unless another attorney is substituted, he must give reasonable notice of the time and place of the presentation of the motion for leave to withdraw, by personal service, or by registered or certified mail, directed to the party represented by him at his last known business or residence address. Such notice shall advise said party that to insure notice of any action in said cause, he should retain other counsel therein or file with the clerk of the court, within 14 days after entry of the order of withdrawal his supplementary appearance stating therein an address at which service of notices or other papers may be had upon him.

(3) Motion to Withdrawal: The motion for leave to withdraw shall be in writing and, unless another attorney is substituted, shall state the last known address of the party represented. The motion may be denied by the court if the granting of it would delay the trial of the case, or would otherwise be inequitable.

(4) Supplemental Appearances: Unless another attorney is, at the time of such withdrawal substituted for the one withdrawing, the party shall file in the case within 14 days after entry of the order of withdrawal a supplementary appearance, stating therein an address at which the service of the notice or other papers may be had upon him. In case of his failure to file such supplementary appearance, notice, if by mail, shall be directed to him at his last known business or residence address.

**19.02 MOTIONS**

(a) Notice of Hearing of Motions:

(1) Notice Required: Written notice of the hearing of all motions shall be given by the party requesting hearing to all parties who have appeared and have not theretofore been found by the Court to be in default for failure to plead, and to all parties whose time to appear has not expired on the date of notice. Notice of motion made within a court day of trial shall be given as directed by the Court. Notice that additional relief has been sought shall be given in accordance with Supreme Court Rule 11.

(2) Content of Notice: The notice of hearing shall designate the motion Judge, shall show the title and number of the action, and the date and time when the motion will be presented. Notice of motion to be made shall state the nature of the motion. A copy of any written motion and all of the papers presented therewith or a statement that they previously have been served, shall be served with the notice.

(3) Manner of Service: Notice shall be given in the manner and to the persons described in Supreme Court Rule 11.

(4) Time of Notice: If notice of hearing is given by personal service, the notice shall be delivered before 4:00 p.m. of the second court day preceding the hearing the motion. Notice given by mail shall be in accordance with Supreme Court Rule 12.

(5) Summary Judgment: A motion for Summary Judgment will be heard before 10 days after service of the notice of motion under Supreme Court Rule 11.

(b) Ex Parte and Emergency Motions:

(1) Ex Parte Applications: Every complaint or petition upon which it is sought to obtain an ex parte order for the appointment of a receiver, for a temporary restraining order, for a preliminary injunction or for a writ of ne exeat republica shall be filed in the office of the clerk, if that office is open, before application to a Judge for the order.

(2) Notice Not Required: Emergency motions and motions which by law may be made ex parte may, in the direction of the court, be heard without calling the motion for hearing. Emergency motions shall, so far as possible, be given precedence.

(3) Notice After Hearing: If a motion is heard without prior notice under this Rule, written notice of the hearing of the motion showing the title and number of the action, the name of the Judge who heard the motion, the date of the hearing, and the order of the Court thereon, whether granted or denied, shall be served by the attorney obtaining the order upon all parties not found by the Court to be in default for failure to plead and proof of service thereof shall be filed with the

clerk within 2 days after the hearing. Notice shall be given in the manner and to the persons described in Supreme Court Rule 11.

(c) Failure to Call Motions for Hearing:

(1) The burden of calling for hearing any motion previously filed is on the party making the motion. If any such motion is not called for hearing within 90 days from the date it is filed, the Court may strike the motion or set the motion for hearing.

### 19.03 RECEIVERS

(a) Appointments: Appointment of Receivers shall be in accordance with 735 ILCS 5/2-415 Code of Civil Procedure, Supreme Court Rule 61(c)(11) and any other applicable statute or rule.

(b) Disqualifications: Except as provided in (b) of this rule or any applicable statute, an appointment as receiver shall not be granted to an individual, or to a corporation having a principal officer, who:

- (1) is related by blood or marriage to a party or attorney in the action;
- (2) is an attorney for, or of counsel for any party in the action;
- (3) is an officer, director, stockholder, or employee of a corporation the assets of which are in question;
- (4) stands in any relation to the subject of the controversy that would tend to interfere with the impartial discharge of his duties as an officer of the Court.

(c) Exceptions: If the Court is satisfied that the best interests of the estate would be served, an individual or corporation otherwise disqualified under section (a) of this rule may be appointed as receiver by an order specifically setting forth the reasons for departing from the general rule. A receiver so appointed shall serve wholly without compensation, unless otherwise ordered by the Court upon good cause shown.

(d) Attorneys for Receivers: An attorney for the receiver shall be employed only upon order of the Court upon written motion of the receiver stating the reasons for the requested employment and naming the attorney to be employed.

(e) Inventories of Receivers: No later than 30 days after his appointment, the receiver shall file with the Court a detailed report and inventory of all property, real or personal, of the estate and designating the property within his possession or control. Unless the Court orders otherwise, the receiver shall file with the inventory a list of the then known liabilities of the estate.

(f) Appraisal for Receivers:



(1) Appraisers: Appraisers for receivers may be appointed only upon order of the Court or agreement of the parties with the approval of the court. If appraisers are appointed, they shall be selected by the Court.

(2) Appraisal by Receiver: If no appraisers are appointed, the receiver shall investigate the value of the property of the estate and show in the inventory the value of all items listed as disclosed by the investigation.

(g) Reports of Receivers:

(1) Time of Filing: The receiver shall file his first report at the time of filing his inventory and additional reports annually thereafter. Special reports may be ordered by the Court and a final report shall be filed upon the termination of the receivership.

(2) Forms: The Court may prescribe forms to be used for reports of a receiver.

(h) Receivers' Bond:

(1) Personal Sureties: Bonds with personal sureties shall be approved by the Court. Unless excused by the Court, sureties shall execute and file schedules of property in a form approved by the Court.

(2) Surety Companies: Bond with a corporation or association licensed to transact business in this State as surety will be approved only if a current certified copy of the surety's authority to transact business in the State, as issued by the Director of Insurance, is on file with the Clerk of the Court, and verified power of attorney or certificates of authority for all persons authorized to execute bonds for the surety is attached to the bond.

#### **19.04 PRETRIALS**

(a) Before any case may be set for trial, the Court shall schedule and conduct a pre-trial conference. All litigants shall prepare and present to this Court an appropriate pre-trial memorandum.

#### **19.05 CASE REASSIGNMENTS**

(a) The Presiding Judge of this division shall have the discretion to reassign cases to the Presiding Judge of the Law Division where the only remaining areas of dispute in the case involve law division type relief.

#### **19.06 ATTORNEY FEES**

(a) All requests for attorney fees and receivers fees in excess of \$500.00 shall be made as required in Local Rule 18.19.

### **19.07 JURY DEMANDS**

(a) The Presiding Judge of this division shall have the discretion to reassign any and all jury demand cases to the Presiding Judge of the Law Division.

**ARTICLE 20: RESERVED**

**ARTICLE 22: TAX CASES**

**22.00 RESERVED**

**22.01 SPECIAL ASSESSMENTS**

(a) With each roll spreading a special assessment, there shall be filed with the Clerk of the Circuit Court a true and correct copy of said roll, which copy the Clerk of this Court may certify to the Village or City Collector for the collection of said assessment.

**22.02-22.04 RESERVED**

**22.05 TAX OBJECTIONS**

(a) Objections to real estate taxes must be filed prior to the application of the County Collector for Order of Judgment and the sale of properties for the non-payment of taxes in cases where taxes have been paid under protest as provided by 35 ILCS 200/21-175 and 35 ILCS 200/23-5 et seq.

(b) All objections must be filed, along with the required number of copies, with the Clerk of the Circuit Court, signed and sworn to by the property owners, on forms provided by the Clerk.

**22.06-22.09 RESERVED**

**22.10 TAX DEEDS**

(a) Petitions for tax deeds shall be filed in accordance with 35 ILCS 200/22-30.

**ARTICLE 23: RESERVED**

**ARTICLE 24: RESERVED**

**ARTICLE 25: RESERVED**

**ARTICLE 26: RESERVED**



**ARTICLE 27: RESERVED**

**ARTICLE 28: RESERVED**

**ARTICLE 29: RESERVED**

AMENDED GENERAL ORDER 08-03

Pursuant to Supreme Court Rule 21(b) the following judges are hereby assigned to the court assignments indicated below effective March 24, 2008

FILED \_\_\_\_\_  
ENTERED \_\_\_\_\_  
2008 MAR 25 P 2:24  
DEBORAH SEYEDER  
CIRCUIT CLERK  
KANE COUNTY PA

ADMINISTRATION KANE COUNTY JUDICIAL CENTER  
ROOM 301 - CHAMBERS, DONALD C. HUDSON, CHIEF JUDGE

FELONY DIVISION  
KANE COUNTY JUDICIAL CENTER  
GRANT S. WEGNER, PRESIDING JUDGE

Courtroom 305

**Patricia Piper Golden**

Jury trials (felony and misdemeanor) Monday and Tuesdays; Class II and greater controlled substance cases and cannabis cases, bench trials, motions and status - Wednesday through Friday. Probation and conditional discharge revocation matters.

Courtroom 311

**Robert B. Spence**

Jury trials (felony and misdemeanor) Monday and Tuesdays; Felonies (excluding drug offenses) bench trials, motions and status - Wednesday through Friday. Unlawful possession of stolen or converted vehicles. Probation and conditional discharge revocation matters.

Courtroom 313

**Grant S. Wegner**

Jury trials (felony and misdemeanor) Monday and Tuesdays; Felonies (excluding drug offenses) bench trials, motions and status. Wednesday through Friday. Probation and conditional discharge revocation matters.

Courtroom 319

**Timothy Q. Sheldon**

Jury trials (felony and misdemeanor) Monday and Tuesdays; Felonies (excluding drug offenses) bench trials, motions and status. Wednesday a.m. through Friday - probation and conditional discharge revocation matters. Wednesday p.m. - Mental Health Court

Courtroom 217

**Allen M. Anderson**

Jury trials (felony and misdemeanor) Monday and Tuesdays; Felonies (excluding drug offenses) bench trials, motions and status - Wednesday through Friday. All pre-trial, DUI felony cases. Returns on all pre-trial diversion matters. Probation and conditional discharge revocation matters.

Multi-Purpose  
Courtroom - LL

**Donald C. Hudson**

Expungement - first and third Wednesdays of the month - and other administrative matters.

**FAMILY DIVISION  
KANE COUNTY JUDICIAL CENTER  
JOSEPH M. GRADY - PRESIDING JUDGE**

**Courtroom 101**                    **Marmarie J. Kostelny**  
Trial Judge - Tuesdays, Thursdays and Fridays

**Robert L. Janes**  
Mondays

**William P. Brady**  
Wednesdays

**Courtroom 111**                    **Marmarie J. Kostelny**  
Trial Judge

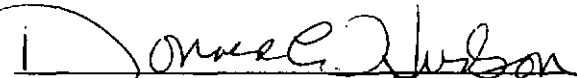
**Courtroom 113**                    **Franklin D. Brew**  
Trial Judge

**Courtroom 123**                    **Joseph M. Grady**  
Trial Judge

**All Courtrooms -**                **Night Court**  
**Rotation assigned by Presiding Judge**

Other than as modified herein, General Order 07-22 effective July 30, 2007 remains in full force and effect.

Entered this 25<sup>th</sup> day of March, 2008.

  
Chief Judge Donald C. Hudson

COPY 08 MR 01

**GENERAL ORDER 08-03**

Pursuant to Supreme Court Rule 21(b) the following judges are hereby assigned to the court assignments indicated below effective March 24, 2008

**ADMINISTRATION KANE COUNTY JUDICIAL CENTER  
ROOM 301 - CHAMBERS, DONALD C. HUDSON, CHIEF JUDGE**

**FELONY DIVISION  
KANE COUNTY JUDICIAL CENTER  
GRANT S. WEGNER, PRESIDING JUDGE**

DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, PA

2008 MAR 17 P 2

ENTERED

FILED  
MAR 17 2008  
KANE COUNTY

**Courtroom 305**

**Patricia Piper Golden**

Jury trials (felony and misdemeanor) Monday and Tuesdays; Class II and greater controlled substance cases and cannabis cases, bench trials, motions and status - Wednesday through Friday. Probation and conditional discharge revocation matters.

**Courtroom 311**

**Robert B. Spence**

Jury trials (felony and misdemeanor) Monday and Tuesdays; Felonies (excluding drug offenses) bench trials, motions and status - Wednesday through Friday Unlawful possession of stolen or converted vehicles. Probation and conditional discharge revocation matters.

**Courtroom 313**

**Grant S. Wegner**

Jury trials (felony and misdemeanor) Monday and Tuesdays, Felonies (excluding drug offenses) bench trials, motions and status Wednesday through Friday. Probation and conditional discharge revocation matters.

**Courtroom 319**

**Timothy Q. Sheldon**

Jury trials (felony and misdemeanor) Monday and Tuesdays, Felonies (excluding drug offenses) bench trials, motions and status. Wednesday a.m through Friday - probation and conditional discharge revocation matters. Wednesday p m. - Mental Health Court

**Courtroom 217**

**Allen M. Anderson**

J E R S E Y C O U N T Y C O U R T H O U S E

Jury trials (felony and misdemeanor) Monday and Tuesdays; Felonies (excluding drug offenses) bench trials, motions and status - Wednesday through Friday All pre-trial, DUI felony cases. Returns on all pre-trial diversion matters. Probation and conditional discharge revocation matters.

**Multi-Purpose Courtroom - LL**

**Donald C. Hudson**  
Expungement - first and third Wednesdays of the month - and other administrative matters.

**FAMILY DIVISION  
KANE COUNTY JUDICIAL CENTER  
JOSEPH M. GRADY - PRESIDING JUDGE**

**Courtroom 101**

**Marmarie J. Kostelny**  
Trial Judge - Tuesday, Thursday and Fridays  
**Robert L. Janes**  
Mondays  
**William P. Brady**  
Wednesdays

**Courtroom 111**

**Joseph M. Grady**  
Trial Judge

**Courtroom 113**

**Franklin D. Brew**  
Trial Judge

**Courtroom 123**

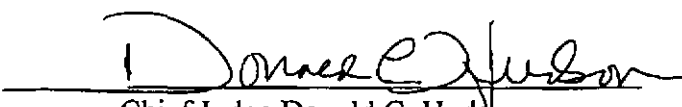
**Marmarie J. Kostelny**  
Trial Judge - Monday and Wednesdays

**All Courtrooms -**

**Night Court**  
Rotation assigned by Presiding Judge

Other than as modified herein, General Order 07-22 effective July 30, 2007 remains in full force and effect

Entered this 17th day of March, 2008.

  
Chief Judge Donald C Hudson

08mR01

OPY

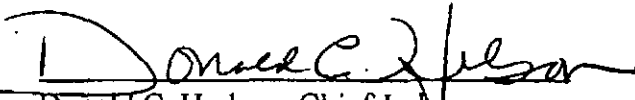
GENERAL ORDER 08-02

RECORDED & INDEXED 000-4-1

In order to facilitate the just and efficient disposition of cases in the Traffic/  
Misdemeanor Courts,

**IT IS HEREBY ORDERED** that defendants who are returning to court on final  
return dates for the full payment of all fines, fees and costs on traffic and misdemeanor  
cases and who are otherwise in full compliance with the terms and conditions of their  
sentences, and there are no petitions outstanding relative to their cases, may pay the  
Circuit Clerk directly without appearing before the trial judge. In those cases where the  
defendant can only make a partial payment of all fines, fees and court costs, the defendant  
must appear before the trial judge for consideration of a modification of the original  
judgment order.

Dated this 20<sup>th</sup> day of February, 2008.

  
Donald C. Hudson, Chief Judge

FILED 18  
ENTERED W  
2008 FEB 20 A 10:53  
DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL.



08MR 1

**GENERAL ORDER 08-01**

COOBY

Pursuant to Supreme Court Rule 21(b) the following judges are hereby assigned to the court assignments indicated below effective February 4, 2008. This Order supersedes General Order 07-22

DEBORAH S. LEE  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.  
2008 JAN 16 A 9:19

ENTERED \_\_\_\_\_

FILED \_\_\_\_\_

15

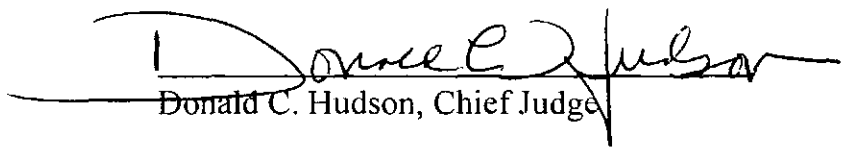
**Courtroom 211**

**William H. Weir**  
**DUI Court and Misdemeanor Jury Trial Coordinator**  
Jury Trials - Mondays; bench trials, motions and status - Tuesday through Friday.

**Courtroom 203**

**Leonard J. Wojtecki**  
**Drug Rehabilitation Court and Class III and IV Controlled Substances Cases and Cannabis Cases**  
Bench trials, Motions and Status - Mondays, and Thursdays.  
Drug Rehabilitation Court - Tuesdays, Wednesdays, Fridays and Wednesday evenings.

Dated this 15<sup>th</sup> day of January, 2008.

  
Donald C. Hudson, Chief Judge

07 MR 01

GENERAL ORDER 07-34

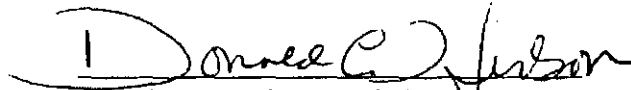
COPY

IT IS HEREBY ORDERED THAT:

The Kane County Clerk's Office, located at 719 South Batavia Avenue, Building "B", Geneva, Illinois is hereby designated as a place for holding court for the purpose of hearing electoral challenges and objections.

The terms and conditions of this Order shall be effective commencing Wednesday, December 19, 2007 and until further order of this court.

ENTER this 17<sup>th</sup> day of December, 2007.

  
Donald C. Hudson, Chief Judge

DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.

2007 DEC 17 P 3:43

ENTERED

FILED

15

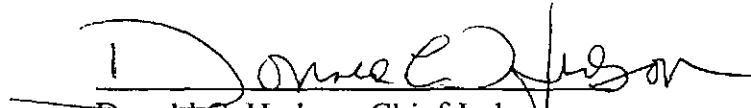
07MRO1

GENERAL ORDER 07-33

CC

Expungement matters will be heard in the Multi-Purpose Room at the Kane County Judicial Center at 9:00 a.m. on the first and third Wednesdays of every month commencing February, 2008.

ENTER this 21 day December, 2007.

  
Donald C. Hudson, Chief Judge

FILED \_\_\_\_\_ **103**

ENTERED \_\_\_\_\_

2007 DEC 11 P 2:21

DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL.

07 MR 1

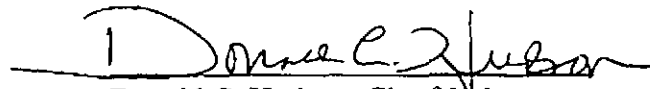
GENERAL ORDER 07 -32

COPY

Pursuant to 20 ILCS 2630/5(a) the following judges, in the absence of the Chief Judge, are hereby authorized to enter orders to expunge or seal arrest records pursuant to the expungement statute.

- Judge Philip L. DiMarzio
- Judge Grant S. Wegner
- Judge Timothy Q. Sheldon
- Judge Patricia Piper Golden
- Judge Allen M. Anderson

Entered this 28<sup>th</sup> day of November, 2007.

  
 Donald C. Hudson, Chief Judge

DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

2007 NOV 29 P 2 20

ENTERED \_\_\_\_\_

FILED \_\_\_\_\_

75

IMAGINATION

COPY

GENERAL ORDER 07-30

FILED \_\_\_\_\_  
ENTERED 42  
2007 NOV - 1 A 10:55  
DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL.

RECORDED  
9  
INDEXED

In Re: Closing of Aurora Branch Court.

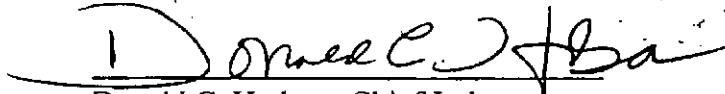
Due to the requirement that judges attend state required educational seminars and because judicial coverage is unavailable for the state wide judicial conference scheduled for January 29, 30, 31 and February 1, 2008,

IT IS HEREBY ORDERED that the Aurora Branch Court is closed for the above listed dates. No matters shall be scheduled for court during those days.

All matters currently set shall be continued to the same day of the following week.

Bond call shall be held as customary.

Entered this 1st day of November, 2007.

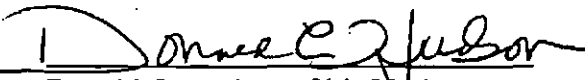
  
Donald C. Hudson, Chief Judge

07MR01

**GENERAL ORDER 07-29**

Following the recusal of any judges assigned to the Traffic and Misdemeanor Division in Kane County, or the granting of any motions for substitution of judge filed in traffic and misdemeanor cases in Kane County, reassignment of those cases will be made by the Chief Judge in Room 301 at the Kane County Judicial Center.

Enter this 30th day of October, 2007.

  
Donald C. Hudson, Chief Judge

RECORDED - 10-30-07 10:09 AM

FILED \_\_\_\_\_  
ENTERED \_\_\_\_\_  
2007 OCT 30 P 3:10  
DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL.

COPY

General Order 07-28

07 MRO1

**Section 1:** Victim Impact Panels shall be held in the Multi Purpose Room at the Kane County Judicial Center, commencing at 7:00p.m. These panels will be conducted in English on the following Monday dates in 2008:

- |                |          |             |
|----------------|----------|-------------|
| January 7 & 28 | May 5    | September 8 |
| February 4     | June 2   | October 6   |
| March 3        | July 14  | November 3  |
| April 7        | August 4 | December 1  |

**Section 2:** Victim Impact Panels shall be presented in Spanish in the Multi Purpose Room commencing at 7:00p.m. on the following Monday dates in 2008:

- |            |            |          |
|------------|------------|----------|
| March 10   | May 12     | August 1 |
| October 20 | December 8 |          |

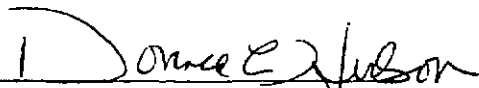
FILED \_\_\_\_\_  
 ENTERED 47  
 2007 AUG 10 A 11:08  
 DEBORAH SEYLER  
 CIRCUIT COURT CLERK  
 KANE COUNTY, ILL.

**Section 3:** The Alliance Against Intoxicated Motorist will be paid \$500.00 for each Victim Impact Panel where they provide speakers per the memorandum of understanding agreement. In addition each Court Services staff will be paid \$100.00 per panel for the facilitation of the Victim Impact panels.

**Section 4:** Until further order persons attending the Victim Impact Panel including defendants from outside Kane County, shall pay \$20.00 for the cost of such program, which includes the expense amounts to be paid to presenters. However, individuals represented by the Public Defender shall pay \$10.00 to cover the cost of the program.

**Section 5:** The collection of monies from the Victim Impact Panel shall be the responsibility of Adult Court Services. The deposit and disbursement of monies shall be assigned to the Chief Judge's Office.

This order is effective on the 8<sup>th</sup> day of August, 2007.

  
 Chief Judge Donald C. Hudson

07MRO1

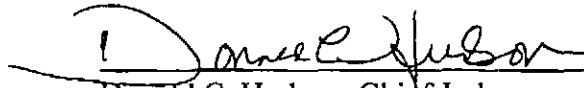
GENERAL ORDER 07-27

This order modifies General Order 07-22.

The assignment of Judge M. Karen Simpson is as follows:

Judicial Center - Courtroom 005 - abuse and neglect; back up detention hearing; pro se prove-up call first Thursday of every month, Courtroom 250, Third Street Courthouse. Floater assignments other Thursdays; adoption matters will be heard on the first and third Wednesdays of every month in Courtroom 005 of the Judicial Center.

Entered this 31st day of July, 2007.

  
Donald C. Hudson, Chief Judge

FILED 7  
ENTERED 42  
2007 JUL 31 A 11:01  
DEPUTY CLERK  
CIRCUIT COURT CLERK  
KANE COUNTY, IL



**COPY**

07MR01

**GENERAL ORDER 07-26**

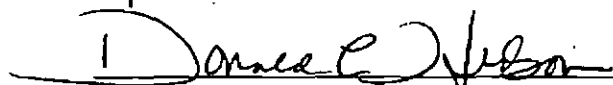
Cases of defendants charged with acting together to commit a felony shall be assigned to the judge to whom the lowest numbered case is assigned.

However, if a co-defendant has an earlier filed pre-judgment felony case pending, General Order 07-25 governs and that defendant's case shall be assigned to the judge to whom the earlier filed felony (or felonies) has been assigned.

If a motion for joinder is filed involving defendants whose cases are pending before different judges, the motion shall be heard by the judge to whom the lowest numbered case is assigned.

If a co-defendant's motion for substitution of judge results in reassignment, the remaining co-defendant(s) case(s) shall not follow unless a motion for joinder is granted.

Entered this 20<sup>th</sup> day of July, 2007.



Donald C. Hudson, Chief Judge

FILED IN CASE NO. 07-26

FILED 13

ENTERED \_\_\_\_\_

2007 JUL 21 P 2:51

DEBORAH M. FULLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

07MR01

AMENDED GENERAL ORDER 07-25

FILED  
ENTERED  
2007 OCT 18 A 10:29  
DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, PA

86

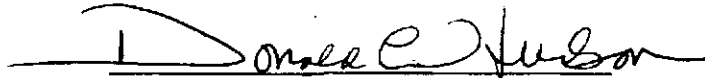
When more than one felony case is filed against the same defendant, all such cases shall be assigned to the judge to whom the earliest filed of the cases was assigned.

For purposes of determining the earliest filed case, only pre-judgment felony cases shall be considered.

This rule applies regardless of the nature of the felony charge except that any cases pending in Courtroom 203 are excepted from this rule. Additionally, any drug cases that are pending in or filed in Courtroom 305, shall not be required to be transferred out of Courtroom 305 pursuant to this general order.

If the granting of a motion for substitution of judge as a matter of right causes fewer than all of the felony cases pending against a defendant to be transferred to a different judge, the unaffected case or cases shall remain on the docket of the original judge.

Entered this 17<sup>th</sup> day of October, 2007.

  
Donald C. Hudson, Chief Judge

COPY

COPY

07MR01

GENERAL ORDER 07-25

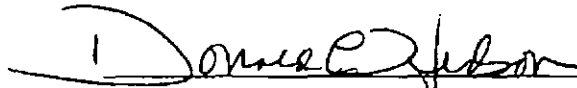
When more than one felony case is filed against the same defendant, all such cases shall be assigned to the judge to whom the earliest filed of the cases was assigned.

For purposes of determining the earliest filed case, only pre-judgment felony cases shall be considered.

This rule applies regardless of the nature of the felony charge except that any cases pending in Courtroom 203 are excepted from this rule.

If the granting of a motion for substitution of judge as a matter of right causes fewer than all of the felony cases pending against a defendant to be transferred to a different judge, the unaffected case or cases shall remain on the docket of the original judge.

Entered this 27<sup>th</sup> day of July, 2007.

  
Donald C. Hudson, Chief Judge

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2007 JUL 27 P 2:50

DEBORA A. MILLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

FILED 07-25-07 11:00 AM

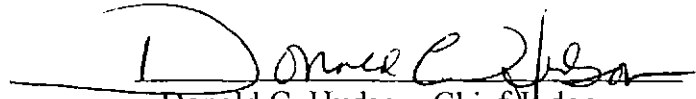
07MRO1

GENERAL ORDER 07-24

In all cases in which a Defendant has a pending felony probation or conditional discharge revocation matter and is charged with a new felony offense, the probation or conditional discharge revocation matter shall be transferred to the Courtroom where the new felony case is pending. In cases in which the Defendant has a pending felony probation or conditional discharge revocation matter and is charged with more than one new felony offense that is pending in different courtrooms, the lowest case number among the new felony offenses shall control which courtroom the probation or conditional discharge revocation matter is assigned to.

DATED this 23<sup>rd</sup> day of July 23, 2007

**COPY**

  
Donald C. Hudson, Chief Judge

Clerk  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

2007 JUL 23 P 3:16

ENTERED 42

FILED \_\_\_\_\_

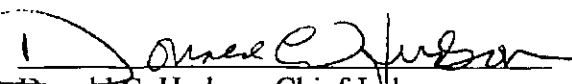
86

07 MRO1  
COPY

GENERAL ORDER 07-23

All Applications to be admitted to the Kane County Pre-Trial Diversion Program shall be returnable in Courtroom 217. This Order is effective July 23, 2007.

Dated this 23rd day of July, 2007.

  
Donald C. Hudson, Chief Judge

DEBORAH L. LITTELL  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

FILED \_\_\_\_\_  
ENTERED HT  
2007 JUL 23 11:15  
36

07 MR 1

**GENERAL ORDER 07-22**

**COPY**

Pursuant to Supreme Court Rule 21(b) the following judges are hereby assigned to to the court assignments indicated below effective July 30, 2007. The assignment of Judge Gene L. Nottolini is effective August 1, 2007. This Order supersedes General Order 07-16.

**ADMINISTRATION KANE COUNTY JUDICIAL CENTER  
ROOM 301 - CHAMBERS, DONALD C. HUDSON, CHIEF JUDGE**

**FELONY DIVISION  
KANE COUNTY JUDICIAL CENTER  
PHILIP L. DI MARZIO, PRESIDING JUDGE**

CIRCUIT COURT CLERK  
KANE COUNTY, IL

2007 JUL 12 P 3:05

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FILED \_\_\_\_\_

23

**Courtroom 305**

**Patricia Piper Golden**

Jury trials (felony and misdemeanor) -  
Monday and Tuesdays;  
Class II and greater controlled substances  
cases and cannabis cases, bench trials, motions and status  
Wednesday through Friday. Class III and IV felonies other than  
controlled substances act and cannabis control act cases are to  
be assigned equally and randomly to courtrooms 311, 313 and  
319; cases in this category presently pending in courtroom 305  
shall be transferred by the judge presiding in that courtroom to  
courtrooms 311, 313 and 319 on a rotating basis. Probation and  
conditional discharge revocation matters.

**Courtroom 311**

**Timothy Q. Sheldon**

Jury trials (felony and misdemeanor) Monday and Tuesdays;  
Felonies (excluding drug offenses) bench trials, motions and  
status.  
Wednesday p.m. Mental Health Court.  
Wednesday a.m. through Friday. Probation and conditional  
discharge revocation matters.

**Courtroom 313**

**Grant S. Wegner**

Jury trials (felony and misdemeanor) Monday and Tuesdays;  
Felonies (excluding drug offenses) bench trials, motions and  
status.  
Wednesday through Friday. Probation and conditional  
discharge revocation matters.

HEARST  
KANE COUNTY  
JUDICIAL CENTER  
744-882-0000

**Courtroom 319**

**Philip L. DiMarzio**

Jury trials (felony and misdemeanor) Monday and Tuesdays; Felonies (excluding drug offenses) bench trials, motions and status - Wednesday through Friday. Unlawful possession of stolen or converted vehicles. Probation and conditional discharge revocation matters.

**Courtroom 217**

**Allen M. Anderson**

Jury trials (felony and misdemeanor) - Monday and Tuesdays; Felonies (excluding drug offenses) bench trials, motions and status - Wednesday through Friday. All pre-trial, DUI felony cases. Returns on all pre-trial diversion matters. Probation and conditional discharge revocation matters.

**Courtroom 005**

**Donald C. Hudson**

Expungements - first and third Thursdays of the month - other administrative matters.

**SPECIAL RESOURCE DIVISION  
KANE COUNTY JUDICIAL CENTER  
JAMES C. HALLOCK - PRESIDING JUDGE**

**Courtroom 203**

**William H. Weir**

**Drug Rehabilitation Court and Class III and IV Controlled Substances Cases and Cannabis Cases**

Bench trials, Motions and Status - Mondays, and Thursdays. Drug Rehabilitation Court - Tuesdays, Wednesdays and Fridays and Wednesday evenings.

**Courtroom 209**

**James C. Hallock**

**Domestic Violence Court**

Jury trials - Mondays Misdemeanor and status returns - Tuesdays Felony status and returns - Wednesdays Felony and Misdemeanor post sentence status and Petitions to Revoke; Tuesday and Wednesday afternoons - Bench trials, contested Motions and returns of Orders of Protection arising out of criminal files; Friday mornings and afternoons - Commitment hearing and Medication hearings at the Elgin Mental Health Center and St. Joseph Hospital.

**Courtroom 211**

**Leonard J. Wojtecki**

**DUI Court and Misdemeanor Jury Trial Coordinator**

11-11-2011 11:47

Jury trials - Mondays; bench trials, motions and status - Tuesday through Friday.

**FAMILY DIVISION  
KANE COUNTY JUDICIAL CENTER  
ROBERT B. SPENCE - PRESIDING JUDGE**

**Courtroom 101 Marmarie J. Kostelny  
Trial Judge**

**Courtroom 111 Joseph M. Grady  
Trial Judge**

**Courtroom 113 Franklin D. Brewster  
Trial Judge**

**Courtroom 123 Robert B. Spence  
Trial Judge**

**All Courtrooms - Night Court                      Rotation assigned by Presiding  
Judge**

**TRAFFIC AND MISDEMEANOR DIVISION  
KANE COUNTY JUDICIAL CENTER  
ELGIN AND AURORA BRANCH COURTS  
ROBERT J. MORROW - PRESIDING JUDGE**

**Elgin Branch Court Susan Clancy Boles  
Traffic and Misdemeanor**

**Aurora Branch Court Robert J. Morrow  
Traffic and Misdemeanor**

**Courtroom 201 - Judicial Center Linda Abrahamson  
Traffic and Misdemeanor Bond call, felony and  
misdemeanor - Monday through Friday; Jury  
trials - Mondays; bench trials, motions and status  
call - Tuesday through Friday.**

**CIVIL DIVISION**



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**KANE COUNTY COURTHOUSE  
MICHAEL J. COLWELL, PRESIDING JUDGE**

**Courtroom 110**

**Michael J. Colwell**

Monday through Friday all Chancery, Miscellaneous Remedy, Eminent Domain, Tax and MC cases. Any other civil case assigned in courtroom 110 by the presiding judge of the civil division. All administrative motions.

**Courtroom 120**

**Stephen Sullivan**

All Small Claims and Law Medium filings, one - day small claims or law medium jury trials. Arbitration cases will no longer be heard in ctrm, 120, except for one-day arbitration jury trials.

**Courtroom 150**

**Gene L. Nottolini**

Monday through Friday - all Chancery, Miscellaneous Remedy, Eminent Domain, Tax and MC cases as assigned by the presiding judge of the Civil Division. All civil case type pre-trial mediation/settlement conferences as assigned by the presiding judge. All mechanics lien case types.

Tuesday, Wednesday and Thursday, all Probate matters including guardianship and decedent estate matters.

The courtroom schedule for Courtroom 150 is as follows:

Monday through Friday 9:00-11:00; pre-trial mediation/settlement conferences by Judge Nottolini's order only. Hearings and special settings by Judge Nottolini's order only.

Monday through Friday - 11:00 a.m. - Motion call for all case types except Probate and guardianship cases. All status and case management settings except probate and guardianship cases. Tuesday, Wednesday and Thursday - 1:00 p.m. - all probate matters including guardianship and decedent estate cases. All status and case management dates for probate and guardianship cases.

Monday through Friday - 1:30 - 4:30 p.m. - hearings, trials, and pre-trial mediation settlement conferences, by Court order only. On the court's own motion any civil division judge may refer a

11/14/2007 12:00:08 PM

case to the presiding judge for assignment to Judge Nottolini's mediation/pre-trial conference calendar. All probate and guardianship files with future dates except those retained by Judge Colwell in courtroom 110 shall be reset by notice of the Circuit Clerk's Office for the same date presently in the court file but at 1:00 p.m. before Judge Nottolini in courtroom 150. It is the responsibility of counsel and the parties to appear at the time and place specified in the notice.

**Courtroom 310**

**Donald J. Fabian**  
Civil Trial Judge

**Courtroom 320**

**Richard J. Larson**  
All arbitration practice related matters from Small Claims, Law Medium, Law and Arbitration; Small Claims and Law Medium Arbitration motions, two -day Jury trials from Arbitration and cases assigned to Courtroom 120, and any Chancery cases reassigned by the Presiding Judge.

**Courtroom 340**

**F. Keith Brown**  
Civil Trial Judge

**Courtroom 350**

**Judith M. Brawka**  
Civil trial judge.

**Scheduling of civil cases**

All judges of the Civil Division are authorized to set their court schedules consistent with the provisions of this order with proper notice to Scheduling and the Circuit Clerk's Office.

**JUVENILE DIVISION  
KANE COUNTY JUDICIAL CENTER  
and  
KANE COUNTY JUVENILE JUSTICE CENTER  
M. KAREN SIMPSON, PRESIDING JUDGE**

**Juvenile Justice Center**

**Wiley W. Edmondson**  
Delinquency and detention; back-up abuse and neglect

**Judicial Center - Courtroom 005**

**M. Karen Simpson**  
Abuse and neglect; back-up detention hearing;

ILLINOIS JUDICIAL BRANCH

Floater Assignments - Thursdays  
Adoption matters will be heard on the first and third Wednesdays of every month.

**SPECIAL ASSIGNMENT JUDGES**

**Special Assignment Judge A**  
CR 229 (Judicial Center)

**Alan J. Cargerman**  
Assigned by the Chief Judge to cover vacancies.

Floater coverage, *when available*, will include the following: Kane County - Courtrooms 201, 209, 211, 217, Aurora Branch Court, Elgin Branch Court, Carpentersville Branch Court, Small Claims 120, Juvenile and Courtroom 101 within the Family Division.

**Special Assignment Judge B**  
Courtroom 250 (Geneva)

**Thomas J. Stanfa**  
Kendall County every Monday, Tuesday and Wednesday; Thursdays, Order of Protection Hearings - 8:30 a.m., Courtroom 005; Fridays - DUI Court - Courtroom 209/Judicial Center/ Special Bond Call settings and other floater coverage as assigned.

Floater coverage, *when available*, will include the following:

Kane County - Courtrooms 201, 209, 211, 217, Aurora Branch Court, Elgin Branch Court, Carpentersville Branch Court, Small Claims courtroom 120, Juvenile and Courtroom 101 within the Family Division.

Kendall County - Either Judge Mueller, Judge Janes or Judge McCann

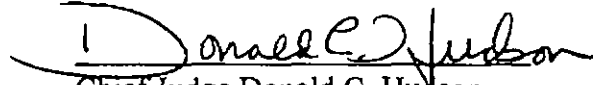
**DEKALB COUNTY COURTHOUSE  
SYCAMORE, ILLINOIS  
KURT P. KLEIN, PRESIDING JUDGE**

**Robbin J. Stuckert  
James Donnelly  
William P. Brady  
Edward C. Schreiber**

KENDALL COUNTY COURTHOUSE  
YORKVILLE, ILLINOIS  
THOMAS E. MUELLER, PRESIDING JUDGE

Timothy J. McCann  
Robert Janes

Entered this 12<sup>th</sup> day of July, 2007.

  
Chief Judge Donald C. Hudson

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GENERAL ORDER 07-21

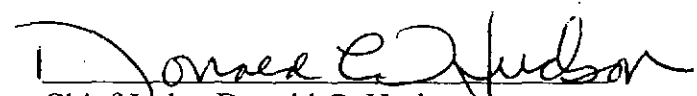
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All probation revocation cases currently assigned to Courtroom 217 at the Kane County Judicial Center shall be transferred to the Courtroom where the original disposition took place.

For those probation revocation cases in which the original disposition was in Courtroom 217, those cases will remain in 217.

This Order is effective July 30, 2007.

Entered this 28<sup>th</sup> day of June, 2007.

  
Chief Judge Donald C. Hudson

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2007 JUN 28 11:00  
CLERK  
KANE COUNTY, IL  
86

07 MR 1

GENERAL ORDER 07-20

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IT IS HEREBY ORDERED THAT:

A. The Circuit Court for the Sixteenth Judicial Circuit of the State of Illinois, shall adjourn, and the Office of the Clerk of the Circuit Court of the counties of Kane, Kendall, and DeKalb shall be closed on the following legal holidays for the year 2008.

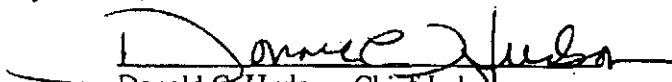
<u>Holiday</u>	<u>Observed On</u>
New Year's Day	Tuesday, January 1, 2008
Martin Luther King, Jr. Day	Monday, January 21, 2008
Lincoln's Birthday	Tuesday, February 12, 2008
Washington's Birthday (Observed)	Monday, February 18, 2008
Spring Holiday	Friday, March 21, 2008
Memorial Day	Monday, May 26, 2008
Independence Day	Friday, July 4, 2008
Labor Day	Monday, September 1, 2008
Columbus Day (Observed)	Monday, October 13, 2008
Veteran's Day	Tuesday, November 11, 2008
Thanksgiving Day	Thursday, November 27, 2008
Day Following Thanksgiving	Friday, November 28, 2008
Christmas Day	Thursday, December 25, 2008
Day Following Christmas	Friday, December 26, 2008
New Year's Day	Thursday, January 1, 2009

DEBK  
 CIRCUIT COURT CLERK  
 KANE COUNTY, ILLINOIS  
 2007 JUN 20 P 2:52  
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 FILED \_\_\_\_\_ 13

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

ENTERED this 20<sup>th</sup> day of June, 2007.

  
 Donald C. Hudson, Chief Judge

GENERAL ORDER 07-19

07 MRO1  
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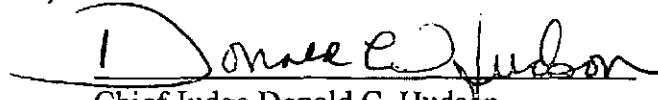
IT IS HEREBY ORDERED that the following Associate Judges of the Sixteenth Judicial Circuit are reappointed for a term beginning July 1, 2007 through June 30, 2011:

Linda Abrahamson  
Franklin D. Brewé  
Wiley W. Edmondson  
Marmarie J. Kostelny  
Edward C. Schreiber  
Stephen Sullivan

Allen M. Anderson  
Susan Clancy Boles  
James C. Hallock  
Timothy J. McCann  
Mary Karen Simpson  
William H. Weir

William P. Brady  
James Donnelly  
Robert L. Janes  
Robert J. Morrow  
Thomas J. Stanfa  
Leonard J. Wojtecki

DATED this 12<sup>th</sup> day of June, 2007.

  
Chief Judge Donald C. Hudson

CLERK OF THE COURT  
JUDICIAL CIRCUIT  
SIXTEENTH JUDICIAL CIRCUIT  
JANESVILLE, IL

2007 JUN 12 11 A 10:24

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**GENERAL ORDER 07-18**  
*Amending General Order 06-17*

**Section 1:** Victim Impact Panels shall be held in the Multi-Purpose Room at the Kane County Judicial Center, commencing at 7:00 p.m. These panels will be conducted in English on the following dates in 2007:

January 8 & 22	May 7	September 10 & 17
February 5	June 4	October 1
March 5	July 16	November 5
April 9	August 6	December 3

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 2007 JUN 12 A 10:24  
 CLERK  
 KANE COUNTY, IL

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**Section 2:** Victim Impact Panels shall be held in Spanish, in the Multi-Purpose Room commencing at 7:00 p.m. on the following dates in 2007:

March 12	May 14	August 13
	October 15	December 10

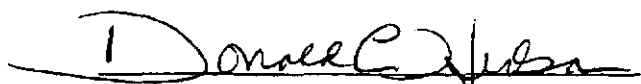
**Section 3:** The Alliance Against Intoxicated Motorists will be paid \$500.00 for each Victim Impact Panel which they provide speakers per the memorandum of understanding agreement. In addition, each Court Services staff will be paid \$100.00 per panel for the facilitation of the Victim Impact Panels.

**Section 4:** Until further order, persons attending the Victim Impact Panel, including defendants from outside Kane County shall pay \$20.00 for the cost of such program, including the expense amounts to be paid to presenters. However, individuals represented by the Public Defender shall pay \$10.00 to cover the cost of the program.

**Section 5:** The collection of monies from the Victim Impact Panel shall be handled by Adult Court Services. The deposit and disbursement of monies shall be handled by the Chief Judge's Office.

This Order is effective on the 1st day of July, 2007.

ENTER this 24<sup>th</sup> day of June, 2007.

  
 Donald C. Hudson, Chief Judge



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07M201

GENERAL ORDER 07-17

Pursuant to the provisions of Chapter 725 of the Illinois Compiled Statutes Sections 5/108 A-1 and 5/108 B-1, the following Associate Judges are hereby assigned the power and authority to issue orders authorizing interceptions of private oral communications.

Linda Abrahamson  
Allen M. Anderson  
Susan Clancy Boles  
William P. Brady  
Franklin D. Brewster  
James Donnelly  
Wiley W. Edmondson  
James C. Hallock

Robert L. Janes  
Marmarie J. Kostelnik  
Timothy J. McCann  
Robert J. Morrow  
Edward C. Schreiber  
Karen Simpson  
Thomas J. Stanfa  
Stephen Sullivan  
William H. Weir  
Leonard J. Wojtecki

DEBORAH STITTLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

2007 MAY 16 A 10:45

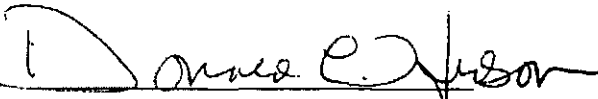
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FILED 103

The authority granted to the above judges pursuant to this Order shall remain in full force and effect until further ordered.

This General Order supersedes General Orders 01-5, 01-8, 01-21 and 03-14 and 06-08.

ENTER this 16<sup>th</sup> day of May 2007.

  
Donald C. Hudson, Chief Judge

07 MR 01

**COPY**

**GENERAL ORDER 07-16**

Pursuant to Supreme Court Rule 21(b) the following judges are hereby assigned to to the court assignments indicated below effective May 14, 2007. This Order supersedes General Order 06-21.

**ADMINISTRATION KANE COUNTY JUDICIAL CENTER  
ROOM 301 - CHAMBERS, DONALD C. HUDSON, CHIEF JUDGE**

**FELONY DIVISION  
KANE COUNTY JUDICIAL CENTER  
PHILIP L. DI MARZIO, PRESIDING JUDGE**

FILED  
COURT CLERK  
KANE COUNTY  
JUDICIAL CENTER  
ROOM 301  
CHAMBERS  
DONALD C. HUDSON  
CHIEF JUDGE  
MAY 14 2007  
42

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**Courtroom 305**

**Patricia Piper Golden**  
Jury trials (felony and misdemeanor)  
Monday and Tuesdays;  
Class II and greater controlled substances  
cases and cannabis cases, bench trials, motions  
and status - Wednesday through Friday. Class  
III and IV felonies other than controlled  
substances act and cannabis control act cases  
are to be assigned equally and randomly to  
courtrooms 311, 313 and 319; cases in this  
category presently pending in courtroom 305  
shall be transferred by the judge presiding in  
that courtroom to courtrooms 311, 313 and 319  
on a rotating basis.

**Courtroom 311**

**Timothy Q. Sheldon**  
Jury trials (felony and misdemeanor) Monday  
and Tuesdays; Felonies (excluding drug  
offenses) bench trials, motions and status -  
Wednesday through Friday.

**Courtroom 313**

**Grant S. Wegner**  
Jury trials (felony and misdemeanor) Monday  
and Tuesdays; Felonies (excluding drug  
offenses) bench trials, motions and status -  
Wednesday through Friday.

**Courtroom 319**

**Philip L. DiMarzio**  
Jury trials (felony and misdemeanor) Monday

and Tuesdays; Felonies (excluding drug offenses) bench trials, motions and status - Wednesday through Friday.  
Unlawful possession of stolen or converted vehicles.

**Courtroom 217**

**Donald C. Hudson**

Jury trials (felony and misdemeanor) - Monday and Tuesdays; Monday through Wednesdays, petitions to revoke probation, pending unlawful possession of stolen or converted vehicles - bench trials, hearings, motions and status; Thursday and Fridays - special settings only; except expungement matters which will be heard on the first and third Thursdays of every month.

**SPECIAL RESOURCE DIVISION  
KANE COUNTY JUDICIAL CENTER  
JAMES C. HALLOCK - PRESIDING JUDGE**

**Courtroom 203**

**William H. Weir**

**Drug Rehabilitation Court and Class III and IV Controlled Substances Cases and Cannabis Cases**

Bench trials, Motions and Status - Mondays, and Thursdays. Drug Rehabilitation Court - Tuesdays, Wednesdays and Fridays and Wednesday evenings.

**Courtroom 209**

**James C. Hallock**

**Domestic Violence Court**

Jury trials - Mondays and Tuesdays; Orders of Protection (criminal) returns - Tuesday afternoons; bench trials, motions and status Wednesdays; and Tuesday and Thursday afternoons; status, returns and petitions to revoke Thursday mornings; Elgin Mental Health Center hearings - Fridays.

**Courtroom 211**

**Allen M. Anderson**  
**DUI Court and Misdemeanor Jury Trial**  
**Coordinator**  
Jury trials - Mondays; bench trials, motions and  
status - Tuesday through Friday.

**FAMILY DIVISION**  
**KANE COUNTY JUDICIAL CENTER**  
**ROBERT B. SPENCE - PRESIDING JUDGE**

**Courtroom 101**

**Marmarie J. Kostelny**  
Trial Judge

**Courtroom 111**

**Joseph M. Grady**  
Trial Judge

**Courtroom 113**

**Franklin D. Brew**  
Trial Judge

**Courtroom 123**

**Robert B. Spence**  
Trial Judge

**All Courtrooms - Night Court**

**Rotation assigned by Presiding**  
**Judge**

**TRAFFIC AND MISDEMEANOR DIVISION**  
**KANE COUNTY JUDICIAL CENTER**  
**ELGIN AND AURORA BRANCH COURTS**  
**EDWARD C. SCHREIBER- PRESIDING JUDGE**

**Elgin Branch Court**

**Susan Clancy Boles**  
Traffic and Misdemeanor

**Aurora Branch Court**

**Robert J. Morrow**  
Traffic and Misdemeanor

**Courtroom 201 - Judicial Center**

**Linda Abrahamson**  
Traffic and Misdemeanor  
Bond call, felony and misdemeanor -  
Monday through Friday; Jury trials -  
Mondays; bench trials, motions and  
status call - Tuesday through Friday.

**CIVIL DIVISION  
KANE COUNTY COURTHOUSE  
MICHAEL J. COLWELL, PRESIDING JUDGE**

**Courtroom 110**

**Michael J. Colwell**

Monday through Friday all Chancery, Miscellaneous Remedy, Eminent Domain, Tax and MC cases. Any other civil case assigned in courtroom 110 by presiding judge of the civil division. Tuesday, Wednesday and Thursday, all administrative motions. All Probate matters including Guardianship and Decedent Estate matters; all automobile forfeiture cases.

**Courtroom 120**

**Stephen Sullivan**

All Small Claims and Law Medium filings, one - day small claims or law medium jury trials. Arbitration cases will no longer be heard in courtroom 120, except for one-day arbitration jury trials.

**Courtroom 250**

**Thomas J. Stanfa**

**Courtroom 310**

**Donald J. Fabian**  
Civil Trial Judge

**Courtroom 320**

**Richard J. Larson**

Monday through Wednesday (a.m./p.m.); Thursday and Friday (p.m.) - All Small Claims and Law Medium Arbitration motions and Arbitration practice related matters. Any Chancery, Miscellaneous Remedy, Eminent Domain, Tax Law, Law Medium, Small Claim and Probate cases assigned by the presiding judge of the civil division. Thursday and Friday (a.m.) - all Chancery Real Estate Mortgage Foreclosure cases. Jury trials. Any two-

day jury trials from the Arbitration calendar and all other case types heard in Courtroom 120. Cases as assigned by presiding judge.

**Courtroom 340**

**F. Keith Brown**  
Civil Trial Judge

**Courtroom 350**

**Judith M. Brawka**  
Civil trial judge.

**Scheduling of civil cases**

All judges of the Civil Division are authorized to set their court schedules consistent with the provisions of this order with proper notice to Scheduling and the Circuit Clerk's Office.

**JUVENILE DIVISION  
KANE COUNTY JUDICIAL CENTER  
and  
KANE COUNTY JUVENILE JUSTICE CENTER  
M. KAREN SIMPSON, PRESIDING JUDGE**

**Juvenile Justice Center**

**Wiley W. Edmondson**  
Delinquency and detention; back-up abuse and neglect

**Judicial Center - Courtroom 005**

**M. Karen Simpson**  
Abuse and neglect; back-up detention hearing;  
Civil division assignments, Kane County  
Courthouse - Thursdays  
Adoption matters will be heard on the first and third Wednesdays of every month.

## SPECIAL ASSIGNMENT JUDGES

**Special Assignment Judge A**  
CR 229 (Judicial Center)

**Alan J. Cargerman**  
Assigned by the Chief Judge to cover vacancies.

Floater coverage, *when available*, will include the following: Kane County - Courtrooms 201, 209, 211, 217, Aurora Branch Court, Elgin Branch Court, Carpentersville Branch Court, Small Claims 120, Juvenile and Courtroom 101 within the Family Division. Sandwich Traffic Court the third Wednesday of each month.

**Special Assignment Judge B**  
Courtroom 430 (Geneva)

**Leonard J. Wojtecki**  
Kendall County every Tuesday and Wednesday except for the Kendall County jury weeks of January 8-12; February 5-9; March 12-16; April 16-20; May 14-18; June 11-15; August 13-17; September 10-14; October 15-19; November 5-9. On Mondays and Wednesdays of the Kendall County jury week - Civil Division assignments Kane County Courthouse; on Tuesdays and Thursdays of the Kendall County jury weeks - DeKalb County; on Fridays during the Kendall County jury weeks, DUI Court, courtroom 209. All other weeks - Mondays - Kane County Judicial Center; Tuesdays and Wednesdays - Kendall County; Thursdays - DeKalb County; Fridays - DUI court - courtroom 209 Judicial Center/Special Bond Call settings.

**Special Assignment Judge C**  
Courtroom 250 (Geneva)

**Thomas J. Stanfa**  
Assigned by the Chief Judge to cover vacancies.

**Special Assignment Judge D**  
Courtroom 430 (Geneva)

**Edward C. Schreiber**  
Assigned by the Chief Judge to cover vacancies.

Floater coverage, *when available*, will include the following:

Kane County - Courtrooms 201, 209, 211, 217, Aurora Branch Court, Elgin Branch Court, Carpentersville Branch Court, Small Claims courtroom 120, Juvenile and Courtroom 101 within the Family Division.

DeKalb County - Judges' Donnelly and Klein's high volume calls except for the months of June, July and August.

Kendall County - Either Judge Mueller, Judge Janes or Judge McCann

**DEKALB COUNTY COURTHOUSE  
SYCAMORE, ILLINOIS  
KURT P. KLEIN, PRESIDING JUDGE**

**Robbin J. Stuckert  
James Donnelly  
William P. Brady**

**KENDALL COUNTY COURTHOUSE  
YORKVILLE, ILLINOIS  
THOMAS E. MUELLER, PRESIDING JUDGE**

**Timothy J. McCann  
Robert Janes**

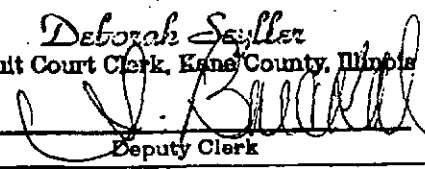
Entered this 14<sup>th</sup> day of May, 2007.

  
Chief Judge Donald C. Hudson

A true copy of the original of this document is on file in my office

Attest: MAY 14, 2007

*Deborah Seidler*  
Circuit Court Clerk, Kane County, Illinois

By:   
Deputy Clerk



COPY

GENERAL ORDER 07 - 15

07 MR 01

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In re: The appointment of Thomas J. Stanfa to Associate Judge for the Sixteenth Judicial Circuit.

The Chief Judge of the Sixteenth Judicial Circuit having been advised by the Director of the Administrative Office of the Illinois Courts that Thomas J. Stanfa has received the majority of votes of the Circuit Judges for the Sixteenth Judicial Circuit in the current vacancy in the office of Associate Judge.

IT IS HEREBY ORDERED that Thomas J. Stanfa is appointed Associate Judge of the Sixteenth Judicial Circuit effective May 14, 2007.

ENTERED this 14<sup>th</sup> day of May, 2007.

*Donald C. Hudson*  
Donald C. Hudson, Chief Judge

A true copy of the original of this document is on file in my office  
Attest: May 14, 2007  
*Deborah Spiller*  
Circuit Court Clerk, Kane County, Illinois  
By: *[Signature]*  
Deputy Clerk

**COPY**

**GENERAL ORDER 07 - 14**

07 MRO1  
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42

**In re: The appointment of Linda Abrahamson to Associate Judge  
for the Sixteenth Judicial Circuit.**

The Chief Judge of the Sixteenth Judicial Circuit having been advised by the Director of the Administrative Office of the Illinois Courts that Linda Abrahamson has received the majority of votes of the Circuit Judges for the Sixteenth Judicial Circuit in the current vacancy in the office of Associate Judge.

IT IS HEREBY ORDERED that Linda Abrahamson is appointed Associate Judge of the Sixteenth Judicial Circuit effective May 14, 2007.

ENTERED this 14<sup>th</sup> day of May, 2007.

*Donald C. Hudson*  
Donald C. Hudson, Chief Judge

A true copy of the original of this document is on file in my office  
Attest: May 14 2007  
*Deborah Soller*  
Circuit Court Clerk, Kane County, Illinois  
By: *[Signature]*  
Deputy Clerk

COPY 07 MR 01

GENERAL ORDER 07 - 13

In order to facilitate the just and efficient assignment and disposition of applicable civil cases,

IT IS HEREBY ORDERED that by a majority vote of the Circuit Judges of the Sixteenth Judicial Circuit, the attached Article 15 of the Local Rules regarding the Family Division is adopted in and for Kane County.

IT IS FURTHER ORDERED that this Rule may be adopted by DeKalb and Kendall Counties upon the written order of the Presiding Judge of the county.

Enter this 19th day of April, 2007.

DEBORAH SEYLER  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.  
2007 APR 23 1 P 1:04  
ENTERED

FILED  
\$

Donald C. Hudson  
Donald C. Hudson, Chief Judge

Judith M. Brayka  
Judith M. Brayka

F. Keith Brown  
F. Keith Brown

Michael J. Colwell  
Michael J. Colwell

Philip L. DiMarzio  
Philip L. DiMarzio

Donald J. Fabian  
Donald J. Fabian

Patricia Piper Golden  
Patricia Piper Golden

Joseph M. Grady  
Joseph M. Grady

Kurt P. Klein  
Kurt P. Klein

Richard J. Larson  
Richard J. Larson

Thomas E. Mueller  
Thomas E. Mueller

Timothy Q. Sheldon  
Timothy Q. Sheldon

Robbin J. Stuckert  
Robbin J. Stuckert

Robert B. Spence  
Robert B. Spence

Grant S. [Signature]  
Attest: April 23, 2007  
Deborah Seyler  
Circuit Court Clerk, Kane County, Illinois  
By: [Signature]  
Deputy Clerk

R. Peter Grometer

### III. PARTICULAR CIVIL PROCEEDINGS

#### ARTICLE 15: FAMILY DIVISION

##### 15.00 [RESERVED]

##### 15.01 DEFINITION

(a) The Local Rules set forth in this Article 15 are promulgated in accordance with the authority conferred in section 802 of the Illinois Marriage and Dissolution of Marriage Act [750 ILCS 5/802] and the Code of Civil Procedure [735 ILCS 5/1 et seq.]

(b) For purposes of the Local Rules under this Article 15, a Family Division case is defined as any proceeding arising under the provisions of 750 ILCS, which seeks an order or judgment relating to dissolution of marriage, declaration of invalidity of marriage or legal separation, including proceedings relating to matters of temporary support and maintenance, child custody, visitation, Orders of Ne Exeat, or applicable petitions for orders of protection.

(c) The Local Rules as set forth under this Article 15 shall be not be interpreted in a manner that is inconsistent with any Illinois Statute or Illinois Supreme Court Rule. If there is any conflict between any requirement under these Local Rules and any Illinois Statute or Illinois Supreme Court Rule, then the Statute or Supreme Court Rule is controlling.

##### 15.02 MARRIAGE

(a) A petition for an order directing the Kane County Clerk to issue a marriage license as provided in 750 ILCS 5/201 et seq. shall be on one of the forms provided by the Clerk, or in a format substantially similar to it.

(b) An order granting such petition may be entered on the form provided by the Clerk, or in a format substantially similar to it.

(c) The issuance of a marriage license by the Kane County Clerk shall be prima facie evidence of compliance with the statute and may be relied upon by any Judge assigned to perform a marriage ceremony.

##### 15.03 PERIODIC MEETINGS

The Chief Judge, the Presiding Judge of the Family Division, and the Chairman of the Family Law Committee of the Kane County Bar Association, or their designees, shall meet periodically.

##### 15.04 NOTICE

Service of Notice of Motion or Petition shall be in accordance with Supreme Court Rules 11 and 12.

(d) Failure by either party to submit the affidavit required hereunder shall be cause for sanctions as the court may deem appropriate including but not limited to the striking of the pleadings of the party not in compliance.

(e) Prior to the date of the hearing on any pleading filed under paragraph (a), the party filing the affidavit shall supplement the affidavit by attaching the affiant's four (4) most recent pay stubs, or other written evidence of recent earnings from all sources for a period of not less than two (2) months preceding the date of the hearing.

#### **15.10 PROVE-UPS**

(a) After default on personal service, four-days written notice of intent to appear for prove-up shall be given to the respondent at the address where the respondent was served with summons or at the last known residence or place of employment of the respondent and certificate of such service shall be filed at or prior to the prove-up.

(b) Whenever it shall appear from the record or the testimony that there has been some communication and/or agreement between the parties concerning support, custody, or other material issues, then in such event both parties should appear in open court at the time of the prove-up to acknowledge their agreement. The Court may excuse the presence of respondent for good cause shown. If the non-moving party fails to appear at the prove-up, the movant or his or her attorney shall serve a copy of the judgment on such party by mail within ten (10) days from the entry of said judgment and shall file a proof of service with the Circuit Court Clerk.

(c) No Family Division case will be heard upon its merits earlier than the summons return date or thirty (30) days from the date of filing of a response and /or appearance without issuance and service of summons. The parties may waive in open court or in writing the 30-day waiting period.

(d) It shall be the responsibility of the person seeking to affect the marital status, or his or her attorney, to present to the prove-up Judge, in a single package, prior to the commencement of testimony, the documents described in Rule 15.11(a).

(e) Court reporter fees shall be paid in full at the time of hearing, as required by Rule 15.11(c), unless waived by the Court. An arrangement for the payment of said fees is the responsibility of the attorney representing the party seeking dissolution. Failure to make prompt payment may result in sanctions against said attorney or party. Within 30 days of the date of the prove-up transcripts of the proceeding shall be prepared unless waived by order of court and submitted to the prove-up Judge for approval and filed with the Circuit Court Clerk by the assigned court reporter.

(f) Matters which are not on the regularly scheduled "prove-up" call but which are settled and treated as a "prove-up" (such as following a settlement conference or pretrial conference) shall be subject to all of the foregoing rules except as they may be modified by Local Rule 15.11.

(g) All pro se litigants must complete a "Certificate of Readiness and Order", which is available from the Circuit Court Clerk, to obtain a prove-up date and time from the Family Division scheduler (Room 149).

The form may be presented to any of the Family Division Judges for signature and filing.

**15.11 JUDGMENTS FOR DISSOLUTION OF MARRIAGE, LEGAL SEPARATION OR DECLARATION OF INVALIDITY**

(a) It shall be the responsibility of the person seeking to affect the marital status, or his or her attorney, to present to the trial Judge, in a single package the following:

(1) Judgment order;

(2) Fully completed Certificate of Dissolution, Declaration of Invalidity or Legal Separation which is available from the Circuit Court Clerk;

(3) Fully completed Support Order unless there is no support or maintenance obligation [750 ILCS 5/706.1 et seq];

(4) Joint Parenting Agreement and Joint Parenting Order containing appropriate findings pursuant to 750 ILCS 5/602.1 where joint custody of the child(ren) has been approved by the Court; and

(5) Signed original of any written agreement of the parties that has been testified to, received in evidence and is to be incorporated in the Judgment or Declaration.

(b) Documents required hereunder shall be presented no later than 30 days after prove-up, or on or before such date as the Court may order.

(c) Court reporter fees shall be paid in full at the time of hearing, or if the cost is not then known, upon receipt of invoice, unless waived by the Court. An arrangement for the payment of said fees is the responsibility of the attorney representing the party seeking dissolution. Failure to make prompt payment may result in sanctions against said attorney or party.

(d) Failure to comply with the foregoing paragraphs may result in the case being dismissed without prejudice.

(e) Reinstatement of a Petition for Dissolution of Marriage may be had within one year from the date of dismissal, if the petitioner files an appropriate notice and motion and pays a reinstatement fee of \$50.00. The reinstatement fee may be waived by the Court upon a showing of good cause.

(f) Unless otherwise ordered by the Court, court reporters shall, within 30 days of the taking of proofs, forward the transcript to the Court.

J M A G E E 0 0 4 2 6 2 0 0 8 3 1

Attached to the transcript shall be a statement containing the following:

STATE OF ILLINOIS        )  
                                  )        SS:  
COUNTY OF KANE         )

I hereby certify that I reported in shorthand all of the proceedings had at the hearing in the above-entitled cause, and that the above and foregoing is a true, correct, and complete transcript of my shorthand notes so taken at the time and place hereinbefore set forth.

\_\_\_\_\_  
Signature and License Number

The court reporter shall submit a statement containing the following to be signed by the Judge presiding over the reported proceedings:

STATE OF ILLINOIS        )  
                                  )        SS:  
COUNTY OF KANE         )

IN THE CIRCUIT COURT OF THE 16<sup>TH</sup> JUDICIAL CIRCUIT KANE COUNTY, ILLINOIS

I, the HONORABLE \_\_\_\_\_, Judge of the Circuit Court of Kane County, Presiding Judge at the hearing of the aforementioned cause, do hereby certify that the above and foregoing is a true and correct Report of Proceedings had at the said hearing.

AND FORASMUCH, THEREFORE, as the matters and things set forth above do not fully appear of record in said cause, the Petitioner tenders to the Court this Report of Proceedings, and prays that the same may be certified under the hand and seal of the Judge of this Court, and thereby made a part of the record in said cause.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Judge, 16<sup>th</sup> Judicial Circuit of Illinois

**15.12 MAINTENANCE OR SUPPORT PAYMENTS**

(a) Maintenance or support payments shall be made pursuant to a Support Order using the form available from the Circuit Court Clerk.

(b) Support Orders shall be reviewed and approved as to form by the courtroom clerk before presentation to a Judge.

**15.13 DISCOVERY RULES IN FAMILY LAW CASES**

(a) Local Rule 15.13 shall apply to dissolution of marriage proceedings and legal separation proceedings unless compliance is excused by order of court on its own motion or on motion of a party for good cause shown. The Rules may further apply to actions to establish or declare parentage and to post-decree proceedings for modification or termination of maintenance;

modification of child support; education contributions; contribution to medical, dental or psychological expenses; insurance expenses or reimbursement; and all other pleadings raising financial issues; but the Rule shall apply in these cases only upon order of court on motion of either party or on the court's own motion. These discovery rules do not apply to Joint Simplified Dissolution [750 ILCS 5/451 et seq.] or to precipae for summons.

(b) Within thirty (30) days of the filing of the defendant's general appearance or responsive pleading in any family law case, each party shall serve upon all parties entitled to notice the completed Comprehensive Financial Statement in the form established by these Rules and each party shall file with the Circuit Court Clerk within seven (7) days thereafter proof of service, certifying that the Comprehensive Financial Statement has been completed and setting forth the date on which the completed Comprehensive Financial Statement was served upon the opposing party. The Comprehensive Financial Statement shall not be filed with the Circuit Court Clerk.

(c) If a party is unable to complete any portion of the required Comprehensive Financial Statement, he shall indicate his inability to do so by indicating an "Unknown" as to each specific item and shall so certify on the last page of the Comprehensive Financial Statement pursuant to 735 ILCS 5/1-109. The parties are required to make every reasonable effort to obtain the information required and, to that end, neither party shall withhold records in his control relating to the information sought.

(d) All statements of income, assets and debts set forth in the Comprehensive Financial Statement shall be corroborated by written documents to be attached to and made part of the Comprehensive Financial Statement, whenever a party has such documentation, or whenever a party can obtain such documentation upon reasonable effort from other sources.

(e) It is the duty of each party and each party's attorney to seasonably supplement the Comprehensive Financial Statement.

(f) No party shall be entitled to serve any requests for discovery on a party until that party has filed the Comprehensive Financial Statement with all corroborating documents.

#### **15.14 SETTLEMENT CONFERENCES**

(a) No case shall be set for trial until a minimum of one (1) settlement conference has been conducted.

(b) Cases settled at a settlement conference may proceed to prove-up based on an oral agreement and subject to subsequent filing of a judgment incorporating all the terms of the Agreement unless otherwise ordered for good cause shown.

(c) A Settlement Conference Memorandum shall be submitted by each party in substantial conformity with the form attached hereto as Appendix A. The Settlement Conference Memorandum, supplemented by a current Affidavit of Income and Expenses, as required by Rule 15.09, and the additional current information required by Rule 15.15(d), shall be served upon opposing counsel, or party, and a courtesy copy sent to the assigned Judge, no later than 5 days prior to the scheduled settlement conference.



(d) If either party or his attorney fails to appear at a settlement conference, the Court may impose reasonable sanctions.

#### **15.15 SETTING OF PRETRIAL CONFERENCES AND TRIALS**

(a) All cases, including post-decree cases, shall be set for pretrial conference before being set for trial. Any Order setting the matter for trial shall include a schedule for any further discovery as well as for compliance with Supreme Court Rule 213.

(b) Cases settled at pretrial conference may proceed to prove-up based on an oral agreement and subject to subsequent filing of a judgment incorporating all the terms of the Agreement unless otherwise ordered for good cause shown.

(c) Cases set for trial shall not be continued except for statutory cause shown, pursuant to notice, written motion, affidavit, and order of the trial Judge.

(d) Counsel shall file with the Court, at the time of pretrial and upon commencement of trial, with copies to opposing counsel, the following information:

(1) Affidavit of Income and Expenses;

(2) Statements of balances due on all indebtedness of every kind including the name of the creditor, purpose of the debt, schedule and amount of periodic payments, whether current and, if not, total balance, including fees, penalties, interest and/or other charges;

(3) A list of anticipated exhibits and witnesses; and

(4) A statement of contested issues;

(e) If a prove-up date has been set or a trial date has been set and the petitioner or his attorney fails to appear, the cause may be dismissed for want of prosecution.

(f) If a case set for trial or pretrial is proved-up prior to the date set, Petitioner, or Petitioner's attorney, shall promptly notify the Court.

#### **15.16 SEEKING ATTORNEY'S FEES FROM A CLIENT**

(a) An attorney may seek an award of attorneys fees against his client upon the filing of a verified petition for attorneys fees and an itemization of the billing including the hourly rate, the time spent on the case, and a summary of the tasks performed.

(b) An attorney filing a verified petition for attorneys fees against his client shall provide notice in substantial compliance with the following:

*You are hereby notified that on \_\_\_\_\_, the day of \_\_\_\_\_, at or as soon thereafter as counsel may be heard, the undersigned shall appear before the Hon. Judge \_\_\_\_\_, in Court Room \_\_\_\_\_, at the Kane County Judicial Center, 37W777 Rt. 38, St. Charles, Illinois, and then and there present a Petition for Attorney's Fees pursuant to Section 508 of the IMDMA. [750 ILCS 5/508 The law requires that you be advised of your right to a copy of the Petition, an itemized copy of the bill, and any attachments to the Petition. You have the right to a hearing on the*

*Petition, and the right to be represented at your expense at that hearing by an attorney other than one associated with the undersigned. If you do not appear, a judgment may be entered in accordance with the Petition.*

(c) An agreed order for attorney fees on behalf of an attorney against his client, or consent judgment, shall not be entered unless the requirements of subparagraph (a) have been met and the client is present in open court and knowingly waives his/her right to a hearing and separate representation, or the client has signed a written waiver of these rights.

#### **15.17 FORM CUSTODY AND VISITATION ORDERS**

Rules regarding custody and visitation, as published by the Court, shall be incorporated into every Custody Order or Judgment. [Appendix B]

#### **15.18 FAMILY MEDIATION PROGRAM**

##### **(a) Definitions:**

Mediation is a cooperative process for resolving conflict with the assistance of a trained, neutral third party, whose role is to facilitate communication, to assist the parties in identifying issues needing to be resolved, exploring options, negotiating acceptable solutions, and reaching agreement on the issues. Fundamental to the mediation process described herein are principles of cooperation, informality, privacy, confidentiality, self determination, and full disclosure by the parties of relevant information. Mediation under this rule is a means for parties to maintain control of parenting decisions, by resolving themselves the issues of custody, visitation, removal, and other non-financial children's issues. Parties are encouraged to participate in the mediation process by attempting good faith negotiation and resolution of the issues brought to mediation.

Mediation under this rule is not to be considered a substitute for independent legal advice. Instead, it is to work in partnership with the attorneys and the legal process, by giving the parties the ability to be fully informed of options for resolution of their issues, which would include obtaining legal advice before, during, and after the mediation process.

"Impediment to mediation" means any condition, including but not limited to domestic violence or intimidation, substance abuse, child abuse, mental illness or a cognitive impairment, which hinders the ability of a party to negotiate safely, competently, and in good faith. Pursuant to these rules, the identification of impediments in a case is necessary to determine if mediation should be required, and to insure that only parties having a present, undiminished ability to negotiate are directed by the Court under this rule to mediate.

##### **(b) Subject Matter of Mediation**

Court referred mediation will be limited to disputes involving child custody, visitation, removal, or other non-economic issues relating to the child(ren), either prior to dissolution of a marriage or post-judgment.

Mediation may be ordered by the Court for resolving family law issues other than child custody, visitation, removal, or non-economic issues relating to the child(ren) only if the parties and their attorneys agree. For mediation of these other issues, the Court shall take into account the qualifications and professional background of the individual mediator appointed.

**(c) Prerequisite to Mediation**

For any county having an established parent education program, the parties referred to mediation by the Court shall complete the parent education program prior to starting mediation or as soon after starting mediation as the parent education program's schedule allows.

The mediator shall screen for the identification of cases that may be deemed as inappropriate for mediation under this rule, in that these cases contain some type of impairment as defined under paragraph (a).

**(d) Qualifications and Requirements of Dissolution Mediators**

(1) Any person who meets the following criteria is eligible to serve as a mediator for the purposes of this rule:

(A) Satisfactory completion of 40 hour divorce mediation training program, approved by the Court. In addition, the applicant must have completed training specific to domestic violence, child abuse, substance abuse, and mental illness, which gives the applicant an understanding of the issues related to these impairments and one's ability to negotiate effectively when impacted by one or more of these impairments.

(B) The applicant has been awarded a degree in law or a graduate degree in a field that includes the study of psychiatry, psychology, social work, human development, family counseling, or other behavioral science substantially related to marriage and family interpersonal relationships, or a related field otherwise approved by a Presiding Judge of the Family Division, or his/her designee.

(C) Member in good standing in the professional organizations of his/her respective disciplines.

(D) Proof of professional liability insurance which covers the mediation process.

(E) Minimum of two years of work experience in their discipline or profession, or otherwise supervised by a qualified mediator.

(F) Maintain an office in the respective county where the Court is located, unless otherwise allowed by the Presiding Judge of Family Court or his/her designee.

(G) Prior to the passage of the rule, all persons approved to act as mediators under any existing Court mediation program in the Circuit, shall continue to do so without further approval.

(2) All persons meeting the requirements above who are interested in acting as a Court appointed mediator shall provide proof by way of affidavit which is supported by documentation of the aforesaid requirements to the Presiding Judges of the Family Division or the Presiding Judge of Kendall or DeKalb Counties, or the person designated to receive such material in each county.

(3) A periodic list shall be prepared by the Presiding Judges of the Family Division or the Presiding Judge of Kendall or DeKalb Counties, or the person designated to keep such list in each county.

(4) A mediator shall participate in six hours of continuing education every two years from programs approved by the Court, relating to family law and/or mediation, and be personally responsible for ongoing professional growth. A mediator is encouraged to join with other

mediators and members of related professions to promote mutual professional development.

(5) The Court mediators may be required from time to time to attend specific training offered or sponsored by the Family Mediation Program, the Bar Associations or other individuals or organizations.

(6) A mediator shall mediate two low income cases, as identified by the Court, per year at a reduced fee.

**(e) Referral Procedure**

(1) Kane County. Upon the Court's Order or the parties' agreement to participate in mediation, the case shall be assigned a mediator. The mediator may be chosen per agreement of the parties. In absence of any agreement, the Court shall assign a mediator from a list of qualified mediators prepared and kept by the Presiding Judge of the Family Division. A Mediation Order shall be issued and signed by the Court. A mediation status date will be set for no later than 60 days from the date the Mediation Order was issued.

(2) Other Counties. Upon the Court's Order for the parties to participate in mediation, a mediator shall be assigned in accordance with the procedures established in that county from the list of qualified mediators prepared by the Presiding Judge of Family Division or the person designated to prepare said list, and a 60 day hearing date shall be set for the status of the mediation process.

(3) Judges assigned cases with child custody and/or visitation issues may make the necessary findings to order mediation. The Court may also designate in its order what percentage of the mediation fee should be paid by each party and/or whether the case should be considered a low income case.

(4) Parties are not obligated to participate in the mediation process until ordered by the Court or agreed to by the parties. The attorneys shall encourage their clients to mediate in good faith, and the parties shall participate in mediation in good faith.

After entry of a mediation order the Court, the absence of a party at a mediation session or the lack of a party's participation in the mediation process may result in sanctions, including reasonable costs to the other party for mediation and attorney's fees.

(5) If the mediator appointed has any conflict of interest, another mediator shall be appointed by the court from the list. If the mediator appointed on a designated low income case has already met his/her annual requirement for mediating low-income cases and cannot or does not wish to take another, and informs the Court, the Court shall appoint another mediator that has not reached the required quota or is willing to take low income cases in excess of two cases per year. The Presiding Judge of Family Division of every county or the person designated shall keep a record of low income cases assigned to each mediator, to ensure fair distribution of these cases to all mediators.

(6) By the status date, the mediator shall submit a report to the Court and the parties' legal counsel, in the form of a Mediator Report, notifying the Court and the legal counsel of information listed in this rule under section (k).

**(f) Conflict of Interest**

(1) Generally: In order to avoid the appearance of impropriety, a mediator who has represented or has had a professional relationship with either party prior to the mediation may not mediate the dispute unless the prior relationship is fully disclosed to both parties and each party consents in writing to the participation of the mediator notwithstanding the prior relationship. A mediator who is a mental health professional shall not provide counseling or therapy to the parties during the mediation process. An attorney-mediator may not represent either party in any matter during the mediation process or in a dispute between the parties after the mediation process.

(2) Imputed Disqualifications: No mediator associated with a law firm or a counseling agency shall mediate a dispute when the mediator knows or reasonably should know that another attorney or counselor associated with that firm or agency would be prohibited from undertaking the mediation.

(3) Exception: A therapist-mediator, who would otherwise be disqualified from mediation as a result of imputed disqualification, may undertake the mediation only under the following circumstances:

- (A) There has been full disclosure to both parties about the conflict of interest and the imputed disqualification of the mediator, including the extent to which information is shared by personnel within the agency; and
- (B) Both parties consent to the mediation in writing.

**(g) Exclusionary Rule**

The mediator shall be barred from testimony as to confidential mediation issues, and mediation records shall not be subpoenaed in any proceeding except by leave of the Court for good cause shown.

**(h) Orientation schedule**

At the orientation session, a mediator shall inform the parties of the following:

- (1) Neither therapy nor marriage counseling are part of the mediator's function.
- (2) No legal advice will be given by the mediator
- (3) An attorney-mediator will not act as an attorney for either or both parties and no attorney-client relationship nor attorney-client privilege will apply.
- (4) The rules pertaining to confidentiality, as outlined in paragraph (g).
- (5) The basis for termination of mediation, as outlined in paragraph (j).
- (6) The proposed resolution of the mediated issues will be documented in a written summary. This summary will form the basis of the formal mediated agreement presented to the Court for approval.

(7) Each party shall be strongly encouraged to obtain independent legal counsel to assist and advise him/her throughout the mediation.

(8) Legal counsel for either party will not be present at any mediation session without the agreement of the parties and the mediator.

**(i) The Mediation Process**

**Agreement to Mediate.** At the initial session the mediator shall provide the parties with a written agreement outlining the guidelines under which mediation shall occur and the expectations of the parties and mediator. This initial agreement shall include at a minimum, all of the foregoing information in paragraph (h). Either or both of the parties shall be permitted to consult their respective legal counsel before executing this agreement.

The mediator shall assess the ability and willingness of the parties to mediate at the orientation session and throughout the process, and shall advise the parties in the event the case is inappropriate for mediation.

**(j) Termination of Mediation**

The parties shall attend mediation until such time as they shall reach an agreement on the issues or the mediator or the Court suspends or terminates mediation. The mediator shall immediately advise the Court in writing if he/she suspends or terminates mediation or in the event that either or both parties fail to comply with the terms of this paragraph.

**(k) Mediation Report**

(1) The report to the Court shall state the following:

(A) Whether an agreement has been reached by the parties and a summary of that agreement.

(B) The number and duration of sessions conducted to date.

(C) The fee charged, whether that fee has been paid in full, and if not, the outstanding amount owed. For an outstanding amount owed, the Court may direct the parties to pay said amount and establish what percentage should be paid by such party.

(D) Whether the parties have reviewed the summary of agreement.

(E) Whether any additional mediation sessions are recommended based on the likelihood of success.

(F) Other relevant information not considered confidential under this Rule.

(2) In the event an agreement is reached on any of the issues, the mediator shall supply a written summary of the agreement to counsel and the Court and the same shall be included in any order or judgment disposing of the dispute.

(3) In the event an agreement is not reached on all issues, the mediator shall identify to the Court and counsel the issues remaining unresolved.

(4) The mediator shall advise the Court as to the time necessary for the completion of the mediation process. It shall be within the Court's discretion to extend mediation after the 60 day status date.

(l) Discovery

Only written discovery shall be allowed until mediation is terminated by order of the Court.

(m) Payment of Fees

The mediator shall charge an hourly fee to the parties no higher than \$175 per hour to be shared equally by the parties, unless the Court directs otherwise in an order or otherwise agreed by the parties. This hourly fee shall be paid to the mediator at the time of each session for the time spent in mediation at the session. Along with the hourly fee, the mediator may request an advance deposit of \$350.00 to be paid at the first session. Such deposit may be applied to services rendered by the mediator outside of the mediation session, such as telephone conferences, correspondence, consultation with attorneys or other individuals, preparation of the Mediator Report, and any other work performed by the mediator on behalf of the parties. Any additional fees that exceed the deposit or the fees collected at the time of sessions for services rendered by the mediator shall be paid as required by the mediator. In the event payments are not made as required under this rule, or otherwise agreed to by the mediator and the parties, the mediation process may be suspended by the mediator pending compliance.

(n) Statistics

Kane County. The Family Division Administrative Assistant will be responsible for all statistical data. Data shall include the number of cases referred to mediation, the number of low-income cases referred, the number and duration of sessions per case and the final outcome of each case. These statistics shall be forwarded annually to the Chief Judge of the 16<sup>th</sup> Judicial Circuit and the Presiding Judge of the Family Division. The Chief Judge of the 16<sup>th</sup> Judicial Circuit shall report annually to the Supreme Court of Illinois on this mediation program, including a count of the number of cases assigned to Court Ordered Mediation and the results achieved.

**15.19 "KIDS IN A DIVORCING SOCIETY" (KIDS) MANDATORY PARENT EDUCATION PROGRAM**

(a) There is created in the 16<sup>th</sup> Judicial Circuit, Kane County, Illinois, a parent education program to be known as follows: "Kids In a Divorcing Society" (KIDS) Mandatory Parent Education Program, hereafter referred to as "KIDS Program".

(b) In all cases involving custody or visitation of minor children in the Family Division the parties shall be required to attend the KIDS Program no later than 60 days after the initial case management conference and prior to entry of a final judgment disposing of the case.

(c) Each party's attendance and completion of the KIDS Program is mandatory and the Court shall not excuse attendance unless the reason is documented in the record and a finding is made that excusing one or both parents from attendance is in the best interests of the children.

(d) The Judge shall order one or both of the parties to pay the fees attendant thereto. The program fees for attendance by the parties shall be set by the Presiding Judge of the Family Division.

(e) If a party fails to attend and complete the KIDS Program within 60 days after the initial case management conference, that party's attendance fee shall automatically double.

(f) The Court may impose sanctions on any party willfully failing to complete the KIDS Program.

**15.25 GUARDIANS *AD LITEM*, ATTORNEYS FOR CHILDREN AND CHILD'S REPRESENTATIVES**

(a) The Presiding Judge of the Family Division for the Kane County Circuit Court shall maintain a list of approved attorneys qualified to be appointed in child custody and visitation matters covered under Section IX of the Supreme Court Rules as Guardians *ad Litem*, Child Representatives, or Attorneys for Children.

(b) In order to qualify for the approved list, each applicant for the list shall meet the following minimum requirements:

(1) Each attorney shall be licensed and in good standing with the Illinois Supreme Court.

(2) Each attorney shall have attended the education program created by the Illinois State Bar Association for education of attorneys appointed in child custody cases or equivalent education programs consisting of a minimum of ten (10) hours of continuing legal education credit within the two (2) years prior to the date the attorney qualifies to be appointed.

(3) To remain on the approved list, each attorney shall attend continuing legal education courses consisting of at least ten (10) hours every two (2) year period and submit verification of attendance to the Office of the Chief Circuit Judge at the time of attendance or upon request. The ten (10) hours should include courses in child development; ethics in child custody cases; relevant substantive law in custody, guardianship and visitation issues; domestic violence; family dynamics including substance abuse and mental health issues; and education on the roles and responsibilities of Guardian *ad Litem*, Child Representatives, and Attorneys for Children. Attendance at programs approved by the circuit may be included as a portion of this continuing education requirement.

(4) Each attorney must complete the Guardian *ad litem*/Child Representative Application provided by the 16<sup>th</sup> Judicial Circuit and return it with a certification of attendance at continuing education.

(5) Each attorney must be a licensed attorney for a minimum of three (3) years (or an associate with a firm which has a qualified attorney practices), must be experienced in the practice of Family Law, must maintain professional liability insurance coverage and must be trained in the representation of children.

(6) Each attorney must adhere to the minimum duties and responsibilities of attorneys for minor children as delineated in Supreme Court Rule 907.

(c) An attorney who wishes to be considered for appointment as Attorney, Guardian *ad Litem*, or Child's Representative for a child in a custody, visitation or removal proceeding in the Family Division shall make application to the Presiding Judge of the Family Division. The Presiding Judge shall send a notice to renew on or before April 1 of each year. An attorney's renewal shall be made on or before May 30 of each year.

(d) In the event that the Court deems it is in the best interests of the child or children to have a Guardian *ad Litem*, Child's Representative or an Attorney for the Children appointed in a proceeding under Section IX of the Supreme Court Rules but finds that the parties are both indigent, the court may appoint an attorney from the approved list to serve pro bono. The Presiding Judge of the Family Division, and the Presiding Judges of Kendall County and DeKalb



County, shall rotate the appointment of pro bono representation from attorneys on the approved list. Each attorney on the approved list shall be required to accept one pro bono appointment each calendar year.

(e) In appointing an Attorney, Guardian *ad Litem* or Child's Representative for a child, the Court shall consider the experience of the attorney, the complexity and factual circumstances of the case, the recommendations or agreements of the parties, and the geographic location of the child's residence, the parties' residences, and the office location of the Attorney for the Child, the Guardian *ad Litem* or Child's Representative.

(f) An Attorney for a Child, Guardian *ad Litem* or Child's Representative shall not be appointed as a mediator in the same case. A Guardian *ad Litem* shall not serve as the Attorney for the child in the same case. The Child's Representative shall not serve as the Attorney for the child or the Guardian *ad Litem* in the same case.

(g) Whenever a Court appoints a Child's Representative or a Guardian *ad Litem*, the appointment order shall specify the tasks expected of the Child's Representative or Guardian *ad Litem*. The designated counsel for the parties shall forward a copy of the appointment order within five (5) days of entry thereof to the Attorney for the Child, the Guardian *ad Litem* and/or the Child's Representative.

(h) All Attorney for the Child, Guardian *ad Litem* and Child's Representative appointments shall be made pursuant to the standardized appointment order. In the appointment order, the Court shall order the parties to pay retainer amounts to the Attorney for the Child, Guardian *ad Litem* or the Child's Representative by a date certain. The Attorney for the Child, Guardian *ad Litem* or the Child's Representative shall submit statements to litigants for services rendered within ninety (90) days of his or her appointment, and every subsequent ninety (90) day period thereafter during the course of his or her appointment. Unless otherwise determined by the Court upon good cause show, both parties shall be jointly and severally liable for the fees and costs of the Attorney for the Child, Guardian *ad Litem* and/or the Child's Representative.

(i) The Attorney for the Child, Guardian *ad Litem* or Child's Representative shall, upon retention, file an appearance. The Attorney for the Child, Guardian *ad Litem* or Child's Representative shall be provided copies of all court orders and pleadings. The Attorney for the Child, Guardian *ad Litem* or Child's Representative shall be notified of all court appearances and conferences with the Judge and appear unless excused by the Court or by agreement of the parties including the Attorney for the Child, Guardian *ad Litem*, or Child's Representative. Failure to give proper notice to the Attorney for the Child, Guardian *ad Litem* or Child's Representative may result in sanctions including, but not limited to, the vacating of any resulting court order or judgment. There will be no fee for the filing of an Appearance as a court-appointed Attorney for the Child, Guardian *ad Litem* or Child's Representative.

(j) The parties' attorneys shall not interview the child(ren) without the consent of the Attorney for the Child, and/or Guardian *ad Litem* and/or Child's Representative. Either the Attorney for the Child, Guardian *ad Litem* or Child's Representative, or any of them, shall have the right to be present during any such interview.

(k) The Attorney for the Child and/or Guardian ad Litem and/or Child's Representative should take measures to protect the child from harm that may be incurred as a result of the litigation by striving to expedite the proceedings and encouraging settlement in order to reduce trauma that can be caused by litigation.

(l) Unless previously discharged, the Court shall discharge the Attorney for the Child, the Guardian *ad Litem* and the Child's Representative at the conclusion of the performance of his duties as ordered pursuant to paragraph (f) above. Unless previously discharged, the final order disposing of the issues resulting in the appointment shall act as a discharge of the court-appointed Attorney for the Child, Guardian *ad Litem* and Child's Representative.

(l) At a trial or hearing, the Guardian *ad Litem* shall make the Court aware of all facts which the Court should consider. At the discretion of the Court, the Guardian *ad Litem* shall submit a written or oral report(s) by a date certain designated by the Court. If the Guardian *ad Litem* submits a written report, it shall be impounded by the Circuit Clerk and shall not be open to viewing by the public. The Guardian *ad Litem* may be duly sworn as a witness and be subject to examination by all parties. At the discretion of the Court, the Guardian *ad Litem* may be allowed to call and examine witnesses at trial.

(m) The attorney for the child shall at all times act as the advocate for the child.

(n) Standards relating to Guardians ad Litem

(1) During the pretrial stage of a case, the Guardian ad Litem should use appropriate procedures to elicit facts which the Court should consider in deciding the case. The Guardian ad Litem shall obtain leave of Court to instigate depositions and, enforcement and/or fees to file pleadings.

(2) At a trial or hearing, the Guardian ad Litem shall make the Court aware of all facts which the Court should consider.

(3) At the discretion of the Court, the Guardian ad Litem shall submit a written or oral report(s) by a date certain designated by the Court.

(4) The Guardian ad Litem may be duly sworn as a witness and be subject to examination by all parties.

(5) At the discretion of the Court, the Guardian ad Litem may be allowed to call and examine witnesses at trial.

(o) The Child's Representative shall at all times act in accordance with 750 ILCS 5/506 et seq.

## **15.21 PETITIONS FOR CUSTODY DETERMINATION**

(a) The goal of this Court is to have all child custody proceedings set for trial within twelve months after the filing of a Petition involving an action affecting child custody or visitation (a "child custody proceeding"). Therefore, in all child custody proceedings, the procedure shall be:

(1) **File Petition for Custody Determination**

Discovery shall be subject to Local Rule 15.13

(2) **Ninety-day Initial Case Management Conference After Filing**

(A) Any agreed order regarding custody and an agreed parenting plan between the parties shall be tendered to the Court in a written disclosure and proof of compliance with Local Rule 15.19 should be tendered at this time.

(B) If at the time of the initial case management conference the Court finds that the parties have not reached an agreement as to custody, the court, shall order the parties to participate in mediation under Local Rule 15.18.

(C) A pretrial conference shall be scheduled that is no later than sixty (60) days after mediation has been completed.

(3) **Initial Pretrial Conference, to be held no later than One Hundred And Twenty Days from the Initial Case Management Conference**

(A) Any custody mediation agreement between the parties and the mediator's written report must be tendered to the Court;

(B) If no mediation agreement was achieved between the parties:

i. The parties shall present to the Court a memorandum indicating whether they are requesting a Guardian ad Litem, an Attorney for the Child or a Child's Representative, and; whether a 750 ILCS 5/604(b) evaluation is being requested, including names of proposed evaluators as provided by Local Rule 15.22. The memorandum shall include proposed dates for deposition and completion of written discovery, the estimated length of the trial, and when it is reasonably anticipated that parties will be ready for trial.

ii. At the initial pretrial conference the Court shall consider, and may appoint, in the Court's discretion, an Attorney for the Child, a Guardian ad Litem and/or 750 ILCS 5/604(b) evaluators, and allocate costs for the same. In addition, the Court may order appropriate discovery cutoff dates, and a second custody case management conference date shall be set within ninety days thereafter.

(4) **Second Pretrial Conference**

(A) A second pretrial conference shall be set ninety (90) days after the initial pretrial conference. All reports, including the GAL's shall be reduced to writing and tendered to the Court and counsel no less than three days before the conference. All Supreme Court Rule 213(f)(1) and 213(f)(2)-opinion witnesses and their opinions shall be disclosed by this date. At this time the anticipated length of trial, in light of all disclosed witnesses, will be determined.

(B) The Court shall enter any appropriate orders regarding a discovery and Supreme Court Rule 213(f)(3) disclosure schedule, including cut-offs, and set a trial date. A final pretrial conference shall be set one week prior to trial.

(5) **Final Pre-Trial Conference**

The final pretrial conference shall be conducted the week prior to trial, at which time the parties shall present all proposed exhibits pre-marked, any motions in limine, a disclosure of witnesses testifying and the order of proofs, and a trial memorandum.

(6) Trial

- (A) All custody trials shall commence within twelve months after the filing of the Petition for Dissolution of Marriage, unless good cause is shown.
- (B) Each custody trial should be held on consecutive days if possible.
- (C) All custody trials shall have a record. It shall be the responsibility of the parties to provide a Court reporter for the proceedings unless otherwise ordered by the court. Court rulings shall conform to Local Rule 15.21(b) and other rules and statutes, where applicable.

(b) Ruling by the Court

(1) At the conclusion of the trial or hearing, if the matter is taken under advisement by the Court, the Court shall render its decision as soon as possible but no later than sixty (60) days after the completion of the trial or hearing.

(2) If there are other property issues that the Court has yet to resolve, a bifurcated ruling may be made, with the Court indicating its final custody ruling in advance of its complete decision being rendered. The bifurcated ruling shall be implemented immediately by final custody order pending the Court's full decision being released.

## 15.22 CHILD CUSTODY EVALUATION

(a) Authorization

Pursuant to the Court's inherent powers to protect and act in the best interests of the children under the Illinois Marriage and Dissolution Act, the Court may order an evaluation of the parties in any pre or post-decree contested issue of parental responsibility, custody, visitation, removal or any other non-economic issue of contested custody involvement. Such Court ordered evaluations are authorized under the following provisions:

- (1) 750 ILCS 5/604(b);
- (2) 750 ILCS 5/605;
- (3) 750 ILCS 5/602.1;
- (4) 750 ILCS 5/607.1, and any other statutes as may be added or amended in time.

(b) Establishment of 604(b) Witness Certification

The 16<sup>th</sup> Judicial Circuit may establish a 604(b) Witness List of certified custody evaluators, each of whom may be appointed from time to time to serve in the Court ordered 604(b) witness program, under the direction and at the discretion of the Chief Judge and the Presiding Judge of the Family Division. All 604(b) evaluators shall be subject to the following rules.

(1) Applicants

Applicants for the program must file the required application with supporting documentation and meet the following minimum criteria:

specify the issues or question upon which the expert opinion is sought; and shall address the statutory factors set forth in Section 602; and contain a section directing the evaluator to perform specific acts, including (or excluding) but not limited to: tests, collateral interviews, certain investigative actions (interviewing school officials, reviewing court records) and the like.

- (B) A 604(b) Witness Report Form, for use by the witnesses in submitting their reports to the Court. Said form shall consist of a summary sheet, to give the Court a summary of the witness's recommendations and findings; and a narrative report, which shall include a section in which the witness addresses the statutory factors set forth in Section 602, to be included in the witness's report and recommendations (if requested by the Court).

HEARINGS OFFICE

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2007 APR 16 P 2:32  
CLERK  
CIRCUIT COURT  
KANE COUNTY, IL

GENERAL ORDER 07-12

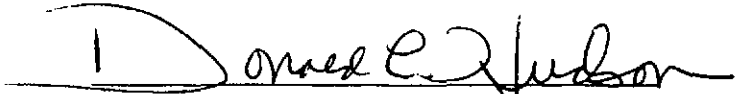
In Re: Modification of Aurora Branch Court Schedule

Pursuant to Illinois Supreme Court Rule 21(b) the weekly court schedule for the Aurora Branch Court is hereby modified effective June 1, 2007.

The local prosecution cases for the Village of North Aurora will be changed from the **first** and **third Mondays** of each month at 1:00 p.m. to the **first** and **third Wednesdays** of each month at 1:00 p.m.

The Clerk of the Circuit Court is hereby directed to make all changes necessary for the assignment of affected cases to the new court days.

ENTER this 16<sup>th</sup> day of April 2007

  
Donald C. Hudson, Chief Judge

07 MR 1

GENERAL ORDER 07-11

**COPY**

Pursuant to Supreme Court rule 21(b) the following judge is hereby assigned to the following court assignment listed below effective April 2, 2007.

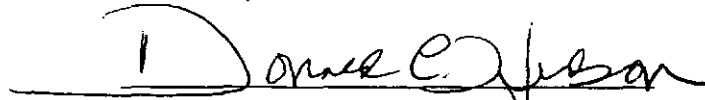
**Courtroom 201 - Judicial Center**

**Susan Clancy Boles**

Traffic and Misdemeanor

Bond call, felony and misdemeanor -  
Monday through Friday; Jury trials -  
Mondays; bench trials, motions and  
status call - Tuesday through Friday.

Dated this 20<sup>th</sup> day of March, 2007.

  
Donald C. Hudson, Chief Judge

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2007 MAR 21 A 9:34  
DEPUTY CLERK  
CIRCUIT COURT  
KANE COUNTY, IL

07 MR 1  
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ENTERED 42  
2007 MAR 14 A 10:02  
DEPT. COURT CLERK  
CIRCUIT COURT  
KANE COUNTY, IL

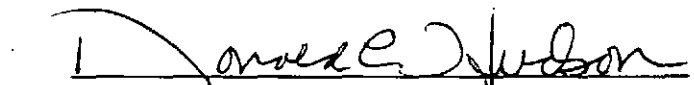
GENERAL ORDER 07-9

**In Re: The appointment of Susan Clancy Boles to Associate Judge for the Sixteenth Judicial Circuit.**

The Chief Judge of the Sixteenth Judicial Circuit having been advised by the Director of the Administrative Office of the Illinois Courts, that Susan Clancy Boles has received a majority of votes of the Circuit Judges for the Sixteenth Judicial Circuit in the current vacancy in the office of Associate Judge.

IT IS HEREBY ORDERED that Susan Clancy Boles is appointed Associate Judge of the Sixteenth Judicial Circuit effective April 2, 2007.

ENTER this 14<sup>th</sup> day of March, 2007

  
Donald C. Hudson, Chief Judge  
Sixteenth Judicial Circuit



GENERAL ORDER 07-8

07 MRI  
FILED  
2007 MAR -9 A 9:18  
DEBORAH SEYLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL  
86  
HARRISON 300-300

WHEREAS, the Kane County States Attorney is initiating a collections call to collect outstanding monies owed by criminal defendants Pursuant to Court order, and

WHEREAS, the Court Services Department currently supervises the collection of monies from defendants whom have met all other non monetary obligations as ordered by the Court, and

WHEREAS, The Kane County States Attorney desires to pursue additional means to increase the amount of monies collected from these defendants.

IT IS HEREBY ORDERED that the Court Services Department provide current demographic information to the Kane County States Attorney's Office, regarding these defendants whose cases are being pursued for collections purposes. The demographic information shall include, but not be limited to current and past addresses, phone numbers, or any other information necessary to aid in the collection of monies, i.e. fines, fees, and court costs, owed to the court.

IT IS FURTHER ORDERED that this order is effective upon signature of the Chief Judge.

However, the information being provided herein shall not be divulged otherwise than as provided herein, and shall not be shared with any other agencies or individuals.

Enter this 8<sup>th</sup> day of March, 2007.

A true copy of the original of this document is on file in my office  
Attest: Mark A. [Signature]  
Deborah Seyler  
Circuit Court Clerk, Kane County, Illinois  
By: [Signature]  
Deputy Clerk

[Signature]  
Donald C. Hudson, Chief Judge

OPY 07 MRO1

GENERAL ORDER 07-07

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2001 FEB 20 1 A 10 23  
CLERK OF THE  
CIRCUIT COURT OF  
KANE COUNTY ILL.

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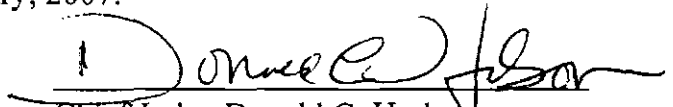
Re: **Order Designating Alternate Member of Electoral Board**

This matter coming to be heard upon the request of the Electoral Board of the Village of Pingree Grove to designate an alternate member of the Electoral Board for the limited purpose of conducting a hearing, on or about the 21<sup>st</sup> day of February, 2007, on objections to certain nominating papers pursuant to 10 ILCS 5/10-8 through 5/10-10, and the Court being fully advised in the premises;

The court recognizes that, pursuant to the provisions of the Illinois Election Code, Village President Verne Wester and Village Trustee Richard Stramaglia are two of the three members of the electoral Board. The court further recognizes that the Village Clerk, Michelle Figuerola, would ordinarily be the third member of the Electoral Board. However, because of the possibility that the Village Clerk would be called to testify at the hearing on the objections pending before the Electoral Board, under the holding of *Giroi v. Keith*, 212 Ill. 2d 372 (2004), the Electoral Board has sought to have an alternate member of the Electoral Board appointed.

It is hereby ordered that Marjorie Morton shall be designated to serve as member of the Electoral Board of the Village of Pingree Grove pursuant to the provisions of 10 ILCS 5/10-9, for the sole and limited purpose of conducting a hearing on or about the 21<sup>st</sup> day of February, 2007 on objection to certain nominating papers filed with said commission pursuant to 10 ILCS 5/10-8 through 5/10-10.

Entered this 20<sup>th</sup> day of February, 2007.

  
Chief Judge Donald C. Hudson

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07MRO1

GENERAL ORDER 07-06

FILED  
ENTERED  
2007 FEB 20 1 A 1031  
CIRCUIT COURT CLERK  
KANE COUNTY


7

Re: Order Designating Village Hall as County Courthouse

This matter coming to be heard upon the request of the Electoral Board of the Village of Pingree Grove to designate the Village of Pingree Grove Meeting Hall at 14N042 Reinking Road, Pingree Grove, Kane County, Illinois as a Circuit Courthouse for the limited purpose of conducting a hearing on or about the 21<sup>st</sup> day of February, 2007, on objections to certain nominating papers pursuant to 10 ILCS 5/10-8 through 5/10-10, and the Court being fully advised in the premises:

It is hereby ordered that the Village of Pingree Grove Meeting Hall at 14N042 Reinking Road, Pingree Grove, Kane County, Illinois be and is designated as a Circuit Courthouse for the sole and limited purpose of conducting a hearing on or about the 21<sup>st</sup> day of February, 2007 on objections to certain nominating papers filed with said commission pursuant to 10 ILCS 5/10-8 through 5/10-10.

Entered this 20<sup>th</sup> day of February, 2007.

  
Chief Judge Donald C. Hudson

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2007 FEB 15 A 11:02

DEBORAH S. ILLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

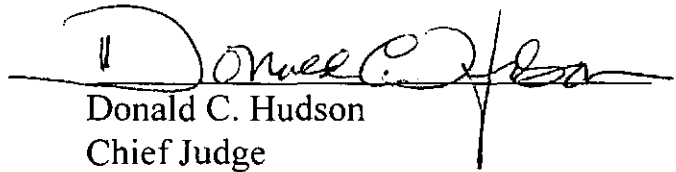
75

**GENERAL ORDER 07-05**

**IT IS HEREBY ORDERED THAT:**

The City Hall of the City of St. Charles, located at Two East Main Street, St. Charles, Illinois 60174 is hereby designated a place for holding court for the purposes of the hearings of the St. Charles Municipal Officer's Hearing Board as constituted pursuant to the Illinois Election Code.

ENTER this 15<sup>th</sup> day of February, 2007.

  
Donald C. Hudson  
Chief Judge

COPY

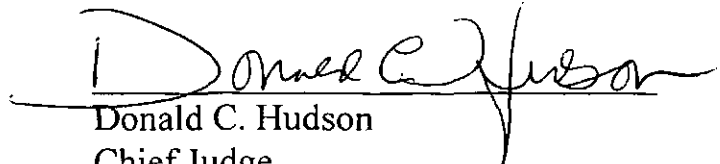
GENERAL ORDER 07-04

IT IS HEREBY ORDERED THAT:

The School District Offices at Community Unit School District 300, 300 Cleveland Avenue, Carpentersville, Illinois 60110 is hereby designated a place for holding court for the purpose of the School District's Electoral Board conducting hearings on objections to the nominating petitions of certain candidates for election to the School District's Board of Education pursuant to the Illinois Election Code.

The terms and conditions of this Order shall be effective commencing Tuesday, February 20, 2007 and until further order of this court.

ENTER this 14<sup>th</sup> day of February, 2007.

  
Donald C. Hudson  
Chief Judge

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2007 FEB 14 A 11:30  
CIRCUIT COURT CLERK  
KANE COUNTY ILL.

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**COPY**

**GENERAL ORDER 07-03**

07 MRO1

DEBORAH M. MILLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

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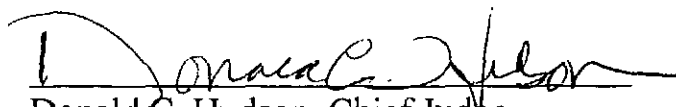
**IN THE MATTER OF THE OBJECTIONS TO  
THE NOMINATING PETITIONS OF CANDIDATES  
FOR VILLAGE TRUSTEE OF THE VILLAGE OF  
CARPENTERSVILLE:**

This matter coming before the court at the request of William Sarto, Chairman of the Village of Carpentersville Municipal Electoral board, pursuant to the provisions of 10 ILCS 5/10-9, for appointment of a public member to serve on said Electoral Board, and pursuant to the provisions of 10 ILCS 5/10-10 for designation of the Carpentersville Village Hall, located at 1200 L.W. Besinger Drive, Carpentersville, Illinois 60110, as a courthouse for the purpose of conducting the electoral board hearings with respect to objections to candidates for election to the office of Village Trustee; and the court being further advised that the Chairman of the Municipal Electoral Board and the Local Election Official have conducted a lottery amongst the remaining Village Trustees, by which lottery Kay Teeter was selected and is recommended for appointment as the public member to the Municipal Electoral Board.

**IT IS HEREBY ORDERED THAT** Kay Teeter is hereby appointed as the public member to the Village of Carpentersville Municipal Electoral Board for the purpose of conducting the electoral board hearings relative to objections to candidates for election to the office of Village Trustee.

**IT IS FURTHER ORDERED THAT** the Carpentersville Village Hall located at 1200 L.W. Besinger Drive, Carpentersville, Illinois 60110 is hereby designated as a courthouse for the purpose of conducting the electoral board hearings relative to objection to candidates for election to the office of Village Trustee of the Village of Carpentersville at the April 2007 Consolidated Election.

ENTER this 15<sup>th</sup> day of February, 2007.

  
Donald C. Hudson, Chief Judge

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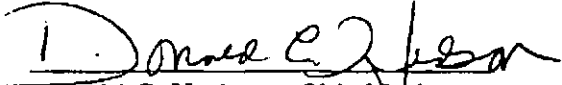
GENERAL ORDER 07-02

The following attorneys are re-appointed to serve as conflict counsel to represent defendants and respondents to whose cases they are from time to time assigned by judges presiding in Kane County.

Carole Grahn-Hayes  
Rachel J. Hess

These appointments are effective January 1, 2007 to December 31, 2007.

ENTERED this 24<sup>th</sup> day of January, 2007.

  
Donald C. Hudson, Chief Judge

BORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.

2007 JAN 24 P 1:33

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FILED IN KANE COUNTY, KANSAS

**GENERAL ORDER 07-01**

Pursuant to Rule 21(b) the following judge is assigned to the following court assignment.

This Order supercedes General Order 06-16.

**Special Assignment Judge B Leonard J. Wojtecki**  
Courtroom 430 Geneva

Monday and Wednesday-Kendall County Courthouse  
Tuesday-Civil Division Assignments-Kane County Courthouse  
Thursday-DeKalb County Courthouse Assignments  
Friday-DUI Court-Courtroom 209 Judicial Center

2007 JAN 23 A 11:26  
JEROME SEYLER  
CIRCUIT COURT CLERK  
KANE COUNTY, KS

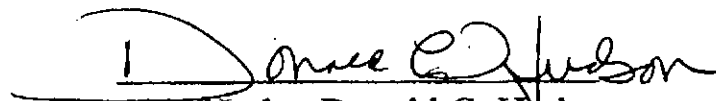
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**Kendall County Jury Week Exceptions**

Monday and Wednesday-Civil Division/Kane County Courthouse  
Tuesday and Thursday/DeKalb County Courthouse  
Friday/ DUI Courtroom 209 Judicial Center

This Order is effective February 5, 2007 and will remain in effect until March 19, 2007.

Enter this 23<sup>rd</sup> day of January, 2007.

  
Chief Judge Donald C. Hudson



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06 MRO1

DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL.

2006 DEC 28 P 2:21

ENTERED

FILED

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GENERAL ORDER 06-23

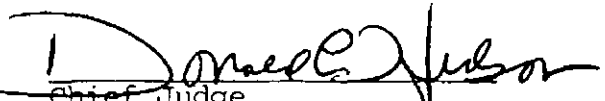
IT IS HEREBY ORDERED THAT:

Section 1. Pursuant to 10 ILCS 5/6-21 of the Illinois Revised Statutes, the Court being advised that the term of G. William Richards as a member of the Board of Election Commissioners of the City of Aurora, Kane, Kendall and Will Counties, Illinois does expire on the first day of December, 2006 and it appearing that said G. William Richards has performed the duties of his office since his appointment as a member of the said Election Commission in a lawful and proper manner, and continues to be a member of one of the two leading political parties of the State of Illinois, the court hereby reappoints G. William Richards as a member of said Election Commission for a period of three (3) years from and after the expiration of his term, and until his successor is appointed.

Section 2. The said G. William Richards shall take his seat on such Board immediately upon filing the oath and bond as set forth in 10 ILCS 5/6-24 of the Illinois Revised Statutes.

Section 3. This order shall take effect December 1, 2006.

ENTER this 28th day of Dec, A.D., 2006

  
Chief Judge  
16th Judicial Circuit

A true copy of the original of this document is on file in my office  
Attest: December 28, 2006  
Deborah Seyller  
Circuit Court Clerk, Kane County, Illinois  
By: [Signature]  
Deputy Clerk

I, G. William Richards, do solemnly swear that I am a citizen of the United States, and have resided in the State of Illinois for a period of 2 years last past, and that I am a legal voter and resident of the jurisdiction of the City of Aurora Board of Election Commissioners. That I will support the Constitution of the United States and of the State of Illinois, and the laws passed in pursuance thereof, to the best of my ability, and will faithfully and honestly discharge the duties of the office of Election Commissioner.

DATE: December 5, 2006

  
G. William Richards

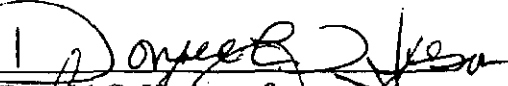
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-06 MRO1

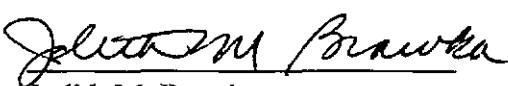
**GENERAL ORDER 06-22**

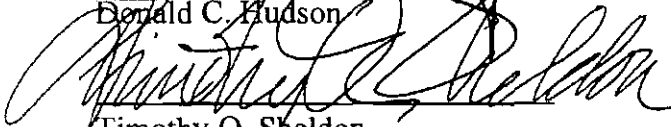
**In re: Appointment of Interim Public Defender for DeKalb County, Illinois.**

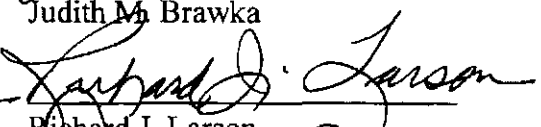
Pursuant to 55 ILCS 5/3-4001 et. seq. and applicable Supreme Court Rules it is hereby ordered as follows:

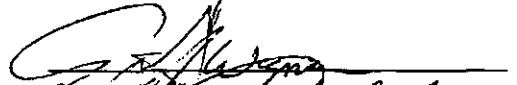
That Kenneth Johnson is appointed Interim Public Defender until selection of a Public Defender is made pursuant to 55 ILCS 5/3-4004.

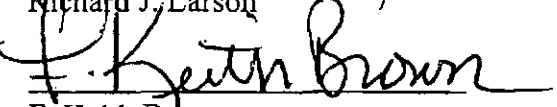
  
Donald C. Hudson

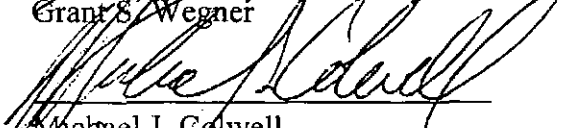
  
Judith M. Brawka

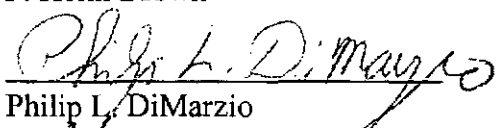
  
Timothy Q. Sheldon


  
Richard J. Larson


  
Grant S. Wegner

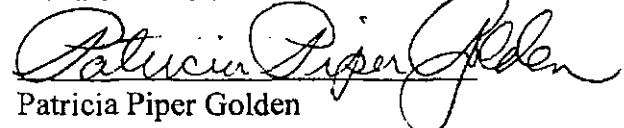
  
F. Keith Brown

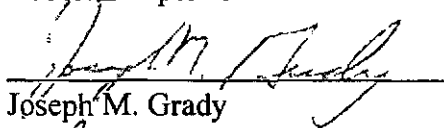
  
Michael J. Colwell

  
Philip L. DiMarzio

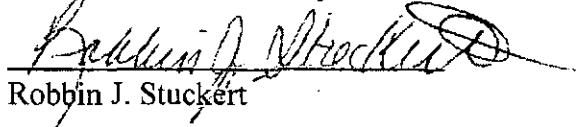
  
Donald J. Fabian

  
Robert B. Spence

  
Patricia Piper Golden


  
Joseph M. Grady

ABSTAINED

  
Robbin J. Stuckert

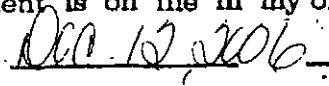
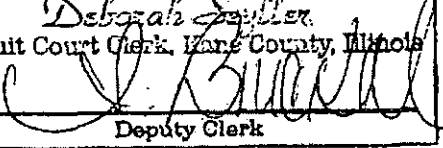
Kurt P. Klein

Patrick J. Dixon

  
Thomas E. Mueller

R. Peter Grometer

Entered this 11th day of December, 2006.

A true copy of the original of this document is on file in my office  
Attest:   
Deborah Seidler  
Circuit Court Clerk, Kane County, Illinois  
By:   
Deputy Clerk

FILED  
HEREIN  
2006 DEC 12 A 11: 22  
DEBRAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

86

**GENERAL ORDER 06-21**

06 MRO1  
COPY

Pursuant to Supreme Court Rule 21(b) the following judges are hereby assigned to the court assignments indicated below effective December 4, 2006. This Order supersedes General Order 06-16.

**ADMINISTRATION KANE COUNTY JUDICIAL CENTER  
ROOM 301 - CHAMBERS, DONALD C. HUDSON, CHIEF JUDGE**

**FELONY DIVISION  
KANE COUNTY JUDICIAL CENTER  
PHILIP L. DI MARZIO, PRESIDING JUDGE**

DEBORAH SEVILL  
CHIEF CLERK  
KANE COUNTY  
2006 NOV 29 A 9:39

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A2

HEED QUINCY  
FILED NOV 29 2006  
75

**Courtroom 305**

**Patricia Piper Golden**  
Jury trials (felony and misdemeanor) -  
Monday and Tuesdays;  
Class II and greater controlled substances  
cases and cannabis cases, bench trials, motions  
and status - Wednesday through Friday. Class  
III and IV felonies other than controlled  
substances act and cannabis control act cases  
are to be assigned equally and randomly to  
courtrooms 311, 313 and 319; cases in this  
category presently pending in courtroom 305  
shall be transferred by the judge presiding in  
that courtroom to courtrooms 311, 313 and 319  
on a rotating basis.

**Courtroom 311**

**Timothy Q. Sheldon**  
Jury trials (felony and misdemeanor) Monday  
and Tuesdays; Felonies (excluding drug  
offenses) bench trials, motions and status -  
Wednesday through Friday.

**Courtroom 313**

**Grant S. Wegner**  
Jury trials (felony and misdemeanor) Monday  
and Tuesdays; Felonies (excluding drug  
offenses) bench trials, motions and status -  
Wednesday through Friday.

**Courtroom 319**

**Philip L. DiMarzio**  
Jury trials (felony and misdemeanor) Monday

HELDGUE-T-MONDAY-01-01-2014

and Tuesdays; Felonies (excluding drug offenses) bench trials, motions and status - Wednesday through Friday.

Unlawful possession of stolen or converted vehicles.

**Courtroom 217**

**Donald C. Hudson**

Jury trials (felony and misdemeanor) - Monday and Tuesdays; Monday through Wednesdays, petitions to revoke probation, pending unlawful possession of stolen or converted vehicles - bench trials, hearings, motions and status; Thursday and Fridays - special settings only; except expungement matters which will be heard on the first and third Thursdays of every month.

**SPECIAL RESOURCE DIVISION  
KANE COUNTY JUDICIAL CENTER  
JAMES C. HALLOCK - PRESIDING JUDGE**

**Courtroom 203**

**William H. Weir**

**Drug Rehabilitation Court and Class III and IV Controlled Substances Cases and Cannabis Cases**

Bench trials, Motions and Status - Mondays, and Thursdays. Drug Rehabilitation Court - Tuesdays, Wednesdays and Fridays and Wednesday evenings.

**Courtroom 209**

**James C. Hallock**

**Domestic Violence Court**

Jury trials - Mondays and Tuesdays; Orders of Protection (criminal) returns - Tuesday afternoons; bench trials, motions and status Wednesdays; and Tuesday and Thursday afternoons; status, returns and petitions to revoke Thursday mornings; Elgin Mental Health Center hearings - Fridays.

**Courtroom 211**

**Allen M. Anderson**  
**DUI Court and Misdemeanor Jury Trial**  
**Coordinator**  
Jury trials - Mondays; bench trials, motions and  
status - Tuesday through Friday.

**FAMILY DIVISION**  
**KANE COUNTY JUDICIAL CENTER**  
**ROBERT B. SPENCE - PRESIDING JUDGE**

**Courtroom 101**

**Richard J. Larson**  
Trial Judge

**Courtroom 111**

**Joseph M. Grady**  
Trial Judge

**Courtroom 113**

**Franklin D. Brew**  
Trial Judge

**Courtroom 123**

**Robert B. Spence**  
Trial Judge

**All Courtrooms - Night Court**

**Rotation assigned by Presiding**  
**Judge**

**TRAFFIC AND MISDEMEANOR DIVISION**  
**KANE COUNTY JUDICIAL CENTER**  
**ELGIN AND AURORA BRANCH COURTS**  
**EDWARD C. SCHREIBER - PRESIDING JUDGE**

**Elgin Branch Court**

**Edward C. Schreiber**  
Traffic and Misdemeanor

**Aurora Branch Court**

**Robert J. Morrow**  
Traffic and Misdemeanor

**Courtroom 201 - Judicial Center**

**Marmarie J. Kostelny**  
Traffic and Misdemeanor  
Bond call, felony and misdemeanor -

THE CLERK OF THE COURT

Monday through Friday; Jury trials -  
Mondays; bench trials, motions and  
status call - Tuesday through Friday.

**CIVIL DIVISION  
KANE COUNTY COURTHOUSE  
MICHAEL J. COLWELL, PRESIDING JUDGE**

**Courtroom 110**

**Michael J. Colwell**  
Monday through Friday all Chancery,  
Miscellaneous Remedy, Eminent  
Domain, Tax and MC cases. Any other  
civil case assigned in courtroom 110 by  
presiding judge of the civil division.  
Tuesday, Wednesday and Thursday, all  
administrative motions. All Probate  
matters including Guardianship and  
Decedent Estate matters; all automobile  
forfeiture cases.

**Courtroom 120**

**Stephen Sullivan**  
All Small Claims and Law Medium  
filings, one - day small claims or law  
medium jury trials. Arbitration cases  
will no longer be heard in courtroom  
120, except for one-day arbitration  
jury trials.

**Courtroom 310**

**Donald J. Fabian**  
Civil Trial Judge

**Courtroom 320**

**Patrick J. Dixon**  
Monday through Wednesday (a.m./p.m.);  
Thursday and Friday (p.m.) -  
All Small Claims and Law Medium  
Arbitration motions and Arbitration  
practice related matters. Any Chancery,  
Miscellaneous Remedy, Eminent  
Domain, Tax Law, Law Medium, Small  
Claim and Probate cases assigned by the  
presiding judge of the civil division.  
Thursday and Friday (a.m.) - all

REC'D CIVIL DIVISION

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Chancery Real Estate Mortgage  
Foreclosure cases. Jury trials. Any two-  
day jury trials from the Arbitration  
calendar and all other case types heard  
in Courtroom 120.

**Courtroom 340**

**F. Keith Brown**  
Civil Trial Judge

**Courtroom 350**

**Judith M. Brawka**  
Civil trial judge.

**Scheduling of civil cases**

All judges of the Civil Division are  
authorized to set their court schedules  
consistent with the provisions of this  
order with proper notice to Scheduling  
and the Circuit Clerk's Office.

**JUVENILE DIVISION  
KANE COUNTY JUDICIAL CENTER  
and  
KANE COUNTY JUVENILE JUSTICE CENTER  
M. KAREN SIMPSON, PRESIDING JUDGE**

**Juvenile Justice Center**

**Wiley W. Edmondson**  
Delinquency and detention; back-up abuse and  
neglect

**Judicial Center - Courtroom 005**

**M. Karen Simpson**  
Abuse and neglect; back-up detention hearing;  
Civil division assignments, Kane County  
Courthouse - Thursdays  
Adoption matters will be heard on the first and  
third Wednesdays of every month.



**SPECIAL ASSIGNMENT JUDGES**

**Special Assignment Judge A**  
CR 229 (Judicial Center)

**Alan J. Cargerman**  
Assigned by the Chief Judge to cover vacancies.

Floater coverage, *when available*, will include the following: Kane County - Courtrooms 201, 209, 211, 217, Aurora Branch Court, Elgin Branch Court, Carpentersville Branch Court, Small Claims 120, Juvenile and Courtroom 101 within the Family Division. Sandwich Traffic Court the third Wednesday of each month.

**Special Assignment Judge B**  
Courtroom 430 (Geneva)

**Leonard J. Wojtecki**  
Kendall County every Tuesday and Wednesday except for the Kendall County jury weeks of January 8-12; February 5-9; March 12-16; April 16-20; May 14-18; June 11-15; August 13-17; September 10-14; October 15-19; November 5-9. On Mondays and Wednesdays of the Kendall County jury week - Civil Division assignments Kane County Courthouse; on Tuesdays and Thursdays of the Kendall County jury weeks - DeKalb County; on Fridays during the Kendall County jury weeks, DUI Court, courtroom 209. All other weeks - Mondays - Kane County Judicial Center; Tuesdays and Wednesdays - Kendall County; Thursdays - DeKalb County; Fridays - DUI court - courtroom 209 Judicial Center/Special Bond Call settings.

Floater coverage, *when available*, will include the following:

Kane County - Courtrooms 201, 209, 211, 217, Aurora Branch Court, Elgin Branch Court, Carpentersville Branch Court, Small Claims courtroom 120, Juvenile and Courtroom 101 within the Family Division.

DeKalb County - Judges' Donnelly and Klein's high volume calls except for the months of June, July and August.

Kendall County - Either Judge Mueller, Judge Janes or Judge McCann

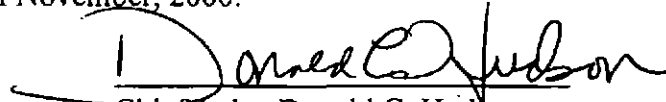
**DEKALB COUNTY COURTHOUSE  
SYCAMORE, ILLINOIS  
KURT P. KLEIN, PRESIDING JUDGE**

**Robbin J. Stuckert  
James Donnelly  
William P. Brady**

**KENDALL COUNTY COURTHOUSE  
YORKVILLE, ILLINOIS  
THOMAS E. MUELLER, PRESIDING JUDGE**

**Timothy J. McCann  
Robert Janes**

Entered this 29<sup>th</sup> day of November, 2006.

  
Chief Judge Donald C. Hudson

11-29-06 10:00 AM

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ENTERED  
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DEBORAH SEYLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

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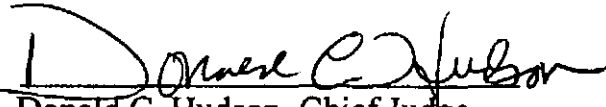
GENERAL ORDER 06-20  
(Revised)

**In Re: The appointment of Robert J. Morrow to Associate Judge  
for the Sixteenth Judicial Circuit.**

The Chief Judge of the Sixteenth Judicial Circuit having been advised by the Director of the Administrative Office of the Illinois Courts, that Robert J. Morrow has received the majority of votes of the Circuit Judges for the Sixteenth Judicial Circuit in the current vacancy in the office of Associate Judge.

IT IS HEREBY ORDERED that Robert J. Morrow is appointed Associate Judge of the Sixteenth Judicial Circuit effective December 1, 2006.

ENTER this 22<sup>nd</sup> day of November, 2006

  
Donald C. Hudson, Chief Judge  
Sixteenth Judicial Circuit

06 MR 01

GENERAL ORDER 06-19

COPY

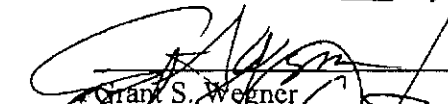
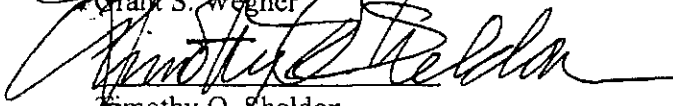
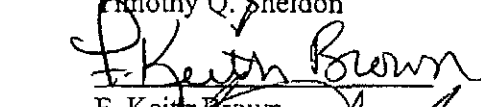
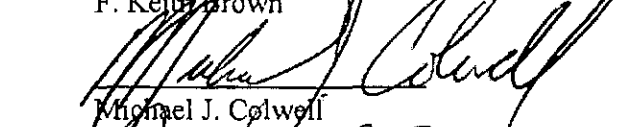

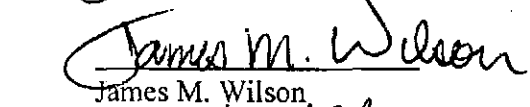
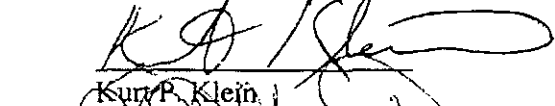
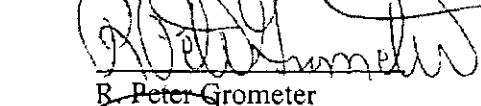

IN THE CIRCUIT COURT FOR THE 16<sup>th</sup> JUDICIAL CIRCUIT  
KANE COUNTY, ILLINOIS

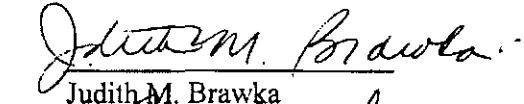
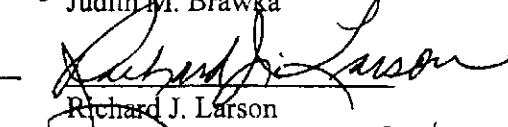
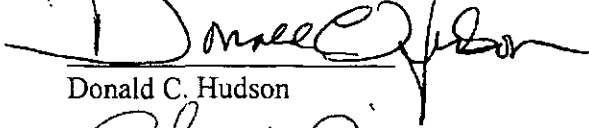
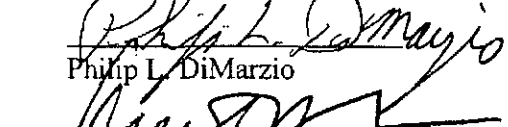
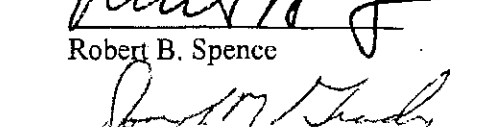
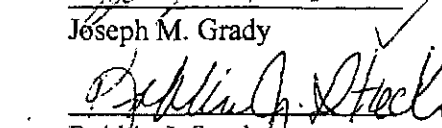

IN THE MATTER OF THE APPOINTMENT )  
OF DONALD C. HUDSON, AS THE CHIEF )  
JUDGE OF THE 16<sup>th</sup> JUDICIAL CIRCUIT OF )  
THE STATE OF ILLINOIS. )

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ENTERED \_\_\_\_\_  
2006 OCT 11 P M  
DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.

The majority of the Circuit Judges in and for the Sixteenth Judicial Circuit of the State of Illinois, having voted to appoint Donald C. Hudson to be the Chief Judge of the Sixteenth Judicial Circuit of the State of Illinois, does hereby appoint Donald C. Hudson, Chief Judge of the Sixteenth Judicial Circuit, Illinois, effective December 1, 2006.

ENTER this 20<sup>th</sup> day of September 2006.

  
Grant S. Wegner  
  
Timothy Q. Sheldon  
  
F. Keith Brown  
  
Michael J. Colwell  
  
Donald J. Fabian  
  
James M. Wilson  
  
Kurt P. Klein  
  
R. Peter Grometer  
  
Patrick J. Dixon

  
Judith M. Brawka  
  
Richard J. Larson  
  
Donald C. Hudson  
  
Philip L. DiMarzio  
  
Robert B. Spence  
  
Joseph M. Grady  
  
Robbin J. Stuckert  
Thomas E. Mueller

A true copy of the original of this document is on file in my office  
Attest: October 11 2006  
Deborah Seyller  
Circuit Court Clerk, Kane County, Illinois  
By: M. Fletcher  
Deputy Clerk

06MR1

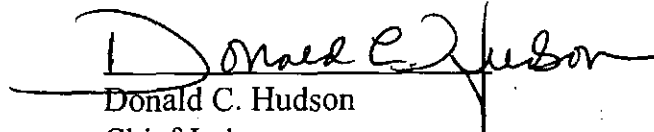
GENERAL ORDER 06-18

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**Coordination of Child Custody Proceedings**

In accordance with Supreme Court Rule 903, whenever possible and appropriate, all child custody proceedings relating to an individual child shall be conducted by a single judge. Whenever a child custody proceeding (as defined in Rule 900 of the Supreme Court Rules) is filed, and there is a child custody matter already pending before another judge involving the same child, the judges involved shall confer as often as needed and jointly determine which court(s) shall control and hear said issues and shall consider the impact of such orders on siblings, relatives and parties in each case as well as whether consolidation of such cases may be impracticable because of the arrangement of courtrooms, facilities and assignment of auxiliary court personnel.

Entered this 21st day of September, 2006.

  
Donald C. Hudson  
Chief Judge

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DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

06MRO1  
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GENERAL ORDER 06-17

**Section 1:** Victim Impact Panels shall be held in the Multi Purpose Room at the Kane County Judicial Center, commencing at 7:00 p.m. These panels will be conducted in English on the following dates in 2007:

January 8 & 22	May 7	September 10 & 17
February 5	June 4	October 1
March 5	July 16	November 5
April 9	August 6	December 3

**Section 2:** Victim Impact Panels shall be held in Spanish, in the Multi Purpose Room commencing, at 7:00 p.m. on the following dates in 2007:

March 12	May 14	August 13
October 15	December 10	

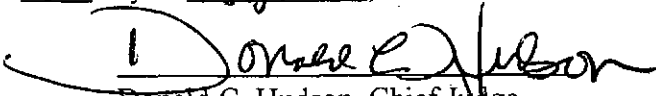
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 JESSICA SEYLER  
 CIRCUIT COURT CLERK  
 KANE COUNTY, IL

**Section 3:** Presenters appearing at the Victim Impact Panels shall be paid the sum of \$100.00 to cover the expenses such as gasoline, vehicle use, lost time, etc., for attendance at the panel.

**Section 4:** Until further order, persons attending the Victim Impact Panel, including defendants from outside Kane County, shall pay \$20.00 for the cost of such program, including the expense amounts to be paid to presenters. However, individuals represented by the Public Defender shall pay \$10.00 to cover the cost of the program.

**Section 5:** The collection, deposit and disbursement of monies for the operation of the Victim Impact Panel shall be handled by Adult Court Services.

This Order is effective on the 15<sup>th</sup> day of August, 2006.

  
 Donald C. Hudson, Chief Judge

**COPY**

**GENERAL ORDER 06-16**

Pursuant to Supreme Court Rule 21(b) the following judges are hereby assigned to to the court assignments indicated below effective July 24, 2006. This Order supersedes General Order 05-07.

**ADMINISTRATION KANE COUNTY JUDICIAL CENTER  
ROOM 301 - CHAMBERS, DONALD C. HUDSON, CHIEF JUDGE**

**FELONY DIVISION  
KANE COUNTY JUDICIAL CENTER  
PHILIP L. DI MARZIO, PRESIDING JUDGE**

CLERK  
COUNTY, IL.

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**Courtroom 305**

**Patricia Piper Golden**

Jury trials (felony and misdemeanor) - Monday and Tuesdays; Class II and greater controlled substances cases and cannabis cases, bench trials, motions and status - Wednesday through Friday. Class III and IV felonies other than controlled substances act and cannabis control act cases are to be assigned equally and randomly to courtrooms 311, 313 and 319; cases in this category presently pending in courtroom 305 shall be transferred by the judge presiding in that courtroom to courtrooms 311, 313 and 319 on a rotating basis.

**Courtroom 311**

**Timothy Q. Sheldon**

Jury trials (felony and misdemeanor) Monday and Tuesdays; Felonies (excluding drug offenses) bench trials, motions and status - Wednesday through Friday.

**Courtroom 313**

**Grant S. Wegner**

Jury trials (felony and misdemeanor) Monday and Tuesdays; Felonies (excluding drug offenses) bench trials, motions and status - Wednesday through Friday.

**Courtroom 319**

**Philip L. DiMarzio**

Jury trials (felony and misdemeanor) Monday

and Tuesdays; Felonies (excluding drug offenses) bench trials, motions and status - Wednesday through Friday.

**Courtroom 217**

**Donald C. Hudson**

Jury trials (felony and misdemeanor) - Monday and Tuesdays; Monday through Wednesdays, petitions to revoke probation, unlawful possession of stolen or converted vehicles - bench trials, hearings, motions and status; Thursday and Fridays - special settings only; except expungement matters which will be heard on the first and third Thursdays of every month.

**SPECIAL RESOURCE DIVISION  
KANE COUNTY JUDICIAL CENTER  
THOMAS E. MUELLER - PRESIDING JUDGE**

**Courtroom 203**

**Thomas E. Mueller**

**Drug Rehabilitation Court and Class III and IV Controlled Substances Cases and Cannabis Cases**

Jury trials - Monday and Tuesdays; bench trials, motions and status - Thursdays and Fridays; Drug Rehabilitation Court - Monday through Friday as needed and Wednesday evenings.

**Courtroom 209**

**James C. Hallock**

**Domestic Violence Court**

Jury trials - Mondays and Tuesdays; Orders of Protection (criminal) returns - Tuesday afternoons; bench trials, motions and status Wednesdays; and Tuesday and Thursday afternoons; status, returns and petitions to revoke Thursday mornings; Elgin Mental Health Center hearings - Fridays.



**Courtroom 211**

**Allen M. Anderson**  
**DUI Court and Misdemeanor Jury Trial**  
**Coordinator**  
Jury trials - Mondays; bench trials, motions and  
status - Tuesday through Friday.

**FAMILY DIVISION**  
**KANE COUNTY JUDICIAL CENTER**  
**ROBERT B. SPENCE - PRESIDING JUDGE**

**Courtroom 101**

**Richard J. Larson**  
Post Decree matters - Monday, Tuesday,  
Wednesday and Fridays Family Division  
Assignments, Judicial Center -  
Thursdays.

**Courtroom 111**

**Joseph M. Grady**  
Trial Judge

**Courtroom 113**

**Franklin D. Brew**  
Trial Judge

**Courtroom 123**

**Robert B. Spence**  
Trial Judge

**Courtroom 101 Night Court**

**Rotation assigned by Presiding**  
**Judge**

**TRAFFIC AND MISDEMEANOR DIVISION**  
**KANE COUNTY JUDICIAL CENTER**  
**ELGIN AND AURORA BRANCH COURTS**  
**TIMOTHY J. MC CANN - PRESIDING JUDGE**

**Elgin Branch Court**

**Timothy J. McCann**  
Traffic and Misdemeanor

**Aurora Branch Court**

**Edward C. Schreiber**  
Traffic and Misdemeanor

**Courtroom 201 - Judicial Center**

**Marmarie J. Kostelny**

Traffic and Misdemeanor

Bond call, felony and misdemeanor -

Monday through Friday; Jury trials -

Mondays; bench trials, motions and

status call - Tuesday through Friday.

**CIVIL DIVISION**

**KANE COUNTY COURTHOUSE**

**MICHAEL J. COLWELL, PRESIDING JUDGE**

**Courtroom 110**

**Michael J. Colwell**

Monday through Friday all Chancery,

Miscellaneous Remedy, Eminent

Domain, Tax and MC cases. Any other

civil case assigned in courtroom 110 by

presiding judge of the civil division.

Tuesday, Wednesday and Thursday, all

administrative motions. All Probate

matters including Guardianship and

Decedent Estate matters.

**Courtroom 120**

**Stephen Sullivan**

All Small Claims and Law Medium

filings, one - day small claims or law

medium jury trials. Arbitration cases

will no longer be heard in courtroom

120, except for one-day arbitration

jury trials.

**Courtroom 310**

**Donald J. Fabian**

Civil Trial Judge

**Courtroom 320**

**Patrick J. Dixon**

Monday through Wednesday (a.m./p.m.);

Thursday and Friday (p.m.) -

All Small Claims and Law Medium

Arbitration motions and Arbitration

practice related matters. Any Chancery,

Miscellaneous Remedy, Eminent

Domain, Tax Law, Law Medium, Small

Claim and Probate cases assigned by the

presiding judge of the civil division.  
Thursday and Friday (a.m.) - all  
Chancery Real Estate Mortgage  
Foreclosure cases. Jury trials. Any two-  
day jury trials from the Arbitration  
calendar and all other case types heard  
in Courtroom 120.

**Courtroom 340**

**F. Keith Brown**  
Civil Trial Judge

**Courtroom 350**

**Judith M. Brawka**  
Civil trial judge.

**Scheduling of civil cases**

All judges of the Civil Division are  
authorized to set their court schedules  
consistent with the provisions of this  
order with proper notice to Scheduling  
and the Circuit Clerk's Office.

**JUVENILE DIVISION  
KANE COUNTY JUDICIAL CENTER  
and  
KANE COUNTY JUVENILE JUSTICE CENTER  
M. KAREN SIMPSON, PRESIDING JUDGE**

**Juvenile Justice Center**

**Wiley W. Edmondson**  
Delinquency and detention; back-up abuse and  
neglect

**Judicial Center - Courtroom 005**

**M. Karen Simpson**  
Abuse and neglect; back-up detention hearing;  
Civil division assignments, Kane County  
Courthouse - Thursdays  
Adoption matters will be heard on the first and  
third Wednesdays of every month.

## SPECIAL ASSIGNMENT JUDGES

**Special Assignment Judge A**  
CR 229 (Judicial Center)

**Alan J. Cargerman**  
Assigned by the Chief Judge to cover  
vacancies.

Floater coverage, *when available*, will include the following: Kane County - Courtrooms 201, 209, 211, 217, Aurora Branch Court, Elgin Branch Court, Carpentersville Branch Court, Small Claims 120, Juvenile and Courtroom 101 within the Family Division

**Special Assignment Judge B**  
Courtroom 430 (Geneva)

**Leonard J. Wojtecki**  
Kendall County every Tuesday and Wednesday except for the Kendall County jury weeks of August 14-18; September 11-15; October 16-20, November 13-17, 2006. On Mondays and Wednesdays of the Kendall County jury week - Civil Division assignments Kane County Courthouse; on Tuesdays and Thursdays of the Kendall County jury weeks - DeKalb County; on Fridays during the Kendall County jury weeks, DUI Court, courtroom 209.  
All other weeks - Mondays - Kane County Judicial Center; Tuesdays and Wednesdays - Kendall County; Thursdays - DeKalb County; Fridays - DUI court - courtroom 209 Judicial Center.

Floater coverage, *when available*, will include the following:

Kane County - Courtrooms 201, 209, 211, 217, Aurora Branch Court, Elgin Branch Court, Carpentersville Branch Court, Small Claims courtroom 120, Juvenile and Courtroom 101 within the Family Division.

DeKalb County - Judges' Donnelly and Klein's high volume calls except for the months of June, July and August.

Kendall County - Either Judge Wilson, Judge Weir or Judge Janes

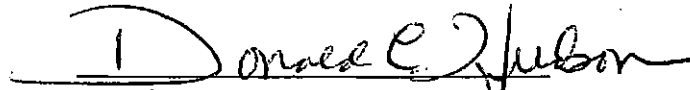
DEKALB COUNTY COURTHOUSE  
SYCAMORE, ILLINOIS  
KURT P. KLEIN, PRESIDING JUDGE

Robbin J. Stuckert  
James Donnelly  
William P. Brady

KENDALL COUNTY COURTHOUSE  
YORKVILLE, ILLINOIS  
JAMES M. WILSON, PRESIDING JUDGE

William H. Weir  
Robert Janes

Entered this 18<sup>th</sup> day of July, 2006.

  
Chief Judge Donald C. Hudson

06 MR 1

GENERAL ORDER 06-15

COPY

IT IS HEREBY ORDERED THAT:

A. The Circuit Court for the Sixteenth Judicial Circuit of the State of Illinois, shall adjourn, and the Office of the Clerk of the Circuit Court of the counties of Kane, Kendall, and DeKalb shall be closed on the following legal holidays for the year 2007.

<u>Holiday</u>	<u>Observed On</u>
New Year's Day (Observed)	Monday, January 1, 2007
Martin Luther King, Jr. Day	Monday, January 15, 2007
Lincoln's Birthday	Monday, February 12, 2007
Washington's Birthday (Observed)	Monday, February 19, 2007
Spring Holiday	Friday, April 6, 2007
Memorial Day	Monday, May 28, 2007
Independence Day	Wednesday, July 4, 2007
Labor Day	Monday, September 3, 2007
Columbus Day (Observed)	Monday, October 8, 2007
Veteran's Day (Observed)	Monday, November 12, 2007
Thanksgiving Day	Thursday, November 22, 2007
Day Following Thanksgiving	Friday, November 23, 2007
Christmas Eve	Monday, December 24, 2007
Christmas Day	Tuesday, December 25, 2007
New Year's Day (Observed)	January 1, 2008 - Tuesday

DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

2006 JUL -6 P 2:25

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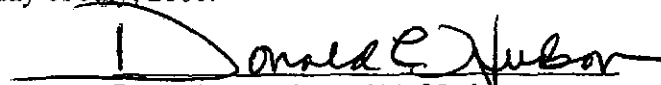
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47

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

ENTERED this 6<sup>th</sup> day of July, 2006.

  
Donald C. Hudson, Chief Judge

06MR1

GENERAL ORDER 06-14

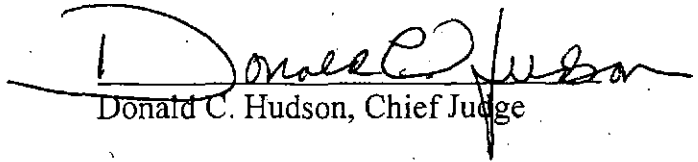
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**In Re: The appointment of Marmarie J. Kostelny and Edward C. Schreiber, Associate Judges for the Sixteenth Judicial Circuit.**

The Chief Judge of the Sixteenth Judicial Circuit having been advised by the Director of the Administrative Office of the Illinois Courts, that Marmarie J. Kostelny and Edward C. Schreiber have received the majority of the votes of the Circuit Judges for the Sixteenth Judicial Circuit to the vacancies in the office of Associate Judge.

IT IS HEREBY ORDERED that Marmarie J. Kostelny and Edward C. Schreiber are appointed Associate Judges of the Sixteenth Judicial Circuit effective July 21, 2006.

ENTER this 05<sup>th</sup> day of July, 2006.

  
Donald C. Hudson, Chief Judge

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2006 JUL -5 P 1:10  
FORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL.

06 MRO1

GENERAL NUMBER 06-13  
Amending General Order 05-07

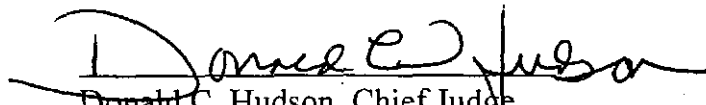
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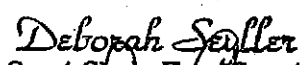
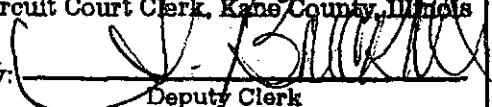
General Order 05-07 is hereby amended as follows:

Effective June 9, 2006 Judge William H. Weir is assigned to the Kendall County Courthouse.

Effective June 9, 2006 Judge Patrick J. Dixon is assigned to Courtroom 201 at the Kane County Judicial Center.

Enter this 6<sup>th</sup> day of June, 2006.

  
Donald C. Hudson, Chief Judge

A true copy of the original of this document is on file in my office  
Attest: June 6, 2006  
  
Deborah Seyller  
Circuit Court Clerk, Kane County, Illinois  
By:   
Deputy Clerk

DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL.

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GENERAL ORDER 06-12

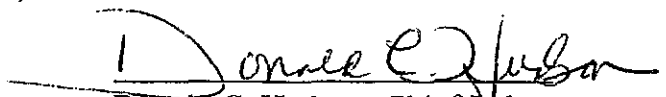
Pursuant to 55 ILCS 5/5-1101 (d)(5), a County Board may impose by Ordinance or Resolution a \$10.00 fee to be paid by a defendant on a judgment of guilty or grant of supervision under Section 5-9-1 of the Unified Code of Corrections, to be deposited into the county general fund to finance a county mental health court.

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2006 MAR 15 P 2:39  
42

In Resolution 06-10, the Kane County Board authorized the imposition of the statutory \$10.00 fee for the financing of the Kane County Mental Health Court. This Resolution authorizes and directs the Clerk of the Circuit Court of Kane County to assess and collect a fee of \$10.00 to be paid by any defendant on a judgment of guilty or a grant of supervision in a criminal case.

Accordingly, it is hereby ordered that, the \$10.00 fee referred to herein, shall be charged on all criminal felony and criminal misdemeanor cases where there is a finding of guilty or grant of supervision under Section 5-9-1 of the Unified Code of Corrections. Such sum shall be collected by the Clerk of the Circuit Court and remitted monthly to the Treasurer of Kane County. The fees shall be assigned to the revenue line item 001-0000-311.16-79 for the purposes of accounting and record keeping.

Enter this 15<sup>th</sup> day of March, 2006.

  
Donald C. Hudson, Chief Judge

06MR-1

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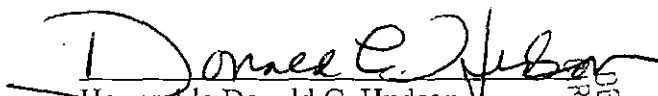
GENERAL ORDER 06 -11

IT IS HEREBY ORDERED THAT:

Section 1. Pursuant to Articles Six and Twenty-Two of the Illinois Election Code, 10 ILCS 5/6-1, *et. seq.* and 10 ILCS 5/22-1, *et. seq.*, respectively, the Honorable Judge Michael J. Colwell is hereby appointed as the Circuit Judge for the Canvassing Board for the Board of Election Commissioners of the City of Aurora, Kane, Kendall and Will Counties, Illinois.

Section 2. The aforementioned Judge shall take his seat as the Circuit Judge for the Canvassing Board effective immediately, and shall replace the currently sitting Circuit Judge for the Canvassing Board.

ENTERED AND ORDERED THIS 3rd day of March, 2006.

  
Honorable Donald C. Hudson  
Chief Judge, Sixteenth Judicial Circuit

DEBORAH SEYDITZ  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.  
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06 MRI

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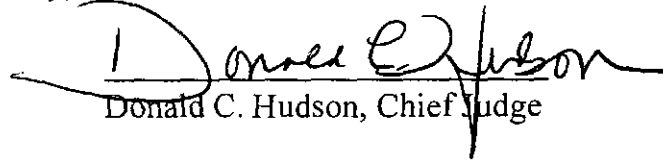
**GENERAL ORDER 06-10  
Amending General Order 05-07**

General Order 05-07 is hereby amended as follows:

Effective March 13, 2006, Judge William H. Weir is assigned to courtroom 201 to cover the court call currently assigned to Judge John Nelligan whose term of office expires on March 11, 2006.

Recalled Circuit Judge Patrick J. Dixon is hereby assigned to the Kendall County Courthouse. This Order is effective Monday, March 13, 2006.

Dated this 27th day of February, 2006.

  
Donald C. Hudson, Chief Judge

DEBORAH SEYD  
CIRCUIT COURT CL  
KANE COUNTY, IL

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## GENERAL ORDER 06-09

*WHEREAS*, the court recognizes that the establishment of a mental health court in Kane County will enhance the effectiveness of the operation of the court system and the administration of justice, and

*WHEREAS*, it is essential that a new strategy be implemented to focus upon offenders who have a serious mental illness and who come into contact with the criminal justice system, in order to provide improved access to treatment and community services in an effort to reduce future criminal activity and enhance the protection of the public, and

*WHEREAS*, there is a recognized need for the court to expeditiously and efficiently move people from an overburdened jail system into a mental health system, without compromising the safety of the public, and

*WHEREAS*, the ever increasing number of individuals suffering from severe mental illness coming into the criminal justice system has contributed to jail overcrowding and to overburdening the court dockets in the criminal division.

Accordingly, it is hereby ordered that a mental health court program referred to as the Kane County Treatment Alternative Court is approved and shall begin operating upon the effective date of this order in the criminal division of the Kane County Court system. The Kane County Treatment Alternative Court shall hear cases involving defendants whose eligibility for the court is determined in accordance with Exhibit A attached hereto and incorporated by reference herein.

Motions for transfer into the Kane County Treatment Alternative Court must first be screened by the Treatment Alternative Court Mental Health Team. Final determination of defendant's entry into the program will be made by the presiding judge of the program or his designated successor. Before entry into the program, however, any motions for transfer must be first screened by the Kane County Treatment Alternative Court Mental Health Team. If the State's Attorneys Office objects to defendant's transfer to the Kane County Treatment Alternative Court, the defendant's case or cases will be transferred back to the criminal division in the courtroom where the cases were pending. Any motion to transfer a defendant into the Treatment Alternative Court, unless specifically objected to by the defense, or any request by defendant to be admitted into the Kane County Treatment Alternative Court, shall be deemed a waiver of the defendant's right to a speedy trial.

If the defendant is determined to be ineligible for the Kane County Treatment Alternative Court, the case shall be transferred back to the courtroom where the case or cases were pending prior to the motion to transfer to the Treatment and Alternative Court, and the defendant's right to a speedy trial will be reinstated upon a written demand.

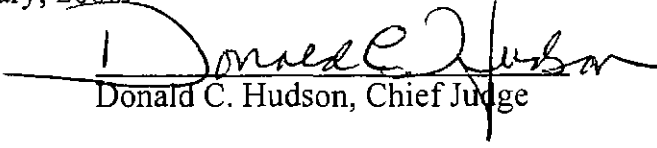
If a defendant is admitted into the Kane County Treatment Alternative Court, all of defendants qualifying pending cases, shall be consolidated and transferred to the assigned Treatment Alternative Court judge. Entry into the Treatment Alternative Court Program shall be deemed a waiver of the defendant's right to a speedy trial on all cases pending in the Treatment Alternative Court.

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43

Judge Timothy Q. Sheldon is hereby appointed as the judge assigned to preside over the Kane County Treatment Alternative Court. In that capacity, Judge Sheldon will be responsible for administrating the mental health court and coordinating the role of the judiciary with the functions of the Kane County Treatment Alternative Court, Kane County Probation Department, Kane County Diagnostic Center, and private mental health care providers.

In the absence of Judge Sheldon, the Honorable James C. Hallock shall serve in Judge Sheldon's stead, to enter orders which are necessary, fit and proper and/or as required by law.

Dated this 10<sup>th</sup> day of February, 2006.

  
Donald C. Hudson, Chief Judge

06 MRO1

GENERAL ORDER 06-08

COPY

Pursuant to the provisions of Chapter 725 of the Illinois Compiled Statutes Sections 5/108 A-1 and 5/108 B-1, the following Associate Judges are hereby assigned the power and authority to issue orders authorizing interceptions of private oral communications.

Allen Anderson  
William P. Brady  
Patricia Piper Golden  
James C. Hallock  
Thomas E. Mueller  
Wiley W. Edmondson  
Leonard J. Wojtecki  
Timothy J. McCann


Karen Simpson  
Franklin D. Brew  
James Donnelly  
Robert L. Janes  
Stephen Sullivan  
Richard J. Larson  
William H. Weir

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DEPARTMENT OF CLERK  
CIRCUIT COURT OF  
KANE COUNTY, ILL.

The authority granted to the above judges pursuant to this Order shall remain in full force and effect until further ordered.

This General Order supersedes General Orders 01-5, 01-8, 01-21 and 03-14.

ENTER this 6<sup>th</sup> day of February, 2006.

  
Donald C. Hudson, Chief Judge

06 MRI

GENERAL ORDER 06 - 07

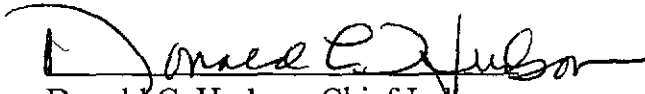
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Appointment of Court Reporters

Pursuant to Illinois Compiled Statutes, 705 ILCS 70/4, the following persons are hereby appointed as Official Court Reporters for the Sixteenth Judicial Circuit effective January 23, 2006.

Debra Grant  
Mary Trezzo

Dated this 21 day of January, 2006.

  
Donald C. Hudson, Chief Judge

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2006 JAN 26 A 10:39  
DEBORAH SEYLER  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.

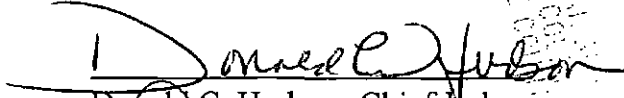
GENERAL ORDER 06-06

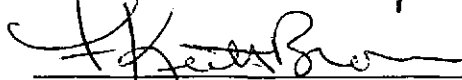
In order to facilitate the just and efficient assignment and disposition of applicable civil cases,

**IT IS HEREBY ORDERED** that by a majority vote of the Circuit Judges of the Sixteenth Judicial Circuit, the attached Article 11.01 of the Local Rules regarding Mandatory Arbitration is adopted in and for Kane County.

**IT IS FURTHER ORDERED** that this Rule may be adopted by DeKalb and Kendall Counties upon the written order of the Presiding Judge of the county.

Enter this 10<sup>th</sup> day of January, 2006.

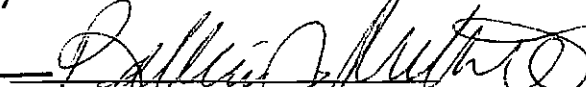
  
Donald C. Hudson, Chief Judge


  
F. Keith Brown

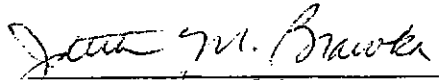
  
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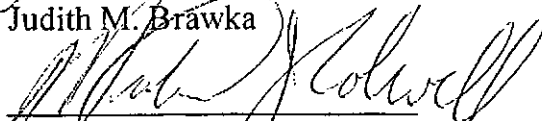
  
Donald J. Fabian

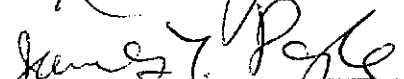
  
Kurt P. Klein

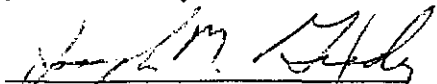
  
Robbin J. Stuckert

  
James M. Wilson


  
Judith M. Brawka

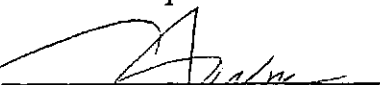
  
Michael J. Colwell


  
James T. Doyle

  
Joseph M. Grady

  
Timothy O. Sheldon

  
Robert B. Spence

  
Grant S. Wegner

  
R. Peter Grometer

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1342  
SIXTEENTH JUDICIAL CIRCUIT  
KANE COUNTY



11.01 CIVIL ACTIONS SUBJECT TO MANDATORY ARBITRATION (S. CT. RULE 86)

- (a) Mandatory arbitration proceedings are undertaken and conducted in the Sixteenth Judicial Circuit Kane County, pursuant to approval of the Illinois Supreme Court.
- (b) Mandatory arbitration proceedings are a part of the underlying civil action. All rules of practice contained in the Illinois Code of Civil Procedure and Illinois Supreme Court Rules shall apply to these proceedings.
- (c) All civil actions exclusively for money in an amount exceeding \$10,000 but not exceeding \$50,000 exclusive of interest and costs shall be subject to mandatory arbitration.
- (d) Cases not originally assigned to the Arbitration Calendar may be ordered to arbitration on the motion of either party, by agreement of the parties, or by order of court, when it appears to the Court that no claim in the action has a value in excess of \$50,000, irrespective of defenses, or where a jury has been demanded in a small claims action.
- (e) When a civil action not originally assigned to the Arbitration Calendar is subsequently assigned to the Arbitration Calendar, pursuant to Supreme Court Rule 86(d), the Arbitration Administrator shall promptly assign an arbitration hearing date. The arbitration hearing date shall be not less than 60 days nor more than 180 days from the date of the assignment to the Arbitration Calendar.
- (f) Consistent with Supreme Court Rules, these rules may be amended from time to time by order of a majority of the Circuit Judges for the Sixteenth Judicial Circuit.

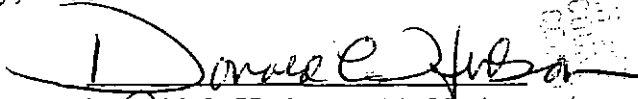
GENERAL ORDER 06-05


In order to facilitate the just and efficient assignment and disposition of Domestic Relations cases,


IT IS HEREBY ORDERED that by a majority vote of the Circuit Judges of the Sixteenth Judicial Circuit, the attached revised Article 15.07, 15.10, 15.26 and 15.27 of the Local Rules is adopted in and for Kane County.

IT IS FURTHER ORDERED that this Rule may be adopted by DeKalb and Kendall Counties upon the written order of the Presiding Judge of the county.

Enter this 10<sup>th</sup> day of January, 2006.

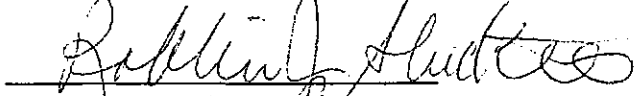
  
Donald C. Hudson, Chief Judge

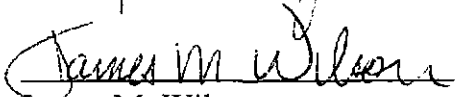
  
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Philip L. DiMarzio

  
Donald J. Fabian


  
Kurt P. Klein

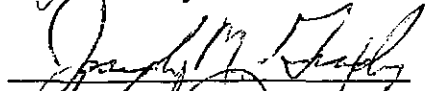
  
Robbin J. Stuckert


  
James M. Wilson

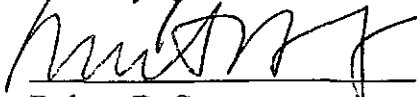
  
Judith M. Brawka

  
Michael J. Colwell


  
James T. Doyle

  
Joseph M. Grady

  
Timothy O. Sheldon

  
Robert B. Spence

  
Grant S. Wegner

  
R. Peter Grometer

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42  
2006 FEB 14 A 11:11  
DEPT. OF CLERK & COUNTY RECORDS  
KANE COUNTY, ILL.

**Article 15- PROPOSED CHANGES**  
**Per November 2, 2005 Judges Meeting**

**Summary:**

**Two new sections are proposed for Article 15 of the Local Rules of the Sixteenth Circuit:**

**Proposed Local Rule 15.26 will establish a timetable requiring divorcing parties and any petitions with custody issues, at the judge's discretion, to: (1) participate in mediation within one hundred and fifteen days of filing status; (2) prepare for and attend pretrial conferences regarding the request for custody evaluators and representatives of the child's interests as well as setting discovery deadlines and a trial date within one year of filing status. Proposed Local Rule 15.26 also provides for a bifurcated ruling on custody, as the goal of the proposed rule is to have all custody issues resolved within one year of filing of any petition for custody. Language has been added in 15.26 (6)(C) that states, "It shall be the responsibility of the parties to provide a court reporter for the proceedings unless otherwise ordered by the court."**

**Proposed Local Rule 15.27 utilizes the Kane County Diagnostic Center and creates a child custody evaluation protocol for "604(b)" Witnesses. The purpose is to supply the court with qualified evaluators and provide greater standardization of the reports received by the judges. The rule creates a procedure for generating operational processes, rules and forms, as well as monitoring the ethical conduct of the evaluators. Required qualifications of potential evaluators are also set out in the proposed rule.**

### **15.07 JUDGMENTS FOR DISSOLUTION OF MARRIAGE, LEGAL SEPARATION OR DECLARATION OF INVALIDITY**

(a) All documents purporting to affect the status of marriage shall conform to the provisions of:

- (1) 750 ILCS 5301 et seq.
- (2) 750 ILCS 5/401 et seq.
- (3) 750 ILCS 5/402 et seq. all as from time to time amended and shall contain findings relating to:
- (4) Jurisdiction of the subject matter and of the parties
- (5) The date and place of marriage
- (6) Whether any children were born or adopted to the marriage, their names and birth dates, and whether the wife is pregnant
- (7) Such additional findings as may be appropriate.

(b) Local Rule 15.26 shall apply to all petitions where custody is in dispute

(c) It shall be the responsibility of the person seeking to effect the marital status, or his or her attorney, to present to the trial judge, in a single package the following:

- (1) Judgment Order
- (2) Fully Completed Certificate of Dissolution, Declaration of Invalidity or legal Separation (IDPH Form VR 700)
- (3) Report of Proceedings (unless waived)
- (4) Fully completed order for withholding unless there is no support or maintenance obligation (750 ILCS 5/706.1 et seq.)
- (5) Joint Parenting Agreement and Joint Parenting Order containing appropriate findings pursuant to 750 ILCS 5/602.1 if joint custody of the child(ren) has been approved by the Court.

### **15.10 SETTING OF CASES ON COURT CALLS**

(a) General:

Pre-trial and trial dates must be obtained from the Court. All other dates shall be obtained from the scheduler, subject to approval of the Court.

(1) The scheduling of courts dates involving a Petition where custody is in dispute shall be subject to Local Rule 15.26

(b) Changes in court dates initiated by the Court:

(1) Whenever the assigned judge determines it necessary to reschedule a court date, the scheduler, at the direction of the assigned judge, shall prepare an order for signature by the assigned judge.

(2) A copy of the order shall be sent by the scheduler to all attorneys of record in the case.

(3) Whenever possible, attorneys of record shall be contacted by the scheduler beforehand to obtain a mutually acceptable date.

### **15.26 PETITIONS FOR CUSTODY DETERMINATION**

(a) The goal of this court is to have all custody issues set for trial within twelve months after the filing of the Petition, whether it is for Dissolution of Marriage, paternity, change of custody, or any other petition where custody is an issue. Therefore, in all Petitions where custody is an issue, the procedure shall be:

(1) FILE PETITION FOR CUSTODY DETERMINATION

Discovery shall be subject to Local Rule 15.24

2) SIXTY-DAY INITIAL STATUS DATE AFTER FILING

- (A) Any initial custody agreement between the parties shall be tendered to the court in a written disclosure and proof of compliance with Local Rule 15.23 should be tendered at this time.
  - (B) If a petition for temporary custody has been entered or a custody issue remains and, if the court finds that it is in the best interests of the children and the process; the court, in its discretion, may order the parties to participate in mediation under Local Rule 15.22, in an attempt to resolve outstanding custody issues.
  - (C) If at any time during the proceedings for dissolution of marriage, the court finds that it is in the best interests of the children and the process; the court, in its discretion, may order the parties to participate in mediation under Local Rule 15.22.
  - (D) A return date shall be established that is not longer than 115 days from filing status.
- (3) AT A DATE NO LONGER THAN ONE HUNDRED AND FIFTEEN DAYS FROM FILING STATUS
- (A) Any custody mediation agreement between the parties and the mediator's written report must be tendered to the court no later than 115 days from filing status date.
  - (B) If no mediation agreement was achieved between the parties, an initial pretrial conference may be set.
    - i. At the initial pretrial conference the parties shall present to the court a memorandum indicating whether they are requesting a guardian ad litem, an attorney for the child or a child representative, and; whether a 750 ILCS 604(b) evaluation is being requested, including names of proposed evaluators as provided by Local Rule 15.27. The memorandum shall include proposed dates for deposition and completion of written discovery, the estimated length of the trial, and when it is reasonably anticipated that parties will be ready for trial.
    - ii. An initial pretrial order may appoint, in the court's discretion, an attorney for the child, a guardian ad litem and/or 750 ILCS 604(b) evaluators, and allocate costs for the same. In addition, the court may order appropriate discovery cutoff dates, and a second custody case management conference date shall be set within ninety days thereafter.
- (4) SECOND PRETRIAL CONFERENCE
- (A) A second pretrial conference shall be set ninety days after the initial pretrial conference. All reports, including the GAL's shall be reduced to writing and tendered to the court and counsel no less than three days before the conference. All Supreme Court Rule 213(f)(1) and 213(f)(2)-opinion witnesses and their opinions shall be disclosed by this date. At this time the anticipated length of trial, in light of all disclosed witnesses, will be determined.
  - (B) The court shall enter any appropriate orders regarding a discovery and Supreme Court Rule 213(f)(3) disclosure schedule, including cut-offs, and set a trial date. A final pretrial conference shall be set one week prior to trial.
- (5) FINAL PRETRIAL CONFERENCE
- The final pretrial conference shall be conducted the week prior to trial, at which time the parties shall present all proposed exhibits pre-marked, any motions in limine, a disclosure of witnesses testifying and the order of proofs, and a trial memorandum.
- (6) TRIAL
- (A) All custody trials shall commence within twelve months after the filing of the Petition for Dissolution of Marriage, unless good cause is shown.
  - (B) Each custody trial should be held on consecutive days if possible.

(C) All custody trials shall have a record. It shall be the responsibility of the parties to provide a court reporter for the proceedings unless otherwise ordered by the court. Court rulings shall conform to Local Rule 15.26(b) and other rules and statutes, where applicable.

**(b) RULING BY THE COURT**

- (1) At the conclusion of the trial, unless the court makes a determination instanter, the court shall set a status date no longer than Sixty days after closing arguments for issuance of a decision.
- (2) If there are other property issues that the court has yet to resolve, a bifurcated ruling may be made, with the court indicating its final custody ruling in advance of its complete decision being rendered. The bifurcated ruling shall be implemented immediately by final custody order pending the court's full decision being released.

**15.27 CHILD CUSTODY EVALUATION**

**(a) AUTHORIZATION**

Pursuant to the court's inherent powers to protect and act in the best interests of the children under the Illinois Marriage and Dissolution Act, the court may order an evaluation of the parties in any pre or post-judgment contested issue of parental responsibility, custody, visitation, removal or any other non-economic issue of contested custody involvement. Such Court Ordered Evaluations are authorized under the following provisions:

- (1) 750 ILCS 5/604(b)
- (2) 750 ILCS 5/605
- (3) 750 ILCS 5/602.1
- (4) 750 ILCS 5/607.1, and any other statutes as may be added or amended in time.

**(b) ESTABLISHMENT OF 604(b) WITNESS CERTIFICATION**

The 16<sup>th</sup> Judicial Circuit may establish a 604(b) Witness List of certified custody evaluators, each of whom may be appointed from time to time to serve in the Court Ordered 604(b) Witness Program, under the direction and at the discretion of the Chief Judge and the Presiding Judge of the Family Law Division. All 604(b) evaluators shall be subject to the following rules.

**(1) APPLICANTS**

Applicants for the program must file the required application with supporting documentation and meet the following minimum criteria:

- (A) Academic: Applicants must possess one of the following degrees or licenses in current good standing: Ph.d; Psy.d; LCSW; LCPC; MD; Master's Degree in Mental Health field; and possess the requisite active practice licenses required by the State of Illinois;
- (B) Professional: Applicants must have completed five (5) years of post licensure practice. Practice must include education or training in the following areas of child welfare: child development, domestic violence, physical/sexual abuse, and substance abuse;
- (C) Applicants must have the availability to conduct evaluations within a reasonable distance of Kane County;
- (D) Experience: Post licensure practice must include no less than two years experience in two or more of the following areas: families in distress, child or family experience and domestic violence;
- (E) Each applicant must sign a statement agreeing to comply with the ethical rules established by the 16<sup>th</sup> Judicial Circuit in regards to custody evaluations;
- (F) Each applicant must successfully complete an orientation program to become familiar with the local rules and reporting requirements, expectations; and
- (G) Applicants must be available to accept one pro bono assignment annually.

**(2) CERTIFICATION**

- (A) The roster of 604 (b) evaluators shall be maintained by the Kane County Diagnostic Center, with a copy of the roster provided to the Presiding Judge of the Family Division. The Director of the Diagnostic Center or his designee shall review each application to determine if the applicants possess the required educational background and experience to qualify as a Child Custody Evaluator.
  - (B) After review of the application, the Diagnostic Center shall forward its recommendation to the Chief Judge and the Presiding Judge of the Family Division for approval.
  - (C) The Kane County Diagnostic Center shall maintain the roster. Each approved Custody Evaluator must send proof of current licensure, current professional liability insurance and any change of address in a timely fashion to the Kane County Diagnostic Center, no less than annually.
  - (D) An approved custody evaluator has the affirmative duty to inform the Kane County Diagnostic Center of any change in their licensure or any formal discipline. Upon receipt of this information the Kane County Diagnostic Center shall inform the Chief Judge and the Presiding Judge of the Family Division, along with any appropriate recommendations. Continued certification as a Child Custody Evaluator is at the discretion of the Chief Judge, which may include but is not limited to a review of compliance with rules for custody evaluations as well as timeliness of reports.
  - (E) The Kane County Diagnostic Center may review each evaluator's performance for quality assurance, and shall report any non-compliance to the Chief Judge.
  - (F) The Chief Judge has the discretion to remove a Custody Evaluator from the approved list at any time.
- (3) PROCEDURE
- The 16<sup>th</sup> Judicial Circuit shall develop and maintain the following:
- (A) A standard 604(b) Witness Appointment Order. Said order shall specify the issues or question upon which the expert opinion is sought; and shall address the statutory factors set forth in Section 602; and contain a section directing the evaluator to perform specific acts, including (or excluding) but not limited to: tests, collateral interviews, certain investigative actions (interviewing school officials, reviewing court records) and the like.
  - (B) A 604(b) Witness Report Form, for use by the witnesses in submitting their reports to the judiciary. Said form shall consist of a summary sheet, to give the court a summary of the witness's recommendations and findings; and a narrative report, which shall include a section in which the witness addresses the statutory factors set forth in Section 602, to be included in the witness's report and recommendations (if requested by the court).

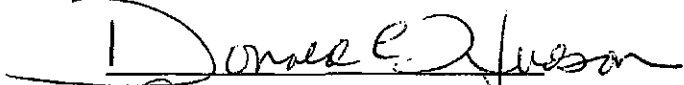
GENERAL ORDER 06-04

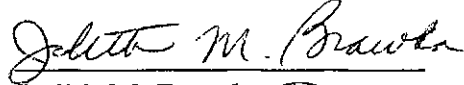
In order to provide a safe and secure environment conducive to performing court business;


IT IS HEREBY ORDERED that by a majority vote of the Circuit Judges of the Sixteenth Judicial Circuit, the attached Article 1.32 of the Local Rules regarding Telecommunications and Electronic and Photographic Devices is adopted in and for Kane County.

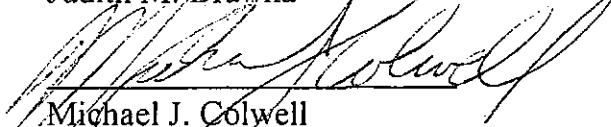
IT IS FURTHER ORDERED that this Rule may be adopted by DeKalb and Kendall Counties upon the written order of the Presiding Judge of the county.


Enter this 10<sup>th</sup> day of January, 2006.

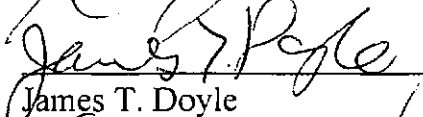
  
Donald C. Hudson, Chief Judge

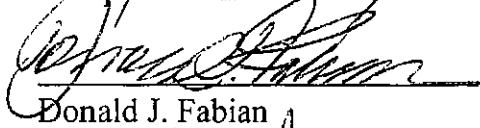
  
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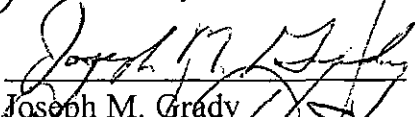
  
F. Keith Brown

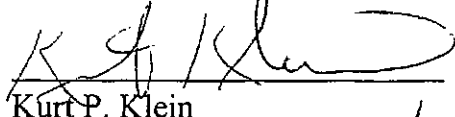
  
Michael J. Colwell

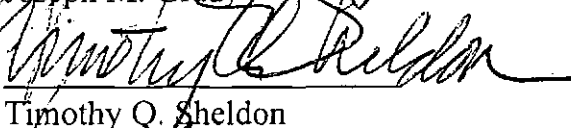
  
Philip L. DiMarzio

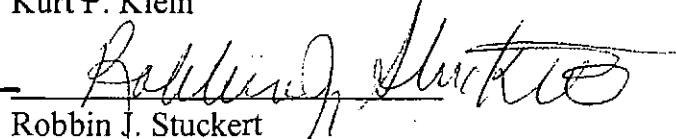
  
James T. Doyle

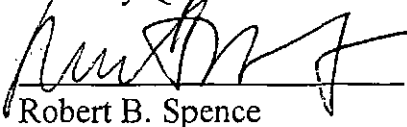
  
Donald J. Fabian

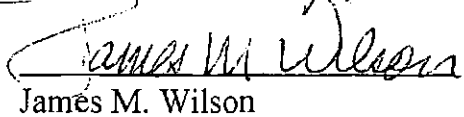
  
Joseph M. Grady

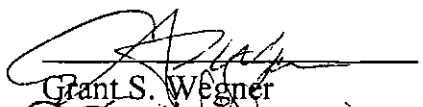
  
Kurt P. Klein

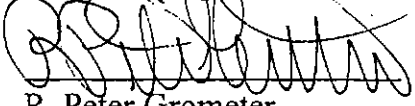
  
Timothy Q. Sheldon

  
Robbin J. Stuckert

  
Robert B. Spence

  
James M. Wilson

  
Grant S. Wegner

  
R. Peter Grometer

FILED  
ENTERED  
2006 FEB 14 11:11  
KANE COUNTY  
CLERK OF COURT



## **PROPOSED LOCAL RULE**

### **1.32 TELECOMMUNICATIONS and ELECTRONIC and PHOTOGRAPHIC DEVICES**

#### **(a) Definitions:**

1. For the purpose of this rule, the use of any of the terms "photographs, audio or video recordings, televising or broadcasting" includes the audio or video transmissions or recordings made by cameras, telephones, personal data assistants, laptop computers, and any other wired or wireless data transmission or recording devices.
2. For the purpose of this rule, the use of the term "immediate surrounding area" includes the private and public hallways connecting to any courtroom, rooms immediately adjacent to said hallways and to the courtroom, jury assembly/deliberation rooms, judges chambers, and access elevators and stairs.

#### **(b) Prohibited Usage**

1. Except as provided in this rule, it is prohibited to take, transmit, record, televise, or broadcast any photograph or audio or video recording of any judicial proceeding or in connection with any judicial proceeding from within any courtroom or from its immediate surrounding area.
2. Unless granted leave by specific court order, it is prohibited to transmit or receive audible wireless communications within any courtroom while court is in session.
3. Personal hand-held micro-cassette recorders or dictating devices shall not be used within any courtroom, but may be used in the public areas, hallways or conference rooms adjacent to said hallways, provided that such use is in accordance with this rule and applicable state and federal laws, and such use does not interfere with the intended uses of said premises or disrupt any court proceeding. Any such personal hand-held micro-cassette recorder or dictating device brought into a courtroom or judge's chambers must be turned to the "off" position.

#### **(c) Permissive Usage**

1. While court is in session, the silent transmission or receipt of wireless communication messages or data on electronic devices which does not invoke the transmission, recording, televising, or broadcasting of court proceedings is permitted, so long as such silent transmission or receipt does not disrupt any courtroom or conflict with the intended uses of the courtroom or the immediate surrounding area. Otherwise, any electronic devices brought into a courtroom must be turned to the "off" mode.
2. Within any court facility, photographs and audio and video recordings, including broadcasting or televising, of events and activities not related to a pending case or of judicial personnel or of the facilities, may be

authorized by any judge with the permission of the Chief Judge for educational, instructional, informational or ceremonial purposes, provided that court is not in session during such photographing, audio or video recording, broadcasting, or televising. Such events and activities may include: weddings, bar association activities, induction ceremonies, award ceremonies, dedication ceremonies, mock trials, seminars, speeches, demonstrations, training sessions, journalistic undertakings, public awareness activities, and similar events and activities.

3. Tape recording by an official or court-authorized court reporter in the exercise of court reporter duties and for the professional use of the court reporter only is permitted.

**(d) Further Discretionary Usage**

1. When required in the interests of justice in any pending case, or as reasonable accommodation when appropriate, a judge may issue, on motion of any party or person or on the court's own motion, a written order further regulating the taking of photographs, audio or video recordings, or broadcasting by radio, television or other electronic means, or the usage of any electronic devices, within the courtroom or its immediate surrounding area.

**(e) Penalties and Enforcement:**

- 1) Violation of this rule may subject any violator to criminal contempt of court proceedings.
- 2) Violation of this rule may result in the turnover of any offending device at the direction of the Court until any related proceedings are concluded.
- 3) Any tape, photograph, film, disk, or other format produced in violation of this rule shall be subject to erasure at the violator's sole expense and/or forfeiture without compensation.

- (f) This Rule 1.32 shall not be applied in such a way as to limit any judge's use of electronic devices in the course of execution of professional duties, nor in such a way as to conflict with any Supreme Court Rule or any Order of the Illinois Supreme Court or with any state or federal laws. *See: S. Ct. Rule 63, MR No. 2634 In re: Photographing, Broadcasting, and Televising Proceedings in the Courts of Illinois; 725 ILCS 5/106D.*

## PROPOSED LOCAL RULE

### 1.32 TELECOMMUNICATIONS and ELECTRONIC and PHOTOGRAPHIC DEVICES

#### (a) Definitions:

1. For the purpose of this rule, the use of any of the terms "photographs, audio or video recordings, televising or broadcasting" includes the audio or video transmissions or recordings made by cameras, telephones, personal data assistants, laptop computers, and any other wired or wireless data transmission or recording devices.
2. For the purpose of this rule, the use of the term "immediate surrounding area" includes the private and public hallways connecting to any courtroom, rooms immediately adjacent to said hallways and to the courtroom, jury assembly/deliberation rooms, judges chambers, and access elevators and stairs.

#### (b) Prohibited Usage

1. Except as provided in this rule, it is prohibited to take, transmit, record, televise, or broadcast any photograph or audio or video recording of any judicial proceeding or in connection with any judicial proceeding from within any courtroom or from its immediate surrounding area.
2. Unless granted leave by specific court order, it is prohibited to transmit or receive audible wireless communications within any courtroom while court is in session.
3. Personal hand-held micro-cassette recorders or dictating devices shall not be used within any courtroom, but may be used in the public areas, hallways or conference rooms adjacent to said hallways, provided that such use is in accordance with this rule and applicable state and federal laws, and such use does not interfere with the intended uses of said premises or disrupt any court proceeding. Any such personal hand-held micro-cassette recorder or dictating device brought into a courtroom or judge's chambers must be turned to the "off" position.

#### (c) Permissive Usage

1. While court is in session, the silent transmission or receipt of wireless communication messages or data on electronic hand-held devices which does not invoke the transmission, recording, televising, or broadcasting of court proceedings is permitted, so long as such silent transmission or receipt does not disrupt any courtroom or conflict interfere with the intended uses of the courtroom or the immediate surrounding area. Otherwise, any electronic devices brought into a courtroom must be turned to the "off" mode.
2. Within any court facility, photographs and audio and video recordings, including broadcasting or televising, of ~~non-judicial~~ events and activities not related to a pending case or of judicial personnel or of the

facilities, may be authorized by a any judge with the permission of the Chief Judge for educational, instructional, informational or ceremonial purposes, provided that court is not in session during such photographing, audio or video recording, broadcasting, or televising. Such ~~non-judicial~~ events and activities ~~would~~ may include: weddings, bar association activities, induction ceremonies, award ceremonies, dedication ceremonies, mock trials, seminars, speeches, demonstrations, training sessions, journalistic undertakings, public awareness activities, and similar events and activities.

3. Tape recording by an official or court-authorized court reporter in the exercise of court reporter duties and for the professional use of the court reporter only is permitted.

**(d) Further Discretionary Usage**

1. When required in the interests of justice in any pending case, or as reasonable accommodation when appropriate, a judge may issue, on motion of any party or person or on the court's own motion, a written order further regulating the taking of photographs, audio or video recordings, or broadcasting by radio, television or other electronic means, or the usage of any electronic devices, within the courtroom or its immediate surrounding area.

**(e) Penalties and Enforcement:**

- 1) Violation of this rule may subject any violator to criminal contempt of court proceedings.
- 2) Violation of this rule may result in the turnover of any offending device at the direction of the Court until any related proceedings are concluded.
- 3) Any tape, photograph, film, disk, or other format produced in violation of this rule shall be subject to erasure at the violator's sole expense and/or forfeiture without compensation.

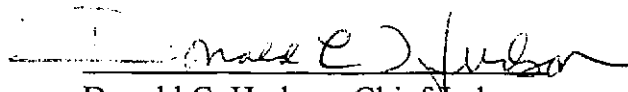
- (f) This Rule 1.32 shall not be applied in such a way as to limit any judge's use of electronic devices in the course of execution of professional duties, nor in such a way as to conflict with any Supreme Court Rule or any Order of the Illinois Supreme Court or with any state or federal laws. *See: S. Ct. Rule 63, MR No. 2634 In re: Photographing, Broadcasting, and Televising Proceedings in the Courts of Illinois; entered November 29, 1983 and made permanent on January 22, 1985. 725 ILCS 5/106D.*

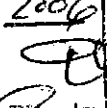

GENERAL ORDER 06-03

IT IS HEREBY ORDERED that by a majority vote of the Circuit Judges on November 18, 2004, the attached Civil Proceedings, Article 10.01 Settlements: Minors, Wards and Disabled Persons is adopted in and for Kane County.

IT IS FURTHER ORDERED that this rule may be adopted by DeKalb and Kendall Counties upon the written order of the Presiding Judge of that County.

Dated this 9<sup>th</sup> day of January, 2006.

  
Donald C. Hudson, Chief Judge

~~A true copy of the original of this document is on file in my office~~  
Attest: Jan 9 2006  
  
Deborah Miller  
Circuit Court Judge, Kane County, Illinois  
By:   
County Clerk

FILED  
Circuit Court  
Kane County, Illinois

2006 JAN -9 P 2:41

FILED  
Kane County, Illinois

FILED

87

10.00 Reserved

10.01 Settlement: Minors, Wards and Disabled Persons

- (a) Only a personal representative authorized by law may seek court approval of settlement of a claim for personal injury, property damages or otherwise on behalf of a minor, a ward or a disabled person.
- (b) Personal representative includes a guardian appointed under 755 ILCS, a next friend as recognized under 735 ILCS 5/1-1008(c), 755 ILCS 5/11-13(d) or 755 ILCS 5/11(a)-18(c) and a guardian ad litem appointed by the court.
- (c) The personal representative must file a Verified Petition in Probate Court except: where the proposed settlement relates to a pending case the Verified Petition may be filed before the judge assigned to that case unless that judge determines that due to the complexity and expected duration of the matter it would be better supervised in a guardian estate.
- (d) The personal representative must provide a bond in the amount of two times the amount likely to come into the hands of the personal representative as proceeds of the judgment or settlement (or 1 ½ times if a surety company acts as surety) provided that upon request and upon good cause shown surety on the bond may be waived.
- (e) Prior to representation of the Verified Petition, notice should be sent to the following entities as regard the minor, ward or disabled person:
  - 1. the spouse, parents and adult siblings if any or, if none,
  - 2. any appointed guardian if any or, if none,
  - 3. any person or facility with which the minor, ward or disabled person resides

unless a consent signed by the entity entitled to notice is filed with the court or unless notice is excused by the court upon good cause shown.

- (f) The Verified Petition must contain, if known, the following:
  - 1. the Petitioner's name, address and relationship to the minor,

ward or disabled persons;

2. a brief description of the occurrence giving rise to the claim;
  3. a brief description of the injuries, damages or relief claimed;
  4. the name and address of each entity against whom the claim has been asserted;
  5. the name and address of each liability insurance carrier, if any, affording coverage to any of the entities named above and the coverage limits;
  6. a list of bills, expenses and liabilities incurred as a result of the occurrence;
  7. a statement whether or not the proposed settlement is fair, is recommended and should be approved;
  8. where appropriate, a current medical report executed by the attending physician stating the nature and extent of the injuries, the current condition of the minor, ward or disabled person as regards those injuries and the prognosis;
  9. the proposed place any portion of settlement funds due to the minor, ward or disabled person is to be deposited.
- (g) In cases where no independent attorney has been employed by the personal representative of a minor, ward or disabled person, the court may appoint an attorney as guardian ad litem to investigate the merits of the proposed settlement and to report findings and recommendations to the court.
- (h) In the event the attorney appointed as guardian ad litem does not recommend approval of the proposed settlement, neither that attorney nor any member of that attorney's firm shall represent any parties having an interest in the claim as a private attorney for any matter pertaining to the claim. The guardian ad litem shall have no right, title or claim to proceeds realized from an eventual settlement.
- (I) The court may allow the guardian ad litem reasonable compensation to be paid from the proceeds of the settlement or otherwise as in the

discretion of the court is deemed appropriate.

- (j) Attorneys fees will not be awarded or approved unless the attorney representing the claim of the minor, ward or disabled person sets forth in a separate sworn statement the following:
- 1) an itemization of the hours expended, the work performed and the hourly rates charged; or
  - 2) if the fees sought are based upon a contingent fee agreement, an account of the work performed, the result realized (together with a copy of the fee agreement) and a statement justifying any amount in excess of 25% of the gross settlement amount.
- (k) The order approving settlement, in addition to other provisions appropriate to the specific case, will require the following:
- 1) a statement of distribution of settlement funds;
  - 2) a designation of the place where those funds due the minor, ward or disabled person will be deposited;
  - 3) a date for the filing of vouchers signed by the recipient of any portion of the settlement funds;
  - 4) in the case of a lump sum settlement the appointment of a guardian of the estate of the minor, ward or disabled person (if none has been previously appointed) for the sole purpose of receiving the proceeds of the settlement, distributing same and filing vouchers demonstrating the distribution;
  - 5) the approval of an oath and bond to be filed by the above referenced guardian;
  - 6) in the case of a structured settlement, the approval of the company proving the annuity, which must have a rating of "A" or better by the Best Insurance Guide;
  - 7) in the case of a structured settlement where annuity payments are payable to a minor before the age of majority, a requirement that the funds be paid to the estate of the



minor and shall not be withdrawn, expended or transferred until the minor attains majority unless by order of court.

- (l) Any proceeds due a minor from a settlement approved hereunder shall be deposited in a restricted account in an institution approved by the court and the voucher secured by the personal representative must contain the express language: "No withdrawals, expenditures or transfers shall be made of these monies at any time prior to (assert the date that the minor attains majority) unless same has been authorized by order of court."
- (m) If the portion of the settlement funds due a minor, ward or disabled person is \$15,000 or less, the court may in its discretion order the amount to be distributed by the guardian of the estate directly to the parent or guardian with whom the minor, ward or disabled person resides to be used solely for the benefit of the minor, ward or disabled person.
- (n) In the event a waiver of surety on the bond of the guardian of the estate appointed hereunder is sought and granted, it shall become the personal responsibility of the attorney seeking entry of a settlement order to deposit and disburse the funds in accordance with the order and to present proof of same. The order approving the settlement shall set out this responsibility.
- (o) Upon filing of the proper vouchers and upon proof of disbursement, the bond of the guardian of the estate appointed for the purposes of settlement may be discharged, that guardian may be dismissed and the case in which settlement is sought may be dismissed.

#### 10.02 Judgments: Minors, Wards and Disabled Persons.

That portion of funds realized from any judgment payable to a minor, ward or disabled person shall be distributed consistent with Local Rule 10.01.

Effective: November 18, 2004.

No corresponding general order generated via judicial committee

06MRI

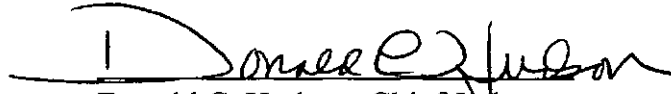
**GENERAL ORDER 06-02  
Amending General Order 05-07**

**COPY**

General Order 05-07 is hereby amended as follows:

Judge Donald J. Fabian is hereby assigned to courtroom 310. All matters currently pending before Judge Fabian will be heard by Judge Fabian in courtroom 310.

Dated this 5<sup>th</sup> day of January, 2006.

  
Donald C. Hudson, Chief Judge

GENERAL  
CIRCUIT COURT OF  
KANE COUNTY, PA.

2006 JAN -6 A 9:54

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ENTERED \_\_\_\_\_

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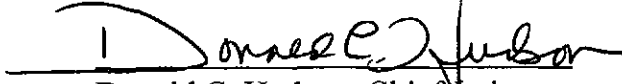
28

**GENERAL ORDER 06-01**  
*Amending General Order 05-07*

**COPY**

All new Class III and Class IV Controlled Substances Act and Cannabis Control cases will be assigned to courtroom 203 in the Kane County Judicial Center. This Order is effective January 9, 2006.

DATED this 4<sup>th</sup> day of January, 2006.

  
Donald C. Hudson, Chief Judge

FILED \_\_\_\_\_  
ENTERED SC  
2006 JAN -4 P 1:51  
DEBORAH SEYLER  
CIRCUIT COURT CLERK  
KANE COUNTY, II

- 05 – 07** Judges assignments effective May 9<sup>th</sup>, 2005 this order supersedes General Order 04 - 11
- 05 – 08** Pursuant to 730 ILCS 5/5-9-1.12 any person subject to the conditions of probation who seeks to transfer to another state subject to the Interstate Compact for Adult Offenders Supervision must pay restitution.
- 05 – 09** Expungement matters will be heard in courtroom 217 at 9:00 am on the first and third Thursdays of every month commencing June 2005
- 05 – 10** Judges Assignments 05-07 modified- for Judge Brady and Judge Simpson
- 05 – 11** Judges Brady and Simpson Court assignments effective June 1, 2005 This order modifies General Order 05 - 10
- 05 – 12** Appointment of Kendall County Jury Commissioners
- 05 – 13** Due to Judicial absence Aurora court is cancelled for Friday Oct 7<sup>th</sup> and October 12<sup>th</sup>

- 05-14                    Holiday schedule for 2006
- 05-15                    Pretrial expenses – Depositing in General Fund  
(eliminates our office from collecting the SAO pre trial  
diversion fees.)
- 05-16                    Collection of DNA Material  
(eliminates the additional \$12 fee collected for required  
DNA testing.)
- 05-17                    Victim Impact Panel schedule and fees
- 05-18                    Amending General Order 05-07- Judge assignment  
Effective December 1, 2005
- 05-19                    General order 05-18 is vacated, 05-09 is amended upon  
Judge Nottolini's  
Retirement Nov. 30,2005. Order of assignment effective  
12/01/05
- 05-20                    Re-appointment of Louvenia Erves as member of  
Election Commission for three years after expiration of  
her current term. Effective 12/01/05.

05 MR01

COPY

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2005 DEC 13 P 2:11  
DEBORAH SELLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL  
103

GENERAL ORDER 05-20

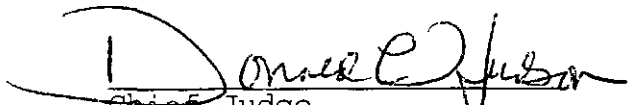
IT IS HEREBY ORDERED THAT:

Section 1. Pursuant to 10 ILCS 5/6-21 of the Illinois Revised Statutes, the Court being advised that the term of Louvenia Erves as a member of the Board of Election Commissioners of the City of Aurora, Kane, Kendall and Will Counties, Illinois does expire on the first day of December, 2005 and it appearing that said Louvenia Erves has performed the duties of her office since her appointment as a member of the said Election Commission in a lawful and proper manner, and continues to be a member of one of the two leading political parties of the State of Illinois, the court hereby reappoints Louvenia Erves as a member of said Election Commission for a period of three (3) years from and after the expiration of her term, and until her successor is appointed.

Section 2. The said Louvenia Erves shall take her seat on such Board immediately upon filing the oath and bond as set forth in 10 ILCS 5/6-24 of the Illinois Revised Statutes.

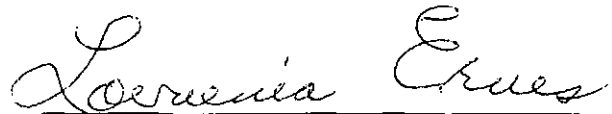
Section 3. This order shall take effect December 1, 2005

ENTER this 12th day of December, A.D., 2005

  
Chief Judge  
16th Judicial Circuit

I, Louvenia Erves, do solemnly swear that I am a citizen of the United States, and have resided in the State of Illinois for a period of 2 years last past, and that I am a legal voter and resident of the jurisdiction of the City of Aurora Board of Election Commissioners. That I will support the Constitution of the United States and of the State of Illinois, and the laws passed in pursuance thereof, to the best of my ability, and will faithfully and honestly discharge the duties of the office of Election Commissioner.

DATE: NOVEMBER 28, 2005

  
Louvenia Erves  
Louvenia Erves

**COPY**

**GENERAL ORDER 05- 19**

05mR01  
DEBORAH SEYLER  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.

2005 DEC 12 P 3:14

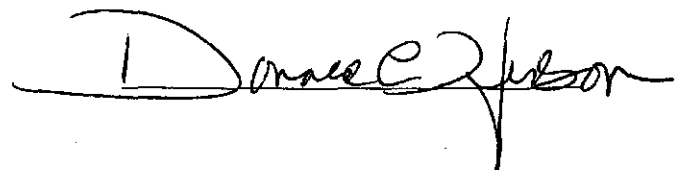
ENTERED 42

FILED 103

1. General Order 05-18 is hereby vacated and held for naught.
2. General Order 05-09 is hereby amended as follows:
  - A. Upon the retirement of the Honorable Gene Nottolini which is effective at the close of business November 30, 2005, the Honorable Judith M. Brawka is assigned as a Civil Trial Judge in Courtroom 350 of the Kane County Courthouse, 100 South Third Street, Geneva, Illinois.
  - B. All cases assigned to the Honorable Gene Nottolini at the close of business on November 30, 2005 are hereby reassigned to the Honorable Judith M. Brawka.
  - C. Until a judge is assigned to the calendar previously assigned to the Honorable Judith M. Brawka the cases on that calendar are assigned as follows:
    - (1) All chancery mortgage foreclosure cases are temporarily assigned to the Honorable Michael J. Colwell, Courtroom 110, Kane County Courthouse, Thursday and Friday at 9:00 a.m.
    - (2) All small claims, law medium, arbitration motions and arbitration practice related matters will be assigned on a daily basis by Honorable Judith M. Brawka, either to herself, Honorable Stephen Sullivan Courtroom 120; or such other judge of the civil division as may be available to hear such cases.
    - (3) All judges of the civil division are authorized to reset their court schedules to accommodate these temporary assignments with proper notice to scheduling and the Circuit Clerk's Office.
  - D. Any chancery, miscellaneous remedy, eminent domain, tax law or probate case assigned to Honorable Judith M. Brawka with the exception of mortgage foreclosure cases (C.(1) above) shall remain assigned to the Honorable Judith M. Brawka. Any reassignments from the regular calendar of the Honorable Michael J. Colwell shall be made on a random rotating basis by the presiding judge of the civil division when necessity so requires.
  - E. All other provisions of General Order 05-07 remain in full force and effect.

This order is effective December 1, 2005.

Dated this 2<sup>th</sup> day of December, 2005.





05 MRO1

**COPY**

**GENERAL ORDER 05-18**  
*Amending General Order 05-07*

General Order 05-07 is hereby amended as follows:

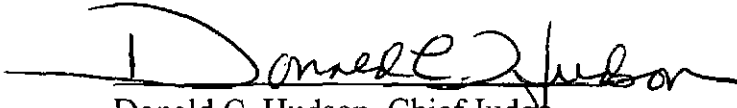
Effective December 1, 2005, Judge Judith M. Brawka, is assigned to the court call of retiring Judge Gene L. Nottolini, which court call will be heard in Courtroom 350, which is Judge Brawka's current courtroom.

FILED \_\_\_\_\_  
ENTERED \_\_\_\_\_  
2005 NOV 17 10:05  
DEBORAH S. JONES  
CIRCUIT COURT  
KANE COUNTY, IL

Until further order of Court, Judge Brawka's current court call consisting of, Monday through Wednesday (AM and PM), all small claims and law medium arbitration motions and arbitration practice related matters. Any chancery, miscellaneous remedy, eminent domain, tax law, law medium small claims and probate cases assigned by the Presiding Judge of the Civil Division, will be covered pursuant to assignments made by the Presiding Judge of the Civil Division, Judge Michael J. Colwell.

This Order is effective December 1, 2005.

DATED this 17<sup>th</sup> day of November 2005.

  
Donald C. Hudson, Chief Judge

25MR01

**COPY**

**GENERAL ORDER 05-17**

**Section 1:** Victim Impact Panels shall be held in the Multi Purpose Room at the Kane County Judicial Center, commencing at 7:00 p.m. These panels will be conducted in English on the following dates in 2006:

January 9	May 1	September 11
February 6	June 5	October 2
March 6	July 10	November 6
April 3	August 7	December 4

**Section 2:** Victim Impact Panels shall be held in Spanish, in the Multi Purpose Room commencing, at 7:00 p.m. on the following dates in 2006:

March 13	May 8	August 14
October 16	December 11	

DEBORAH SEYLER  
CIRCUIT COURT CLERK  
KANE COUNTY, PA

2005 OCT 17 P 3:49

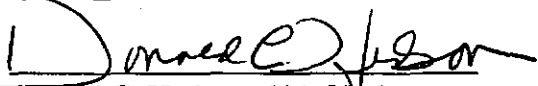
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ENTERED A2

**Section 3:** Presenters appearing at the Victim Impact Panels shall be paid the sum of \$100.00 to cover the expenses such as gasoline, vehicle use, lost time, etc., for attendance at the panel.

**Section 4:** Until further order, persons attending the Victim Impact Panel, including defendants from outside Kane County, shall pay \$20.00 for the cost of such program, including the expense amounts to be paid to presenters. However, individuals represented by the Public Defender shall pay \$10.00 to cover the cost of the program.

**Section 5:** The collection, deposit and disbursement of monies for the operation of the Victim Impact Panel shall be handled by Adult Court Services.

This Order is effective on the 17<sup>th</sup> day of October, 2005.

  
Donald C. Hudson, Chief Judge

OSMRO1

**GENERAL ORDER 05-16**  
**Collection of DNA Material**

**COPY**

**WHEREAS** the state legislature passed P.A. 92-0829 which mandates the collection of DNA from certain qualifying individuals for submission to the Illinois Department of State Police (ISP); and,

**WHEREAS** the statute specifies that an analysis fee of \$200 be imposed on the individual whose DNA is collected pursuant to this ACT, and all fees shall be collected by the Circuit Clerk and forwarded to the State Offender DNA Identification Fund for Deposit and that the Clerk may retain the amount of \$10.00 from each collected analysis fee to offset administrative costs incurred in carrying out the Clerk's responsibilities; and

**WHEREAS** Public Act 92-0829 requires that all such specimens be collected in a medically approved manner.

**WHEREAS** Court Services is capable of administering compliance with the Act for defendants sentenced to probation or conditional discharge in the Sixteenth Judicial Circuit.

**IT IS HEREBY ORDERED THAT:**

- A. The Circuit Clerk shall receive and disperse any and all fees specified by Public Act 92-0829.
- B. Court Services shall administer the taking of samples in Kane County pursuant to 92-0829.

DEBORAH S. YLLE  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.

2005 SEP 19 P 1:26

ENTERED

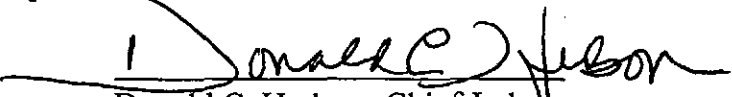
FILED

17 03  
**A2**

This Order may be adopted in DeKalb and Kendall Counties upon written order of the presiding judge of the county.

This Order supercedes General Order 03-16.

DATED this 14<sup>th</sup> day of September, 2005.

  
Donald C. Hudson, Chief Judge

OSMRO1

GENERAL ORDER 05-15

COPY

Pursuant to 725 ILCS 5/110-10(b) 14.3, a defendant may be ordered to contribute to the following pretrial expenses:

- 1. An amount not to exceed \$20.00 per month for the pre-trial supervision.
- 2. An amount not to exceed \$20.00 for each pretrial drug and alcohol screen.

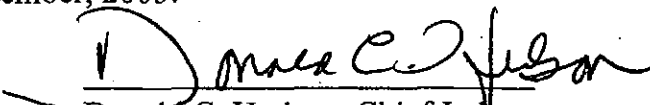
The amount of contribution ordered to be paid hereunder shall be set according to his or her ability to pay.

The Kane County Circuit Clerk shall collect the fees provided herein and deposit them in the General Fund of Kane County as follows:

- 1. For pretrial supervision - 067/311-16-99;
- 2. For pretrial drug and alcohol screening - 068/311-16-51;

This order supercedes General Order 02-06

DATED this 14<sup>th</sup> day of September, 2005.

  
 Donald C. Hudson, Chief Judge

DEBORAH SEYLER  
 CIRCUIT COURT CLERK  
 KANE COUNTY, IL

2005 SEP 19 P 1:26

FILED \_\_\_\_\_  
 ENTERED A2

10

GENERAL ORDER 05-14

COPY

IT IS HEREBY ORDERED THAT:

A. The Circuit Court for the Sixteenth Judicial Circuit of the State of Illinois, shall adjourn, and the Office of the Clerk of the Circuit Court of the counties of Kane, Kendall, and DeKalb shall be closed on the following legal holidays for the year 2006.

<u>Holiday</u>	<u>Observed On</u>
New Year's Day (Observed)	Monday, January 2, 2006
Martin Luther King, Jr. Day	Monday, January 16, 2006
Lincoln's Birthday (Observed)	Monday, February 13, 2006
Washington's Birthday (Observed)	Monday, February 20, 2006
Spring Holiday	Friday, April 14, 2006
Memorial Day	Monday, May 29, 2006
Independence Day (Observed)	Monday, July 3, 2006
Independence Day	Tuesday, July 4, 2006
Labor Day	Monday, September 4, 2006
Columbus Day (Observed)	Monday, October 9, 2006
Veteran's Day	Friday, November 10, 2006
Thanksgiving Day	Thursday, November 23, 2006
Day Following Thanksgiving	Friday, November 24, 2006
Christmas Day	Monday, December 25, 2006
New Year's Day (Observed)	Monday, January 1, 2007

DEBORAH SEYLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

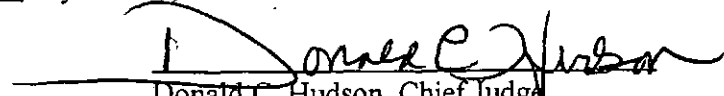
2005 JUL 14 P 1:17

FILED 103  
ENTERED 42

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

ENTERED this 14<sup>th</sup> day of July, 2005.

  
Donald C. Hudson, Chief Judge

**GENERAL ORDER 05-13**

Due to judicial absence on the court's own motion, it is ordered that the court calls in Aurora Branch Court currently scheduled for Friday, October 7 and Wednesday, October 12, 2005 are hereby cancelled. No tickets or cases shall be scheduled for court on those dates.

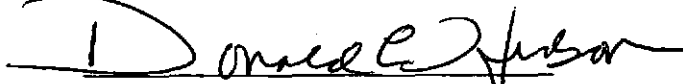
Any cases previously set for the above dates are to be rescheduled by the Clerk of the Circuit Court and the Clerk shall give immediate notice to all defendants and attorneys of record.

Bond calls will be held as regularly scheduled.

A copy of this Order shall be immediately sent by the Clerk to the following:

State's Attorney John Barsanti  
Sheriff Ken Ramsey  
Attorney Steve Anderson  
Attorney Matthew Hermann  
Drendel and Drendel

Entered this 11<sup>th</sup> day of July, 2005.

  
Donald C. Hudson, Chief Judge

DEBORAH SEYLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL.

2005 JUL 12 A 10:46

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103

**COPY**

**COPY**

APPOINTMENT OF KENDALL COUNTY JURY COMMISSIONERS

IN CONJUNCTION WITH THE KENDALL COUNTY BOARD RESOLUTION adopted February 13, 1990, authorizing the appointment of jury commissioners for said county pursuant to Chapter 78, section 24, et. Seq., of the Illinois Revised Statutes, as amended the majority of the Circuit Judges in and for the Sixteenth Judicial Circuit of the State of Illinois, do hereby appoint the following individuals to serve as jury commissioners pursuant to said statute for such terms as stated herein, and for three (3) year terms thereafter effective July 1, 2005:

Nicole Lyn Flanders - Three (3) years

Entered this 16th day of June, 2005.

FILED \_\_\_\_\_  
ENTERED 2  
2005 JUN 16 P 12:59  
DEBORAH SEYLER  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.

Donald C. Hudson  
Donald C. Hudson

Philip L. DiMarzio  
Philip L. DiMarzio

Judith M. Brawka  
Judith M. Brawka

Kurt P. Klein  
Kurt P. Klein

F. Keith Brown  
F. Keith Brown

Gene L. Nottolini  
Gene L. Nottolini

Michael J. Colwell  
Michael J. Colwell

Timothy O. Sheldon  
Timothy O. Sheldon

James T. Doyle  
James T. Doyle

Robert B. Spence  
Robert B. Spence

Donald J. Fabian  
Donald J. Fabian

Robbin J. Stuckert  
Robbin J. Stuckert

Joseph M. Grady  
Joseph M. Grady

James M. Wilson  
James M. Wilson

R. Peter Grometer  
R. Peter Grometer

Grant S. Wegner  
Grant S. Wegner

05MR1

**COPY**

**GENERAL ORDER 05 -11**

Pursuant to Supreme Court Rule 21 (b) **Judge William P. Brady and Judge M. Karen Simpson** are hereby assigned to the court assignments as indicated below effective **June 6, 2005**.

**Courtroom 101**

**William P. Brady**  
Post Decree Matters - Monday, Tuesday,  
Wednesday and Fridays  
Family Division Assignments, Judicial  
Center - Thursdays

**Juvenile Division:**

**Courtroom 005**

**M. Karen Simpson**  
Abuse and neglect, back-up detention  
hearing;  
Civil Division Assignments, Kane County  
Courthouse - Thursdays  
Adoption matters will be heard on the  
first and third Wednesdays of every month  
commencing July 6, 2005.

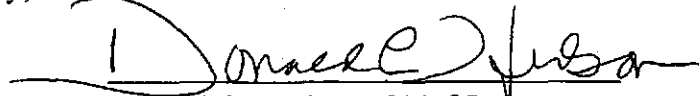
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2005 MAY 25 P 11:18  
DEBORAH SEWELL  
CIRCUIT COURT CLERK  
KANE COUNTY, PA

47

Judge **Alan W. Cargerman** is assigned to the Kendall County Courthouse effective **June 1, 2005**.

This Order modifies General Order 05-10.

Entered this 25<sup>th</sup> day of May, 2005.

  
Donald C. Hudson, Chief Judge



GENERAL ORDER 05-10

COPY

Pursuant to Supreme Court Rule 21(b) the following judges are hereby assigned to the court assignments indicated below effective June 6, 2005. This Order modifies General Order 05-07.

**Family Division:**

**Courtroom 101:**

**William P. Brady**  
Post Decree Matters, - Monday, Tuesday,  
Wednesday and Fridays  
Family Division Assignments, Judicial  
Center - Thursdays

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2005 MAY - 5 A 10:58  
DEBORAH CYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY

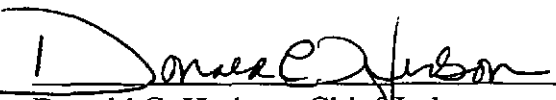
**Juvenile Division:**

**Courtroom 005:**

**M. Karen Simpson**  
Abuse and neglect, back-up  
detention hearing;  
Civil Division Assignments, Kane County  
Courthouse - Thursdays  
Adoption matters will be heard on the first  
and third Wednesdays of every month  
commencing July 6, 2005.

**Kendall County Courthouse: Alan W. Cargerman**

Entered this 5<sup>th</sup> day of May, 2005.

  
Donald C. Hudson, Chief Judge

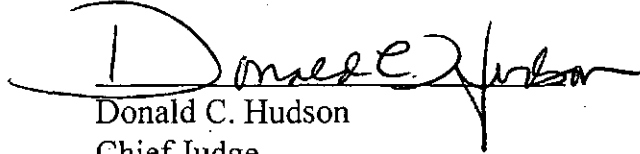
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GENERAL ORDER 05 -09

Expungement matters will be heard in courtroom 217 at 9:00 a.m. on the first and third Thursdays of every month commencing June, 2005.

Dated this 2nd day of May, 2005.

  
Donald C. Hudson  
Chief Judge

COPY

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2005 MAY -2 P 1:54  
DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, II

05MRI

**COPY**

**General Order 05-08**

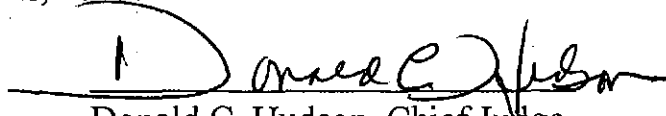
Pursuant to 730 ILCS 5/5-9-1.12 any person subject to the conditions of probation who seeks to transfer to another state subject to the Interstate Compact for Adult Offender Supervision must make provisions to pay any court ordered restitution prior to the transfer. In addition the defendant shall pay to the court a \$125.00 transfer fee before the transfer can be granted.

Said fee payment shall be to the Circuit Clerk who shall then place the fee in the Kane County General Fund via the Interstate Compact fee, Line Item 001-0000-311.16-89. Said proceeds shall be used to defray the costs of the county Sheriff Department who will be required to retrieve offenders that violate the terms of their transfers to other states. Upon return to Illinois, these persons shall also be subject to reimbursing Kane County for the actual costs of returning them to Illinois.

In addition for all persons transferring into Kane County, subject to the Interstate Compact for Adult Offender Supervision, shall pay Probation Fees, to the Kane County Probation Fund 067, in the amount directed by the originating court or in the amount of \$25.00 per month whichever is less.

This order may be adopted by DeKalb and Kendall Counties upon the written order of the Presiding Judge of that County.

Dated this 25<sup>th</sup> day of April, 2005.

  
Donald C. Hudson, Chief Judge

DEBORAH SEYLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

2005 APR 26 A 9:39

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42

5

05 MR 1

**COPY**

**GENERAL ORDER 05 -07**

Pursuant to Supreme Court Rule 21(b) the following Judges are hereby assigned to the court assignments indicated below effective May 9, 2005. This Order supersedes General Order 04-11.

**ADMINISTRATION KANE COUNTY JUDICIAL CENTER  
ROOM 301 - CHAMBERS, DONALD C. HUDSON, CHIEF JUDGE**

**FELONY DIVISION  
KANE COUNTY JUDICIAL CENTER  
PHILIP L. DI MARZIO - PRESIDING JUDGE**

**Courtroom 305**

**Patricia Piper Golden**  
Jury trials (felony and misdemeanor) -  
Monday and Tuesdays;  
Class II and greater drug offenses  
bench trials, motions and status - Wednesday  
through Friday.  
Class III and IV controlled substances act and  
cannabis control act cases in which the  
defendant is not admitted to the drug  
rehabilitation court are assigned to courtroom  
305.  
Class III and IV felonies other than controlled  
substances act and cannabis control act cases  
are to be assigned equally and randomly to  
courtrooms 311, 313, and 319; cases in this  
category presently pending in courtroom 305  
shall be transferred by the Judge presiding in  
that courtroom to courtrooms 311, 313 and 319  
on a rotating basis.

13  
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42  
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2005 APR 21 P 2:07  
DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

**Courtroom 311**

**Timothy Q. Sheldon**  
Jury trials (felony and misdemeanor) -  
Monday and Tuesdays;  
Felonies; (excluding drug offenses) - bench  
trials, motions and status - Wednesday through  
Friday.

**Courtroom 313**

**Grant S. Wegner**

Jury trials (felony and misdemeanor) -  
Monday and Tuesdays;  
Felonies; (excluding drug offenses) -  
bench trials, motions, and status -  
Wednesday through Friday

**Courtroom 319**

**Philip L. DiMarzio**

Jury trials (felony and misdemeanor) -  
Monday and Tuesdays;  
Felonies (excluding drug offenses) bench  
trials, motions and status - Wednesday  
through Friday.

**Courtroom 217**

**Donald C. Hudson**

Jury trials (felony and misdemeanor) -  
Monday and Tuesdays; Monday through  
Wednesday; petitions to revoke probation,  
unlawful possession of stolen or converted  
vehicles - bench trials, hearings, motions and  
status -  
Thursdays and Fridays - Special settings only.

**SPECIAL RESOURCE DIVISION  
KANE COUNTY JUDICIAL CENTER  
JAMES C. HALLOCK - PRESIDING JUDGE**

**Courtroom 209**

**James C. Hallock**

**Domestic Violence Court**

Jury Trials - Mondays and Tuesdays'  
Orders of Protection (criminal) Returns -  
Tuesday afternoons; bench trials, motions  
and status Wednesdays; and Tuesday and  
Thursday afternoons; status, returns and  
petitions to revoke Thursday mornings;  
Elgin Mental Health Hearings - Fridays.

**Courtroom 211**

**Allen M. Anderson**

**DUI Court and Misdemeanor Jury Trial  
Coordinator**

Jury Trials - Mondays; bench trials, motions  
and status - Tuesday through Friday.

**Courtroom 203**

**Thomas E. Mueller**  
**Drug Rehabilitation Court and Class III  
and IV Drug Court**  
Jury Trials - Monday and Tuesdays;  
Bench trials, motions and status - Thursdays  
and Fridays;  
Drug Rehabilitation Court - Monday through  
Friday as needed and Wednesday evenings.

**FAMILY DIVISION  
KANE COUNTY JUDICIAL CENTER  
ROBERT B. SPENCE - PRESIDING JUDGE**

**Courtroom 101**

**William P. Brady**  
Post Decree Matters - Monday, Tuesday,  
Wednesday and Fridays  
Civil Division Assignments, Kane County  
Courthouse - Thursdays

**Courtroom 111**

**Joseph M. Grady**  
Trial Judge

**Courtroom 113**

**Franklin D. Brewster**  
Trial Judge

**Courtroom 123**

**Robert B. Spence**  
Trial Judge

**Courtroom 101 Night Court**

**Rotation assigned by Presiding Judge**

**TRAFFIC AND MISDEMEANOR DIVISION  
KANE COUNTY JUDICIAL CENTER  
ELGIN AND AURORA BRANCH COURTS  
ROBERT L. JANES - PRESIDING JUDGE**

**Elgin Branch Court**

**Timothy J. McCann**  
Traffic and Misdemeanor

**Aurora Branch Court**

**Leonard J. Wojtecki**  
Traffic and Misdemeanor

**Courtroom 201**

**John J. Nelligan**

Traffic and Misdemeanor

bond call, felony and misdemeanor -

Monday through Friday;

Jury Trials - Mondays;

Bench trials, motions and status calls -

Tuesday through Friday.

**CIVIL DIVISION  
KANE COUNTY COURTHOUSE  
MICHAEL J. COLWELL, PRESIDING JUDGE**

**Courtroom 110**

**Michael J. Colwell**

**Monday through Friday**

All chancery, miscellaneous remedy,  
eminent domain, tax and MC cases. Any  
other civil case assigned to courtroom 110  
by the Presiding Judge of the Civil Division.

**Tuesday, Wednesday and Thursday -**

All administrative motions. All probate  
matters including guardianship and decedent  
estate matters.

**Courtroom 120**

**Stephen Sullivan**

**Monday (A.M. and P.M.)** all small claims  
and law medium jury trials.

**Tuesday through Friday (A.M.)** all small  
claims, law medium and arbitration returns  
and motions and arbitration practice related  
matters.

**Tuesday through Friday (P.M.)** all small  
claims and law medium trials.

**Courtroom 350**

**Judith M. Brawka**

**Monday through Wednesday (AM and PM)**

all small claims and law medium arbitration  
motions and arbitration practice related  
matters. Any chancery, miscellaneous remedy,  
eminent domain, tax law, law medium small  
claims and probate cases assigned by the  
Presiding Judge of the Civil Division.

**Thursday (A.M.)** all chancery real estate mortgage foreclosure cases and Arbitration Motions and returns.

**Friday (A.M.)** all chancery real estate mortgage foreclosure cases.

**Courtroom 310**

**Gene L. Nottolini**  
Civil trial judge

**Courtroom 320**

**Donald J. Fabian**  
Civil trial judge

**Courtroom 340**

**F. Keith Brown**  
Civil trial judge

**JUVENILE DIVISION  
KANE COUNTY JUDICIAL CENTER  
and  
KANE COUNTY JUVENILE JUSTICE CENTER  
JUDGE M. KAREN SIMPSON, PRESIDING**

**Juvenile Justice Center**

**Wiley W. Edmondson**  
Delinquency and detention;  
Back-up abuse and neglect

**Judicial Center - Courtroom 005**

**M. Karen Simpson**  
Abuse and neglect, back-up  
detention hearing;  
Kendall County every Wednesday

**SPECIAL ASSIGNMENT JUDGES**

**Robert L. Janes/James T. Doyle**  
Assigned by Chief Judge to cover vacancies; DeKalb County on the the Third Wednesday of each month.

Floater coverage, *when available*, will include the following:

Kane County - Courtrooms 201, 209, 211, 217, Aurora Branch Court, Elgin Branch Court, Carpentersville Branch Court, Small Claims



Courtroom 120, Juvenile, and Courtroom 101 within the Family Division.

DeKalb County - Judges' Donnelly and Klein's high volume calls except for the months of June, July and August.

Kendall County - Either Judge Wilson or Judge Weir; no coverage will be provided for the Wednesday call of Judge Simpson.

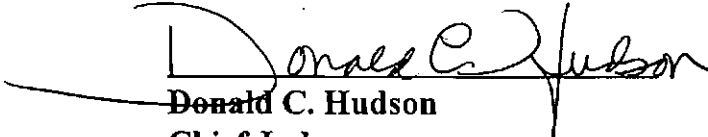
**DEKALB COUNTY COURTHOUSE  
SYCAMORE, ILLINOIS  
JUDGE KURT P. KLEIN, PRESIDING JUDGE**

**Robbin J. Stuckert  
James Donnelly  
Richard J. Larson**

**KENDALL COUNTY COURTHOUSE  
YORKVILLE, ILLINOIS  
JUDGE JAMES WILSON, PRESIDING JUDGE**

**William H. Weir  
M. Karen Simpson, Wednesdays only**

**Entered this 21<sup>st</sup> day of April, 2005.**

  
**Donald C. Hudson  
Chief Judge**

05 MR 01

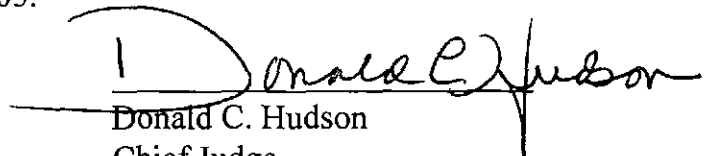
GENERAL ORDER 05-06 **COPY**

**In Re: The appointment of Timothy J. McCann, Associate Judge for the Sixteenth Judicial Circuit.**

The Chief Judge of the Sixteenth Judicial Circuit having been advised by the Director of the Administrative Office of the Illinois Courts that Timothy J. McCann has received the majority of the votes cast by the Circuit Judges for the Sixteenth Judicial Circuit to fill a vacancy in the office of Associate Judge;

IT IS HEREBY ORDERED that Timothy J. McCann is appointed Associate Judge of the Sixteenth Judicial Circuit effective May 9, 2005.

ENTER this 20<sup>th</sup> day of April, 2005.

  
Donald C. Hudson  
Chief Judge

FILED \_\_\_\_\_  
ENTERED **42**  
2005 APR 20 P 2:46  
DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

37

05 MRI

**GENERAL ORDER 05-05**

**COPY**

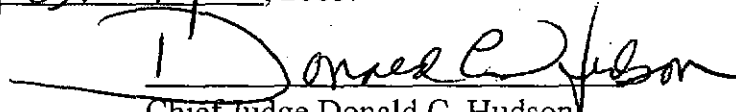
General Order 04-11 is hereby amended as follows:

**Judge Thomas Mueller**, is assigned to Courtroom 203,  
Drug Rehabilitation Court.

**Judge James Doyle**, is assigned to Courtroom 430, Third Street  
Courthouse, Geneva, Il., Administrative duties until further order of court.

All other matters in General Order 04-11, not inconsistent with this order, remain  
in effect.

Dated this 28<sup>th</sup> day of February, 2005.

  
Chief Judge Donald C. Hudson

FILED 87  
ENTERED 42  
2005 FEB 28 P 1:18  
DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL.

OSMR

GENERAL ORDER 05-04

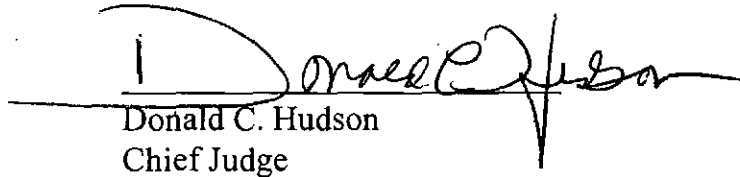
COPY

IT IS HEREBY ORDERED THAT:

The Village Hall of the Village of Carpentersville located at 1200 L.W. Besinger Drive, Carpentersville, Illinois 60110 is hereby designated a place for holding court for purposes of the hearings of the Municipal Officers Electoral Board for the Village of Carpentersville, Carpentersville, Illinois, as constituted pursuant to the Illinois Election Code.

The terms and conditions of this Order shall be effective commencing Tuesday, February 8, 2005 and until further order of this court.

ENTER this 4<sup>th</sup> day of February, 2005.

  
Donald C. Hudson  
Chief Judge

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2005 FEB - 4 P 3:42  
DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.

GENERAL ORDER 05-03

COPY

IT IS HEREBY ORDERED that by a majority vote of the Circuit Judges of the Sixteenth Judicial Circuit, the attached Drug Rehabilitation Program Court Rules and Procedures, Article 36 are adopted in and for Kane County.

IT IS FURTHER ORDERED that these rules may be adopted by DeKalb and Kendall Counties upon the written order of the Presiding Judge of that County.

ENTER this 2nd day of February, 2005.

*Donald C. Hudson*  
Donald C. Hudson, Chief Judge

*Philip L. DiMarzio*  
Philip L. DiMarzio  
*Judith M. Brawka*  
Judith M. Brawka

*Kurt P. Klein*  
Kurt P. Klein

*F. Keith Brown*  
F. Keith Brown

*Gene L. Nottolini*  
Gene L. Nottolini

*Michael J. Colwell*  
Michael J. Colwell

*Timothy Q. Sheldon*  
Timothy Q. Sheldon

*James T. Doyle*  
James T. Doyle

*Robert B. Spence*  
Robert B. Spence

*Donald J. Fabian*  
Donald J. Fabian

*Robbin J. Stuckert*  
Robbin J. Stuckert

*Joseph M. Grady*  
Joseph M. Grady

*James M. Wilson*  
James M. Wilson

*R. Peter Grometer*  
R. Peter Grometer

*Grant S. Wegner*  
Grant S. Wegner

DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

2005 FEB -7 P 1:34

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ENTERED  
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# KANE COUNTY DRUG REHABILITATION COURT COURT RULES AND PROCEDURES

## I. MISSION

The Illinois General Assembly has recognized that there is a critical need for a criminal justice program that will reduce the incidence of drug use, drug addiction, and crimes committed as a result of drug use and drug addiction. It is the mission of the Kane County Drug Rehabilitation Court, established here under the provisions of 730 ILCS 166/1 *et seq.*, to accomplish these goals through an immediate and highly structured judicial intervention process for substance abuse treatment of eligible defendants that brings together substance abuse professionals, local social programs, and intensive judicial monitoring in accordance with the nationally recommended 10 key components of drug courts. (Appendix G) The Kane County Drug Rehabilitation Court is a combination drug court program within the statutory definition of 730 ILCS 166/10. It is a post-plea program in that only defendants who have pleaded guilty will be admitted to the program.

## II. ETHICAL CONSIDERATIONS

- (A) The National Drug Court Institute's Ethical Considerations for Judges and Attorneys in Drug Court is adopted as a guide for lawyers and judges in the KCDRC to the extent that it is not inconsistent with the Illinois Rules of Professional Conduct (Article VIII Supreme Court Rules) or the Code of Judicial Conduct (Supreme Court Rules 61 *et seq.*)
- (B) No provision of these Rules and Procedures affects the duty or obligation, if any, of counsel of record to attend post-plea proceedings.

## III. DEFINITIONS

- (A) "Drug court professional" means a judge, prosecutor, defense attorney, probation officer, or treatment provider involved with the drug court program.
- (B) "Combination drug court program" means a drug court program that includes a pre-adjudicatory drug court program and a post-adjudicatory drug court program.

## IV. ELIGIBILITY

- (A) Only Defendants who apply for admission to the Kane County Drug Rehabilitation Court (hereinafter referred to KCDRC) will be considered for admission.
- (B) No applicant will be admitted without the agreement of the prosecution and the approval of the court.

- (C) No defendant shall be admitted to the KCDRC unless he or she is a resident of Kane County. Once admitted, continued Kane County residency is required unless the KCDRC Judge orders otherwise.
- (D) A defendant shall be excluded from KCDRC if any one of the following apply:
  - (1) The crime is a crime of violence as set forth in clause (4) of this subsection (E).
  - (2) The defendant denies his or her use of or addiction to drugs.
  - (3) The defendant does not demonstrate a willingness to participate in a treatment program.
  - (4) The defendant has been convicted of a crime of violence within the past 10 years excluding incarceration time, including, but not limited to: first degree murder, second degree murder, predatory criminal sexual assault of a child, aggravated criminal sexual assault, criminal sexual assault, armed robbery, aggravated arson, arson, aggravated kidnapping, kidnapping, aggravated battery resulting in great bodily harm or permanent disability, stalking, aggravated stalking, or any offense involving the discharge of a firearm.
  - (5) The defendant has previously completed or has been discharged from a drug court program.
- (E) No defendant shall be admitted to the KCDRC if, at the time of plea of guilty, felony charges are pending alleging a crime of violence as defined above.

## V. PROCEDURE

- (A) The chief judge shall establish the format of operation of the KCDRC, including, but not limited to scheduling and the approval of forms.
- (B) The chief judge shall assign one judge to preside over all KCDRC cases. No defendant shall be permitted to enter the KCDRC or remain in the KCDRC under the supervision of any other judge, unless the chief judge so orders.
- (C) KCDRC proceedings shall be of record as may be required by applicable Supreme Court Rules and statutes, including but not limited to, waiver of counsel, guilty plea, sanction hearings resulting in imprisonment, motions to reconsider sanctions, and discharge hearings.
- (D) When a defendant appearing in open court or counsel on his or her behalf requests admission to the KCDRC and appears to meet the eligibility requirements set forth in Section IV above, such case or cases shall immediately be transferred to the KCDRC for formal application.
- (E) No application for admission to the KCDRC shall be considered when the defendant is not represented by counsel unless:
  - (1) The defendant waives counsel pursuant to S.Ct. Rule 401, and
  - (2) The defendant is further advised by the court that:

- (a) if the defendant chooses to represent himself or herself that the defendant would be at a disadvantage without a lawyer and that the outcome of the case could be affected in a way detrimental to the defendant as a direct result, and
  - (b) the defendant may change his or her mind at any time and hire a lawyer, or if he or she cannot afford to hire a lawyer, request that a lawyer be appointed to represent him or her at which time the court will appoint a lawyer if eligible.
- (F) The judge of the KCDRC shall order an eligibility screening and an assessment of the defendant by an agent designated by the State of Illinois to provide assessment services for the Illinois Courts. The KCDRC judge may order that the screening and assessment be conducted in an inpatient or outpatient facility. An assessment need not be ordered if the court finds a valid assessment related to the present charge pending against the defendant has been completed within the previous 60 days.
- (G) The judge shall inform the defendant that if the defendant fails to meet the conditions of the drug court program, eligibility to participate in the program may be revoked and the defendant may be sentenced as provided in the Unified Code of Corrections for the crime or crimes to which the defendant has pleaded guilty, or, if the defendant has been sentenced to probation, that the probation may be revoked and the defendant resentenced as provided in the Unified Code of Corrections for the crime or crimes of which the defendant stands convicted.
- (H) The defendant shall execute an application form (Appendix A). If a defendant is applying for admission to KCDRC in more than one case, he or she shall execute an application form for each case.
- (I) If accepted, the defendant shall execute a written agreement (Appendix B) in which he or she agrees to all of the terms and conditions of the program, including but not limited to the possibility of sanctions or incarceration for failing to abide or comply with the terms of the program. If the defendant is admitted to the KCDRC in more than one case, he or she shall execute a written agreement for each case.
- (J) In addition to any conditions authorized under the Pretrial Services Act 725 ILCS 185/0.1 *et seq.* and Section 5-6-3 of the Unified Code of Corrections, the court may order the defendant to complete substance abuse treatment in an outpatient, inpatient, residential, or jail-based custodial treatment program. Any period of time a defendant shall serve in a jail-based treatment program may not be reduced by the accumulation of good time or other credits and may be for a period of up to 120 days.
- (K) The KCDRC rules and procedures include the regimen of graduated requirements and rewards, sanctions, and procedures as set forth in Appendix B, as now constituted and as may be amended by way of general order by the chief judge.



## VI. SUBSTANCE ABUSE TREATMENT

- (A) The KCDRC shall maintain a network of substance abuse treatment programs representing a continuum of graduated substance abuse treatment options commensurate with the needs of defendants.
- (B) Any substance abuse treatment program to which defendants are referred must meet all of the rules and governing programs in Parts 2030 2060 of Title 77 of the Illinois Administrative Code.
- (C) The KCDRC judge may, at his or her discretion, employ additional services or interventions, as he or she deems necessary on a case by case basis.

## VII. VIOLATIONS, SANCTIONS, TERMINATION, DISCHARGE

- (A) If the KCDRC judge finds from the evidence presented including but not limited to the reports or proffers of proof from a prosecutor, defense attorney, probation officer, or treatment provider involved with the KCDRC program that:

- (1) the defendant is not performing satisfactorily in the assigned program
- (2) the defendant is not benefiting from education, treatment, or rehabilitation;
- (3) the defendant has engaged in criminal conduct rendering him or her unsuitable for the KCDRC program; or
- (4) the defendant has otherwise violated the terms and conditions of the KCDRC program or his or her sentence or is for any reason unable to participate,

the KCDRC judge may impose reasonable sanctions under prior written agreement of the defendant (Appendix B), including but not limited to imprisonment or dismissal of the defendant from the KCDRC program and the court may reinstate sentencing proceedings against him or her before a judge designated by the chief judge to hear such matters, or, if the defendant has already been sentenced, may proceed under Section 5-6-4 of the Unified Code of Corrections for a violation of probation, conditional discharge, or supervision hearing before a judge designated by the chief judge to hear such matters.

- (B) Hearsay is admissible. The judge shall weigh the circumstances of the making of the statement along with all other relevant factors in determining what weight to give the evidence. Proffers may be oral or written, but if oral, must be based upon information reduced to a writing.
- (C) In determining what constitutes a reasonable sanction the court shall consider the nature of the violation, the treatment history of the defendant, the need to protect the public, the need to protect the defendant, and any other reliable information that is relevant.
- (D) The defendant may file a motion to reconsider the sanction. Such motion shall be heard within five court days of its filing unless delay is occasioned by the defendant, which delay shall toll the five day period. The defendant has the right

- (E) to be represented by counsel at the hearing. Failure to hold the hearing as set out herein shall result in the release of the defendant from custody on the sanction if he or she is being held in custody on the sanction. The court shall inform the defendant of these rights at the time the sanction is imposed and shall serve the defendant with a copy of the motion to reconsider form (Appendix E).
- (F) After arrest, upon appearance before the bond call judge, a defendant arrested on a warrant ordered by the KCDRC judge shall be taken before the KCDRC judge, or the judge sitting in his or her stead, within three court days.
- (G) Incarceration sanctions shall not exceed 180 days in the aggregate excluding good time credit. When a defendant's sanction time reaches 180 days, the KCDRC judge shall call paragraph 7-4 of the Participation Agreement to the defendant's attention. A defendant may waive the 180 day limit if he or she files a written request (appendix C). The request must be initiated by the defendant without prompting from any drug court professional other than defendant's attorney. The waiver may be for a period not to exceed 14 days. If the KCDRC judge in his or her discretion accepts the waiver, the defendant may be incarcerated for the additional period not to exceed 14 days. The defendant may request additional waivers which shall not exceed five additional waivers per any consecutive twelve month period. No waiver may exceed 14 days.
- (H) A defendant admitted to the KCDRC may at any time move orally or in writing to voluntarily terminate his or her participation in the KCDRC. If the request is oral, the defendant shall be provided with a written voluntary termination form (appendix D) and shall sign it. Upon being presented with a signed voluntary termination form, the KCDRC judge shall, without delay, transfer the case to the judge who is designated by the chief judge to preside over sentencing hearings of defendants whose participation in the KCDRC has been terminated for sentencing pursuant to Section 5-4-1 of the Unified Code of Corrections. If the defendant entered the KCDRC as a condition of probation, the case shall be transferred to the judge designated by the chief judge to preside over probation violation matters for probation violation hearing pursuant to Section 5-6-4 of the Unified Code of Corrections.
- (I) Upon successful completion of the terms and conditions of the KCDRC program the court may vacate defendant's plea and the finding and judgment of guilty and dismiss the original charges against the defendant or successfully terminate the defendant's sentence or otherwise discharge him or her from any further proceedings against him or her in the original prosecution. No order of successful discharge from the KCDRC shall enter unless, immediately prior to the date of discharge, the defendant has completed a minimum 12 consecutive months without the use of prohibited substances.

05 MR 1

**GENERAL ORDER 05 -02**  
*Amending General Order 04-11*

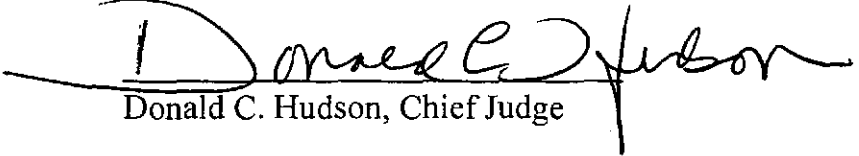
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General Order 04-11 is hereby amended as follows:

All cases involving defendants who are charged with Class III or Class IV felony offenses other than cases where drug offenses are charged, and who are in custody on their initial court date in the felony division, following bond call, shall be transferred instanter/immediately to the presiding judge in courtroom 313 for expedited resolution in the Accelerated Disposition Court Call.

This Order is effective February 9, 2005.

DATED this 1st day of February, 2005.

  
Donald C. Hudson, Chief Judge

EGORAH-SEYLLER  
COURT CLERK  
KANE COUNTY PA

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**GENERAL ORDER 05-01**  
**Revised from General Order 04-09**

**Change in Fees**

**Section 1:** Victim Impact Panels shall be held in the Multi Purpose Room at the Kane County Judicial Center, commencing at 7:00 p.m. These panels will be conducted in English on the following dates in 2005:

January 3	May 2	September 12
February 7	June 6	October 3
March 7	July 11	November 7
April 4	August 1	December 5

**COPY**

**Section 2:** Victim Impact Panels shall be held in Spanish, in the Multi Purpose Room commencing, at 7:00 p.m. on the following dates in 2005:

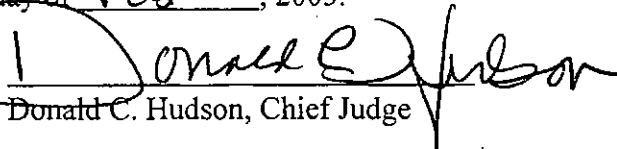
February 14	April 11	June 13
August 8	October 17	December 12

**Section 3:** Presenters appearing at the Victim Impact Panels shall be paid the sum of \$100.00 to cover the expenses such as gasoline, vehicle use, lost time, etc., for attendance at the panel.

**Section 4:** Until further order, persons attending the Victim Impact Panel, including defendants from outside Kane County, shall pay \$20.00 for the cost of such program, including the expense amounts to be paid to presenters. However, individuals represented by the Public Defender shall pay \$10.00 to cover the cost of the program.

**Section 5:** The collection, deposit and disbursement of monies for the operation of the Victim Impact Panel shall be handled by Adult Court Services.

This Order is effective on the 3rd day of Feb, 2005.

  
Donald C. Hudson, Chief Judge

DEBORAH SEYLER  
SUPPORT COURT CLERK  
KANE COUNTY, PA

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DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.

GENERAL ORDER 04-14

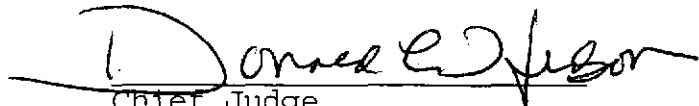
IT IS HEREBY ORDERED THAT:

Section 1. Pursuant to 10 ILCS 5/6-21 of the Illinois Revised Statutes, the Court being advised that the term of Charles R. Bond as a member of the Board of Election Commissioners of the City of Aurora, Kane, Kendall and Will Counties, Illinois does expire on the first day of December, 2004 and it appearing that said Charles R. Bond has performed the duties of his office since his appointment as a member of the said Election Commission in a lawful and proper manner, and continues to be a member of one of the two leading political parties of the State of Illinois, the court hereby reappoints Charles R. Bond as a member of said Election Commission for a period of three (3) years from and after the expiration of his term, and until his successor is appointed.

Section 2. The said Charles R. Bond shall take his seat on such Board immediately upon filing the oath and bond as set forth in 10 ILCS 5/6-24 of the Illinois Revised Statutes.

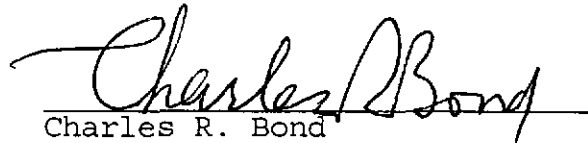
Section 3. This order shall take effect December 1, 2004

ENTER this 16<sup>th</sup> day of December, A.D., 2004

  
Chief Judge  
16th Judicial Circuit

I, Charles R. Bond, do solemnly swear that I am a citizen of the United States, and have resided in the State of Illinois for a period of 2 years last past, and that I am a legal voter and resident of the jurisdiction of the City of Aurora Board of Election Commissioners. That I will support the Constitution of the United States and of the State of Illinois, and the laws passed in pursuance thereof, to the best of my ability, and will faithfully and honestly discharge the duties of the office of Election Commissioner.

DATE: NOVEMBER 18, 2004

  
Charles R. Bond



# The Ohio Casualty Insurance Company

## BOND

No. 2-085-577-12

### KNOW ALL MEN BY THESE PRESENTS:

That we Charles R. Bond

of Aurora, IL

as Principal,

(Insert Full Name [top line] and Address [bottom line] of Principal)

and, The Ohio Casualty Insurance Company a corporation organized and existing under the laws of the State of Ohio, (hereinafter called the Surety), are held and firmly bound unto

City of Aurora, IL

(Insert Full Name [topline] and Address [bottom line] of Obligee)

in the aggregate and non-cumulative penal sum of Ten Thousand and no/100

(\$ 10,000.00 )

DOLLARS, for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

**SIGNED, SEALED and DATED**

October 7, 2004

**THE CONDITION OF THE ABOVE OBLIGATION IS SUCH,** That Whereas, the said Principal has been elected or appointed to (or holds by operation of law) the office of Commissioner of Elections

for a term beginning on December 1, 2004 and ending on December 1, 2007

**NOW, THEREFORE,** If the said Principal shall well, truly and faithfully perform all official duties required by law of such official during the term aforesaid, the principal and the Surety hereby agreeing that if said bond is required by any statute, all the provisions of such statute are hereby made a part of this bond, then this obligation shall be void; otherwise to remain in full force and effect.

Charles R. Bond

Charles R. Bond

The Ohio Casualty Insurance Company

By: Dawn M. Woodbury

Attorney-in-fact

Dawn M. Woodbury,

CERTIFIED COPY OF POWER OF ATTORNEY  
THE OHIO CASUALTY INSURANCE COMPANY  
WEST AMERICAN INSURANCE COMPANY

No. 35-623

**Know All Men by These Presents:** That THE OHIO CASUALTY INSURANCE COMPANY, an Ohio Corporation, and WEST AMERICAN INSURANCE COMPANY, an Indiana Corporation, in pursuance of authority granted by Article VI, Section 7 of the By-Laws of The Ohio Casualty Insurance Company and Article VI, Section 1 of West American Insurance Company, do hereby nominate, constitute and appoint: **Dawn M. Woodbury of Lombard, Illinois** its true and lawful agent (s) and attorney (s)-in-fact, to make, execute, seal and deliver for and on its behalf as surety, and as its act and deed any and all BONDS, UNDERTAKINGS, and RECOGNIZANCES, not exceeding in any single instance **FIVE MILLION (\$5,000,000.00) DOLLARS**, excluding, however, any bond(s) or undertaking(s) guaranteeing the payment of notes and interest thereon

And the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the Companies at their administrative offices in Hamilton, Ohio, in their own proper persons. The authority granted hereunder supersedes any previous authority heretofore granted the above named attorney(s)-in-fact.

In WITNESS WHEREOF, the undersigned officer of the said The Ohio Casualty Insurance Company and West American Insurance Company has hereunto subscribed his name and affixed the Corporate Seal of each Company this **15th day of May, 2001**.



*Sam Lawrence*  
\_\_\_\_\_  
Sam Lawrence, Assistant Secretary

STATE OF OHIO,  
COUNTY OF BUTLER

On this **15th day of May, 2001** before the subscriber, a Notary Public of the State of Ohio, in and for the County of Butler, duly commissioned and qualified, came Sam Lawrence, Assistant Secretary of THE OHIO CASUALTY INSURANCE COMPANY and WEST AMERICAN INSURANCE COMPANY, to me personally known to be the individual and officer described in, and who executed the preceding instrument, and he acknowledged the execution of the same, and being by me duly sworn deposed and saith, that he is the officer of the Companies aforesaid, and that the seals affixed to the preceding instrument are the Corporate Seals of said Companies, and the said Corporate Seals and his signature as officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal at the City of Hamilton, State of Ohio, the day and year first above written.



*Cheryl S. Gregory*  
\_\_\_\_\_  
Notary Public in and for County of Butler, State of Ohio  
My Commission expires **August 6, 2002**.

This power of attorney is granted under and by authority of Article VI, Section 7 of the By-Laws of The Ohio Casualty Insurance Company and Article VI, Section 1 of West American Insurance Company, extracts from which read:

Article VI, Section 7. APPOINTMENT OF ATTORNEYS-IN-FACT, ETC. "The chairman of the board, the president, any vice-president, the secretary or any assistant secretary of each of these Companies shall be and is hereby vested with full power and authority to appoint attorneys-in-fact for the purpose of signing the name of the Companies as surety to, and to execute, attach the corporate seal, acknowledge and deliver any and all bonds, recognizances, stipulations, undertakings or other instruments of suretyship and policies of insurance to be given in favor of any individual, firm, corporation, or the official representative thereof, or to any county or state, or any official board or boards of county or state, or the United States of America, or to any other political subdivision."

Article VI, Section 1. APPOINTMENT OF RESIDENT OFFICERS. "The Chairman of the Board, the President, any Vice President, a Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint attorneys in fact for the purpose of signing the name of the corporation as surety or guarantor, and to execute, attach the corporate seal, acknowledge and deliver any and all bonds, recognizances, stipulations, undertakings or other instruments of surety-ship or guarantee, and policies of insurance to be given in favor of an individual, firm, corporation, or the official representative thereof, or to any county or state, or any official board or boards of any county or state, or the United States of America, or to any other political subdivision."

This instrument is signed and sealed by facsimile as authorized by the following Resolution adopted by the respective directors of the Companies (adopted May 27, 1970-The Ohio Casualty Insurance Company; adopted April 24, 1980-West American Insurance Company):

"RESOLVED that the signature of any officer of the Company authorized by the By-Laws to appoint attorneys in fact, the signature of the Secretary or any Assistant Secretary certifying to the correctness of any copy of a power of attorney and the seal of the Company may be affixed by facsimile to any power of attorney or copy thereof issued on behalf of the Company. Such signatures and seal are hereby adopted by the Company as original signatures and seal, to be valid and binding upon the Company with the same force and effect as though manually affixed."

CERTIFICATE

I, the undersigned Assistant Secretary of The Ohio Casualty Insurance Company and West American Insurance Company, do hereby certify that the foregoing power of attorney, the referenced By-Laws of the Companies and the above Resolution of their Boards of Directors are true and correct copies and are in full force and effect on this date.

IN WITNESS WHEREOF, I have hereunto set my hand and the seals of the Companies this **7th day of October, 2004**.



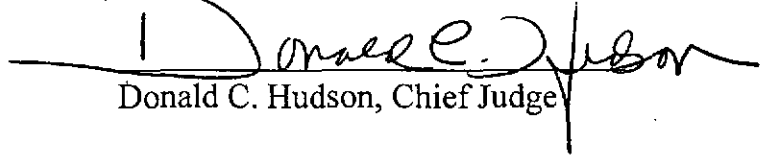
*Mad E. Schmidt*  
\_\_\_\_\_  
Assistant Secretary



GENERAL ORDER 04-13

Judges Philip L. DiMarzio, Patricia Piper Golden, Robert L. Janes, Timothy Q. Sheldon, and Grant S. Wegner, are hereby authorized to hear and decide expungement petitions pursuant to 20 ILCS 2630/5.

Entered this 13<sup>th</sup> day of December, 2004.

  
Donald C. Hudson, Chief Judge

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CLERK OF THE  
CIRCUIT COURT OF FRANKLIN COUNTY, IL

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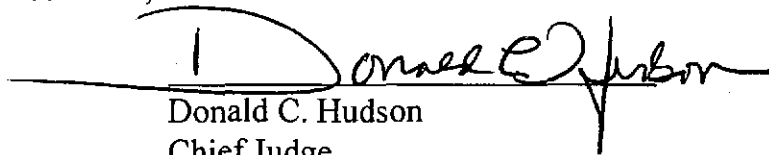
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**GENERAL ORDER 04-12**

Pursuant to Supreme Court Rule 21(b) Judge F. Keith Brown is hereby appointed to serve as Acting Chief Judge in my absence.

Entered this 6<sup>th</sup> day of December, 2004.

  
Donald C. Hudson  
Chief Judge

**COPY**

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DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, PA

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**GENERAL ORDER 04 -11**

Pursuant to Supreme Court Rule 21(b) the following Judges are hereby assigned to the court assignments indicated below effective December 6, 2004. This Order supersedes General Order 03-20.

**ADMINISTRATION KANE COUNTY JUDICIAL CENTER  
ROOM 301 - CHAMBERS, DONALD C. HUDSON, CHIEF JUDGE**

**FELONY DIVISION  
KANE COUNTY JUDICIAL CENTER  
PHILIP L. DI MARZIO - PRESIDING JUDGE**

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DEBORAH STELLER  
CIRCUIT COURT CLERK  
KANE COUNTY, PA

**Courtroom 305**

**Patricia Piper Golden**  
Jury trials (felony and misdemeanor) -  
Monday and Tuesdays;  
Class II and greater drug offenses  
bench trials, motions and status - Wednesday  
through Friday.  
Class III and IV controlled substances act and  
cannabis control act cases in which the  
defendant is not admitted to the drug  
rehabilitation court are assigned to courtroom  
305.  
Class III and IV felonies other than controlled  
substances act and cannabis control act cases  
are to be assigned equally and randomly to  
courtrooms 311, 313, and 319; cases in this  
category presently pending in courtroom 305  
shall be transferred by the Judge presiding in  
that courtroom to courtrooms 311, 313 and 319  
on a rotating basis.

**Courtroom 311**

**Timothy Q. Sheldon**  
Jury trials (felony and misdemeanor) -  
Monday and Tuesdays;  
Felonies; (excluding drug offenses) - bench  
trials, motions and status - Wednesday through  
Friday.

**Courtroom 313**

**Grant S. Wegner**

Jury trials (felony and misdemeanor) -  
Monday and Tuesdays;  
Felonies; (excluding drug offenses) -  
bench trials, motions, and status -  
Wednesday through Friday

**Courtroom 319**

**Philip L. DiMarzio**

Jury trials (felony and misdemeanor) -  
Monday and Tuesdays;  
Felonies (excluding drug offenses) bench  
trials, motions and status - Wednesday  
through Friday.

**Courtroom 217**

**Donald C. Hudson**

Jury trials (felony and misdemeanor) -  
Monday and Tuesdays; Monday through  
Wednesday; petitions to revoke probation,  
unlawful possession of stolen or converted  
vehicles - bench trials, hearings, motions and  
status -  
Thursdays and Fridays - Special settings only.

**SPECIAL RESOURCE DIVISION  
KANE COUNTY JUDICIAL CENTER  
JAMES T. DOYLE - PRESIDING JUDGE**

**Courtroom 209**

**James C. Hallock**

**Domestic Violence Court**

Jury Trials - Mondays and Tuesdays'  
Orders of Protection (criminal) Returns -  
Tuesday afternoons; bench trials, motions  
and status Wednesdays; and Tuesday and  
Thursday afternoons; status, returns and  
petitions to revoke Thursday mornings;  
Elgin Mental Health Hearings - Fridays.

**Courtroom 211**

**Allen M. Anderson**

**DUI Court and Misdemeanor Jury Trial  
Coordinator**

Jury Trials - Mondays; bench trials, motions  
and status - Tuesday through Friday.

**Courtroom 203**

**James T. Doyle**  
**Drug Rehabilitation Court and Class III  
and IV Drug Court**  
Jury Trials - Monday and Tuesdays;  
Bench trials, motions and status, - Thursdays  
and Fridays;  
Drug Rehabilitation Court - Monday through  
Friday as needed and Wednesday evenings.

**FAMILY DIVISION  
KANE COUNTY JUDICIAL CENTER  
ROBERT B. SPENCE - PRESIDING JUDGE**

**Courtroom 101**

**William H. Weir**  
Post Decree Matters - Monday, Tuesday,  
Wednesday and Fridays  
Civil Division Assignments, Kane County  
Courthouse - Thursdays

**Courtroom 111**

**Joseph M. Grady**  
Trial Judge

**Courtroom 113**

**Stephen Sullivan**  
Trial Judge

**Courtroom 123**

**Robert B. Spence**  
Trial Judge

**Courtroom 101 Night Court**

**Rotation assigned by Presiding Judge**

**TRAFFIC AND MISDEMEANOR DIVISION  
KANE COUNTY JUDICIAL CENTER  
ELGIN AND AURORA BRANCH COURTS  
ROBERT L. JANES - PRESIDING JUDGE**

**Elgin Branch Court**

**Franklin D. Brewe**  
Traffic and Misdemeanor

**Aurora Branch Court**

**William P. Brady**  
Traffic and Misdemeanor

**Courtroom 201**

**John J. Nelligan**  
Traffic and Misdemeanor  
bond call, felony and misdemeanor -  
Monday through Friday;  
Jury Trials - Mondays;  
Bench trials, motions and status calls -  
Tuesday through Friday.

**CIVIL DIVISION  
KANE COUNTY COURTHOUSE  
MICHAEL J. COLWELL, PRESIDING JUDGE**

**Courtroom 110**

**Michael J. Colwell**  
**Monday through Friday**  
All chancery, miscellaneous remedy,  
eminent domain, tax and MC cases. Any  
other civil case assigned to courtroom 110  
by the Presiding Judge of the Civil Division.  
**Tuesday, Wednesday and Thursday -**  
All administrative motions. All probate  
matters including guardianship and decedent  
estate matters.

**Courtroom 120**

**Wiley W. Edmondson**  
**Monday (A.M. and P.M.)** all small claims  
and law medium jury trials.  
**Tuesday through Friday (A.M.)** all small  
claims, law medium and arbitration returns  
and motions and arbitration practice related  
matters.  
**Tuesday through Friday (P.M.)** all small  
claims and law medium trials.

**Courtroom 350**

**Judith M. Brawka**  
**Monday through Wednesday (AM and PM)**  
all small claims and law medium arbitration  
motions and arbitration practice related  
matters. Any chancery, miscellaneous remedy,  
eminent domain, tax law, law medium small  
claims and probate cases assigned by the  
Presiding Judge of the Civil Division.

**Thursday (A.M.)** all chancery real estate mortgage foreclosure cases and Arbitration Motions and returns.

**Friday (A.M.)** all chancery real estate mortgage foreclosure cases.

**Courtroom 310**

**Gene L. Nottolini**  
Civil trial judge

**Courtroom 320**

**Donald J. Fabian**  
Civil trial judge

**Courtroom 340**

**F. Keith Brown**  
Civil trial judge

**JUVENILE DIVISION  
KANE COUNTY JUDICIAL CENTER  
and  
KANE COUNTY JUVENILE JUSTICE CENTER  
JUDGE THOMAS E. MUELLER, PRESIDING**

**Juvenile Justice Center**

**Thomas E. Mueller**  
Delinquency and detention;  
Back-up abuse and neglect

**Judicial Center - Courtroom 005**

**M. Karen Simpson**  
Abuse and neglect, back-up  
detention hearing;  
Kendall County every Wednesday

**SPECIAL ASSIGNMENT JUDGE**

**Robert L. Janes/James R. Edwards**  
Assigned by Chief Judge to cover  
vacancies; DeKalb County on the  
the Third Wednesday of each month.

Floater coverage, *when available*, will include the following:

Kane County - Courtrooms 201, 209, 211, 217, Aurora Branch Court, Elgin  
Branch Court, Carpentersville Branch Court, Small Claims

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT  
KANE COUNTY, ILLINOIS

IN RE: The Matter of the Setting Bond for )  
the Office of CLERK OF )  
THE 16TH JUDICIAL CIRCUIT COURT )  
for the terms of office commencing )  
December 1, 2004. )

**COPY**

DEBORAH SEYLLER  
CLERK OF THE CIRCUIT COURT  
KANE COUNTY, ILL.

2004 DEC 14 P 1:30

FILED IN  
SERIES 04-10

GENERAL ORDER No. 04-10

This matter coming to be heard on the Court's own motion and the Court being fully advised in the premises and having jurisdiction of the subject matter thereof;

WHEREAS, it appears to the Court that an election was held on November 2, 2004 for the office of CLERK OF THE 16<sup>TH</sup> JUDICIAL CIRCUIT COURT OF KANE COUNTY, and

WHEREAS, it appears to the Court that DEBORAH SEYLLER was elected Clerk of the 16<sup>th</sup> Judicial Circuit Court, and

WHEREAS, Chapter 705 ILCS 105/4 requires any two of the Judges of the Circuit Court to fix the bond of the Clerk of the Circuit Court,

THEREFORE, BE IT HEREBY ORDERED:

1. That the bond of the Clerk of the 16<sup>th</sup> Judicial Circuit Court for the term of office commencing December 1, 2004 is hereby fixed in the sum of FOUR MILLION DOLLARS (\$4,000,000.00), payable to the People of the State of Illinois;
2. That the County of Kane, on behalf of DEBORAH SEYLLER, Clerk of the 16<sup>th</sup> Judicial Circuit Court, shall, in addition to her bond carry a faithful performance bond in the amount of ONE MILLION DOLLARS (\$1,000,000.00) for the manager of Accounting and Internal Audit, and ONE HUNDRED THOUSAND DOLLARS (\$100,000.00) for the Chief of Security, payable to the People of the State of Illinois.

Date: 11-30-04

*Robert L. Dimaggio*  
Chief Judge

*Donald E. Gibson*  
Circuit Court Judge



04MR01

GENERAL ORDER 04-09  
Victim Impact Panel Dates - 2005

COPY

**Section 1:** Victim Impact Panels shall be held in the Multi Purpose Room at the Kane County Judicial Center, commencing at 7:00 p.m. These panels will be conducted in English on the following dates in 2005:

January 3	May 2	September 12
February 7	June 6	October 3
March 7	July 11	November 7
April 4	August 1	December 5

**Section 2:** Victim Impact Panels shall be held in Spanish, in the Multi Purpose Room commencing, at 7:00 p.m. on the following dates in 2005:

February 14	April 11	June 13
August 8	October 17	December 12

**Section 3:** Presenters appearing at the Victim Impact Panels shall be paid the sum of \$100.00 to cover the expenses such as gasoline, vehicle use, lost time, etc., for attendance at the panel.

**Section 4:** Until further order, persons attending the Victim Impact Panel shall pay \$10.00 for the cost of such program, including the expense amounts paid to be paid to presenters. However, individuals represented by the Public Defender shall pay \$4.00 to cover the cost of the program.

**Section 5:** The collection, deposit and disbursement of monies for the operation of the Victim Impact Panel shall be handled by Adult Court Services.

This Order is effective on the 25<sup>th</sup> day of October, 2004.

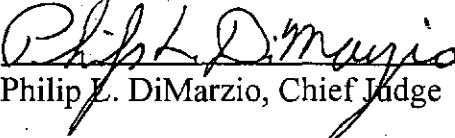
*Philip H. D'Amico*  
Chief Judge

FILED  
 2004 OCT 26 P 1:21  
 42  
 CLERK OF COURT  
 COUNTY OF KANE

**GENERAL ORDER 04-08**  
**Modifying Section 4 of General Order 03-15**

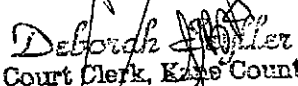
Because attorneys employed by or under contract with the Guardianship and Mental Health Advocacy Commission are no longer available for appointment, pursuant to 405 ILCS 5/3-805(2), the Kane County Public Defender shall be and is hereby appointed to represent respondents in mental health proceedings referred to in Sections 1, 2 and 3 of General Order 03-15 and shall have access to the court files and record. Copies thereof may be furnished to the Public Defender without further order of court.

ENTER this 24<sup>th</sup> day of September, 2004.

  
Philip L. DiMarzio, Chief Judge

A true copy of the original of this document is on file in my office

Attest: \_\_\_\_\_

  
Circuit Court Clerk, Kane County, Illinois

By: \_\_\_\_\_  
Deputy Clerk

DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

2004 SEP 24 P 2:42

FILED \_\_\_\_\_  
ENTERED 22

GENERAL ORDER 04-07


IN THE CIRCUIT COURT FOR THE 16<sup>th</sup> JUDICIAL CIRCUIT  
KANE COUNTY, ILLINOIS

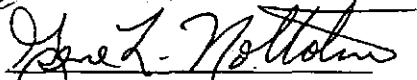
FILED \_\_\_\_\_  
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2004 SEP 30 P 2:21  
DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

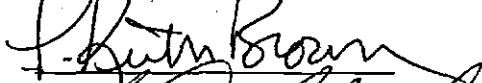
IN THE MATTER OF THE APPOINTMENT )  
OF DONALD C. HUDSON, AS THE CHIEF )  
JUDGE OF THE 16<sup>th</sup> JUDICIAL CIRCUIT OF )  
THE STATE OF ILLINOIS. )

The majority of the Circuit Judges in and for the Sixteenth Judicial Circuit of the State of Illinois, having voted to appoint Donald C. Hudson to be the Chief Judge of the Sixteenth Judicial Circuit of the State of Illinois, does hereby appoint Donald C. Hudson, Chief Judge of the Sixteenth Judicial Circuit, Illinois, effective December 1, 2004.

ENTER this 16th day of September 2004.

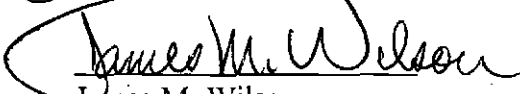
  
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Gene L. Nottolini

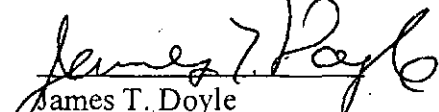
  
F. Keith Brown

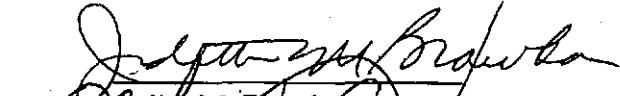
  
Michael J. Colwell

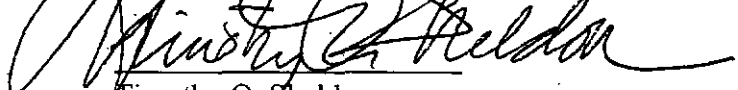
  
Donald J. Fabian

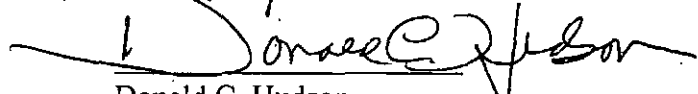
  
James M. Wilson

  
Kurt P. Klein

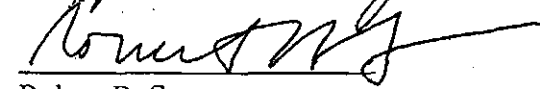
  
James T. Doyle

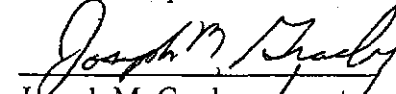
  
Judith M. Brawka

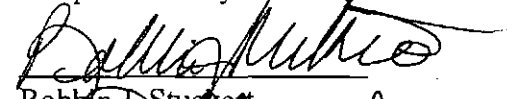
  
Timothy Q. Sheldon


  
Donald C. Hudson

  
Philip L. DiMarzio

  
Robert B. Spence

  
Joseph M. Grady

  
Robbin J. Stuckert

  
R. Peter Grometer

**GENERAL ORDER 04-06**

Whereas the judges of the Civil Division desire to adjust the distribution of the Courts case load and whereas the Presiding Judge of the Civil Division has consulted with all the judges of the civil division concerning this subject, and whereas it has been determined that (fifty) 50% of the arbitration case load should be transferred to Courtroom 120 from Courtroom 350 as to all future filings only;

Now therefore pursuant to *Supreme Court Rule 21(b)* the following Judges are hereby assigned to the court assignments indicated below effective October 1, 2004

**CIVIL DIVISION  
Kane County Courthouse  
Honorable Michael J. Colwell, Presiding**

FILED \_\_\_\_\_  
ENTERED **42**  
2004 SEP 17 11:22  
DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

**Courtroom 120 Judge Wiley W. Edmondson**

Monday (A.M. and P.M.) All Small Claims and Law Medium Jury trials.

Tuesday through Friday (A.M.) All Small Claims, Law Medium and Arbitration returns and motions and Arbitration practice related matters.

Tuesday through Friday (P.M.) All Small Claims and Law Medium trials

**Courtroom 350 Judge Judith M. Brawka**

Monday through Wednesday (A.M. and P.M.) All Small Claims and Law Medium Arbitration motions and Arbitration practice related matters. Any Chancery, Miscellaneous Remedy, Eminent Domain, Tax Law, Law Medium Small Claims and Probate cases assigned by the Presiding Judge of the Civil Division.

Thursday and Friday (A.M.) All Chancery Real Estate Mortgage Foreclosure cases.

IT IS HEREBY ORDERED that the judges in Courtroom 350 and Courtroom 120 shall co-ordinate their schedules for maximum efficiency of the practicing bar. The Scheduling Department of the Circuit Court and the Clerk of the Court shall implement the revised schedules as directed by the Courtroom 120 and Courtroom 350 judges.

This Order is effective upon its entry.

Entered this 16<sup>th</sup> day of September, 2004.

*Philip L. Dimaggio*  
CHIEF JUDGE

04 MRO1

**GENERAL ORDER 04 - 05**  
**Amending General Order 03-20**

**COPY**

General Order 03-20 is hereby amended as follows:

Judge John J. Nelligan is assigned to courtroom 201.

Judge Robert L. Janes shall serve as a special assignment judge.

Class III and IV Controlled Substances Act and Cannabis Control Act cases in which the defendant is not admitted to the Drug Rehabilitation Court are assigned to courtroom 305.

Class III and IV felonies other than Controlled Substance Act and Cannabis Control Act cases are assigned equally and randomly to courtrooms 311, 313, and 319. Cases in this category presently pending in courtroom 305 shall be transferred by the judge presiding in that courtroom to courtrooms 311, 313 and 319 on a rotating basis.

This Order is effective September 13, 2004.

Dated this 8<sup>th</sup> day of September 2004.

*Philip L. DiMarzio*  
Philip L. DiMarzio  
Chief Judge

FILED \_\_\_\_\_  
ENTERED 42  
2004 SEP - 8 P 3:49  
DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
DEKALB COUNTY, IL

*James Debra 75*

*Deborah Seyller*



04 MRO1

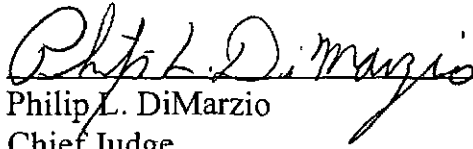
**COPY**

**GENERAL ORDER 04-04**

Attorney Sandra T. Parga is hereby appointed conflict counsel to replace John A. Barsanti who has resigned from the position effective August 1, 2004.

This appointment is effective August 1, 2004 to December 31, 2004.

Enter this 8<sup>th</sup> day of July, 2004.

  
Philip L. DiMarzio  
Chief Judge

FILED        **A2**  
ENTERED         
2004 JUL -9 A 9:40  
DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

# COPY

## GENERAL ORDER 04-03

### IT IS HEREBY ORDERED THAT:

A. The Circuit Court for the Sixteenth Judicial Circuit of the State of Illinois, shall adjourn, and the Office of the Clerk of the Circuit Court of the counties of Kane, Kendall, and DeKalb shall be closed on the following legal holidays for the year 2005.

FILED  
ENTERED 42  
2004 JUL - 8 3:39  
DEBORAH S. CLERK  
CIRCUIT COURT, ILL.  
KANE COUNTY, ILL.

<u>Holiday</u>	<u>Observed On</u>
New Year's Day (Observed)	Friday, December 31, 2004
Martin Luther King, Jr. Day	Monday, January 17, 2005
Lincoln's Birthday (Observed)	Friday, February 11, 2005
Washington's Birthday (Observed)	Monday, February 21, 2005
Spring Holiday	Friday, March 25, 2005
Memorial Day	Monday, May 30, 2005
Independence Day	Monday, July 4, 2005
Labor Day	Monday, September 5, 2005
Columbus Day (Observed)	Monday, October 10, 2005
Veteran's Day	Friday, November 11, 2005
Thanksgiving Day	Thursday, November 24, 2005
Day Following Thanksgiving	Friday, November 25, 2005
Christmas Day (Observed)	Monday, December 26, 2005
New Year's Day (Observed)	Monday, January 2, 2006

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

ENTERED this 8<sup>th</sup> day of July, 2004.

*Philip L. DiMarzio*  
Philip L. DiMarzio, Chief Judge

04 MRI

**GENERAL ORDER 04 -02**

**ELECTRONIC ACCESS TO COURT RECORDS**

FILED  
ENTERED  
2004 JUN 10 P 3:53  
JUDICIAL CIRCUIT CLERK  
KANE COUNTY ILLINOIS

**WHEREAS**, the Administrative Office of Illinois Courts has adopted an Electronic Access Policy for Circuit Court Records of the Illinois Courts; and

**WHEREAS**, said policy provides a balance of interests in the context of the present electronic environment; and

**WHEREAS**, said policy distinguishes between the electronic record and the paper record, providing electronic access to court records in a way that mutually benefits the public and the judiciary by making certain court records convenient for the public while protecting the privacy of identifiable interests; and

**WHEREAS**, The Circuit Clerks of DeKalb, Kane, and Kendall Counties have reviewed said policy and are prepared for its implementation.

**IT IS THEREFORE ORDERED** that electronic access for circuit court records of the Sixteenth Judicial Circuit shall be governed by the policy set forth in Appendix A of this General Order.

ENTERED this 10<sup>th</sup> day of June, 2004.

*Philip L. DiMarzio*  
Philip L. DiMarzio, Chief Judge

**COPY**



Appendix A  
**Electronic Access for Circuit Court Records of the 16<sup>th</sup> Judicial Circuit  
Kane, DeKalb, and Kendall Counties**

**SECTION 1**

**Section 1.00 – PURPOSE OF ELECTRONIC ACCESS POLICY**

(a) The purpose of this policy is to provide a comprehensive policy on electronic access to the court records held by the Clerks of the 16<sup>th</sup> Judicial Circuit. The policy provides for access in a manner that:

- (1) Maximizes accessibility to court records;
- (2) Supports the role of the judiciary;
- (3) Promotes governmental accountability;
- (4) Contributes to public safety;
- (5) Minimizes risk of injury to individuals;
- (6) Makes most effective use of court and clerk of court staff;
- (7) Provides excellent customer service;
- (8) Protects individual privacy rights and interests;
- (9) Protects proprietary business information;
- (10) Minimizes reluctance to use the court to resolve disputes;
- (11) Does not unduly burden the ongoing business of the judiciary; and
- (12) Complies with the Supreme Court Policy on Electronic Access to Records.

(b) The policy is intended to provide guidance to (1) those seeking electronic access to court records and (2) judges, and court and clerk of court personnel responding to requests for electronic access.

(c) The clerk shall employ appropriate security measures, procedures, devices and software to protect the court's records and to prevent unauthorized access.

(d) This policy does not limit or expand access to the official court record maintained by the clerks of the circuit courts. Access to those records is governed by the Supreme Court's *General Administrative Order on Recordkeeping in the Circuit Courts* and applicable laws. The official court records held by the clerk of court are available for free access and inspection during regular office hours of that office by all persons. 705 ILCS 105/16.6.

(e) The right to access and disseminate any court record may not be subject to any exclusive contract with another person or entity. 705 ILCS 105/13. A non exclusive contract with one vendor is not a guarantee that any and all electronic dissemination vendors have a right to electronic access to the court's record. Electronic access and dissemination is dependant upon the clerk's recordkeeping system, the clerk's ability to provide secure access to allow additional access. It is not intended to cause an undue burden upon the clerk or court to provide additional access.

**SECTION 2**

**Section 2.00 – WHO HAS ACCESS UNDER THIS ELECTRONIC ACCESS POLICY**

Every member of the public will have the same electronic access to court records as provided in this policy, except as provided in Sections 4.20 and 4.30 of this policy.

"Public" includes:

- (a) any person and any business or non-profit entity, organization or association;
- (b) any governmental agency for which there is no existing court rule, order, or law defining the agency's access to court records;
- (c) media organizations; and
- (d) entities that gather and disseminate information for whatever reason, and regardless of whether it is done with the intent of making a profit, without distinction as to nature or extent of access.

"Public" does not include:

- (e) court or clerk of court employees;
- (f) people or entities, private or governmental, who assist the court in providing court services;
- (g) public agencies whose access to court records is defined by another court rule, order or law; and
- (h) attorneys of record who will be allowed greater electronic access to their specific cases, as the capabilities of the case management system on which those records are stored evolves.

### SECTION 3

#### Section 3.00 – DEFINITIONS

For the purpose of this policy the definitions will apply.

#### Section 3.10 – DEFINITION OF "ELECTRONIC COURT RECORD"

The "Electronic Court Record" includes information in electronic form related to: indexes relating to cases; calendars, record sheets, and chronologies relating to cases; pleadings, orders, dispositions, and other documents relating to cases which are maintained by the clerk of the court and not excluded under Sections 4.20 and 4.30 of this policy, by court rule, order, or law.

#### Section 3.20 – DEFINITION OF "PUBLIC ACCESS"

"Public access" means that the public can inspect and copy the electronic court record using electronic access, except as provided for in Sections 4.20 and 4.30 of this policy.

#### Section 3.30 – DEFINITION OF "ELECTRONIC ACCESS"

"Electronic access" means that inspection of the electronic court record can be made through the use of technology, such as the Internet, direct dial, KIOSK, digitizing scanners etc.

#### Section 3.40 – DEFINITION OF "IN ELECTRONIC FORM"

Information in a court record "in electronic form" includes information that exists as:

- (a) electronic representations of text or graphic documents;
- (b) an image, including a video image, of a document, exhibit or other thing; or
- (c) data in an electronic database.

*Comments*

*Access to any electronic recording made of a court proceeding is governed by Administrative Order M.R. 15956, entered May 28, 1999 and is not addressed in this policy.*

**Section 3.50 – DEFINITION OF “OFFICIAL COURT RECORD”**

The “official court record” is the basic record as defined under Part 1, Section F of the *Manual of Recordkeeping* or law.

**Section 3.60 – DEFINITION OF “COURT RULE”**

“Court rule” means any Rule of the Supreme Court of Illinois and any local rule or administrative order established as provided by Supreme Court Rule 21.

**Section 3.70 – DEFINITION OF “LAW”**

“Law” means any federal or state constitutional provision or federal or state statute passed by the U.S. Congress or the Illinois General Assembly.

**Section 3.80 – DEFINITION OF “CASE”**

“Case” means a public judicial proceeding assigned a case number as provided for in the *Manual on Recordkeeping*.

**Section 3.90 – DEFINITION OF “FILED DOCUMENT”**

“Filed document” means a document, such as a pleading, filed or entered into the record of a case by someone other than the court and maintained by the clerk as part of the official court record.

**SECTION 4**

**Section 4.00 – APPLICABILITY OF ELECTRONIC ACCESS POLICY**

This policy applies to accessing electronic court records as defined herein and as provided for by local court rule.

**Section 4.10 – GENERAL ACCESS**

Information in the electronic court record is accessible to the public, except as provided in Section 4.20 and Section 4.30. Availability of any particular case, or any portion of a case, is dependant upon the storage capacity, capabilities of the clerk’s case management system, and the clerk’s progress in electronic recordkeeping.

**Section 4.20 – LIMITATIONS TO ELECTRONIC ACCESS**

(a) The *General Administrative Order on Recordkeeping in the Circuit Courts* provides for the destruction of court records. That order should be referred to for guidance on whether and when electronic access may or should be terminated.

(b) A clerk of court may elect to continue to provide access to all or part of the electronic court record where approval has been received to destroy the basic record of the case.

(c) A case management system may necessitate that portions of the electronic court record be removed from or not be made available by electronic access.

#### **Section 4.30 – ELECTRONIC COURT RECORDS EXCLUDED FROM PUBLIC ACCESS**

(a) Information that is impounded, sealed (including sealed notes of judges), or expunged pursuant to law or by court rule, order, or pursuant to the *Manual on Recordkeeping* shall be excluded from public access in electronic form. Access and inspection of this information is governed by the existing court rules and laws regulating public access to the official court record. Inspection must be made in person at the office of the clerk of court.

(b) Information that is not permitted to be accessible to the public in electronic form or that is not permitted to be accessible to the public remotely, pursuant to state or federal law, court rule, or applicable case law, shall be excluded from public access in electronic form. The following information is excluded from public access in electronic form, unless authorized by the Supreme Court.

- Financial information that provides complete identifying account numbers of specific assets, liabilities, and accounts, such as credit cards, social security and FEIN numbers, and P.I.N. numbers of both individuals and business entities;
- Proprietary business information such as trade secrets, customer lists, financial information, and tax returns (including personal tax returns);
- Information constituting trade secrets, copyrighted or patented material or which is otherwise owned by the state or local government and whose release would infringe on the government's proprietary interests;
- Notes, drafts and work products prepared by a judge or for a judge by court staff or individuals working for the judge related to cases before the court;
- Names, addresses, or telephone numbers of potential or sworn jurors in a criminal case,
- Juror questionnaires and transcripts of voir dire of prospective jurors;
- Wills deposited with the court pursuant to the *Manual on Recordkeeping*;
- Arrest warrants prior to the arrest of the person named;
- Any documents filed or imaged. Attorneys of record may have access to documents filed or imaged.

#### **Section 4.40 – REQUESTS FOR BULK DISSEMINATION OF COURT RECORDS IN ELECTRONIC FORM**

A request for bulk dissemination is defined as a request for all, or a significant subset, of the information in court records that is maintained in electronic form, as is and without modification or compilation. Dissemination of bulk information in electronic form is not permitted for court records, except where explicitly provided by court rule, court order, or law.

#### **Section 4.50 – ACCESS TO COMPILED INFORMATION FROM COURT RECORDS**

Compiled information is defined as information derived from the selection, aggregation or manipulation of court information from more than one individual electronic court record, including statistical reports, and information that is not already available in an existing record or report. Dissemination of compiled information in electronic form is limited to standardized reports developed by the clerk to alleviate the manual labor associated with accessing the same

information in the physical case record, such as the new criminal case filings. The clerk shall seek court approval for each standardized report to be disseminated electronically.

**Section 4.60 – REQUESTS TO RESTRICT INFORMATION IN ELECTRONIC COURT RECORDS FROM PUBLIC ACCESS**

(a) Except as provided in Sections 4.20 and 4.30 and part (b) of this Section, the electronic court record is an exact representation of the official court record.

**Section 4.70 – COURT RECORDS IN ELECTRONIC FORM PRESUMPTIVELY SUBJECT TO ELECTRONIC ACCESS BY THE PUBLIC**

If possible, the following information in court records should be made electronically accessible to the public if it exists in electronic form, except as provided in Sections 4.20 and 4.30:

- (a) Indices to cases as provided in the *Manual on Recordkeeping*;
- (b) Calendars of court proceedings;
- (c) The record sheets for cases as provided for in the *Manual on Recordkeeping*.

**SECTION 5**

**Section 5.00 – WHEN ELECTRONIC COURT RECORDS MAY BE ACCESSED**

Electronic court records under this policy will be available for access on a 24 hour basis, subject to unexpected technical failures, normal system maintenance, or as may otherwise be technically feasible.

**SECTION 6**

**Section 6.00 – FEES FOR ACCESS**

(a) There shall be no additional fee for electronic access to the court record as provided for in this policy. However, this does not limit a clerk of court from charging fees for copies regardless of form, format, or media of exchange of documents filed with the clerk.

(b) This section does not apply to a contractual relationship between the public or vendor and the court or clerk of court to provide any service allowed by court rule or law.

*Comments*

*Subsection (a): The public is allowed free access to inspect the records maintained by the clerk of court as provided by Section 16(6) of the Clerks of Court Act, 705 ILCS 105/16(6). It is the intent of this subsection to provide the same free access to inspect the electronic court record.*

**SECTION 7**

**Section 7.00 – OBLIGATIONS OF VENDORS PROVIDING INFORMATION TECHNOLOGY SUPPORT TO A COURT TO MAINTAIN COURT RECORDS**

(a) It shall be the duty of the court and clerk of court to assure that any contract with a vendor to provide electronic access to court records is consistent with the requirements of this

policy. Any agreement with a vendor to provide electronic access to court records must be approved by the chief judge.

(b) For purposes of this section, "vendor" includes a private entity and state, county or local governmental agency that provides information technology services to a court.

## SECTION 8

### **Section 8.00 – NOTICE AND EDUCATION REGARDING ELECTRONIC ACCESS POLICY**

(a) The court or clerk of the court is not required to notify or educate the public regarding electronic access to court records as proved for herein.

(b) The clerk of court shall maintain for inspection at all times a current copy of this rule, along with the Supreme Court Policy associated with this rule.

04 MR 01

COPY

GENERAL ORDER 04-01  
Modifying General Order 94-43

CASA VOLUNTEERS

FILED \_\_\_\_\_ 103  
ENTERED A2  
2004 MAR -2 A 9:49  
DEBORAH SEYLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

IT IS HEREBY ORDERED:

**Section 1.** CASA-Kane County, Inc., an Illinois not-for-profit corporation (CASA - Kane Co.), is recognized by the Sixteenth Judicial Circuit as a community service organization established to provide volunteer workers to investigate facts involving cases of alleged child abuse and neglect, to report on those facts to the Juvenile Court Judge, and to submit recommendations as to the child(ren) 's best interests to the Juvenile Court Judge in those cases where so ordered by a judge.

**Section 2.** In the proceedings brought under Article II of the Juvenile Court Act of 1987 ("Abused, Neglected or Dependent Minors"), the judge presiding in Juvenile Court may by written order appoint CASA - Kane Co. as the Guardian ad Litem ("GAL") of the child(ren) alleged to have been abused and/or neglected, in accordance with Sec. 2-17 of the Act. CASA shall then appoint one or more of its sworn volunteers as the CASA-GAL assigned to the particular proceedings. The CASA-GAL so appointed shall conduct an investigation, as warranted, and shall make recommendations to the Court concerning the best interests of the child(ren).

In proceedings brought under *Section 755 ILCS 5/11-1 et seq.* of the *Probate Act*, CASA GAL's may be appointed by the Court as deemed necessary. The CASA GAL so appointed will conduct an investigation and background check as to the involved parties and shall present the information to the Court for its use in making the appropriate determination under *Section 755 ILCS 5/11-1 et. seq.* The CASA GAL shall not make any recommendations to the Court in these types of proceedings.

**Section 3.** The Juvenile Court Judge shall administer an oath to each CASA-GAL, (either at the time of appointment or at such prior time as is deemed appropriate), which oath shall bind the CASA-GAL to faithfully perform the duties set forth in this General Order.

**Section 4.** The court may direct the CASA-GAL or others to supply a copy of the appointing order to CASA-Kane County, Inc. at their administrative offices.

**Section 5.** After such appointment, CASA-Kane County, and the CASA-GAL shall undertake the following, as deemed necessary and appropriate by the CASA-GAL:

1. Interview the child(ren).
2. Interview other persons with knowledge about the case, such as family members, foster family members or persons living in the family residence.
3. Interview teachers, social workers, friends, employees and other persons as necessary to determine the factual background.
4. Investigate available placement alternatives for the child(ren), including but not limited to relatives, foster placement and group homes.
5. Prepare a written report to be submitted to the court no less than two (2) days prior to the scheduled hearing, and therein set forth findings and recommendations as to the best interests of the child(ren).
6. Appear in court at the scheduled hearings.
7. Continue contact with the child(ren), family members or others as ordered by the court to monitor progress.
8. Submit supplemental written reports to the court concerning changes in circumstances, recommendations for modifications in disposition or compliance with the orders of the court.
9. Otherwise perform the functions of a GAL.

**Section 6.** For the purpose of carrying out his/her responsibilities, a CASA-GAL shall be entitled to:

- a) review all records and reports necessary to performing their responsibilities, including but not limited to the Juvenile Court file, law enforcement records pertaining to the circumstances of the case, the medical records of the child(ren), the counseling records of the child(ren), and D.C.F.S. records pertaining to the child(ren) or the parents or guardians of the child(ren) unless specifically exempt from disclosure under the AIDS Confidentiality Act (410 ILCS 305), the Mental Health and Developmental Disability Act (740 ILCS 110), the Alcoholism and Other Drug Dependency Act (20 ILCS 30518), and/or the other Child Sexual Abuse Prevention Act (325 ILCS 15/5);
- b) attend D.C.F.S. or other public agency meetings or conferences pertaining to the child(ren) and/or the parents or guardians of the child(ren), except for those meetings or conferences subject to the attorney-client or other privilege;
- c) receive copies of notices, pleadings and other documents filed



in the case; and

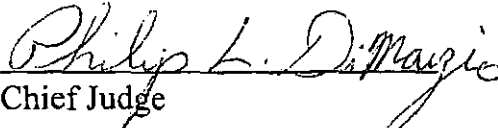
- d) be notified of any court proceedings sought or scheduled.

**Section 7.** The CASA-GAL shall have all the usual powers and duties of Guardian ad Litem when so appointed, in addition to the powers and duties stated herein.

**Section 8.** Unless otherwise specifically ordered, CASA-Kane County and the CASA-GAL shall be considered terminated and his or her obligation discharged upon the entry by the judge of a dispositional order permanently placing the child.

**Section 9.** This Order shall take effect immediately; General Order 94-23 is hereby superceded.

ENTER this 2<sup>nd</sup> day of March, 2004.

  
Chief Judge

GENERAL ORDER 03-01

Pursuant to Supreme Court Rule 39, all circuit judges of the sixteenth judicial circuit, including Justice R. Peter Grometer who sits by appointment on the Appellate Court of the Second District, are hereby appointed to serve as the sixteenth judicial circuit nominating committee for the purpose of submitting to the Administrative Office of Illinois Courts the names of two qualified candidates for each vacancy in the office of associate judge.

Entered this 14<sup>th</sup> day January, 2003

*Philip L. DiMarzio*  
Philip L. DiMarzio, Chief Judge

FILED \_\_\_\_\_  
ENTERED **42**  
2003 JAN 15 P 2:18  
DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL  
87

~~A true copy of the original of this document is on file in my office  
Attest: *Jan 15 2003*  
*Deborah Seyller*  
Circuit Court Clerk, Kane County, Illinois  
By: *[Signature]*  
Deputy Clerk~~

**COPY**

**GENERAL ORDER 03-02**

In recognition of the fact that the increase in traffic school tuition will not be reflected on some of the forms delivered to defendants, the Circuit Clerk and her deputies are authorized to accept as payment in full the amount indicated on the form issued to the defendant for citations issued through February 14, 2003. Such funds collected from defendants who were issued the pre-increase forms shall be allocated as before the increase.

For citations issued after February 14, 2003, only the current fee shall be accepted as payment in full.

Entered this 16<sup>th</sup> day of January, 2003

*Philip L. DiMarzio*  
Philip L. DiMarzio, Chief Judge

DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

2003 JAN 16 A 10 41

RECORDED

A true copy of the original of this document is on file in my office  
Attest: *Jan 16 2003*  
*Deborah Seyller*  
Circuit Court Clerk, Kane County, Illinois  
By *[Signature]*  
Deputy Clerk

**GENERAL ORDER 03-03**

Pursuant to Supreme Court Rule 21(b) the following Judges are hereby assigned to the court assignments indicated below effective March 3, 2003. This Order supersedes General Order 02-17.

**FELONY DIVISION  
KANE COUNTY JUDICIAL CENTER  
DONALD C. HUDSON - PRESIDING JUDGE**

FILED  
ENTERED **42**  
2003 FEB - 7 A 10:46  
DEBORAH SEYLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

Courtroom 305

**Grant S. Wegner**  
Jury trials (felony and misdemeanor) -  
Mondays and Tuesdays;  
Class II and greater drug offenses and Class  
III and IV non-drug felonies - bench trials,  
motions and status - Wednesday through Friday.

Courtroom 311

**Timothy Q. Sheldon**  
Jury trials (felony and misdemeanor) -  
Mondays and Tuesdays;  
Felonies; (excluding drug offenses) - bench  
trials, motions and status - Wednesday through  
Friday.

Courtroom 313

**Donald C. Hudson**  
Jury trials (felony and misdemeanor) -  
Mondays and Tuesdays;  
Felonies (excluding drug offenses) - bench  
trials, motions and status - Wednesday through  
Friday.

Courtroom 319

**Patricia Piper Golden**  
Jury trials (felony and misdemeanor) -  
Mondays and Tuesdays;  
Felonies (excluding drug offenses) bench  
trials, motions and status - Wednesday through  
Friday.

Courtroom 217

**Philip L. DiMarzio**

Jury Trials (felony and misdemeanor) - Mondays and Tuesdays; Petitions to Revoke Probation, Unlawful Possession of Stolen or Converted Vehicles - Bench trials, hearings, motions, and status - Wednesday through Friday.

**SPECIAL RESOURCE DIVISION  
KANE COUNTY JUDICIAL CENTER  
JAMES T. DOYLE - PRESIDING JUDGE**

Courtroom 209

**Richard J. Larson**

**Domestic Violence Court**

Jury Trials - Mondays and Tuesdays; Orders of Protection (criminal) Returns - Tuesday afternoons; Bench trials, Motions and Status Wednesdays and Tuesday and Thursday afternoons; Status, Returns and Petitions to Revoke Thursday mornings; Elgin Mental Health Hearings - Fridays.

Courtroom 211

**James C. Hallock**

**DUI Court and Misdemeanor Jury Trial Coordinator**

Jury Trials - Mondays; Bench Trials, Motions and Status - Tuesday through Friday.

Courtroom 203

**James T. Doyle**

**Drug Rehabilitation Court and Class III and IV Drug Court**

Jury Trials - Mondays and Tuesdays; Bench Trials, Motions and Status - Thursdays and Fridays; Drug Rehabilitation Court - Monday through Friday as needed and Wednesday evenings.

**CIVIL DIVISION**  
**Kane County Courthouse**  
**Michael J. Colwell, Presiding**

Courtroom 110

**Michael J. Colwell**

Monday through Friday

All Chancery, Miscellaneous Remedy, Eminent Domain, Tax and MC cases. Any other civil case assigned to courtroom 110 by the Presiding Judge of the Civil Division.

Tuesday, Wednesday, Thursday

All Administrative Motions. All Probate matters including Guardianship and Decedent Estate matters.

Courtroom 120

**Wiley W. Edmondson**

All Small Claims and Law Medium filings, one-day Small Claims or Law Medium Jury trials.

Courtroom 350

**Judith M. Brawka**

Monday through Wednesday (A.M. and P.M.)

Thursday and Friday (P.M.) All Small Claims and Law Medium Arbitration motions and Arbitration practice related matters. Any Chancery Miscellaneous Remedy Eminent Domain, Tax Law, Law Medium, Small Claim and Probate cases assigned by the Presiding Judge of the Civil Division.

Thursday and Friday (A.M.) All Chancery Real Estate Mortgage Foreclosure cases.

Courtroom 310

**Gene L. Nottolini**

Civil Trial Judge

Courtroom 320

**Donald J. Fabian**

Civil Trial Judge

Courtroom 340

**F. Keith Brown**

Civil Trial Judge

**FAMILY DIVISION  
KANE COUNTY JUDICIAL CENTER  
ROBERT B. SPENCE - PRESIDING JUDGE**

Courtroom 101	<b>Franklin D. Brew</b> Post Decree Matters - Monday, Tuesday, Wednesday and Fridays Civil Division Assignments, Kane County Courthouse - Thursdays
Courtroom 111	<b>Joseph M. Grady</b> Trial Judge
Courtroom 113	<b>Stephen Sullivan</b> Trial Judge
Courtroom 123	<b>Robert B. Spence</b> Trial Judge
Courtroom 101 Night Court	Rotation assigned by Presiding Judge

**TRAFFIC AND MISDEMEANOR DIVISION  
KANE COUNTY JUDICIAL CENTER  
ELGIN AND AURORA BRANCH COURTS  
ROBERT L. JANES - PRESIDING JUDGE**

Elgin Branch Court	<b>Allen M. Anderson</b> Traffic and Misdemeanor
Aurora Branch Court	<b>William H. Weir</b> Traffic and Misdemeanor
Courtroom 201	<b>Robert L. Janes</b> Traffic and Misdemeanor Bond Call, Felony and Misdemeanor - Monday through Friday; Jury Trials - Mondays; Bench Trials, Motions and Status Calls - Tuesday through Friday.

**JUVENILE DIVISION  
KANE COUNTY JUDICIAL CENTER  
and  
KANE COUNTY JUVENILE JUSTICE CENTER  
JUDGE THOMAS E. MUELLER, PRESIDING**

Juvenile Justice Center

**Thomas E. Mueller**  
Delinquency and Detention;  
Back-up Abuse and Neglect

Judicial Center - Courtroom 005

**M. Karen Simpson**  
Abuse and Neglect, Back-up Detention  
Hearing;  
Kendall County every Wednesday

**SPECIAL ASSIGNMENT JUDGE**

**James R. Edwards**  
Assigned by Chief Judge to cover vacancies;  
DeKalb County on the third Wednesday  
of each month

Floater coverage, *when available*, will include the following:

- Kane County - Courtrooms 201, 209, 211, 217, Aurora Branch Court, Elgin Branch Court, Carpentersville Branch Court, Small Claims, Courtroom 120, Juvenile, and Courtroom 101 within the Family Division
- DeKalb County - Judges' Donnelly and Klein's high volume call except for the months of June, July and August.
- Kendall County - Either Judge Wilson or Judge Wojtecki; no coverage will be provided for the Wednesday call of Judge Simpson.



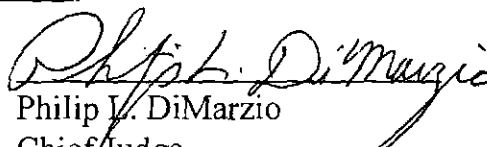
DEKALB COUNTY COURTHOUSE  
SYCAMORE, ILLINOIS  
JUDGE KURT P. KLEIN, PRESIDING JUDGE

Douglas Engel  
James Donnelly  
Robbin J. Stuckert

KENDALL COUNTY COURTHOUSE  
YORKVILLE, ILLINOIS  
JUDGE JAMES WILSON, PRESIDING JUDGE

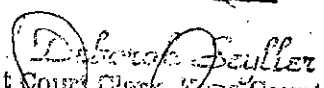
Leonard Wojtecki  
M. Karen Simpson, Wednesdays only

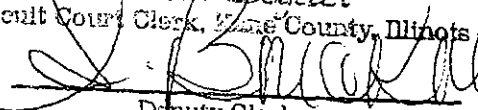
Entered this 7<sup>th</sup> day of February, 2003.

  
Philip L. DiMarzio  
Chief Judge

A true copy of the original of this document is on file in my office

Attest: Feb 7 03

  
Circuit Court Clerk, DeKalb County, Illinois

By:   
Deputy Clerk

GENERAL ORDER 03-04

General Order 95-17 is hereby repealed.

Entered this 7<sup>th</sup> day of February, 2003.

*Philip L. DiMarzio*  
Philip L. DiMarzio  
Chief Judge

DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

2003 FEB - 7 A 10:46

FILED  
ENTERED **42**

A true copy of the original of this document is on file in my office

Agent: 300.7 EB

*Deborah Seyller*  
Circuit Court Clerk, Kane County, Illinois

By: *[Signature]*  
Deputy Clerk

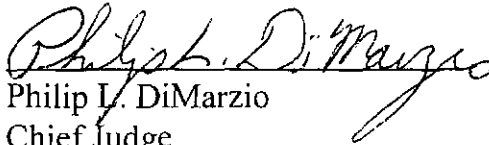
GENERAL ORDER 03-05

**In Re: The appointment of William H. Weir, Associate Judge for the Sixteenth Judicial Circuit.**

The Chief Judge of the Sixteenth Judicial Circuit having been advised by the Director of the Administrative Office of the Illinois Courts, that William H. Weir has received the majority of the votes of the Circuit Judges for the Sixteenth Judicial Circuit to fill a vacancy in the office of Associate Judge.

IT IS HEREBY ORDERED that William H. Weir is appointed Associate Judge of the Sixteenth Judicial Circuit effective February 25, 2003.

ENTER this 18<sup>th</sup> day of February, 2003.

  
Philip L. DiMarzio  
Chief Judge

DEBORAH SCYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

2003 FEB 18 P 2:54

42

103

03 MR 01

GENERAL ORDER 03-06

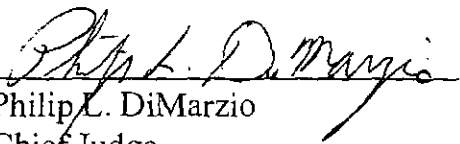
**In Re: The appointment of William H. Weir, Associate Judge for the Sixteenth Judicial Circuit.**

The Chief Judge of the Sixteenth Judicial Circuit having been advised by the Director of the Administrative Office of the Illinois Courts, that William H. Weir has received the majority of the votes of the Circuit Judges for the Sixteenth Judicial Circuit to fill a vacancy in the office of Associate Judge.

IT IS HEREBY ORDERED that William H. Weir is appointed Associate Judge of the Sixteenth Judicial Circuit effective February 24, 2003.

This order supersedes General Order 03-05.

ENTER this 24<sup>th</sup> day of February, 2003.

  
Philip L. DiMarzio  
Chief Judge

FILED  
ENTERED  
2003 FEB 24 P 4:28  
JEROME H. SEYBEN  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.

47

**GENERAL ORDER 03-07**

**WHEREAS**, in June, 2000, the Administrative Office of the Illinois Courts asked the Illinois Family Violence Coordinating Councils to form a Full Faith and Credit team to attend the regional Full Faith and Credit meeting convened in Indianapolis, Indiana by the National Council of State Courts. One of the issues addressed at the meeting was the value of a uniform order of protection in a state for guaranteeing full faith and credit; and

**WHEREAS**, thereafter the Conference of Chief Circuit Judges formed a special committee assigned with the responsibility of proposing such uniform forms; and

**WHEREAS**, representatives from the Conference of Chief Circuit Judges began working with the Illinois Violence Family Coordinating Full Faith and Credit team along with representatives from Circuit Clerks, legal assistance attorneys, assistant state's attorneys and victim witness coordinators, domestic violence programs, Illinois Coalition Against Domestic Violence, Illinois State Police, and Illinois Violence Prevention Authority; and

**WHEREAS**, on January 17, 2003, the Conference of Chief Circuit Judges unanimously adopted forms to be used in domestic violence cases throughout the State of Illinois.

**IT IS THEREFORE ORDERED** that the Verified Petition for Order of Protection, Emergency Order of Protection and Order of Protection (Interim and Plenary-Final) shall be used in substantially the same form as provided in Appendices A, B and C of this General Order within the 16<sup>th</sup> Judicial Circuit.

ENTERED this 7<sup>th</sup> day of March, 2003.

*Philip L. DiMarzio*  
Philip L. DiMarzio, Chief Judge

A true copy of the original of this document is on file in my office  
Attest: Mar 7 03  
*Deborah Spiller*  
Circuit Court Clerk, East County, Illinois  
By: *[Signature]*  
Deputy Clerk

RECORDED & FILED  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

2003 MAR -1 P 2:51

FILED  
A2

86

APPENDIX A  
**CIRCUIT COURT OF ILLINOIS**  
**SIXTEENTH JUDICIAL CIRCUIT**  
**KANE COUNTY**

\_\_\_\_\_  
**Petitioner's Name** (Person desiring protection)

Age of Petitioner: \_\_\_\_\_

Address: \_\_\_\_\_  
\_\_\_\_\_

Case # \_\_\_\_\_

- Independent
- Criminal
- Other Civil Proceeding
- Juvenile

I am filing on behalf of a  minor child,  
 dependent, or  high risk adult:

\_\_\_\_\_  
(Name) (Age)

(file stamp)

v.

\_\_\_\_\_  
**Respondent's Name** (Person you desire protection from)

**VERIFIED PETITION FOR ORDER OF PROTECTION**

**PETITIONER INFORMATION**

The address listed below is for purpose of service of notice in this case, and is Petitioner's:  
Actual address / Alternate Address for Service of Notice because disclosure of abused  
person's actual address would risk further abuse.

\_\_\_\_\_  
(Street / P.O. Box) (City) (State) (Zip Code)

The minor child(ren) to be included in this Order of Protection are:

Full Name Age

**RESPONDENT INFORMATION**

I request an Order of Protection against \_\_\_\_\_  
(Name of Respondent)

Date of Birth: \_\_\_\_ / \_\_\_\_ / \_\_\_\_ Unknown

Social Security Number: \_\_\_\_ - \_\_\_\_ - \_\_\_\_ Sex: Male Female Race: \_\_\_\_\_

Weight: \_\_\_\_ Height: \_\_\_\_ ft. \_\_\_\_ in. Hair color: \_\_\_\_ Eye color: \_\_\_\_\_



Venue is appropriate in this county because the Petitioner resides here the Respondent resides here the abuse occurred here the Petitioner is here temporarily to avoid abuse.



**YOU MUST COMPLETE THE FOLLOWING SECTION IF YOU ARE REQUESTING AN EMERGENCY ORDER:**

I AM REQUESTING AN EMERGENCY ORDER.

I did not give the Respondent notice that I am seeking protection because I fear that giving notice would result in further abuse or because the abuse is likely to recur before I return to court. Good cause exists for granting the remedy or remedies requested without prior service of process or notice.

**REMEDIES SECTION** (750 ILCS 60/214)

PURSUANT TO THE ILLINOIS DOMESTIC VIOLENCE ACT ("THE ACT"), THE PETITIONER SEEKS THE FOLLOWING REMEDIES:

**A. PERSONAL REMEDIES**

**R01** That Respondent be prohibited from:

- Harassment, interference with personal liberty, physical abuse, or stalking.
- Intimidation of a dependent.
- Willful deprivation.
- Neglect.
- Exploitation.

**R03** That Respondent be ordered to stay away from Petitioner and other protected person(s).

That Respondent be prohibited from entering or remaining while Petitioner and/or protected person(s) is/are present at:

- Their place of residence, currently located at \_\_\_\_\_
- Their place(s) of employment, located at \_\_\_\_\_
- Their school(s), located at \_\_\_\_\_
- Any of the following specified places, when Petitioner and/or protected person(s) is/are present: \_\_\_\_\_

~~That Respondent be ordered not to communicate in any way -- directly, indirectly, or through third parties - with Petitioner and/or other protected persons, including, but not limited to phone, written notes, mail, email, or fax.~~

**R14** That Respondent be prohibited from entering or remaining in the residence or household while under the influence of drugs or alcohol and constituting a threat to the safety or well-being of Petitioner or Petitioner's children.

**B. PROPERTY REMEDIES**

**R02** That Petitioner be granted exclusive possession of, and Respondent be prohibited from entering or remaining present at the residence/household located at:

\_\_\_\_\_ because:

- Petitioner has a right to occupancy and Respondent has no such right OR
- Petitioner and Respondent both have right to occupancy but the balance of hardships favors Petitioner's occupancy over Respondent's.

That  Respondent /  Petitioner shall have the right to enter the residence - in the presence of  law enforcement or  an agreed-upon third party, namely \_\_\_\_\_ - solely to transfer personal property as provided in R10 below. *This remedy does not affect title to property (750 ILCS 60/214(b)(2)).*

**R10** That Petitioner be granted the following personal property: \_\_\_\_\_

That the Respondent be ordered to promptly make available the following property over which the Respondent has possession or control: \_\_\_\_\_

because:

The Petitioner, but not Respondent, owns the property.

impracticable and the balance of hardships favors temporary possession by Petitioner.

Petitioner claims property as marital property, and a proceeding has been filed under the Illinois Marriage and Dissolution of Marriage Act ("IMDMA").

Respondent should be given his/her  clothing  personal adornments  medicine  
 other \_\_\_\_\_

Personal property should be transferred  at the residence, or  at \_\_\_\_\_  
 \_\_\_\_\_, 20\_\_\_\_ at \_\_\_\_\_ (am/pm) in the presence of \_\_\_\_\_

**R11** That Respondent be prohibited from taking, transferring, encumbering, concealing, damaging, or otherwise disposing of the following real and/or personal property:

because:

Petitioner, but not Respondent, owns the property; or

The Parties own the property jointly, and the balance of hardships favors granting this remedy.

Petitioner claims property as marital property and a proceeding has been filed under the IMDMA.

Further, that Respondent be prohibited from using financial or other resources of an aged member of the family or household for the profit or advantage of Respondent or any other person.

**C. REMEDIES INVOLVING CHILDREN**

The primary caretaker of the minor child(ren) is  Petitioner  Respondent

Other Person: \_\_\_\_\_  
 (Name and Address)

**R05** That Petitioner be granted the physical care and possession of the minor child(ren) of the parties, and that:

Respondent be ordered to return the minor children to the physical care of:  
 Petitioner

Other \_\_\_\_\_

(Name and Address)

on \_\_\_\_\_ at \_\_\_\_\_ a.m. / p.m. in the presence of \_\_\_\_\_

Respondent be ordered not to remove the minor child(ren) from the physical care of the Petitioner, school/school grounds, or babysitter/daycare provider.

Within 24 hours of the issuance of the Order, the Circuit Clerk is requested to send written notice of the Order to any protected child's day care or school; specifically, that notice be sent to the following: \_\_\_\_\_

**R06 (If you desire temporary custody, you should check this box, but this remedy is not available at the Emergency hearing.)** That the Court award Petitioner temporary custody of the minor child(ren) of the parties.

The children were born prior to or during the course of the marriage between the parties;

The parties are unmarried, said children are children in common of the parties and there

has / has not been a legal determination of parentage.

If neither of the above applies, please explain here: \_\_\_\_\_

**R07 (Visitation) That the Court:**

Deny/Restrict visitation because the Respondent has or is likely to:

Abuse or endanger the minor child(ren) during visitation.

Use visitation as an opportunity to abuse or harass Petitioner, Petitioner's family, or household members.

Improperly conceal or detain the minor child(ren).

Act in a manner that is not in the best interest of the minor child(ren).

Allow the Respondent to have visitation with the minor child(ren) beginning on \_\_\_\_\_ from \_\_\_\_\_ a.m. / p.m. to \_\_\_\_\_ a.m. / p.m.

Each day as follows: \_\_\_\_\_

Each weekend (Note: a weekend is defined as from \_\_\_\_\_ a.m./p.m. to \_\_\_\_\_ a.m./p.m.).

Every other weekend (Note: a weekend is defined as from \_\_\_\_\_ a.m./p.m. to \_\_\_\_\_ a.m./p.m.).

Other: \_\_\_\_\_

and a like period thereafter during the pendency of the Order, in addition to the following Holidays: \_\_\_\_\_

From \_\_\_\_\_ a.m. / p.m. to \_\_\_\_\_ a.m. / p.m.

Allow Respondent visitation that the Court finds to be in the best interests of the child(ren).

Reserve visitation until further hearing.

Due to the necessity of protecting Petitioner from further abuse, that Respondent be prohibited from going to Petitioner's residence to meet the minor child(ren) for visitation.

Order the Respondent to pick up and return the child(ren) for visitation at:

\_\_\_\_\_  
(Street Address/City)

Order that visitation shall take place at \_\_\_\_\_  
(Street Address/City)  
and transportation shall be provided by \_\_\_\_\_.

I request that \_\_\_\_\_ be approved to supervise visitation and that such person has filed or will file an affidavit accepting responsibility and acknowledging accountability to the Court.

Further, that the Court order Respondent to return the child(ren) to Petitioner or Petitioner's designated person immediately at the end of visitation.

With the provision that Petitioner may deny Respondent access to the minor child(ren) if, when Respondent arrives for visitation, Respondent is under the influence of drugs or alcohol and constitutes a threat to the safety and well-being of Petitioner or Petitioner's minor child(ren) or is behaving in a violent or abusive manner (750 ILCS 60/214(b)(7)).

**R08** That the Respondent be ordered not to conceal the minor child(ren) within the State or remove the child(ren) from the State of Illinois.

**R09** That the Respondent be ordered to appear in Court

Alone / With the minor children:

To prevent abuse, neglect, removal or concealment of the child;

To return the child to the custody or care of the Petitioner; or

To permit a court-ordered interview or examination of the child or Respondent.

**R15** That Respondent be denied access to and be prohibited from inspecting, obtaining, or attempting to inspect or obtain school or any other records of the minor child(ren) in the care of the Petitioner because:

Petitioner is requesting that the Order of Protection prohibit Respondent from having contact with the minor child(ren), OR

Petitioner's actual address is omitted due to the risk of further abuse, OR

It is necessary to prevent abuse or wrongful removal or concealment of the minor child(ren).

#### **D. FIREARMS**

**R14.5** The Respondent has threatened to or is likely to use firearms illegally against me.

Respondent

Possesses a firearm.

Has a history of violence.

Has a history of possession/use of firearms.

Carries a firearms on his/her person in a vehicle (Type: \_\_\_\_\_).

May be a threat to the safety of the public or police officer when encountered.

Is, or has been known to be, suicidal.

That the Respondent be ordered to turn over any and all firearms in his/her possession to a law enforcement agency because:

Respondent has used or threatened to use firearms against me, and/or

The Respondent is likely to use firearms illegally against me.

**[Respondent must be present in court or have had actual notice of these proceedings to obtain this remedy.]**

The Respondent has the following firearms (describe each):

Description

Location

---

---

**E. ECONOMIC REMEDIES**

**R12 (If you desire payment of support, you should check this box, but this remedy is not available at the Emergency hearing.)** That the Court order payment of support.

Respondent is unemployed / employed by:

\_\_\_\_\_ At \_\_\_\_\_  
(Employer) (Street Address) (City/State)  
and has an approximate take-home pay of \$\_\_\_\_\_.

Petitioner requests that Respondent be ordered to pay temporary child support.

Petitioner requests that Respondent be ordered to pay temporary support to the Petitioner.

**R13 (If you desire payment for losses suffered, you should check this box, but this remedy is not available at the Emergency hearing.)** That Respondent be ordered to pay Petitioner for losses suffered as a direct result of abuse, neglect, or exploitation, including:

Medical expenses	\$ _____	(if known)
Lost earnings	\$ _____	(if known)
Repair/replacement of property damaged or taken	\$ _____	(if known)
Reasonable attorneys' fees	\$ _____	(if known)
Moving and other travel expenses	\$ _____	(if known)
Reasonable expenses for temporary housing other than a domestic violence shelter/meals	\$ _____	(if known)
Expenses for search and recovery of children	\$ _____	(if known)
Other	\$ _____	(if known)

**If you desire payment for any of the above, please bring documentation (receipts, etc.) to the hearing.**

**R16 (If you desire that the Respondent reimburse a shelter, you should check this box, but this remedy is not available at the Emergency hearing.)** That Respondent be ordered to reimburse a shelter providing temporary housing or counseling to Petitioner.

**F. MISCELLANEOUS REMEDIES**

**R04 (If you desire that the Respondent undergo counseling, you should check this box, but this remedy is not available at the Emergency hearing.)** That the Respondent be ordered to undergo and successfully complete counseling.

**R17** That Respondent be further ordered and enjoined as follows: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**WHEREFORE,** Petitioner moves the Court to grant the relief requested in this petition.

**VERIFICATION**

UNDER THE PENALTIES OF PERJURY AS PROVIDED BY LAW PURSUANT TO SECTION 1-109 OF THE CODE OF CIVIL PROCEDURE, THE UNDERSIGNED CERTIFIES THAT THE STATEMENTS SET FORTH IN THIS INSTRUMENT ARE TRUE AND CORRECT, EXCEPT AS TO MATTERS THEREIN STATED TO BE ON INFORMATION AND BELIEF AND AS TO SUCH MATTERS THE UNDERSIGNED CERTIFIES AS AFORESAID THAT THE UNDERSIGNED VERILY BELIEVES THE SAME TO BE TRUE.

\_\_\_\_\_  
Signature of Petitioner

Attorney:

Name: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_

Phone: \_\_\_\_\_ Fax: \_\_\_\_\_

## DEFINITION OF TERMS USED IN THIS PETITION

1. **Abuse:** "Abuse" means physical abuse, harassment, intimidation of a dependent, interference with personal liberty or willful deprivation but does not include reasonable direction of a minor child by a parent or person *in loco parentis*.
2. **Domestic Violence:** Domestic Violence means abuse as defined in paragraph one.
3. **Exploitation:** "Exploitation" means the illegal, including tortuous, use of a high-risk adult with disabilities or of the assets or resources of a high-risk adult with disabilities. Exploitation includes, but is not limited to, the misappropriation of assets or resources of a high-risk adult with disabilities by undue influence, by breach of a fiduciary relationship, by fraud, deception, or extortion, or the use of such assets or resources in a manner contrary to law.
4. **Family or Household Members:** Include spouses, former spouses, parents, children, stepchildren and other persons related by blood or by present or prior marriage, persons who share or formerly shared a common dwelling, persons who have or allegedly have a child in common, persons who share or allegedly share a blood relationship through a child, persons who have or have had a dating or engagement relationship, and persons with disabilities and their personal assistants. For purposes of this paragraph, neither a casual acquaintanceship nor ordinary fraternization between two individuals in business or social contexts shall be deemed to constitute a dating relationship.
5. **Harassment:** "Harassment" means knowing conduct which is not necessary to accomplish a purpose that is reasonable under the circumstances, would cause a reasonable person emotional distress, and does cause emotional distress to the petitioner. Unless the presumption is rebutted by a preponderance of the evidence, the following types of conduct shall be presumed to cause emotional distress:
  - a) creating a disturbance at petitioner's place of employment or school;
  - b) repeatedly telephoning petitioner's place of employment, home or residence;
  - c) repeatedly following petitioner about in a public place or places;
  - d) repeatedly keeping petitioner under surveillance by remaining present outside his or her home, school, place of employment, vehicle or other place occupied by petitioner or by peering in petitioner's windows;
  - e) repeatedly threatening to improperly remove a child of petitioner's from the jurisdiction, improperly concealing that child from petitioner or making a single such threat following an actual or attempted improper removal or concealment;
  - f) improperly concealing a minor child from petitioner, repeatedly threatening to improperly remove a minor child of petitioner from the jurisdiction or from the physical care of petitioner, repeatedly threatening to conceal a minor child from petitioner, or making a single such threat following an actual or attempted improper removal or concealment, unless respondent was fleeing an incident or pattern of domestic violence; or
  - g) threatening physical force, confinement or restraint on one or more occasions.
6. **Interference with Personal Liberty:** "Interference with personal liberty" means committing or threatening physical abuse, harassment, intimidation or willful deprivation so as to compel another to engage in conduct from which she or he has a right to abstain or to refrain from conduct in which she or he has a right to engage.



7. **Intimidation of a Dependent:** "Intimidation" means subjecting a person who is dependent because of age, health or disability to participation in, or the witnessing of: physical force against another or physical confinement or restraint of another which constitutes physical abuse as herein defined, regardless of whether the abused person is a family or household member.
8. **Neglect:** "Neglect" means the failure to exercise that degree of care toward a high-risk adult with disabilities which a reasonable person would exercise under the circumstances and includes but is not limited to:
- a) the failure to take reasonable steps to protect a high-risk adult with disabilities from acts of abuse;
  - b) the repeated, careless imposition of unreasonable confinement;
  - c) the failure to provide food, shelter, clothing, and personal hygiene to a high-risk adult with disabilities who requires such assistance;
  - d) the failure to provide medical and rehabilitative care for the physical and mental health needs of a high-risk adult with disabilities; or
  - e) the failure to protect a high-risk adult with disabilities from health and safety hazards.
9. **Physical Abuse:** "Physical abuse" includes sexual abuse and means any of the following:
- a) knowing or reckless use of physical force, confinement, or restraint; or
  - b) knowing, repeated and unnecessary sleep deprivation; or
  - c) knowing or reckless conduct which creates an immediate risk of physical harm.
10. **Stalking:** "Stalking" means knowingly and without lawful justification, on at least two (2) separate occasions, following another person or placing the person under surveillance or any combination thereof and:
- a) at any time transmitting a threat of immediate or future bodily harm, sexual assault, confinement or restraint and the threat is directed towards that person or a family member of that person; or
  - b) placing that person in reasonable apprehension of immediate or future bodily harm, sexual assault, confinement or restraint; or
  - c) placing that person in reasonable apprehension that a family member will receive immediate or future bodily harm, sexual assault, confinement, or restraint.
11. **Willful Deprivation:** "Willful deprivation" means willfully denying a person who because of age, health or disability requires medication, medical care, shelter, food, therapeutic device, or other physical assistance, and thereby exposing that person to the risk of physical, mental or emotional harm, except with regard to medical care or treatment when the dependent person has expressed an intent to forego such medical care or treatment. This paragraph does not create any new affirmative duty to provide support to dependent persons.

# Emergency Order of Protection

Case: \_\_\_\_\_  
 Court: Sixteenth JUDICIAL CIRCUIT  
 County: Kane State of ILLINOIS  
 Court Ph.: \_\_\_\_\_

## PETITIONER

\_\_\_\_\_  
 First Middle Last

Petitioner's Address/Alternative Address: \_\_\_\_\_

(file stamp)

And/or on behalf of other protected person(s)  
 (list Name(s) and Age(s)): \_\_\_\_\_

## RESPONDENT

\_\_\_\_\_  
 First Middle Last

Relationship to Petitioner: \_\_\_\_\_

Respondent's Address: \_\_\_\_\_

(Home)

(Work)

**CAUTION:**  Weapon Involved

BHV Code:  Armed  Suicidal  Y (Both)

## RESPONDENT IDENTIFIERS

SEX	RACE	DOB	HT.	WT.
EYES	HAIR	SOCIAL SECURITY #		
DRIVER'S LIC. #		STATE	EXPIR. DATE	

Distinguishing Features (scars, marks, tattoos, martial arts): \_\_\_\_\_

## THE COURT FINDS:

That it has jurisdiction over the Petitioner and subject matter and the Respondent will be provided with reasonable notice and an opportunity to be heard within the time required by Illinois law.

Additional findings are set forth on the following pages.

## THE COURT ORDERS:

That Respondent is prohibited from committing further acts of abuse or threats of abuse. (See R01)

That Respondent is ordered to stay away from Petitioner. (See R03)

Additional terms of this order are set forth herein.

The terms of this Order shall be effective until \_\_\_\_\_ (Date) \_\_\_\_\_ (Time am/pm)

Hearing on the entry of a Plenary/Interim Order of Protection has been set for: \_\_\_\_\_ at \_\_\_\_\_ am/pm  
 (Date) (Time)  
 at \_\_\_\_\_, ILLINOIS.  
 (County Courthouse) (Courtroom #) (City)

# NOTICES CONCERNING THIS EMERGENCY ORDER OF PROTECTION

## WARNING TO RESPONDENT

Violating this Order of Protection is punishable by imprisonment or fine or both, and can cause your bond to be revoked, result in a contempt of court citation against you, or the filing of a criminal charge.

This protection order is enforceable, even without registration, in all 50 states, the District of Columbia, tribal lands, and the U.S. Territories pursuant to the Violence Against Women Act (18 U.S.C. § 2265). Violating this order of protection may subject you to federal charges and punishment. 18 U.S.C. §§ 2261-2262.

Only the court can change this order. The Petitioner cannot give you legal permission to change this order. If you go near the Petitioner, even with the Petitioner's consent, you may be arrested. Unless the court modifies/dismisses this order, you can be arrested for violating this Emergency Order of Protection. You act at your own risk if you disregard this WARNING.

You have been served with notice that the Petitioner has filed for a Plenary or Interim Order of Protection (effective for up to two years), and have been provided with a date on which you must appear in court if you wish to contest entry of the order. If you fail to appear, an Order of Protection may be issued in your absence.

## NOTICE TO PETITIONER

You cannot change the terms of this order by your words or actions. If the Court has ordered no contact or exclusive possession of the residence, only the Court can allow the Respondent to contact you or return to the residence. If you and the Respondent want to resume your relationship, you **must** ask the Court to modify or dismiss this Order of Protection.

If you wish to ask the court for an Interim or Plenary (Final) Order of Protection (effective for up to two years), you must appear in court on the date set for a hearing.

## NOTICE TO ALL LAW ENFORCEMENT AGENCIES AND OFFICERS

This Order of Protection is enforceable, even without registration, in all 50 states, the District of Columbia, tribal lands, and the U.S. Territories pursuant to the Violence Against Women Act (18 U.S.C. § 2265), provided notice of this Emergency Order of Protection has been provided to the Respondent. Violating this Order of Protection may subject the Respondent to state and/or federal charges and punishment. 18 U.S.C. §§ 2261-2262.

**NOTICE TO RESPONDENT**

ANY KNOWING VIOLATION OF AN ORDER OF PROTECTION FORBIDDING PHYSICAL ABUSE, NEGLECT, EXPLOITATION, HARASSMENT, INTIMIDATION, INTERFERENCE WITH PERSONAL LIBERTY, WILLFUL DEPRIVATION, OR ENTERING OR REMAINING PRESENT AT SPECIFIED PLACES WHEN A PROTECTED PERSON IS PRESENT, OR GRANTING EXCLUSIVE POSSESSION OF THE RESIDENCE OR HOUSEHOLD OR GRANTING A STAY AWAY ORDER IS A CLASS A MISDEMEANOR AND A SECOND OR SUBSEQUENT VIOLATION IS A CLASS 4 FELONY. THE GRANTING OF EXCLUSIVE POSSESSION OF THE RESIDENCE OR HOUSEHOLD SHALL CONSTITUTE NOTICE FORBIDDING TRESPASS TO LAND. ANY KNOWING VIOLATION OF AN ORDER AWARDING LEGAL CUSTODY OR PHYSICAL CARE OF A CHILD OR PROHIBITING REMOVAL OR CONCEALMENT OF A CHILD MAY BE A CLASS 4 FELONY. STALKING IS A CLASS 4 FELONY FOR A FIRST OFFENSE AND A CLASS 3 FELONY FOR A SUBSEQUENT OFFENSE. ANY WILLFUL VIOLATION OF ANY ORDER IS CONTEMPT OF COURT. ANY VIOLATION MAY RESULT IN FINE OR IMPRISONMENT.

**FINDINGS [Jurisdiction]**

The Court finds that:

Good cause exists for granting the remedy or remedies requested without prior service of process or notice because:

- A. The harm that remedies 1, 3, 5, 8, 9, 11, 14, 15, and 17 are intended to prevent would be likely to occur if the Respondent were given prior notice, or greater notice than was actually given, of the Petitioner's efforts to obtain judicial relief.
- B. For Remedy 2, the immediate danger of further abuse of Petitioner by Respondent, if Petitioner chooses or had chosen to remain in the residence or household while Respondent was given any prior notice or greater notice than was actually given or of Petitioner's efforts to obtain judicial relief, outweighs the hardships to Respondent of an Emergency Order granting Petitioner exclusive possession of the residence or household.
- C. For remedy 10, improper disposition of the personal property would likely occur if the Respondent were given any prior notice, or greater notice than was actually given, of the Petitioner's efforts to obtain judicial relief, or Petitioner has an immediate and pressing need for the possession of that property (750 ILCS 60/217(a)(3)(iii)).

Petitioner's actual address is set forth on page one (1).

Or

Disclosure of Petitioner's address would risk further abuse, and the address set forth below is one for the purpose of service of notice in this case.

\_\_\_\_\_  
(Street / P.O. Box)

\_\_\_\_\_  
(City)

\_\_\_\_\_  
(State)

\_\_\_\_\_  
(Zip Code)

Check all that apply:

The persons protected by this Order are Petitioner and the minor child(ren) identified in Part C.

The court has jurisdiction over the minor child(ren) (750 ILCS 60/208) and/or other protected persons. \_\_\_\_\_

**RELATIONSHIP CODE:** The Petitioner/Abused Person stands in relationship to the Respondent as (check all that apply):

CODE	✓	RELATIONSHIP	✓	CODE	RELATIONSHIP
BG		Boyfriend/Girlfriend (Dating Relationship)		CH	Child
CC		Child in Common (parties not married)		CS	Shared/common dwelling
GC		Grandchild		GP	Grandparent
IL		In-Law		PA	Parent
PC		Personal Assistant or Caregiver to Person with Disability		PD	Person with Disability
PR		Person Responsible for High-Risk Adult		SB	Sibling (Brother/Sister)
SC		Step-child		SE	Spouse
SP		Step-parent		SS	Step-sibling
XS		Ex-Former Spouse		OF	Other Related by Blood or Marriage

**FINDINGS [General]**

The Court finds that:

- Venue is proper (750 ILCS 60/209).
- Upon examination of the Petition, Petitioner, and the evidence, Respondent has abused the Petitioner and/or the following person(s) protected under this order: \_\_\_\_\_ (750 ILCS 60/214(a)).
- The abused person(s) is/are unable to bring this Petition on his/her own behalf due to age, health, disability, or inaccessibility (750 ILCS 60/214).
- The Petition has been filed on behalf of a high-risk adult with disabilities who has been abused, neglected, or exploited by a family or household member.
- An Order of Protection has previously been entered in the instant proceeding or any other proceeding in which any party, or a child of any party, or both, has/have been designated as either a respondent or a protected person (750 ILCS 60/223.1).

**IT IS ORDERED** the following remedies that are checked apply in this case.

**PART A. PERSONAL REMEDIES**

**R01 (Police Enforced)** With respect to all protected persons, Respondent is prohibited from (check all that apply):

- Harassment, interference with personal liberty, physical abuse, or stalking.
- Intimidation of a dependent.
- Willful deprivation.
- Neglect.
- Exploitation.

**R03 (Police Enforced)**

- Respondent is ordered to stay \_\_\_\_\_ ft. away from Petitioner and other protected person(s).
- Respondent is ordered to stay \_\_\_\_\_ ft. away from the residence of Petitioner and/or other protected person(s), currently located at \_\_\_\_\_

- Respondent is prohibited from entering or remaining while Petitioner and/or protected person(s) is/are present at:
  - Their place of employment at \_\_\_\_\_.
  - Their school, located at \_\_\_\_\_.
  - Any of the following specified places, when Petitioner and/or protected person(s) is/are present: \_\_\_\_\_.
- Respondent is ordered not to communicate in any way – directly, indirectly, or through third parties - with Petitioner and/or other protected persons, including, but not limited to phone, written notes, mail, email, or fax.

**R14 (Police Enforced)** Respondent is prohibited from entering or remaining in the residence or household while under the influence of drugs or alcohol and constituting a threat to the safety or well-being of Petitioner or Petitioner's children.

**PART B. REMEDIES INVOLVING PROPERTY**

**R02 (Police Enforced)** Petitioner is granted exclusive possession of, and Respondent is prohibited from entering or remaining present at the residence/household located at:

\_\_\_\_\_ because:

- Petitioner has a right to occupancy and Respondent has no such right OR
- Petitioner and Respondent both have right to occupancy but the balance of hardships favors temporary possession by Petitioner, the court having considered the factors set forth in 750 ILCS 60/214(c)(2).

- Respondent /  Petitioner shall have the right to enter the residence – in the presence of law enforcement or an agreed-upon third party, namely \_\_\_\_\_ - solely to transfer personal property as provided in R10 below. *This remedy does not affect title to property.*

- R10 (Court Enforced)** Petitioner is granted the following personal property: \_\_\_\_\_

If the Respondent has possession or control of the property, the Respondent shall promptly make it available to the Petitioner. The Court finds as follows:

- Petitioner, but not Respondent, owns the property.
- The property is jointly owned by the parties, and sharing it would risk abuse or is impracticable and the balance of hardships favors granting this remedy to Petitioner.
- Petitioner claims property as marital property, and a proceeding has been filed under the Illinois Marriage and Dissolution of Marriage Act ("IMDMA").

Respondent should be given his/her items of clothing, personal adornments, medications, as follows: \_\_\_\_\_

- (Police Enforced)** Personal property should be transferred  at the residence, or  at \_\_\_\_\_, 20\_\_\_\_ at \_\_\_\_\_ on(am /pm) in the presence of \_\_\_\_\_.

- R11 (Court Enforced)** Respondent is prohibited from taking, transferring, encumbering, concealing, damaging, or otherwise disposing of any real or personal property, except as explicitly authorized by the Court because:
  - Petitioner, but not Respondent, owns the property; or
  - The Parties own the property jointly, and the balance of hardships favors granting this remedy.
- Petitioner claims the property as marital property and a proceeding has been filed under the IMDMA.
- Further, Respondent is prohibited from using financial or other resources of an aged other person.

**PART C. REMEDIES INVOLVING CHILDREN**

The minor child(ren) of the parties is/are

<u>Full Name</u>	<u>Age</u>

- The primary caretaker of the minor child(ren) is  Petitioner  Respondent  Other person: \_\_\_\_\_  
(Name and Address)

- R05 (Police Enforced)** Petitioner is granted the physical care and possession of the minor child(ren) of the parties, and Respondent is ordered to return the minor children to the physical care of:
  - Petitioner  Other \_\_\_\_\_  
(Name and Address)
 on \_\_\_\_\_ at \_\_\_\_\_ a.m. / p.m. in the presence of \_\_\_\_\_

Respondent is further ordered not to remove the minor child(ren) from the physical care of the Petitioner, school/school grounds, or babysitter/daycare provider, or other person *in loco parentis* (750 ILCS 60/223(a)(iii)).

Within 24 hours of the issuance of the Order, the Circuit Clerk is requested to send written notice of the Order to any protected child's day care or school; specifically, that notice be sent to the following: \_\_\_\_\_

**R07 (Court Enforced) Visitation is:**

Denied / Restricted.

- Visitation of the minor child(ren) is denied / restricted because Respondent has or is likely to:
  - Abuse or endanger the minor child(ren) during visitation.
  - Use visitation as an opportunity to abuse or harass Petitioner, Petitioner's family, or household members.
  - Improperly conceal or detain the minor child(ren).
  - Act in a manner that is not in the best interest of the minor child(ren).

Reserved.

Visitation is reserved until further order of court, or \_\_\_\_\_.

Granted.

Respondent shall return the child(ren) to Petitioner or Petitioner's designated person immediately at the end of visitation. Petitioner may deny Respondent access to the minor child(ren) if, when Respondent arrives for visitation, Respondent is under the influence of drugs or alcohol and constitutes a threat to the safety and well-being of Petitioner or Petitioner's minor child(ren) or is behaving in a violent or abusive manner (750 ILCS 60/214(b)(7)).

The Respondent shall have visitation with the minor child(ren) beginning on \_\_\_\_\_ from \_\_\_\_\_ a.m. / p.m. to \_\_\_\_\_ a.m. / p.m.

Each day as follows: \_\_\_\_\_

Each weekend (Note: a weekend is defined as from \_\_\_\_\_ a.m./p.m. to \_\_\_\_\_ a.m./p.m.).

Every other weekend (Note: a weekend is defined as from \_\_\_\_\_ a.m./p.m. to \_\_\_\_\_ a.m./p.m.).

Other: \_\_\_\_\_

and a like period thereafter during the pendency of the Order, in addition to the following Holidays: \_\_\_\_\_

From \_\_\_\_\_ a.m. / p.m. to \_\_\_\_\_ a.m. / p.m.

Respondent shall pick up and return the child(ren) for visitation at: \_\_\_\_\_

(Street Address/City)

Visitation shall take place at \_\_\_\_\_

(Street Address/City)

and transportation shall be provided by \_\_\_\_\_.

The Court, finding it necessary to protect Petitioner or other protected parties from further abuse, prohibits Respondent from going to Petitioner's residence to meet the minor child(ren) for visitation.

\_\_\_\_\_ is approved to supervise visitation and has filed an affidavit accepting responsibility and acknowledging accountability to the Court.

**R08 (Police Enforced)** Respondent is ordered not to conceal the minor child(ren) within the State or remove the child(ren) from the State of Illinois.

**R09 (Court Enforced)** Respondent is ordered to appear in Courtroom \_\_\_\_\_, \_\_\_\_\_ County Courthouse, on \_\_\_\_\_

at \_\_\_\_\_ a.m. /p.m. Alone / With the minor children:

To prevent abuse, neglect, removal or concealment of the child;

To return the child to the custody or care of the Petitioner; or

To permit a court-ordered interview or examination of the child or Respondent.

**R15 (Court Enforced)** Respondent is denied access to and is prohibited from inspecting, obtaining, or attempting to inspect or obtain school or any other records of the minor child(ren) in the care of the Petitioner because:

The Order of Protection prohibits Respondent from having contact with the minor child(ren),

OR

Petitioner's actual address is omitted due to the risk of further abuse, OR



It is necessary to prevent abuse or wrongful removal or concealment of the minor child(ren).

**PART D. FIREARMS**

**R14.5 (Police Enforced)** The Court has examined the Petitioner and any other witnesses under oath, has examined the petition and other relevant evidence on the issue of whether Respondent has threatened or is likely to use a firearm(s) illegally against Petitioner, and finds that there is a danger of the illegal use of firearms.

The Court finds that the Respondent:

Has appeared personally in court

Failed to appear personally after having received actual notice.

Respondent is ordered to turn over any and all firearms, including the following:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Respondent shall turn over the above-listed firearm(s) to the  
\_\_\_\_\_ County Sheriff's Office  
\_\_\_\_\_ Police Department

on or before \_\_\_\_\_, 20\_\_\_\_ for safekeeping, to be returned to  
Respondent on \_\_\_\_\_, 20\_\_\_\_ (Period not to exceed two years unless  
otherwise prohibited under federal law. 18 U.S.C. §§ 922(d) and (g)(8), and 922(d) and (g)(9)).

The Circuit Clerk will notify

the \_\_\_\_\_ County Sheriff's Office

the \_\_\_\_\_ Police Department

of this provision, and such law enforcement agency shall take possession of said firearm(s) for safekeeping in accordance with the provisions of this Order.

**PART F. MISCELLANEOUS REMEDIES**

**R17** Respondent is further ordered and enjoined as follows: \_\_\_\_\_

\_\_\_\_\_  
-----

The relief requested in paragraph(s) \_\_\_\_\_ of the Petition is/are

Denied

Reserved

because the balance of hardships does not support the granting of the remedy, and the granting of the remedy will result in hardship to Respondent that would substantially outweigh the hardship to the Petitioner from the denial of the remedy, or because

---

THIS EMERGENCY ORDER WAS ISSUED ON: Date: \_\_\_\_\_

Time \_\_\_\_\_ a.m./p.m.

\_\_\_\_\_  
JUDGE

I hereby certify that this is a true and correct copy of the original order on file with the court.

\_\_\_\_\_  
Clerk of the Circuit Court of  
\_\_\_\_\_ County, Illinois

(Seal of the Clerk of Circuit Court)

Date: \_\_\_\_\_

cc: Petitioner Respondent Counsel of Record Sheriff Advocate Jail S/A

## DEFINITION OF TERMS USED IN THIS ORDER

These definitions are incorporated in and made a part of the order to which they are attached.

1. **Abuse:** "Abuse" means physical abuse, harassment, intimidation of a dependent, interference with personal liberty or willful deprivation but does not include reasonable direction of a minor child by a parent or person *in loco parentis*.
2. **Domestic Violence:** Domestic Violence means abuse as defined in paragraph one.
3. **Exploitation:** "Exploitation" means the illegal, including tortuous, use of a high-risk adult with disabilities or of the assets or resources of a high-risk adult with disabilities. Exploitation includes, but is not limited to, the misappropriation of assets or resources of a high-risk adult with disabilities by undue influence, by breach of a fiduciary relationship, by fraud, deception, or extortion, or the use of such assets or resources in a manner contrary to law.
4. **Family or Household Members:** Include spouses, former spouses, parents, children, stepchildren and other persons related by blood or by present or prior marriage, persons who share or formerly shared a common dwelling, persons who have or allegedly have a child in common, persons who share or allegedly share a blood relationship through a child, persons who have or have had a dating or engagement relationship, and persons with disabilities and their personal assistants. For purposes of this paragraph, neither a casual acquaintanceship nor ordinary fraternization between two individuals in business or social contexts shall be deemed to constitute a dating relationship.
5. **Harassment:** "Harassment" means knowing conduct which is not necessary to accomplish a purpose that is reasonable under the circumstances, would cause a reasonable person emotional distress, and does cause emotional distress to the petitioner. Unless the presumption is rebutted by a preponderance of the evidence, the following types of conduct shall be presumed to cause emotional distress:
  - a) creating a disturbance at petitioner's place of employment or school;
  - b) repeatedly telephoning petitioner's place of employment, home or residence;
  - c) repeatedly following petitioner about in a public place or places;
  - d) repeatedly keeping petitioner under surveillance by remaining present outside his or her home, school, place of employment, vehicle or other place occupied by petitioner or by peering in petitioner's windows;
  - e) repeatedly threatening to improperly remove a child of petitioner's from the jurisdiction, improperly concealing that child from petitioner or making a single such threat following an actual or attempted improper removal or concealment;
  - f) improperly concealing a minor child from petitioner, repeatedly threatening to improperly remove a minor child of petitioner from the jurisdiction or from the physical care of petitioner, repeatedly threatening to conceal a minor child from petitioner, or making a single such threat following an actual or attempted improper removal or concealment, unless respondent was fleeing an incident or pattern of domestic violence; or
  - g) threatening physical force, confinement or restraint on one or more occasions.
6. **Interference with Personal Liberty:** "Interference with personal liberty" means committing or threatening physical abuse, harassment, intimidation or willful deprivation so as to compel another to engage in conduct from which she or he has a right to abstain or to refrain from conduct in which she or he has a right to engage.

7. **Intimidation of a Dependent:** "Intimidation" means subjecting a person who is dependent because of age, health or disability to participation in, or the witnessing of: physical force against another or physical confinement or restraint of another which constitutes physical abuse as herein defined, regardless of whether the abused person is a family or household member.
8. **Neglect:** "Neglect" means the failure to exercise that degree of care toward a high-risk adult with disabilities which a reasonable person would exercise under the circumstances and includes but is not limited to:
- a) the failure to take reasonable steps to protect a high-risk adult with disabilities from acts of abuse;
  - b) the repeated, careless imposition of unreasonable confinement;
  - c) the failure to provide food, shelter, clothing, and personal hygiene to a high-risk adult with disabilities who requires such assistance;
  - d) the failure to provide medical and rehabilitative care for the physical and mental health needs of a high-risk adult with disabilities; or
  - e) the failure to protect a high-risk adult with disabilities from health and safety hazards.
9. **Physical Abuse:** "Physical abuse" includes sexual abuse and means any of the following:
- a) knowing or reckless use of physical force, confinement, or restraint; or
  - b) knowing, repeated and unnecessary sleep deprivation; or
  - c) knowing or reckless conduct which creates an immediate risk of physical harm.
10. **Stalking:** "Stalking" means knowingly and without lawful justification, on at least two (2) separate occasions, following another person or placing the person under surveillance or any combination thereof and:
- a) at any time transmitting a threat of immediate or future bodily harm, sexual assault, confinement or restraint and the threat is directed towards that person or a family member of that person; or
  - b) placing that person in reasonable apprehension of immediate or future bodily harm, sexual assault, confinement or restraint; or
  - c) placing that person in reasonable apprehension that a family member will receive immediate or future bodily harm, sexual assault, confinement, or restraint.
11. **Willful Deprivation:** "Willful deprivation" means willfully denying a person who because of age, health or disability requires medication, medical care, shelter, food, therapeutic device, or other physical assistance, and thereby exposing that person to the risk of physical, mental or emotional harm, except with regard to medical care or treatment when the dependent person has expressed an intent to forego such medical care or treatment. This paragraph does not create any new affirmative duty to provide support to dependent persons.

# Order of Protection

Interim                       Plenary (Final)

Case No.

Court **Sixteenth** JUDICIAL CIRCUIT

County **Kane** State of ILLINOIS

Court Ph.

## PETITIONER

First                      Middle                      Last

Petitioner's Address/Alternative Address:

\_\_\_\_\_

\_\_\_\_\_

(file stamp)

And/or on behalf of other protected person(s)  
(list Name(s) and Age(s)): \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

## RESPONDENT

First                      Middle                      Last

Relationship to Petitioner: \_\_\_\_\_

Respondent's Address:

(Home) \_\_\_\_\_

(Work) \_\_\_\_\_

**CAUTION:**  Weapon Involved

BHV Code:  Armed     Suicidal     Y (Both)

## RESPONDENT IDENTIFIERS

SEX	RACE	DOB	HT.	WT.
EYES	HAIR	SOCIAL SECURITY #		
DRIVER'S LIC. #		STATE	EXPIR. DATE	

Distinguishing Features (scars, marks, tattoos, martial arts):

\_\_\_\_\_

## THE COURT FINDS:

That it has jurisdiction over the parties and subject matter and the Respondent has been provided with reasonable notice and an opportunity to be heard, within the time required by Illinois law.

Additional findings are set forth on the following pages.

## THE COURT ORDERS:

- That Respondent is prohibited from committing further acts of abuse or threats of abuse. (See R01)
  - That Respondent stay away from Petitioner. (See R03)
- Additional terms of this order are set forth herein.

The terms of this Order shall be effective until

(Date)

(Time am/pm)

- The Circuit Clerk is requested to send written notice of this Order, within 24 hours of the issuance of the Order, to any protected child's day care or school (see p. 6 of Order for locations).

## NOTICES CONCERNING THIS ORDER OF PROTECTION

### **WARNING TO RESPONDENT**

Violating this Order of Protection is punishable by imprisonment or fine or both, and can cause your bond to be revoked, result in a contempt of court citation against you, or the filing of a criminal charge.

This protection order is enforceable, even without registration, in all 50 states, the District of Columbia, tribal lands, and the U.S. Territories pursuant to the Violence Against Women Act (18 U.S.C. § 2265). Violating this order of protection may subject you to federal charges and punishment (18 U.S.C. §§ 2261-2262). You may also be subject to federal penalties for possessing, transporting, or accepting a firearm under the Gun Control Act (18 U.S.C. § 922(g)(8)).

Only the court can change this order. The Petitioner cannot give you legal permission to change this order. If you go near the Petitioner, even with the Petitioner's consent, you may be arrested. If you and the Petitioner want to resume your relationship, you must ask the Court to modify or dismiss this Order of Protection. Unless the court modifies/dismisses this order, you can be arrested for violating this Order of Protection. **You act at your own risk if you disregard this WARNING.**

### **NOTICE TO PETITIONER**

You cannot change the terms of this order by your words or actions. If the Court has ordered no contact or exclusive possession of the residence, only the Court can allow the Respondent to contact you or return to the residence. If you and the Respondent want to resume your relationship, you **must** ask the Court to modify or dismiss this Order of Protection.

If you wish to extend the Plenary order, you must file with the clerk of the court a Motion to Extend (including any modifications needed for your protection) at least **30 days prior to the expiration date** of the present order. The motion will be set for hearing. Notice must be given to the Respondent by first class mail; a certificate stating that notice was sent must be filed with the Circuit Clerk. You must be present at the hearing on your motion.

### **NOTICE TO ALL LAW ENFORCEMENT AGENCIES AND OFFICERS**

This Order of Protection is enforceable, even without registration, in all 50 states, the District of Columbia, tribal lands, and the U.S. Territories pursuant to the Violence Against Women Act (18 U.S.C. § 2265). Violating this Order of Protection may subject the Respondent to state and/or federal charges and punishment (18 U.S.C. §§2261-2262). The Respondent may also be subject to federal criminal penalties for possessing, transporting, or accepting a firearm under the Gun Control Act (18 U.S.C. § 922(g)(8)).

**NOTICE TO RESPONDENT**

ANY KNOWING VIOLATION OF AN ORDER OF PROTECTION FORBIDDING PHYSICAL ABUSE, NEGLECT, EXPLOITATION, HARASSMENT, INTIMIDATION, INTERFERENCE WITH PERSONAL LIBERTY, WILLFUL DEPRIVATION, OR ENTERING OR REMAINING PRESENT AT SPECIFIED PLACES WHEN A PROTECTED PERSON IS PRESENT, OR GRANTING EXCLUSIVE POSSESSION OF THE RESIDENCE OR HOUSEHOLD OR GRANTING A STAY AWAY ORDER IS A CLASS A MISDEMEANOR AND A SECOND OR SUBSEQUENT VIOLATION IS A CLASS 4 FELONY. THE GRANTING OF EXCLUSIVE POSSESSION OF THE RESIDENCE OR HOUSEHOLD SHALL CONSTITUTE NOTICE FORBIDDING TRESPASS TO LAND. ANY KNOWING VIOLATION OF AN ORDER AWARDING LEGAL CUSTODY OR PHYSICAL CARE OF A CHILD OR PROHIBITING REMOVAL OR CONCEALMENT OF A CHILD MAY BE A CLASS 4 FELONY. STALKING IS A CLASS 4 FELONY FOR A FIRST OFFENSE AND A CLASS 3 FELONY FOR A SUBSEQUENT OFFENSE. ANY WILLFUL VIOLATION OF ANY ORDER IS CONTEMPT OF COURT. ANY VIOLATION MAY RESULT IN FINE OR IMPRISONMENT.

**FINDINGS [Jurisdiction]**

The Court finds that:

Petitioner's actual address is set forth on page one (1).

Or

Disclosure of Petitioner's address would risk further abuse, and the address set forth below is one for the purpose of service of notice in this case.

Street or P.O. Box	City	State	Zip
--------------------	------	-------	-----

(Check all that apply)

- Respondent has been served with notice pursuant to the statute.
- Respondent has entered an appearance in this case.
- Respondent is present in court, in person, and/or with counsel.
- Respondent is in default
- Respondent has filed an answer
- Petitioner has diligently attempted to complete service of process, has not been able to serve Respondent, and has given notice by publication.
- The persons protected by this Order are Petitioner and the minor child(ren) identified in Part C.
- The court has jurisdiction over the minor child(ren) (750 ILCS 60/208) and/or other protected persons.

**RELATIONSHIP CODE:** The Petitioner/Abused Person stands in relationship to the Respondent as (check all that apply):

CODE	✓	RELATIONSHIP	✓	CODE	RELATIONSHIP
BG	<input type="checkbox"/>	Boyfriend/Girlfriend (Dating Relationship)	<input type="checkbox"/>	CH	Child
CC	<input type="checkbox"/>	Child in Common (parties not married)	<input type="checkbox"/>	CS	Shared/common dwelling
GC	<input type="checkbox"/>	Grandchild	<input type="checkbox"/>	GP	Grandparent
IL	<input type="checkbox"/>	In-Law	<input type="checkbox"/>	PA	Parent
PC	<input type="checkbox"/>	Personal Assistant or Caregiver to Person with Disability	<input type="checkbox"/>	PD	Person with Disability
PR	<input type="checkbox"/>	Person Responsible for High-Risk Adult	<input type="checkbox"/>	SB	Sibling (Brother/Sister)
SC	<input type="checkbox"/>	Step-child	<input type="checkbox"/>	SE	Spouse
SP	<input type="checkbox"/>	Step-parent	<input type="checkbox"/>	SS	Step-sibling
XS	<input type="checkbox"/>	Ex-Former Spouse	<input type="checkbox"/>	OF	Other Related by Blood or Marriage



## FINDINGS [General]

In granting the following remedies, the Court has considered all relevant factors, including, but not limited to the nature, frequency, severity, pattern, and consequences of Respondent's past abuse, neglect, or exploitation of Petitioner or any family/household member, including Respondent's concealment of his/her location in order to evade service of process or notice, and the likelihood of danger of future abuse, neglect, or exploitation of the party(ies) to be protected; and, if a child(ren) is/are involved, the danger that any minor child(ren) will be abused, neglected, or improperly removed from the jurisdiction, improperly concealed within the State, or improperly separated from the child(ren)'s primary caretaker.

The Court further finds that:

- Venue is proper (750 ILCS 60/209).
- Upon examination of the Petition, Petitioner, and the evidence, Respondent has abused the Petitioner and/or the following person(s) protected under this order: \_\_\_\_\_ (750 ILCS 60/214(a)).
- The conduct or actions of the Respondent, unless prohibited, will likely cause irreparable harm or continued abuse.
- It is necessary to grant the requested relief in this order to protect the Petitioner and/or other alleged abused persons.
- The abused person(s) is/are unable to bring this Petition on his/her own behalf due to age, health, disability, or inaccessibility (750 ILCS 60/214).
- The Petition has been filed on behalf of a high-risk adult with disabilities who has been abused, neglected, or exploited by a family or household member.
- The parties stipulate to a factual basis for issuance of an Order of Protection.
- An Order of Protection has previously been entered in the instant proceeding or any other proceeding in which any party, or a child of any party, or both has/have been designated as either a respondent or a protected person (750 ILCS 60/223.1).

**IT IS ORDERED** the following remedies that are checked apply in this case.

### PART A. PERSONAL REMEDIES

**R01 (Police Enforced)** With respect to all protected persons, Respondent is prohibited from (check all that apply):

- Harassment, interference with personal liberty, physical abuse, or stalking.
- Intimidation of a dependent.
- Willful deprivation.
- Neglect.
- Exploitation.

**R03 (Police Enforced)**

- Respondent is ordered to stay \_\_\_\_\_ ft. away from Petitioner and other protected person(s).
- Respondent is ordered to stay \_\_\_\_\_ ft. away from the residence of Petitioner and/or other protected person(s), currently located at \_\_\_\_\_.
- Respondent is prohibited from entering or remaining while Petitioner and/or protected person(s) is/are present at:
  - Their place of employment at \_\_\_\_\_.
  - Their school, located at \_\_\_\_\_.
  - Any of the following specified places, when Petitioner and/or protected person(s) is/are present: \_\_\_\_\_.

Respondent is ordered not to communicate in any way - directly, indirectly, or through third parties - with Petitioner and/or other protected persons, including, but not limited to phone, written notes, mail, email, or fax.

**R14 (Police Enforced)** Respondent is prohibited from entering or remaining in the residence or household while under the influence of drugs or alcohol and constituting a threat to the safety or well-being of Petitioner or Petitioner's children.

## PART B. REMEDIES INVOLVING PROPERTY

**R02 (Police Enforced)** Petitioner is granted exclusive possession of, and Respondent is prohibited from entering or remaining present at the residence/household located at:

because:

- Petitioner has a right to occupancy and Respondent has no such right OR  
 Petitioner and Respondent both have right to occupancy but the balance of hardships favors

Petitioner's occupancy over Respondent's, the court having considered the factors set forth in 750 ILCS 60/214(c)(2).

- Respondent /  Petitioner shall have the right to enter the residence - in the presence of law enforcement or an agreed-upon third party, namely \_\_\_\_\_ - solely to transfer personal property as provided in R10 below. *This remedy does not affect title to property.*

**R10 (Court Enforced)** Petitioner is granted the following personal property: \_\_\_\_\_

If the Respondent has possession or control of the property, the Respondent shall promptly make it available to the Petitioner. The Court finds as follows:

- Petitioner, but not Respondent, owns the property.  
 The property is jointly owned by the parties, and sharing it would risk abuse or is impracticable and the balance of hardships favors temporary possession by Petitioner.  
 Petitioner claims property as marital property, and a proceeding has been filed under the Illinois Marriage and Dissolution of Marriage Act ("IMDMA").  
 Respondent should be given his/her items of clothing, personal adornments, medications, and other items as follows: \_\_\_\_\_

**(Police Enforced)** Personal property should be transferred  at the residence, or  at \_\_\_\_\_, 20\_\_\_\_ at \_\_\_\_\_ on (am/pm) in the presence of \_\_\_\_\_

**R11 (Court Enforced)** Respondent is prohibited from taking, transferring, encumbering, concealing, damaging, or otherwise disposing of any real or personal property, except as explicitly authorized by the Court because:

- Petitioner, but not Respondent, owns the property; or  
 The Parties own the property jointly, and the balance of hardships favors granting this remedy.

and under \_\_\_\_\_ the IMDMA.

Further, Respondent is prohibited from using financial or other resources of an aged

other person.

**PART C. REMEDIES INVOLVING CHILDREN**

The minor child(ren) of the parties is/are

<u>Full Name</u>	<u>Age</u>
_____	_____
_____	_____
_____	_____
_____	_____

The primary caretaker of the minor child(ren) is  Petitioner  Respondent  
 Other person: \_\_\_\_\_  
(Name and Address)

**R05 (Police Enforced)** Petitioner is granted the physical care and possession of the minor child(ren) of the parties, and Respondent is ordered to return the minor children to the physical care of:  
 Petitioner  Other \_\_\_\_\_  
(Name and Address)  
 on \_\_\_\_\_ at \_\_\_\_\_ a.m. / p.m. in the presence of \_\_\_\_\_

Respondent is further ordered not to remove the minor child(ren) from the physical care of the Petitioner, school/school grounds, or babysitter/daycare provider or other person *in loco parentis* (750 ILCS 60/223(a)(iii)).

The Circuit Clerk is requested, within 24 hours of the issuance of this Order, to send written notice of the Order to any protected child's day care or school; specifically, that notice be sent to the following: \_\_\_\_\_

- R06 (Police Enforced)** Petitioner is granted temporary custody of the minor child(ren) of the parties.
  - Said children were born of the marriage between the parties.
  - The parties were never married, said children are children in common of the parties, and there
    - Has /  Has Not been a prior legal determination of parentage.
- An issue has been raised concerning the UCCJA and/or PKPA; the court considered the issue and has determined that this order meets the requirements and is consistent with these statutes (750 ILCS 35/1 et seq. and 28 U.S.C. § 1738A).

**R07 (Court Enforced)** Visitation is:

Denied / Restricted.

Visitation of the minor child(ren) is denied / restricted because Respondent has or is likely to:  
 Abuse or endanger the minor child(ren) during visitation.  
 Use visitation as an opportunity to abuse or harass Petitioner, Petitioner's family, or household members.  
 Improperly conceal or detain the minor child(ren).  
 Act in a manner that is not in the best interest of the minor child(ren).

Reserved.  
 Visitation is reserved until further order of court, or \_\_\_\_\_.

Granted.

Respondent shall return the child(ren) to Petitioner or Petitioner's designated person immediately at the end of visitation. Petitioner may deny Respondent access to the minor child(ren) if, when Respondent arrives for visitation, Respondent is under the influence of drugs or alcohol and constitutes a threat to the safety and well-being of Petitioner or Petitioner's minor child(ren) or is behaving in a violent or abusive manner (750 ILCS 60/214(b)(7)).

Allow the Respondent to have visitation with the minor child(ren) beginning on \_\_\_\_\_ from \_\_\_\_\_ a.m. / p.m. to \_\_\_\_\_ a.m. / p.m.

Each day as follows: \_\_\_\_\_

Each weekend (Note: a weekend is defined as from \_\_\_\_\_ a.m./p.m. to \_\_\_\_\_ a.m./p.m.).

Every other weekend (Note: a weekend is defined as from \_\_\_\_\_ a.m./p.m. to \_\_\_\_\_ a.m./p.m.).

Other: \_\_\_\_\_

and a like period thereafter during the pendency of the Order, in addition to the following Holidays: \_\_\_\_\_

From \_\_\_\_\_ a.m. / p.m. to \_\_\_\_\_ a.m. / p.m.

Allow Respondent visitation that the Court finds to be in the best interests of the child(ren).

Respondent shall pick up and return the child(ren) for visitation at: \_\_\_\_\_

(Street Address/City)

Visitation shall take place at \_\_\_\_\_

(Street Address/City)

and transportation shall be provided by \_\_\_\_\_

The Court, finding it necessary to protect Petitioner or other protected parties from further abuse, prohibits Respondent from going to Petitioner's residence to meet the minor child(ren) for visitation.

\_\_\_\_\_ is approved to supervise visitation and has filed an affidavit accepting responsibility and acknowledging accountability to the Court.

**R08 (Police Enforced)** Respondent is ordered not to conceal the minor child(ren) within the State or remove the child(ren) from the State of Illinois.

**R09 (Court Enforced)** Respondent is ordered to appear in Courtroom \_\_\_\_\_, \_\_\_\_\_ County Courthouse, on \_\_\_\_\_ at \_\_\_\_\_ a.m. /p.m. Alone / With the minor children:

- To prevent abuse, neglect, removal or concealment of the child;
- To return the child to the custody or care of the Petitioner; or
- To permit a court-ordered interview or examination of the child or Respondent.

**R15 (Court Enforced)** Respondent is denied access to and is prohibited from inspecting, obtaining, or attempting to inspect or obtain school or any other records of the minor child(ren) in the care of the Petitioner because:

- The Order of Protection prohibits Respondent from having contact with the minor child(ren),
- OR
- Petitioner's actual address is omitted due to the risk of further abuse, OR
- It is necessary to prevent abuse or wrongful removal or concealment of the minor child(ren).

**PART D. FIREARMS**

**R14.5 (Police Enforced)** The Court has examined the Petitioner and any other witnesses under oath, has examined the petition and other relevant evidence on the issue of whether Respondent has threatened or is likely to use a firearm(s) illegally against Petitioner, and finds that there is a danger of the illegal use of firearms.

The Court finds that the Respondent:  
Has appeared personally in court  
Failed to appear personally after having received actual notice.

Respondent is ordered to turn over any and all firearms, including the following:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Respondent shall turn over the above-listed firearm(s) to the \_\_\_\_\_ County Sheriff's Office  
\_\_\_\_\_ Police Department  
on or before \_\_\_\_\_, 20\_\_\_\_ for safekeeping, to be returned to Respondent on \_\_\_\_\_, 20\_\_\_\_ (Period not to exceed two years unless otherwise prohibited under federal law. 18 U.S.C. §§ 922(d) and (g)(8), and 922(d) and (g)(9)).

The Circuit Clerk will notify the \_\_\_\_\_ County Sheriff's Office  
the \_\_\_\_\_ Police Department  
of this provision, and such law enforcement agency shall take possession of said firearm(s) for safekeeping in accordance with the provisions of this Order.

**PART E. ECONOMIC REMEDIES**

**R12 (Court Enforced)** The Court finds that Respondent is unemployed employed by

\_\_\_\_\_ at \_\_\_\_\_  
(Employer) (Street Address)

\_\_\_\_\_ and has an approximate take-home pay of  
(City/State)  
\$\_\_\_\_\_ Weekly Bi-weekly Monthly Semi-monthly.

Respondent is ordered to pay temporary child support in the sum of \$\_\_\_\_\_  
Weekly Bi-weekly Monthly Semi-monthly.

Respondent is ordered to pay temporary support to the Petitioner in the sum of \$\_\_\_\_\_  
Weekly Bi-weekly Monthly Semi-monthly.

Payments will commence on \_\_\_\_\_, 20\_\_\_\_ and a like amount each period until further order of the Court, said payments to be made through the: Circuit Clerk / SDU, and not paid directly to the Petitioner.

Notice of withholding to be filed by Petitioner, if applicable. See Circuit Clerk for Notice of Withholding forms.

**R13 (Court Enforced)** Respondent is ordered to pay Petitioner for losses suffered as a direct result of abuse, neglect, or exploitation, specifically:

Medical expenses	\$ _____
Lost earnings	\$ _____
Repair/replacement of property damaged or taken	\$ _____
Reasonable attorneys' fees	\$ _____
Moving and other travel expenses	\$ _____
Reasonable expenses for temporary housing other than a domestic violence shelter/meals	\$ _____
Expenses for search and recovery of children	\$ _____
Other	\$ _____

Respondent is ordered to  
Pay said amount on or before \_\_\_\_\_, 20\_\_\_\_.  
Pay \$\_\_\_\_\_ weekly bi-weekly semi-monthly monthly commencing on \_\_\_\_\_, 20\_\_\_\_, until amount is paid in full.

Payments are to be made to \_\_\_\_\_.

**R16 (Court Enforced)** Respondent is ordered to reimburse:  
A shelter providing temporary housing or counseling to Petitioner in the sum of \$\_\_\_\_\_ payable to \_\_\_\_\_  
(Name/Address)

The Court finds the cost of the services has been certified by the shelter and deems the costs to be reasonable.

Respondent is ordered to:  
Pay said amount on or before \_\_\_\_\_, 20\_\_\_\_.  
Pay \$\_\_\_\_\_ weekly bi-weekly semi-monthly monthly.  
commencing on \_\_\_\_\_, 20\_\_\_\_, until said amount is paid in full.

**PART F. MISCELLANEOUS REMEDIES**

**R04 (Court Enforced)** Respondent is ordered to undergo and successfully complete counseling with \_\_\_\_\_  
(Name/Address)  
commencing on \_\_\_\_\_, 20\_\_\_\_.

**R17** Respondent is further ordered and enjoined as follows: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Petitioner Respondent given copy of this Order of Protection in open court on \_\_\_\_\_, 2\_\_\_\_, at \_\_\_\_\_ a.m. / p.m.  
(Month/Day)

**Cause is continued for compliance hearing to** \_\_\_\_\_  
(Month/Day)  
**2\_\_\_\_, at \_\_\_\_\_ a.m. / p.m. Respondent is ordered to appear.**

The relief requested in paragraph(s) \_\_\_\_\_ of the Petition is/are  
Denied / Reserved because the balance of hardships does not support the granting of  
the remedy, and the granting of the remedy will result in hardship to Respondent that would  
substantially outweigh the hardship to the Petitioner from the denial of the remedy, or  
because \_\_\_\_\_

**INTERIM ORDERS ONLY:**

THIS ORDER WAS ISSUED ON: Date: \_\_\_\_\_ Time \_\_\_\_\_ a.m./p.m.

THIS ORDER WILL EXPIRE ON: Date: \_\_\_\_\_ Time \_\_\_\_\_ a.m./p.m.  
(not more than 30 days).

HEARING ON ENTRY OF INTERIM/PLENARY (FINAL) ORDER SET FOR:

Date: \_\_\_\_\_ Time \_\_\_\_\_ a.m./p.m.

\_\_\_\_\_  
County Courthouse Courtroom #  
\_\_\_\_\_  
Street Address City, IL Zip Code

**PLENARY (FINAL) ORDERS ONLY:**

THIS ORDER SHALL REMAIN IN EFFECT UNTIL

\_\_\_\_\_, 20\_\_\_\_ (not to exceed 2 years).

If the Plenary Order of Protection is entered in conjunction with another civil proceeding, the order shall remain in effect as follows:

if entered as preliminary relief in that other proceeding, until entry of final judgment in that other proceeding (Case # \_\_\_\_\_).

If incorporated into the final judgment in that other proceeding, until the order of protection is vacated or modified; or

If incorporated in an order for involuntary commitment, until termination of both the involuntary commitment and any voluntary commitment for a fixed period of time not exceeding two years.

If the Plenary Order of Protection is entered in conjunction with a criminal prosecution, the order shall remain in effect as follows:

If entered during pre-trial release, until disposition, withdrawal, or dismissal of the underlying charge; if, however, the case is continued as an independent cause of action, the order's duration may be for a fixed period of time not to exceed two years; OR

If entered in conjunction with a bond forfeiture warrant, until final disposition or an additional period of time not exceeding two years; the Order of Protection, however, shall not be terminated by a dismissal that is accompanied by the issuance of a bond forfeiture warrant;  
OR

Until the expiration of any supervision, conditional discharge, probation, periodic imprisonment, parole, or mandatory supervised release and for an additional period of time thereafter not exceeding two years, said date of expiration being \_\_\_\_\_  
(Month/Day/Year)



the order remaining in effect until \_\_\_\_\_, not to exceed two (2)  
(Month/Day/Year)  
years after the expiration of any supervision, conditional discharge, probation, periodic imprisonment, parole, or mandatory supervised release; OR

Until the date set by the court for expiration of any sentence of imprisonment and subsequent mandatory supervised release and for an additional period of time thereafter not exceeding two years, said date of expiration being \_\_\_\_\_, the order  
(Month/Day/Year)  
remaining in effect until \_\_\_\_\_, not to exceed two (2)  
(Month/Day/Year)  
years after the expiration of any period of imprisonment and supervised release.

THIS PLENARY (FINAL) ORDER WAS ISSUED ON: Date: \_\_\_\_\_  
Time \_\_\_\_\_ a.m./p.m.

\_\_\_\_\_  
JUDGE

I hereby certify that this is a true and correct copy of the original order on file with the court.

\_\_\_\_\_  
Clerk of the Circuit Court of  
\_\_\_\_\_ County, Illinois

(Seal of the Clerk of Circuit Court)

Date: \_\_\_\_\_

cc: Petitioner Respondent Counsel of Record Sheriff Advocate Jail S/A

**NOTICE TO RESPONDENT:** YOU MAY PETITION THE COURT, IN ACCORDANCE WITH SECTION 224 OF THE ACT, TO RE-OPEN THE ORDER IF YOU DID NOT RECEIVE ACTUAL PRIOR NOTICE OF THE HEARING IN ACCORDANCE WITH SECTION 211 OF THE ACT, ALLEGING THAT YOU HAVE A MERITORIOUS DEFENSE TO THE ORDER OR THAT THE ORDER, OR ANY OF ITS REMEDIES, WAS NOT AUTHORIZED BY THE ACT.

## DEFINITION OF TERMS USED IN THIS ORDER

These definitions are incorporated in and made a part of this order to which they are attached.

1. **Abuse:** "Abuse" means physical abuse, harassment, intimidation of a dependent, interference with personal liberty or willful deprivation but does not include reasonable direction of a minor child by a parent or person *in loco parentis*.
2. **Domestic Violence:** Domestic Violence means abuse as defined in paragraph one.
3. **Exploitation:** "Exploitation" means the illegal, including tortuous, use of a high-risk adult with disabilities or of the assets or resources of a high-risk adult with disabilities. Exploitation includes, but is not limited to, the misappropriation of assets or resources of a high-risk adult with disabilities by undue influence, by breach of a fiduciary relationship, by fraud, deception, or extortion, or the use of such assets or resources in a manner contrary to law.
4. **Family or Household Members:** Include spouses, former spouses, parents, children, stepchildren and other persons related by blood or by present or prior marriage, persons who share or formerly shared a common dwelling, persons who have or allegedly have a child in common, persons who share or allegedly share a blood relationship through a child, persons who have or have had a dating or engagement relationship, and persons with disabilities and their personal assistants. For purposes of this paragraph, neither a casual acquaintanceship nor ordinary fraternization between two individuals in business or social contexts shall be deemed to constitute a dating relationship.
5. **Harassment:** "Harassment" means knowing conduct which is not necessary to accomplish a purpose that is reasonable under the circumstances, would cause a reasonable person emotional distress, and does cause emotional distress to the petitioner. Unless the presumption is rebutted by a preponderance of the evidence, the following types of conduct shall be presumed to cause emotional distress:
  - a) creating a disturbance at petitioner's place of employment or school;
  - b) repeatedly telephoning petitioner's place of employment, home or residence;
  - c) repeatedly following petitioner about in a public place or places;
  - d) repeatedly keeping petitioner under surveillance by remaining present outside his or her home, school, place of employment, vehicle or other place occupied by petitioner or by peering in petitioner's windows;
  - e) repeatedly threatening to improperly remove a child of petitioner's from the jurisdiction, improperly concealing that child from petitioner or making a single such threat following an actual or attempted improper removal or concealment;
  - f) improperly concealing a minor child from petitioner, repeatedly threatening to improperly remove a minor child of petitioner from the jurisdiction or from the physical care of petitioner, repeatedly threatening to conceal a minor child from petitioner, or making a single such threat following an actual or attempted improper removal or concealment, unless respondent was fleeing an incident or pattern of domestic violence; or
  - g) threatening physical force, confinement or restraint on one or more occasions.
6. **Interference with Personal Liberty:** "Interference with personal liberty" means committing or threatening physical abuse, harassment, intimidation or willful deprivation so as to compel another to engage in conduct from which she or he has a right to abstain or to refrain from conduct in which she or he has a right to engage.

7. **Intimidation of a Dependent:** "Intimidation" means subjecting a person who is dependent because of age, health or disability to participation in, or the witnessing of: physical force against another or physical confinement or restraint of another which constitutes physical abuse as herein defined, regardless of whether the abused person is a family or household member.
8. **Neglect:** "Neglect" means the failure to exercise that degree of care toward a high-risk adult with disabilities which a reasonable person would exercise under the circumstances and includes but is not limited to:
- a) the failure to take reasonable steps to protect a high-risk adult with disabilities from acts of abuse;
  - b) the repeated, careless imposition of unreasonable confinement;
  - c) the failure to provide food, shelter, clothing, and personal hygiene to a high-risk adult with disabilities who requires such assistance;
  - d) the failure to provide medical and rehabilitative care for the physical and mental health needs of a high-risk adult with disabilities; or
  - e) the failure to protect a high-risk adult with disabilities from health and safety hazards.
9. **Physical Abuse:** "Physical abuse" includes sexual abuse and means any of the following:
- a) knowing or reckless use of physical force, confinement, or restraint; or
  - b) knowing, repeated and unnecessary sleep deprivation; or
  - c) knowing or reckless conduct which creates an immediate risk of physical harm.
10. **Stalking:** "Stalking" means knowingly and without lawful justification, on at least two (2) separate occasions, following another person or placing the person under surveillance or any combination thereof and:
- a) at any time transmitting a threat of immediate or future bodily harm, sexual assault, confinement or restraint and the threat is directed towards that person or a family member of that person; or
  - b) placing that person in reasonable apprehension of immediate or future bodily harm, sexual assault, confinement or restraint; or
  - c) placing that person in reasonable apprehension that a family member will receive immediate or future bodily harm, sexual assault, confinement, or restraint.
11. **Willful Deprivation:** "Willful deprivation" means willfully denying a person who because of age, health or disability requires medication, medical care, shelter, food, therapeutic device, or other physical assistance, and thereby exposing that person to the risk of physical, mental or emotional harm, except with regard to medical care or treatment when the dependent person has expressed an intent to forego such medical care or treatment. This paragraph does not create any new affirmative duty to provide support to dependent persons.

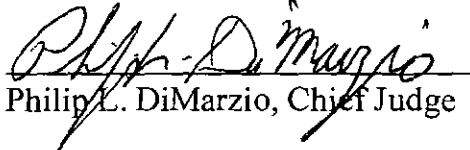
03 MR 01  
copy

**GENERAL ORDER 03-08**

Pursuant to Supreme Court order effective April 7, 2003, the jurisdictional limit of cases subject to mandatory arbitration in Kane County is \$50,000.

IT IS HEREBY ORDERED that the Clerk of the Circuit Court shall so designate eligible cases filed April 7, 2003, and thereafter, as assigned to the Arbitration Calendar.

ENTERED this 4<sup>th</sup> day of April, 2003.

  
Philip L. DiMarzio, Chief Judge

FILED \_\_\_\_\_  
ENTERED \_\_\_\_\_  
2003 APR -4 A 9:22  
DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

18

# State of Illinois Supreme Court

At a Term of the Supreme Court, begun and held in Springfield, on Monday, the 10th day of March, 2003.

Present: Mary Ann G. McMorrow, Chief Justice	
Justice Charles E. Freeman	Justice Thomas R. Fitzgerald
Justice Robert R. Thomas	Justice Thomas L. Kilbride
Justice Rita B. Garman	Justice Philip J. Rarick

M.R. 9166

In re: Mandatory Arbitration

Order

Sixteenth Judicial Circuit

Effective April 7, 2003, the jurisdictional limit of cases subject to mandatory arbitration in the Sixteenth Judicial Circuit, Kane County, is \$50,000.

Order entered by the Court.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the Seal of said Court this 12th day of March, 2003.



Clerk,

Supreme Court of the State of Illinois.

**FILED**

MAR 12 2003

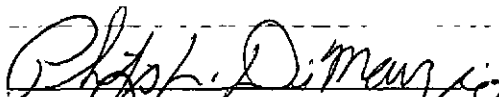
**SUPREME COURT  
CLERK**

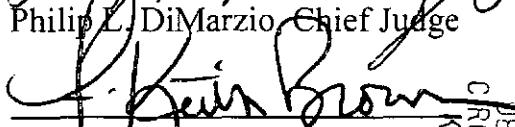
GENERAL ORDER 03-09

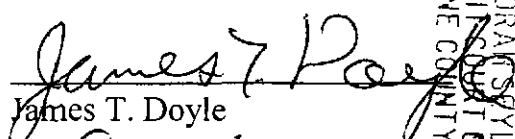
In order to facilitate the just and efficient disposition of cases in which an accused is in custody, **IT IS HEREBY ORDERED** that by a majority vote of the Circuit Judges of the Sixteenth Judicial Circuit, the attached Article 30.09 of the Local Rules of Criminal Proceedings is adopted in and for Kane County.

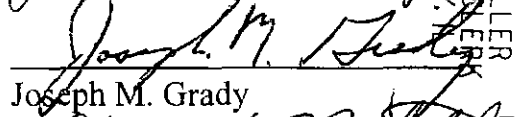
**IT IS FURTHER ORDERED** that this rule may be adopted by DeKalb and Kendall Counties upon the written order of the Presiding Judge of the county.

Enter this 1st day of May, 2003.

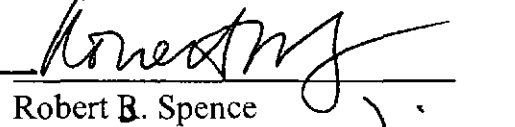
  
Philip L. DiMarzio Chief Judge

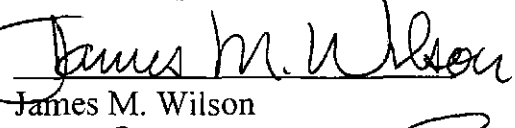
  
F. Keith Brown

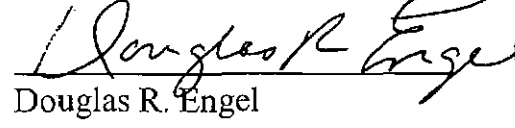
  
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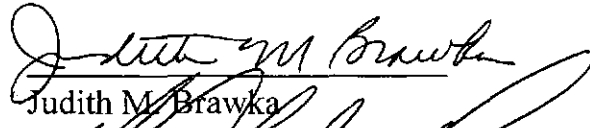
  
Joseph M. Grady

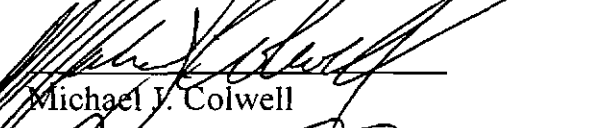
  
Gene L. Nottolini

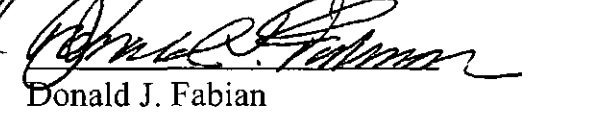
  
Robert B. Spence

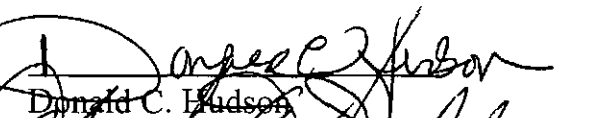
  
James M. Wilson

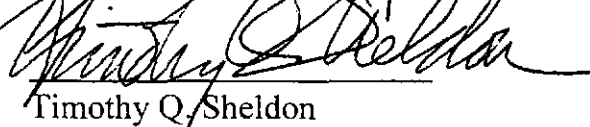
  
Douglas R. Engel

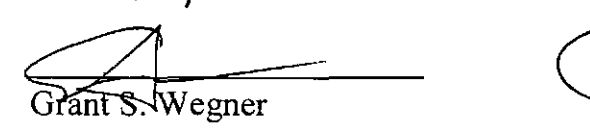
  
Judith M. Brawka

  
Michael J. Colwell

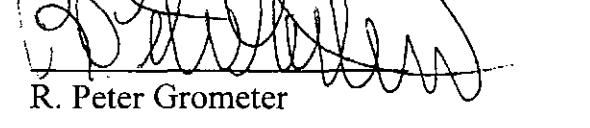
  
Donald J. Fabian

  
Donald C. Hudson

  
Timothy Q. Sheldon

  
Grant S. Wegner

  
Kurt P. Klein

  
R. Peter Grometer

DEBORAH SYLLER  
CIRCUIT CLERK  
KANE COUNTY, ILL.

FILED 103  
ENTERED 42  
2003 MAY -6 A 11:05

**30.09**

All cases in which a defendant who is charged with a class three or four felony is in custody shall be assigned a trial date which is not more than 120 days after the defendant's arrest.

All cases in which a defendant who is charged with a class one, two, or class X felony is in custody shall be assigned a trial date which is not more than 180 days after the defendant's arrest.

All cases in which a defendant who is charged with murder is in custody shall be assigned a trial date which is not more than 300 days after the defendant's arrest.

While the above times are intended to be maximum limits, a judge may, for good cause shown, extend said limits in the interest of justice.

An in-custody defendant who demands a speedy trial and who does not agree to or cause a delay, shall, pursuant to statute, be tried within 120 days. No additional right to speedy trial shall accrue to a defendant as a result of this rule.

**GENERAL ORDER 03-10**

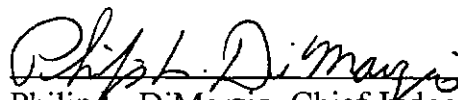
Pursuant to 725 ILCS 5/106D-1(a) the use of closed circuit television for bond hearings, status hearings, arraignments, discovery related motions, and other miscellaneous motions not requiring testimony is hereby authorized, the Sheriff of Kane County having certified that facilities are available for closed circuit television court appearances.

Use of closed circuit television court appearances for the above described proceedings shall be at the discretion of the judge presiding over the case.

Closed circuit television court appearances shall not be used for jury waivers, pleas of guilty, trials, fitness hearings, sentencing, post trial motions, motions to quash arrest, or motions to suppress evidence.

This Order supercedes General Order 00-5.

DATED this 19<sup>th</sup> day of May, 2003.

  
Philip L. DiMarzio, Chief Judge

DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

FILED \_\_\_\_\_  
ENTERED 42  
2003 MAY 19 P 1:37

87



03 MR. 1  
copy

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT  
KANE COUNTY

GENERAL ORDER 03-11

IT IS HEREBY ORDERED that the following associate Judges of the Sixteenth  
Judicial Circuit are reappointed for a term beginning July 01, 2003 through June 30, 2007:

Anderson, Allen M.  
Brewer, Franklin D.  
Donnelly, James  
Edmondson, Wiley W.  
Edwards, James R.

Golden, Patricia P.  
Hallock, James C.  
Janes, Robert L.  
Larson, Richard J.  
Mueller, Thomas E.

Simpson, Mary Karen  
Stuckert, Robbin J.  
Sullivan, Stephen  
Weir, William H.  
Wojtecki, Leonard J.

Dated this 12<sup>th</sup> day of June, 2003.

*Philip L. DeMazio*  
Philip L. DeMazio, Chief Judge

FILED 103  
ENTERED 42  
2003 JUN 12 P 2:55  
DEBORAH SEYLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

03MR1

**GENERAL ORDER 03-12**

Judges Patricia Piper Golden, Donald C. Hudson, Timothy Q. Sheldon, and Grant S. Wegner are hereby authorized to hear and decide expungement petitions in my absence pursuant to 20 ILCS 2630/5..

Entered this 25<sup>th</sup> day of June, 2003

*Philip L. DiMarzio*  
Philip L. DiMarzio, Chief Judge

FILED \_\_\_\_\_  
ENTERED **42**  
2003 JUN 26 A 8:59  
DEBORAH S. H.  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

87

## GENERAL ORDER 03-13

## IT IS HEREBY ORDERED THAT:

A. The Circuit Court for the Sixteenth Judicial Circuit of the State of Illinois, shall adjourn, and the Office of the Clerk of the Circuit Court of the counties of Kane, Kendall, and DeKalb shall be closed on the following legal holidays for the year 2004.

<u>Holiday</u>	<u>Observed On</u>
New Year's Day	Thursday, January 1, 2004
Martin Luther King, Jr. Day	Monday, January 19, 2004
Lincoln's Birthday	Thursday, February 12, 2004
Washington's Birthday (Observed)	Monday, February 16, 2004
Spring Holiday	Friday, April 9, 2004
Memorial Day (Observed)	Monday, May 31, 2004
Independence Day (Observed)	Monday, July 5, 2004
Labor Day	Monday, September 6, 2004
Columbus Day (Observed)	Monday, October 11, 2004
Veteran's Day	Thursday, November 11, 2004
Thanksgiving Day	Thursday, November 25, 2004
Day Following Thanksgiving	Friday, November 26, 2004
Christmas Day (Observed)	Friday, December 24, 2004
New Year's Day (Observed)	Friday, December 31, 2004

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

ENTERED this 21<sup>st</sup> day of July, 2003.

*Philip L. DiMarzio*  
Philip L. DiMarzio, Chief Judge

FILED 103  
ENTERED 42  
2003 JUL 21 A 10:16  
DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

03 MRO1  
Copy

GENERAL ORDER 03-14

Pursuant to the provisions of Chapter 725 of the Illinois Compiled Statutes Sections 5/108 A-1 and 5/108 B-1, the following Associate Judges are hereby assigned the power and authority to issue orders authorizing interceptions of private oral communications.

Allen Anderson  
James R. Edwards  
Patricia Piper Golden  
James C. Hallock  
Thomas E. Mueller  
Wiley W. Edmondson  
Leonard J. Wojtecki

Karen Simpson  
Franklin D. Brewe  
James Donnelly  
Robert L. Janes  
Stephen Sullivan  
Richard J. Larson  
William H. Weir

The authority granted to the above judges pursuant to this Order shall remain in full force and effect until further ordered.

This General Order supersedes General Orders 01-5, 01-8 and 01-21.

ENTER this 23<sup>rd</sup> day of July, 2003.

*Philip L. DiMarzio*  
Philip L. DiMarzio, Chief Judge

FILED **103**  
ENTERED **42**  
2003 JUL 23 A 9:45  
DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

COPY

03 MR 1

GENERAL ORDER 03-15

REVISING GENERAL ORDER 00-8 - MENTAL HEALTH HEARINGS

FILED  
2003 SEP 18  
P 3:30  
A2  
CIRCUIT CLERK  
JAMES G. HUNT, III

Based upon 405 ILCS 5/3-805 and the expressed availability of the Illinois Guardianship and Mental Health Advocacy Commission for representation of mental health respondents, it is hereby ordered that beginning April 28, 2000 General Order 97-18 shall be rescinded. It is further Ordered:

**Section 1.** With respect to hearings required pursuant to Ch. 405 ILCS Sec. 5/3-611 (emergency admissions upon certificate), Ch. 405 ILCS 5/3-901 (discharge of mentally ill), Ch. 405 ILCS 5/4-307 (petition for review of admission of developmentally disabled) and Ch. 405 ILCS 5/3-813 (Petition filed prior to expiration of a previous order of commitment) concerning the setting of hearing dates; it is ordered that a hearing be and is hereby set on each petition at 9:00 A.M. at the Elgin Mental Health Facility, Elgin, Il., in the Administrative Building on the next Friday following the date of filing of the requisite petition with the Circuit Clerk.

**Section 2.** With respect to hearings required pursuant to Ch. 405 ILCS 5/3-403 (objection to voluntary discharge), Ch. ILCS 5/3-509 (review of minors admission), Ch. 405 ILCS 5/3-404 (voluntary patient failed to reaffirm desire to continue treatment) and Ch. 405 ILCS 5/2-107.1 (administration of psychotropic medication upon application to the court) concerning the settling of hearing date, it is ordered that a hearing be and is hereby set on each petition at 9:00 A.M. at the Elgin Mental Health Facility, Elgin, Il., in the Administration Building on the next Friday following the date of filing of the requisite petition with the Circuit Clerk provided, however, that nothing herein shall be construed as res judicata to foreclose the particular judge assigned to the Mental Health call that day from another interpretation of the words: "upon receipt of the petition" as they determine the time in which the hearing must be held.

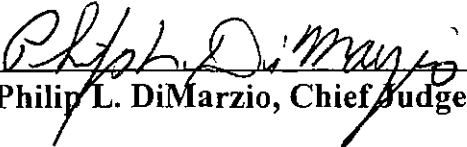
**Section 3.** With respect to hearings required pursuant to Ch. 405 ILCS 5/3-706 (admission by court order), Ch. 405 ILCS 5/4-306 (objection to discharge of adult developmentally disabled), Ch. 405 ILCS 5/4-400-408 (emergency admission of mentally retarded), Ch. 405 ILCS 5/4-502 (c) and 405 ILCS 5/4-505 (admission of mentally retarded by court order), concerning the setting of hearing dates, it is ordered that a hearing be and is hereby set on each matter at 9:00 A.M. at the Elgin Mental Health Facility, Elgin, Il., in the Administrative Building on the next Friday following the date of filing with the Circuit Clerk of the requisite, certificate, petition, report or diagnostic report respectively; provided, however, that nothing herein shall be construed as res judicata to foreclose the particular judge assigned to the Mental Health call that day from another interpretation of the word "receipt" as it determines the time in which the hearing

must be held.

**Section 4.** With respect to the above referenced statutory procedures, and concerning the legal representation of respondent at the specified hearing, it is ordered that the Illinois Guardianship and Mental Health Advocacy Commission shall be and hereby is appointed upon the filing of the requisite document specified in the respective statute, and once so appointed shall have access to the court files and record, and copies thereof may be furnished to said attorney without further order of court.

**Section 5.** With respect to all holidays which have been recognized pursuant to general order entered by the Chief Judge, it is ordered that all Mental Health calls which fall on said holidays are hereby continued to the following Monday.

ENTER this 2<sup>nd</sup> day of September, 2003.

  
Philip L. DiMarzio, Chief Judge

**GENERAL ORDER NO. 03-16  
COLLECTION OF DNA MATERIAL**

**WHEREAS** the state legislature passed P.A. 92-0829 which mandates the collection of DNA from certain qualifying individuals for submission to the Illinois Department of State Police (ISP); and,

**WHEREAS** the statute specifies that an analysis fee of \$200 be imposed on the individual whose DNA is collected pursuant to this Act, that all fees shall be collected by the Circuit Clerk and forwarded to the State Offender DNA Identification Fund for deposit and that the Clerk may retain the amount of \$10 from each collected analysis fee to offset administrative costs incurred in carrying out the Clerk's responsibilities; and

**WHEREAS** Public Act 92-0829 requires that all such specimens be collected in a medically approved manner.

**WHEREAS** Court Services is capable of administering compliance with the Act for defendants sentenced to probation or conditional discharge in the Sixteenth Judicial Circuit.

**WHEREAS** the cost of procuring medical professionals and administering compliance in Kane County is \$12 for each sample collected;

**WHEREAS** an additional \$12 fee shall be imposed on individuals whose DNA is collected pursuant to the Act utilizing Kane County resources to reimburse the county for its costs in the collection of the material.

2003 SEP 17 A 9:41  
A 2  
59

**IT IS HEREBY ORDERED THAT:**

- A. The Circuit Clerk shall receive and disperse any and all fees specified by Public Act 92-0829.
- B. Court Services shall administer the taking of samples in Kane County pursuant to 92-0829.
- C. Each individual required to submit DNA through Court Services in Kane County shall be assessed a fee of \$12 to reimburse Court Services for expenses. The Circuit Clerk shall receive the additional \$12 fee and remit the same to the Kane County Treasurer for placement in Fund 067-0000-311.16-75, DNA indexing fee, to reimburse Court Services for DNA collection costs.

This Order may be adopted in DeKalb and Kendall Counties requiring a \$12 fee to reimburse Court Services for collecting DNA in said counties upon written order of the presiding judge of the county.

Enter this 16<sup>th</sup> day of September 2003.

*Philip L. DiMarzio*  
Philip L. DiMarzio, Chief Judge

**COPY**

**GENERAL ORDER 03-17**

**WHEREAS** the Kane County Board has passed resolution 03-285 instituting a \$10.00 Arrestee's Medical Costs Fund pursuant to 730 ILCS 125/17 which provides in pertinent part:

The County shall be entitled to a \$10.00 fee for each conviction or order of supervision for a criminal violation, other than a petty offense or a business offense. The fee shall be taxed as costs to be collected from the defendant, if possible, upon conviction or entry of an order of supervision. The fee shall shall not be considered part of the fine for purposes of any reduction in fines. All fees collected shall be deposited by the County in a fund to be established and known as the Arrestee's Medical Costs Fund. Moneys in the Fund shall be used solely for reimbursement of costs of medical expenses relating to the arrestee and administration of the fund;

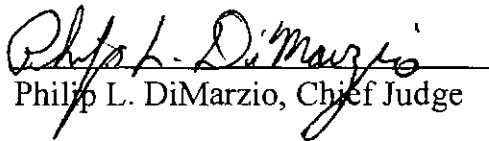
**IT IS HEREBY ORDERED THAT:**

A. A \$10.00 fee shall be assessed pursuant to 730 ILCS 125/17 and County Board Resolution 03-285 for each conviction or order of supervision for a criminal violation other than a petty offense or a business offense.

B. The Circuit Clerk of Kane County shall receive all of said fees and deposit them in the Kane County Arrestee's Medical Costs Fund, Fund 050-0000381.16-75.

C. Said funds may only be dispersed as authorized by 730 ILCS 125/17.

Enter this 16<sup>th</sup> day of September, 2003.

  
Philip L. DiMarzio, Chief Judge

**COPY**

FILED  
2003 SEP 17 A 9:44  
CLERK OF COURT  
KANE COUNTY ILL.



03MRI

GENERAL ORDER 03-18

**In Re: The appointment of William P. Brady, Associate Judge for the Sixteenth Judicial Circuit.**

The Chief Judge of the Sixteenth Judicial Circuit having been advised by the Director of the Administrative Office of the Illinois Courts that William P. Brady has received the majority of the votes cast by the Circuit Judges for the Sixteenth Judicial Circuit to fill a vacancy in the office of Associate Judge;

IT IS HEREBY ORDERED that William P. Brady is appointed Associate Judge of the Sixteenth Judicial Circuit effective October 30, 2003.

ENTER this 10<sup>th</sup> day of October 30, 2003.

*Philip L. DiMarzio*  
Philip L. DiMarzio  
Chief Judge

**COPY**

FILED 103  
ENTERED 42  
2003 OCT 10 P 3:35  
DEBORAH STJELER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

03 MR 01  
FILED  
2003 OCT 15 A 9:25  
CLERK  
KANE COUNTY, PA  
103

GENERAL ORDER 03-19  
Victim Impact Panel Dates-2004

**Section 1:** Victim Impact Panels shall be held in the Multi Purpose Room at the Kane County Judicial Center, commencing at 7:00p.m. These panels will be conducted in English on the following dates in 2004:

- |           |            |              |
|-----------|------------|--------------|
| January 5 | February 2 | March 1      |
| April 5   | May 3      | June 7       |
| July 12   | August 2   | September 13 |
| October 4 | November 1 | December 6   |

**Section 2:** Victim Impact Panes shall be held in Spanish, in the Multi Purpose Room commencing at 7:00p.m. on the following dates in 2004:

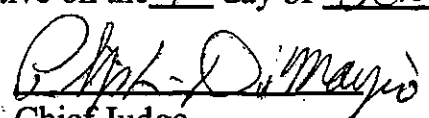
- |            |            |             |
|------------|------------|-------------|
| February 9 | April 12   | June 14     |
| August 9   | October 18 | December 13 |

**Section 3:** Presenters appearing at the Victim Impact Panels shall be paid the sum of \$100.00 to cover the expenses such as gasoline, vehicle use, lost time, etc. for attendance at the panel.

**Section 4:** Until further order, persons attending the Victim Impact Panel shall pay \$10.00 for the cost of the program, including the expense amounts to be paid to the presenters. However, individuals represented by the Public Defender shall pay \$4.00 to cover the cost of the program.

**Section 5:** The collection of monies for the Victim Impact Panel shall be handled by Adult Court Services. The deposit and disbursement of monies from the Victim Impact Panel will be conducted by the Chief Judge's Office.

This Order is effective on the 9<sup>th</sup> day of October, 2003.

  
Chief Judge

COPY

**GENERAL ORDER 03-20**

Pursuant to Supreme Court Rule 21(b) the following Judges are hereby assigned to the court assignments indicated below effective November 3, 2003. This Order supersedes General Order 03-03.

**FELONY DIVISION  
KANE COUNTY JUDICIAL CENTER  
DONALD C. HUDSON - PRESIDING JUDGE**

FILED  
OCT 22 P 1:50  
42  
103

Courtroom 305

**Grant S. Wegner**

Jury trials (felony and misdemeanor) -  
Mondays and Tuesdays;  
Class II and greater drug offenses and Class  
III and IV non-drug felonies - bench trials,  
motions and status - Wednesday through Friday.

Courtroom 311

**Timothy Q. Sheldon**

Jury trials (felony and misdemeanor) -  
Mondays and Tuesdays;  
Felonies; (excluding drug offenses) - bench  
trials, motions and status - Wednesday through  
Friday.

Courtroom 313

**Donald C. Hudson**

Jury trials (felony and misdemeanor) -  
Mondays and Tuesdays;  
Felonies (excluding drug offenses) - bench  
trials, motions and status - Wednesday through  
Friday.

Courtroom 319

**Patricia Piper Golden**

Jury trials (felony and misdemeanor) -  
Mondays and Tuesdays;  
Felonies (excluding drug offenses) bench  
trials, motions and status - Wednesday through  
Friday.

**COPY**

Courtroom 217

**Philip L. DiMarzio**

Jury Trials (felony and misdemeanor) - Mondays and Tuesdays; Petitions to Revoke Probation, Unlawful Possession of Stolen or Converted Vehicles - Bench trials, hearings, motions, and status - Wednesday through Friday.

**SPECIAL RESOURCE DIVISION  
KANE COUNTY JUDICIAL CENTER  
JAMES T. DOYLE - PRESIDING JUDGE**

Courtroom 209

**Richard J. Larson**

**Domestic Violence Court**

Jury Trials - Mondays and Tuesdays; Orders of Protection (criminal) Returns - Tuesday afternoons; Bench trials, Motions and Status Wednesdays and Tuesday and Thursday afternoons; Status, Returns and Petitions to Revoke Thursday mornings; Elgin Mental Health Hearings - Fridays.

Courtroom 211

**James C. Hallock**

**DUI Court and Misdemeanor Jury Trial Coordinator**

Jury Trials - Mondays; Bench Trials, Motions and Status - Tuesday through Friday.

Courtroom 203

**James T. Doyle**

**Drug Rehabilitation Court and Class III and IV Drug Court**

Jury Trials - Mondays and Tuesdays; Bench Trials, Motions and Status - Thursdays and Fridays; Drug Rehabilitation Court - Monday through Friday as needed and Wednesday evenings.

**FAMILY DIVISION  
KANE COUNTY JUDICIAL CENTER  
ROBERT B. SPENCE - PRESIDING JUDGE**

Courtroom 101	<b>Franklin D. Brew</b> Post Decree Matters - Monday, Tuesday, Wednesday and Fridays Civil Division Assignments, Kane County Courthouse - Thursdays
Courtroom 111	<b>Joseph M. Grady</b> Trial Judge
Courtroom 113	<b>Stephen Sullivan</b> Trial Judge
Courtroom 123	<b>Robert B. Spence</b> Trial Judge
Courtroom 101 Night Court	Rotation assigned by Presiding Judge

**TRAFFIC AND MISDEMEANOR DIVISION  
KANE COUNTY JUDICIAL CENTER  
ELGIN AND AURORA BRANCH COURTS  
ROBERT L. JANES - PRESIDING JUDGE**

Elgin Branch Court	<b>Allen M. Anderson</b> Traffic and Misdemeanor
Aurora Branch Court	<b>William P. Brady</b> Traffic and Misdemeanor
Courtroom 201	<b>Robert L. Janes</b> Traffic and Misdemeanor Bond Call, Felony and Misdemeanor - Monday through Friday; Jury Trials - Mondays; Bench Trials, Motions and Status Calls - Tuesday through Friday.

**CIVIL DIVISION**  
**Kane County Courthouse**  
**Michael J. Colwell, Presiding**

**Courtroom 110**

**Michael J. Colwell**

Monday through Friday

All Chancery, Miscellaneous Remedy, Eminent Domain, Tax and MC cases. Any other civil case assigned to courtroom 110 by the Presiding Judge of the Civil Division.

Tuesday, Wednesday, Thursday

All Administrative Motions. All Probate matters including Guardianship and Decedent Estate matters.

**Courtroom 120**

**Wiley W. Edmondson**

All Small Claims and Law Medium filings, one-day Small Claims or Law Medium Jury trials.

**Courtroom 350**

**Judith M. Brawka**

Monday through Wednesday (A.M. and P.M.)

Thursday and Friday (P.M.) All Small Claims and Law Medium Arbitration motions and Arbitration practice related matters. Any Chancery Miscellaneous Remedy Eminent Domain, Tax Law, Law Medium, Small Claim and Probate cases assigned by the Presiding Judge of the Civil Division.

Thursday and Friday (A.M.) All Chancery Real Estate Mortgage Foreclosure cases.

**Courtroom 310**

**Gene L. Nottolini**

Civil Trial Judge

**Courtroom 320**

**Donald J. Fabian**

Civil Trial Judge

**Courtroom 340**

**F. Keith Brown**

Civil Trial Judge

**JUVENILE DIVISION  
KANE COUNTY JUDICIAL CENTER  
and  
KANE COUNTY JUVENILE JUSTICE CENTER  
JUDGE THOMAS E. MUELLER, PRESIDING**

Juvenile Justice Center

**Thomas E. Mueller**  
Delinquency and Detention;  
Back-up Abuse and Neglect

Judicial Center - Courtroom 005

**M. Karen Simpson**  
Abuse and Neglect, Back-up Detention  
Hearing;  
Kendall County every Wednesday

**SPECIAL ASSIGNMENT JUDGE**

**James R. Edwards**  
Assigned by Chief Judge to cover vacancies;  
DeKalb County on the third Wednesday  
of each month

Floater coverage, *when available*, will include the following:

- Kane County - Courtrooms 201, 209, 211, 217, Aurora Branch Court, Elgin Branch Court, Carpentersville Branch Court, Small Claims, Courtroom 120, Juvenile, and Courtroom 101 within the Family Division
- DeKalb County - Judges' Donnelly and Klein's high volume call except for the months of June, July and August.
- Kendall County - Either Judge Wilson or Judge Wojtecki; no coverage will be provided for the Wednesday call of Judge Simpson.

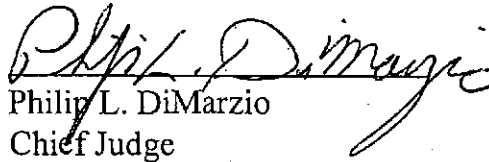
DEKALB COUNTY COURTHOUSE  
SYCAMORE, ILLINOIS  
JUDGE KURT P. KLEIN, PRESIDING JUDGE

James Donnelly  
Robbin J. Stuckert  
William H. Weir

KENDALL COUNTY COURTHOUSE  
YORKVILLE, ILLINOIS  
JUDGE JAMES WILSON, PRESIDING JUDGE

Leonard Wojtecki  
M. Karen Simpson, Wednesdays only

Entered this 22<sup>nd</sup> day of October, 2003.

  
Philip L. DiMarzio  
Chief Judge

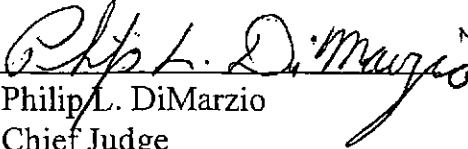


**GENERAL ORDER 03-21**

WHEREAS, the Kane County Board has repealed resolution 03-285 which instituted a \$10.00 Arrestee's Medical Costs Fee pursuant to 730 ILCS 125/17;

IT IS HEREBY ORDERED THAT General Order 03-17 which was based upon County Board Resolution 03-285 is vacated.

Entered this 22<sup>nd</sup> day of October, 2003.

  
Philip L. DiMarzio  
Chief Judge

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42  
2003 OCT 22 P 1:51  
CLERK OF COURT  
KANE COUNTY, ILL.

**COPY**

GENERAL ORDER 03-22  
*Sexual Harassment Policy and Procedures*

**COPY**

WHEREAS, the Supreme Court of the State of Illinois has approved amendments to its Sexual Harassment Policy and Procedures, and

WHEREAS, said Policy and Procedures are applicable to all state-paid personnel of the judicial branch and;

WHEREAS, the Chief Judge has determined that said Policy and Procedures should be adopted and made applicable to all employees of the judiciary in the Sixteenth Judicial Circuit including those who are compensated by the respective counties in the circuit as well as to unpaid personnel;

IT IS HEREBY ORDERED that the attached Sexual Harassment Policy and Procedures are hereby adopted and made applicable to all personnel of the judiciary in the Sixteenth Judicial Circuit.

Entered this 5<sup>th</sup> day of December, 2003.

*Philip L. DiMaggio*  
Chief Judge

HEBERRAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

2003 DEC -5 A 10: 25

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ENTERED

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18

## SUPREME COURT OF ILLINOIS

### SEXUAL HARASSMENT POLICY AND PROCEDURES

#### I.

#### **Statement of Policy on Sexual Harassment**

It is the policy of the Supreme Court of Illinois to provide all state-paid judicial branch officials and state-paid judicial branch employees a work environment free of sexual harassment. The Supreme Court prohibits sexual harassment of and by its employees. Sexual harassment is inappropriate, offensive and illegal and will not be tolerated by the Supreme Court.

Sexual harassment is defined as any unwelcome sexual advances, or requests for sexual favors, or any conduct of a sexual nature when:

- (a) submission to such conduct is made either explicitly or implicitly a term or condition of an individual's employment; or,
- (b) submission to or rejection of such conduct by an individual is used as the basis for employment decisions affecting such individual; or,
- (c) such conduct has the purpose or effect of substantially interfering with an individual's work performance or creating an intimidating, hostile or offensive working environment, such that the aggrieved party perceived the environment to be abusive and a reasonable person would find the environment to be hostile or abusive.

The Supreme Court directs all judicial and non-judicial supervisory personnel within the judicial branch to ensure their workplaces are free of sexual harassment. Judicial and supervisory personnel shall be responsible for supporting training on sexual harassment prevention and this sexual harassment policy. Judicial and supervisory personnel shall post and distribute this policy, encourage employees to report sexual harassment incidents and assure employees they do not have to endure a sexually harassing work environment.

#### **A. Sexual Harassment Behavior - Examples**

Sexual harassment, as defined above, most frequently involves a man harassing a woman. However, sexual harassment also can involve a woman harassing a man or harassment between members of the same gender. Sexually harassing behavior can include, but is not limited to, the following:

**Verbal Behavior:** Negative or offensive comments, jokes or suggestions about another employee's gender or sexuality, threats related to sexual conduct, repeated unwelcome requests for dates, statements about other employees of a sexual nature, obscene or lewd sexual comments; using slang names or labels that can be considered derogatory or too familiar, such as, "honey", "sweetie", "dear", "darling", "boy", "girl", or other terms people may find offensive; or

talking about or calling attention to an employee's body or characteristics in a sexually negative or embarrassing way.

**Nonverbal Behavior:** Sexually suggestive looks, sexually suggestive or insulting sounds (whistling, catcalls, smacking or kissing noises), or obscene or sexually suggestive bodily gestures.

**Physical Behavior:** Unwelcome pats, squeezes, hugs, kissing, pinching, repeatedly brushing against someone's body or actual sexual assault or abuse.

**Visual Behavior:** Displaying pictures, cartoons, posters, pinups, calendars, signs, etc., of a nude or sexual nature.

Other behavior that can constitute sexual harassment includes laughing at, ignoring or not taking seriously an employee who experiences sexual harassment; blaming the victim of sexual harassment for causing the problems; continuing the offensive behavior after a co-worker has expressed objection to the behavior; retaliating against an employee who rejects sexual advances by denying promotions or other job related benefits; or, gossiping about or ridiculing a victim or alleged harasser with respect to the alleged harassment.

## **B. Notification**

Employees are encouraged to report incidents of sexual harassment and/or ask questions about conduct that may be considered sexual harassment in confidence and without fear of retaliation. Employees should immediately report incidents of sexual harassment in the manner set forth below. This includes employees who think they have witnessed another employee being sexually harassed. Any employee bringing a good faith sexual harassment complaint or assisting in the investigation of a complaint will not be adversely affected in terms and conditions of employment, nor discriminated against or discharged because of the complaint or assistance.

## **C. Confidentiality**

The disclosure of allegations of sexual harassment shall be restricted to those individuals who have a "need to know". The complaint shall not be discussed with anyone other than those directly involved in the incident or the investigation process. It is as important to protect the confidentiality rights of the alleged harasser as it is the rights of the complainant.

## **D. Harassment by Non-Employees**

With respect to incidents of sexual harassment where the offending individual is not an employee of the judicial branch, the appropriate judicial or supervisory personnel shall communicate the alleged conduct to the offending person and/or his or her employer. They shall be informed that the offensive conduct will not be tolerated and that steps must be taken to assure such actions do not reoccur.

## **E. Discipline**

Complaints and cases of sexual harassment will be dealt with promptly. Employees who sexually harass others and/or supervisors who knowingly allow such activities to go on, subject themselves to the full range of disciplinary procedures, including reprimand, suspension or discharge, depending on the seriousness and/or frequency of the violations. In the most severe cases employees are subject to immediate discharge.

## **F. False and Frivolous Complaints**

False and frivolous charges refer to cases where the accuser is using a sexual harassment complaint to accomplish some end other than stopping sexual harassment. It does not refer to charges made in good faith which cannot be proven. Given the seriousness of the consequences for the accused, a false and frivolous charge is a severe offense that can itself result in disciplinary action.

## **G. Application of Policy**

This policy and the procedures set forth herein shall be applicable to all state-paid officials and state-paid employees of the Judicial Branch, whether full-time, part-time, temporary or contractual.

## **H. Further Information**

Any employee who has questions about this policy should contact either the Kathleen L. Gazda, Equal Employment Opportunity (EEO) Officer at the Administrative Office of the Illinois Courts, 900 South Spring Street, Springfield, Illinois, 62704, 217/782-7770. All inquiries will be handled in the strictest confidence.

## **I. Review of Policy and Procedures**

The Administrative Office of the Illinois Courts (hereinafter Administrative Office) is responsible for implementing this sexual harassment policy for the Judicial Branch. On an annual basis the Administrative Office shall review the policy and procedures and the developments in legislation relating to sexual harassment and shall submit a report of such review to the Supreme Court.

## **II. Procedures**

### **A. Initial Step**

An employee who believes she or he is sexually harassed may first identify the offensive behavior to the offending party as directly and firmly as possible and request that it stop. Employees are particularly urged to take this step if they believe that the offensive conduct may be unintentional. However, if the employee does not feel comfortable confronting the

offending party, or feels threatened or intimidated by the situation, or if the behavior does not cease after a confrontation with the offending party, the matter should be reported as set forth below.

## **B. Reporting**

An employee's complaint of sexual harassment may be reported to his or her immediate supervisor, a higher supervisory authority and/or Kathleen L. Gazda, EEO Officer of the Administrative Office. If a complaint is filed with the EEO Officer, such officer shall either initiate an investigation of the complaint or forward the complaint to a proper party for investigation.

Examples of reporting procedures are as follows:

Employees of the Administrative Office may file complaints with their immediate supervisor, their Assistant Director or Kathleen L. Gazda, EEO Officer at the Administrative Office, Administrative Services Division.

Employees of the Circuit Court may file complaints with their immediate supervisor, the Chief Circuit Court Judge for the Circuit in which the employee is employed or Kathleen L. Gazda, EEO Officer of the Administrative Office, Administrative Services Division.

Employees of the Appellate Court may file complaints with their immediate supervisor, the Presiding Judge for the District in which the employee is employed (if employed in the Second through the Fifth Districts) or the Chairman of the Executive Committee (if employed in the First District) or Kathleen L. Gazda, EEO Officer of the Administrative Office, Administrative Services Division.

Employees of the Supreme Court may file complaints with their immediate supervisor, the Chief Justice of the Supreme Court or Kathleen L. Gazda, EEO Officer of the Administrative Office, Administrative Services Division.

Notwithstanding the foregoing, any complaint alleging that a member of the judiciary has committed an act of sexual harassment may be filed with the Judicial Inquiry Board at (312) 814-5554 and any complaint alleging that the Administrative Director of the Administrative Office has committed an act of sexual harassment may be filed with the Chief Justice of the Supreme Court or the person designated by the Chief Justice.

Complaints must be in writing, describing the alleged incident(s) of sexual harassment, the date(s) and time(s) of the incident(s) and any witnesses to the incident(s).

Any complaints of alleged sexual harassment which are received by judicial or supervisory personnel shall be reported in writing to the Administrative Director of the Administrative Office within 7 days, unless the alleged harasser is the Administrative Director

or a member of the judiciary. The Administrative Director is authorized to secure additional and/or follow-up information on any complaint of alleged sexual harassment.

### **C. Investigation**

When an appropriate authority has received a complaint alleging sexual harassment, he or she shall promptly initiate an investigation of the complaint. The investigation may be conducted by the judicial or supervisory authority receiving the complaint or by an individual he or she has designated to conduct the investigation.

The complainant shall be assured of confidentiality in the investigation to the extent possible. The complainant should be made aware that in order to investigate the complaint to its fullest extent, it may be necessary to make his/her name known and/or necessary for the complainant to confront the alleged harasser. Disclosure of the allegation of sexual harassment shall be restricted to individuals who have a "need to know" in order to conduct a proper investigation.

The investigation shall include the following steps:

1. The investigating party shall conduct an interview with the employee registering the complaint. The intent of the interview is to determine a true and complete account of the complaint. The following information should be sought in the interview: severity of conduct; the number and frequency of acts of alleged harassment; the apparent intent of the alleged harasser; the relationship of the parties; the response of the complainant at the time of the incident(s); and the relevant work environment.

2. To the extent practicable, the investigating party shall interview all other individuals who witnessed or may have witnessed the incident or who may have knowledge of the incident.

3. The investigating party shall interview the alleged harasser and inform the individual that a complaint has been made against him or her. The individual shall be informed that the incident is not to be discussed with co-workers and that retaliatory action against the complainant will not be tolerated.

4. To the extent practicable, the investigating party shall review any other relevant information or evidence and/or interview any other relevant witnesses.

5. The investigating party shall make a written record of the interviews and any other aspects of the investigation.

6. The investigating party shall prepare a written summary of the finding of the investigation and, in appropriate cases, any recommendations for discipline.

7. The findings of the investigation shall be reported to a supervisor of the alleged harasser for appropriate action.

## **D. Disciplinary Action**

The supervisor receiving the report of the investigation shall review the report and make a determination as to whether the individual charged has committed sexual harassment, and, if so, determine and impose the appropriate discipline. Where required by a collective bargaining agreement, and where not inconsistent with the supervisory and administrative authority of the Supreme Court, the discipline will be imposed pursuant to the relevant provisions of the collective bargaining agreement.

The discipline imposed shall reflect the severity of the improper conduct, taking into consideration the nature of the conduct, the frequency of the conduct, the relationship of the parties involved, the intent of the offending party, and any other relevant matters.

Available discipline for sexual harassment includes, but is not limited to, verbal reprimand, written reprimand, transfer, reassignment of duties, demotion, suspension or discharge. In the most severe and blatant cases of sexual harassment, the offending employee may be immediately discharged.

In all cases, the complainant shall be notified of the results of the investigation and the discipline imposed, if any.

## **E. Appeals**

If either party (the complainant or the alleged harasser) is dissatisfied with the outcome of the investigation and/or the discipline imposed, that party must submit written notification to notify the supervisor who ruled on the complaint within seven days of being informed of the results of the investigation and the discipline, if any was imposed. If the supervisor receives timely notice that a party is dissatisfied with the outcome, the supervisor shall inform the dissatisfied party of the name of a higher supervisory authority, if any, to whom the matter may be taken for further review. The final supervisory authorities from whom review of sexual harassment proceedings may be sought within the Judicial Branch shall be the Chief Circuit Judge at the Circuit Court level, the Presiding Judge or Chairman of the Executive Committee at the Appellate Court level, the Director of the Administrative Office within the Administrative Office, and the Chief Justice at the Supreme Court level.



03 MR 1  
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*Daniel S. Oll*  
Clerk of the Circuit  
Kane County

NOV 25 2003

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ENTERED

GENERAL ORDER 03-23

IT IS HEREBY ORDERED THAT:

Section 1. Pursuant to 10 ILCS 5/6-21 of the Illinois Revised Statutes, the Court being advised that the term of G. William Richards as a member of the Board of Election Commissioners of the City of Aurora, Kane, Kendall and Will Counties, Illinois does expire on the first day of December, 2003 and it appearing that said G. William Richards has performed the duties of his office since his appointment as a member of the said Election Commission in a lawful and proper manner, and continues to be a member of one of the two leading political parties of the State of Illinois, the court hereby reappoints G. William Richards as a member of said Election Commission for a period of three (3) years from and after the expiration of his term, and until his successor is appointed.

Section 2. The said G. William Richards shall take his seat on such Board immediately upon filing the oath and bond as set forth in 10 ILCS 5/6-24 of the Illinois Revised Statutes.

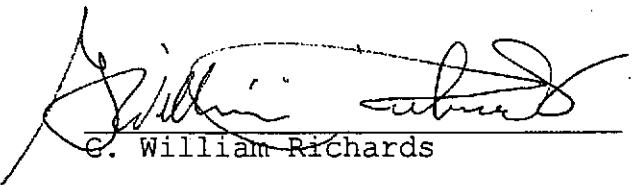
Section 3. This order shall take effect December 1, 2003.

ENTER this 25<sup>th</sup> day of November, A.D., 2003

*Philip D. Magno*  
Chief Judge  
16th Judicial Circuit

I, G. William Richards, do solemnly swear that I am a citizen of the United States, and have resided in the State of Illinois for a period of 2 years last past, and that I am a legal voter and resident of the jurisdiction of the City of Aurora Board of Election Commissioners. That I will support the Constitution of the United States and of the State of Illinois, and the laws passed in pursuance thereof, to the best of my ability, and will faithfully and honestly discharge the duties of the office of Election Commissioner.

DATE: NOVEMBER 24, 2003



G. William Richards



# The Ohio Casualty Insurance Company

## BOND

No. 2-832-388-12

### KNOW ALL MEN BY THESE PRESENTS:

That we G William Richards

of Aurora IL

as Principal,

(Insert Full Name [top line] and Address [bottom line] of Principal)

and, The Ohio Casualty Insurance Company a corporation organized and existing under the laws of the State of Ohio, (hereinafter called the Surety), are held and firmly bound unto

State of Illinois

(Insert Full Name [topline] and Address [bottom line] of Obligee)

in the aggregate and non-cumulative penal sum of Ten Thousand and no/100-----

( \$ 10,000.00 )

DOLLARS, for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

SIGNED, SEALED and DATED

November 12, 2003

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That Whereas, the said Principal has been elected or appointed to (or holds by operation of law) the office of Commissioner - Aurora Board of Election

for a term beginning on December 1, 2003 and ending on December 1, 2006

NOW, THEREFORE, If the said Principal shall well, truly and faithfully perform all official duties required by law of such official during the term aforesaid, the principal and the Surety hereby agreeing that if said bond is required by any statute, all the provisions of such statute are hereby made a part of this bond, then this obligation shall be void; otherwise to remain in full force and effect.

G William Richards

The Ohio Casualty Insurance Company

By: M. Cathy Klink

Attorney-in-fact

M. Cathy Klink

F-109 d

RECEIVED  
CITY OF AURORA  
NOV 20 2003  
ELECTION COMMISSION

RECEIVED NOV 17 2003

POWER OF ATTORNEY  
THE OHIO CASUALTY INSURANCE COMPANY  
WEST AMERICAN INSURANCE COMPANY

No. 36-215

Know All Men by These Presents: That THE OHIO CASUALTY INSURANCE COMPANY, an Ohio Corporation, and WEST AMERICAN INSURANCE COMPANY, an Indiana Corporation, in pursuance of authority granted by Article VI, Section 7 of the By-Laws of The Ohio Casualty Insurance Company and Article VI, Section I of West American Insurance Company, do hereby nominate, constitute and appoint: **M. Cathy Klink of Lombard, Illinois** its true and lawful agent (s) and attorney (s)-in-fact, to make, execute, seal and deliver for and on its behalf as surety, and as its act and deed any and all BONDS, UNDERTAKINGS, and RECOGNIZANCES excluding, however, any bond(s) or undertaking(s) guaranteeing the payment of notes and interest thereon

And the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the Companies at their administrative offices in Hamilton, Ohio, in their own proper persons. The authority granted hereunder supersedes any previous authority heretofore granted the above named attorney(s)-in-fact.

In WITNESS WHEREOF, the undersigned officer of the said The Ohio Casualty Insurance Company and West American Insurance Company has hereunto subscribed his name and affixed the Corporate Seal of each Company this 6<sup>th</sup> day of May, 2002.



*Sam Lawrence*

Sam Lawrence, Assistant Secretary

STATE OF OHIO,  
COUNTY OF BUTLER

On this 6<sup>th</sup> day of May, 2002 before the subscriber, a Notary Public of the State of Ohio, in and for the County of Butler, duly commissioned and qualified, came Sam Lawrence, Assistant Secretary of THE OHIO CASUALTY INSURANCE COMPANY and WEST AMERICAN INSURANCE COMPANY, to me personally known to be the individual and officer described in, and who executed the preceding instrument, and he acknowledged the execution of the same, and being by me duly sworn deposed and saith, that he is the officer of the Companies aforesaid, and that the seals affixed to the preceding instrument are the Corporate Seals of said Companies, and the said Corporate Seals and his signature as officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

In TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal at the City of Hamilton, State of Ohio, the day and year first above written.



*Cheryl S. Hoegery*

Notary Public in and for County of Butler, State of Ohio  
My Commission expires August 6, 2002.

This power of attorney is granted under and by authority of Article VI, Section 7 of the By-Laws of The Ohio Casualty Insurance Company and Article VI, Section I of West American Insurance Company, extracts from which read:

Article VI, Section 7. APPOINTMENT OF ATTORNEYS-IN-FACT, ETC. "The chairman of the board, the president, any vice-president, the secretary or any assistant secretary of each of these Companies shall be and is hereby vested with full power and authority to appoint attorneys-in-fact for the purpose of signing the name of the Companies as surety to, and to execute, attach the corporate seal, acknowledge and deliver any and all bonds, recognizances, stipulations, undertakings or other instruments of suretyship and policies of insurance to be given in favor of any individual, firm, corporation, or the official representative thereof, or to any county or state, or any official board or boards of county or state, or the United States of America, or to any other political subdivision."

Article VI, Section 1. APPOINTMENT OF RESIDENT OFFICERS. "The Chairman of the Board, the President, any Vice President, a Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint attorneys in fact for the purpose of signing the name of the corporation as surety or guarantor, and to execute, attach the corporate seal, acknowledge and deliver any and all bonds, recognizances, stipulations, undertakings or other instruments of surety-ship or guarantee, and policies of insurance to be given in favor of an individual, firm, corporation, or the official representative thereof, or to any county or state, or any official board or boards of any county or state, or the United States of America, or to any other political subdivision."

This instrument is signed and sealed by facsimile as authorized by the following Resolution adopted by the respective directors of the Companies (adopted May 27, 1970-The Ohio Casualty Insurance Company; adopted April 24, 1980-West American Insurance Company):

"RESOLVED that the signature of any officer of the Company authorized by the By-Laws to appoint attorneys in fact, the signature of the Secretary or any Assistant Secretary certifying to the correctness of any copy of a power of attorney and the seal of the Company may be affixed by facsimile to any power of attorney or copy thereof issued on behalf of the Company. Such signatures and seal are hereby adopted by the Company as original signatures and seal, to be valid and binding upon the Company with the same force and effect as though manually affixed."

CERTIFICATE

I, the undersigned Assistant Secretary of The Ohio Casualty Insurance Company and West American Insurance Company, do hereby certify that the foregoing power of attorney, the referenced By-Laws of the Companies and the above Resolution of their Boards of Directors are true and correct copies and are in full force and effect on this date.

In WITNESS WHEREOF, I have hereunto set my hand and the seals of the Companies this 12th day of November, 2003



*Mark L. Schmidt*

Assistant Secretary

S-4300

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GENERAL ORDER 03-24

The following attorneys are re-appointed to serve as conflict counsel to represent defendants and respondents to whose cases they are from time to time assigned by judges presiding in Kane County.

John Barsanti  
Shari Clancy Bertane  
Sandra L. Byrd  
Carole Grahn-Hayes

These appointments are effective January 1, 2004 to December 31, 2004.

ENTERED this 16<sup>th</sup> day of December, 2003.

*Philip L. DiMarzio*  
Philip L. DiMarzio, Chief Judge

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CIRCUIT COURT CLERK  
KANE COUNTY, II

2003 DEC 16 P 2:47

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02 MR 1

GENERAL ORDER 02-1

Illinois Supreme Court Rule 434(b) provides that upon request, the parties shall be furnished with a list of prospective jurors with their addresses, if known.

Any request, pursuant to Supreme Court Rule 434(b), shall be made through the judge presiding over the trial.

ENTER this 4<sup>th</sup> day of January, 2002.

  
Grant S. Wegner, Chief Judge

CLERK OF THE SUPREME COURT  
JANUARY 4 2002

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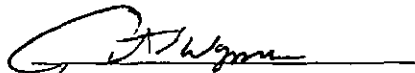
**GENERAL ORDER 02-2**

Those persons hereinafter named are appointed and are authorized to appear in court as conflict counsel on behalf of those defendants to whom they are from time to time assigned by order of the court.

Shari Clancy Bertane  
John A. Barsanti  
Carole Grahn Hayes  
Donald M. Tegler, Jr.

This order is effective January 1, 2002 to December 31, 2002.

Enter this 9 day of January, 2002.

  
Grant S. Wegner  
Chief Judge

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2002 JAN -7 A 9:45  
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**GENERAL ORDER 02-3**

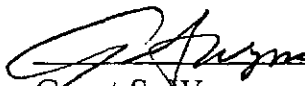
Pursuant to 705 ILCS 405/6-9(1), the Chief Judge, with the concurrence of the Kane County Board, may impose a fee for room and board, at a rate not to exceed \$10.00 per day to defray the cost of the detention or shelter care of a juvenile, where a parent or any other person liable for the support of the minor is able to contribute to the support of the minor.

In Resolution 01-432, the Kane County Board has authorized the imposition of a \$10.00 fee for detention or shelter care of a juvenile.

If it appears, at the detention or shelter care hearing of a minor before the court, under 705 ILCS 5-501, that a parent, or any other person liable for support of the minor is able to contribute to his or her support, that parent or other person, may be required to pay a fee for room and board at a rate, not to exceed \$10.00 per day, unless the court determines that it is in the best interest and welfare of the minor to waive the fee.

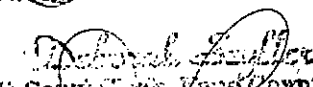
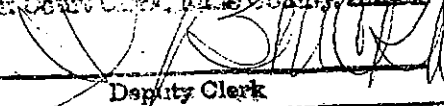
All fees for room and board provided hereunder, are to be collected by the Clerk of the Circuit Court and disbursed into the separate county fund under 705 ILCS 405/6-7, namely, JCS - Custody/Parental Support, General Fund number 311-16-52.

Effective: 2/5/02

  
Grant S. Wegner  
Chief Judge

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DORAH SEYLER  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.

86

A true copy of the original of this document is on file in my office  
Attest: 400 6 00  
  
Circuit Court Clerk, Kane County, Illinois  
By:   
Deputy Clerk



GENERAL ORDER 02-04

WHEREAS, the Court finds that the University of Illinois at Chicago is engaged in bona fide research pursuant to 705 ILCS 405/1-8(A)(8), in that they are monitoring the effect of a violence prevention curriculum instituted through the Metropolitan Area Child Study.

NOW, THEREFORE, it is hereby ordered that Patrick Tola, PhD, and other individuals designated by him who are affiliated with U.I.C.'s Metropolitan Area Child Study are granted leave to view impounded juvenile court records for the sole purpose of furthering the bona fide research described above. Publication or dissemination of the results of this research shall in no way disclose identity of any minor or violate the confidentiality of the juvenile court records. This order shall remain in effect until further order of court.

ENTER: 1/31/02

*Grant S. Wegner*  
Grant S. Wegner  
Chief Judge

*Judith M. Brawka*  
Judith M. Brawka  
Supervising Judge, Juvenile Court

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2002 FEB 6 AM 9:11  
DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY ILL.

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I hereby grant permission to representatives from the University of Illinois at Chicago engaged in the Metropolitan Area Child Study to review impounded juvenile court records pursuant to 705 ILCS 405/1-8(a)(8).

Enter: 2/1/02

*Deborah Seyller*  
Deborah Seyller  
Clerk of the Circuit Court

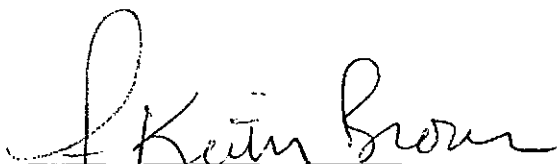
A true copy of the original of this document is on file in my office  
Attest: Feb 6, 2002  
*Deborah Seyller*  
Circuit Court Clerk, Kane County, Illinois  
By: *[Signature]*  
Deputy Clerk

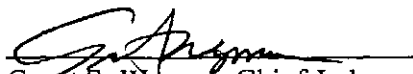
General Order 02-05  
Court Annexed Mediation

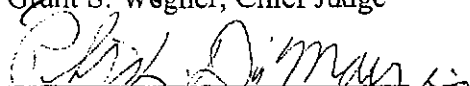
IT IS HEREBY ORDERED that by a majority vote of the Circuit Judges of the Sixteenth Judicial Circuit, the attached Amended Article 12, Court Annexed Mediation is adopted in and for Kane County.

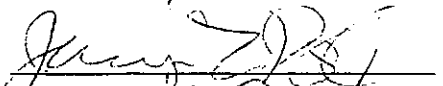
IT IS FURTHER ORDERED that these rules may be adopted by DeKalb and Kendall Counties upon the written order of the Presiding Judge of that County.

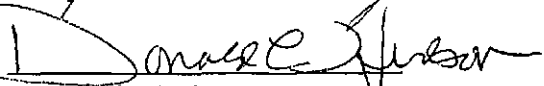
Enter this 5th day of March, 2002.


  
F. Keith Brown

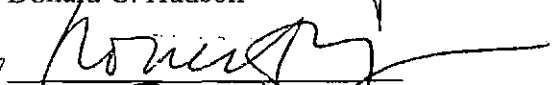
  
Grant S. Wegner, Chief Judge

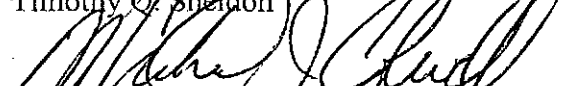
  
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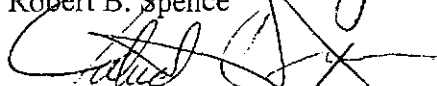
  
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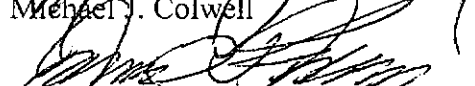
  
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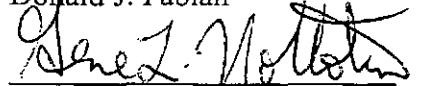
  
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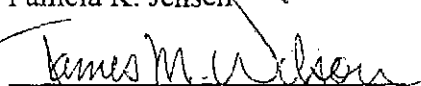
  
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Patrick J. Dixon


  
Donald J. Fabian

  
Pamela K. Jensen

  
Gene L. Nottolini

  
James M. Wilson

  
Kurt P. Klein

  
Douglas Engel

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2002 MAR 11 P 2:46  
DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

Rule 93.

#### 11.08 LOCATION OF HEARINGS

The location of hearing shall be determined by the Chief Judge of the 16<sup>th</sup> Judicial Circuit.

#### 11.09 FORMS (S. CT. RULE 94 AND 95)

All forms shall be as prescribed by Supreme Court Rule and by administrative order by the Chief Judge not inconsistent with any Supreme Court Rule.

#### 11.10 ADMINISTRATION OF MANDATORY ARBITRATION

1. The Chief Judge of the 16<sup>th</sup> Judicial Circuit shall appoint a Judge of the 16<sup>th</sup> Judicial Circuit to act as Supervising Judge for Arbitration.
  - (a) The Chief Judge of the 16<sup>th</sup> Judicial Circuit shall designate an Arbitration Administrator or any assistants deemed necessary for the Mandatory Arbitration system.

### ARTICLE 12

#### 12.01 ACTIONS ELIGIBLE FOR COURT-ANNEXED MEDIATION

- (A) Referral by Judge or by Stipulation

Except as hereinafter provided, the judge to whom a matter is assigned may order any contested civil matter asserting a claim having a value, irrespective of defenses or setoff, in excess of \$30,000 referred to mediation. In addition, the parties to any such matter may file a written stipulation to mediate any issue between them at any time. Such stipulation shall be incorporated into the order of referral.
- (B) Exclusion from Mediation

Except as otherwise set forth in (12.01)(A) above, matters as may be specified by administrative order of the Chief Judge of the

Circuit shall not be referred to mediation except upon petition of all parties.

## 12.02 SCHEDULING OF MEDIATION

(A) Conference of Hearing Date

Unless otherwise ordered by the court, the first mediation conference shall be held within eight (8) weeks of the Order of Referral.

At least ten (10) days before the conference, each side shall present to the mediator a brief, written summary of the case containing a list of issues as to each party. If the attorney filing the summary wishes its contents to remain confidential, she/he should advise the mediator in writing at the same time the summary is filed. The summary shall include the facts of the occurrence, opinions on liability, all damage and inquiry information, and any offers or demands regarding settlement. Names of all participants in the mediation shall be disclosed to the mediator in the summary prior to the session.

(B) Notice of Date, Time and Place

Within 28 days after the Order of Referral, the mediator shall notify the parties in writing of the date and time of the mediation conference.

Kane County mediations will be held at the Arbitration Center, Kane County Courthouse, Second Floor, 100 South Third Street, Geneva, Illinois 60134.

DeKalb County mediations will be held at the DeKalb County Courthouse, 133 West State Street, Sycamore, Illinois 60178.

Kendall County mediations will be held at the Kendall County Courthouse, Ridge and Main Streets, Yorkville, Illinois 60560.

(C) Motion to Dispense with Mediation

A party may move, within fourteen (14) days after the Order

of Referral, to dispense with mediation if:

1. The issue to be considered has been previously mediated between the same parties pursuant to Order of the Sixteenth Judicial Circuit;
2. The issue presents a questions of law only;
3. The Order violates Section (12.01)(B) of this General Order.
4. Other good cause is shown.

(D) Motion to Defer Mediation

Within fourteen (14) days of the Order of Referral, any party may file a motion with the court to defer the proceeding. The movant shall set the motion to defer for hearing prior to the scheduled date for mediation. Notice of the hearing shall be provided to all interested parties, including any mediator who has been appointed. The motion shall set forth, in detail, the facts and circumstances supporting the motion. Mediation shall be tolled until disposition of the motion.

## 12.03 MEDIATION RULES AND PROCEDURES

(A) Appointment of the Mediator

- (1) Within fourteen (14) days of the Order of Referral the parties may agree upon a stipulation with the court designating:
  - (a) A certified mediator; or
  - (b) A mediator who does not meet the certification requirements of these rules but who, in the opinion of the parties and upon review by and approval of the presiding judge, is otherwise qualified by training or experience to mediate all or some of the issues in the particular case.
- (2) If the parties cannot agree upon a mediator within

fourteen (14) days of the Order of Referral, the plaintiff's attorney (or another attorney agreed upon by all attorneys) shall so notify the court within seven (7) days of the expiration of the period to agree on a mediator, and the court shall appoint a certified mediator selected by rotation or by such other procedures as may be adopted by administrative order of the Chief Judge in the Circuit in which the action is pending.

(B) Compensation of the Mediator

Each mediator shall agree to mediate three (3) cases without compensation.

Thereafter, the mediator shall be compensated by the parties at the rate of \$125.00 per hour unless otherwise agreed in writing. Each party shall pay a proportionate share of the total charges of the mediator.

(C) Disqualification of a Mediator

Any party may move to enter an order disqualifying a mediator for good cause. If the court rules that a mediator is disqualified from hearing a case, an order shall be entered setting forth the name of a qualified replacement. Nothing in this provision shall preclude mediators from disqualifying themselves or refusing any assignment. The time for mediation shall be tolled during any periods in which a motion to disqualify is pending.

(D) Interim or Emergency Relief

A party may apply to the court for interim or emergency relief at any time. Mediation shall continue while such a motion is pending absent a contrary order of the court or a decision of the mediator to adjourn pending disposition of the motion.

(E) Sanctions for Failure to Appear

If a party fails to appear at a duly noticed mediation conference

without good cause, the court upon motion shall impose sanctions, including an award of mediator and attorney fees and other costs, against the party failing to appear. If a party to mediation is a public entity, that party shall be deemed to appear at a mediation conference by the physical presence of a representative with full authority to negotiate on behalf of the entity and to recommend settlement to the appropriate decision making body of the entity. Otherwise, unless stipulated by the parties or by order of the court, a party is deemed to appear at a mediation conference if the following persons are physically present:

- (1) The party or its representative having full authority to settle without further consultation; and
- (2) The party's counsel of record, if any; and
- (3) A representative of the insurance carrier for any insured party who is not such carrier's outside counsel and who has full authority to negotiate and recommend settlements to the limits of the policy or the most recent demand, whichever is lower without further consultation.

(F) Adjournments

The mediator may adjourn the mediation conference at any time and may set times for reconvening the adjourned conference notwithstanding Section (12.01) of this General Order. No further notification is required for parties present at the adjourned conference.

(G) Counsel

The mediator shall at all times be in control of the mediation and the procedures to be followed in the mediation. Counsel shall be permitted to communicate privately with their clients.

(H) Communication with Parties

The mediator may meet and consult privately with either party

and his/her representative during the mediation session.

(I) Completion of Mediation

Mediation shall be completed within seven (7) weeks of the first mediation conference unless extended by order of the court or by stipulation of the parties.

(J) No Agreement

If the parties do not reach an agreement as to any matter as a result of mediation, the mediation shall be deemed terminated and the mediator shall report the lack of an agreement to the court without comment or recommendation.

(K) Agreement

If an agreement is reached, it shall be reduced to writing and signed by the parties and their counsel, if any, at the conclusion of the mediation. The mediation shall be deemed terminated and the attorneys shall report the agreement to the court.

(L) Imposition of Sanctions

In the event of any breach or failure to perform under the agreement, the court upon motion may impose sanctions, including costs, attorney fees, or other appropriate remedies including entry of judgment on the agreement.

(M) Discovery

Discovery may continue throughout mediation.

(N) Confidentiality of Communications

All oral or written communications in a mediation conference, other than executed settlement agreements, shall be exempt from discovery and shall be confidential and inadmissible as evidence in the underlying cause of action unless all parties agree otherwise.



Evidence with respect to alleged settlement agreements shall be admissible in proceedings to enforce the settlement. Subject to the foregoing, unless authorized by the parties, the mediator may not disclose any information obtained during the mediation process.

(O) Forms

The following forms shall be used in conjunction with court annexed mediation:

- (1) Order of Referral to Court Annexed Mediation
- (2) Confidentiality Agreement/Non-representation Acknowledgment
- (3) Mediation Held/No Agreement Resulted
- (4) Memorandum of Agreement
- (5) Memorandum of Understanding/Agreement
- (6) Order Appointing Mediator
- (7) Mediator's Report/Order

12.04 MEDIATOR QUALIFICATIONS

(A) Circuit Court Mediators

The Chief Judge shall maintain a list of mediators who have been certified by the court and who have registered for appointment.

For certification, a mediator of circuit court civil matters in excess of \$30,000 must:

- (1) Complete a mediation training program approved by the Chief Judge of the 16<sup>th</sup> Judicial Circuit; and
- (2) Be a member in good standing of the Illinois Bar with at least seven (7) years of practice or be a retired judge; and
- (3) Be of good moral character.

(B) Mediator General Standards

02 MR 1

**GENERAL ORDER 02-06**

Pursuant to 725 ILCS 5/110-10(b) 14.3, a defendant may be ordered to contribute to the following pretrial expenses:

1. An amount not to exceed \$20.00 per month for pre-trial supervision.
2. An amount not to exceed \$20.00 for each pre-trial drug and alcohol screen; and
3. An amount not to exceed \$25.00 per month for pre-trial diversion.

The amount of contribution ordered to be paid hereunder shall be set according to his or her ability to pay.

The Kane County Circuit Clerk shall collect the fees provided herein and deposit them in the General Fund of Kane County as follows:

1. For pre-trial supervision - 067/311-16-99;
2. For pre-trial drug and alcohol screening - 068/311-16-51;
3. For pre-trial diversion - 371-14-13

DATED this 6th day of March, 2002.

  
Grant S. Wegner, Chief Judge

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02 MR #

GENERAL ORDER 02 - 07

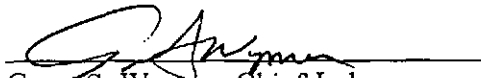
Effective March 6, 2002:

All first appearances of felony domestic battery, including aggravated domestic battery, and violations of probation for these offenses, with their companion cases, shall be scheduled for 9:00 a.m. on the second Wednesday following arrest, unless it is a court holiday, in Courtroom 319 at the Judicial Center.

All first appearances of misdemeanor domestic battery and violations of probation for these offenses, with their companion cases, shall be scheduled for 1:30 p.m. on the second Tuesday following arrest, unless it is a court holiday, in Courtroom 101 at the Judicial Center.

This Order supersedes General Orders 99-9, 01-6 and 01-20.

DATED this 5 day of March, 2002.

  
Grant S. Wegner, Chief Judge

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02 MR 01

**General Order 02-08  
Weekend Imprisonment**

A need exists to monitor the implementation of weekend imprisonment within the Kane County Jail. This need is based upon the additional cost relating to weekend imprisonment, the effect weekend imprisonment has on overcrowding in the Kane County Jail, and the fact that weekend imprisonment is designed for defendants who are gainfully employed.

Pursuant to 730 ILCS 5/5-7-6(a), a sentence of weekend imprisonment in the Kane County Jail will be available only to those defendants who comply with the following:

1. Prior to the entry of the sentencing order, a defendant, seeking weekend imprisonment, or his counsel, must first contact the Kane County Sheriff's Office to request the dates for serving the weekend imprisonment. The defendant will be able to serve only those weekends assigned by the Kane County Sheriff's Office. A Sheriff's deputy will be available for reserving service weekends, Monday-Friday, 7:30 a.m. until 4:30 p.m. at (630) 406-7377. An immediate response, as to available dates, will be provided by the deputy along with a confirmation number. These dates must then be included in the sentencing order. No defendant will be admitted to weekend imprisonment without a reservation given by the Kane County Sheriff's Office.

2. The defendant will be required to pay \$15 for each day or part thereof. This daily fee is not modifiable. The fee for all weekend imprisonment must be paid to the Circuit Clerk, in full, at least seven days in advance of the first weekend to be served. At the time of the payment, the Clerk will give defendant a receipt reflecting that the fee for all of defendant's weekends has been paid in full. Pursuant to 730 ILCS 5/5-7-6(a), the Clerk shall disburse the fees collected herein to the Kane County General Corporate Fund 001-0000-381.16-32.


3. In the event the defendant fails to complete any portion of the weekend imprisonment, for whatever reason, the defendant shall be reimbursed the daily fee for those days not served. However, if at the time defendant would be entitled to receive reimbursement, he has a balance owing of fines, costs, or fees under the Judgment Order, the reimbursement shall apply first to the outstanding fines, costs, or fees.

4. Prior to serving the first weekend, the defendant will have to present to the Kane County Jail, evidence that the entire fee, for weekend imprisonment, has been paid in full. Anyone not having evidence of full payment will be refused admittance and will be reported to the Kane County State's Attorney.

The Kane County Board has passed resolution 01-234 in support of this fee, as required under 730 ILCS 5/5-7-6.

This General Order relating to Kane County shall be effective June 1, 2002.

DATED this 11 day of April, 2002.

  
Grant S. Wegher, Chief Judge

DEBORAH SEYLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

2002 APR 11 A 10:47

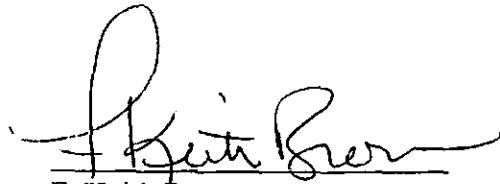
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General Order 02- 09

IT IS HEREBY ORDERED that by a majority vote of the Circuit Judges of the Sixteenth Judicial Circuit, the attached Second Amended Family Mediation Program 15.22 is adopted in and for Kane County. The attached Second Amended Family Mediation Rule supersedes General Order 01-12 and all other Family Mediation Rules previously implemented.


IT IS FURTHER ORDERED that this Rule may be adopted by DeKalb and Kendall Counties upon written Order of the Presiding Judge of that County.


Enter this 30<sup>th</sup> day of April, 2002.


  
F. Keith Brown

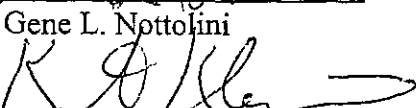
  
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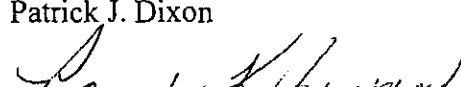
  
Grant S. Wegner, Chief Judge

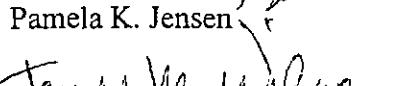
  
Philip DiMarzio

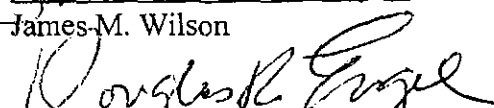
  
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Patrick J. Dixon

  
Pamela K. Jensen

  
James M. Wilson

  
Douglas Engel

CLERK  
CIRCUIT COURT  
KANE COUNTY, IL

2002 APR 30 P 2:35

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15.22 SECOND AMENDED FAMILY MEDIATION PROGRAM

(a) Definitions

Mediation is a cooperative process for resolving conflict with the assistance of a trained, neutral third party, whose role is to facilitate communication, to assist the parties in identifying issues needing to be resolved, exploring options, negotiating acceptable solutions, and reaching agreement on the issues. Fundamental to the mediation process described herein are principles of cooperation, informality, privacy, confidentiality, self determination, and full disclosure by the parties of relevant information. Mediation under this rule is a means for parties to maintain control of parenting decisions, by resolving themselves the issues of custody, visitation, removal, and other non-financial children's issues. Parties are encouraged to participate in the mediation process by attempting good faith negotiation and resolution of the issues brought to mediation.

Mediation under this rule is not to be considered a substitute for independent legal advice. Instead, it is to work in partnership with the attorneys and the legal process, by giving the parties the ability to be fully informed of options for resolution of their issues, which would include obtaining legal advice before, during, and after the mediation process.

"Impediment to mediation" means any condition, including but not limited to domestic violence or intimidation, substance abuse, child abuse, mental illness or a cognitive impairment, which hinders the ability of a party to negotiate safely, competently, and in good faith. Pursuant to these rules, the identification of impediments in a case is necessary to determine if mediation should be required, and to insure that only parties having a present, undiminished ability to negotiate are directed by the Court under this rule to mediate.

(b) Subject Matter of Mediation

Court referred mediation will be limited to disputes involving child custody, visitation, removal, or other non-economic issues relating to the child or children, either prior to dissolution of a marriage or post-judgment.

Mediation may be ordered by the Court for resolving family law issues other than child custody, visitation, removal, or non-economic issues relating to the child or children only if the parties and their attorneys agree. For mediation of these other issues, the Court shall take into account the qualifications and professional background of the individual mediator appointed.

(c) Prerequisite to Mediation

For any county having an established parent education program, the parties referred to mediation by the Court shall complete the parent education program prior to starting mediation or as soon after starting mediation as the parent education program's schedule allows.

The mediator shall screen for the identification of cases that may be deemed as inappropriate for mediation under this rule, in that these cases contain some type of impairment as defined under Paragraph a .

(d) **Qualifications and Requirements of Dissolution Mediators**

- (1) Any person who meets the following criteria is eligible to serve as a mediator for the purposes of this rule:
  - (a) Satisfactory completion of 40 hour divorce mediation training program approved by the Court. In addition, the applicant must have completed training specific to domestic violence, child abuse, substance abuse and mental illness, which gives the applicant an understanding of the issues related to these impairments and one's ability to negotiate effectively when impacted by one or more of these impairments.
  - (b) The applicant has been awarded a degree in law or in a graduate degree in a field that includes the study of psychiatry, psychology, social work, human development, family counseling, or other behavioral science substantially related to marriage and family interpersonal relationships, or a related field otherwise approved by a Presiding Judge of the Family Court, or his or her designee.
  - (c) Member in good standing in the professional organization of his/her respective disciplines.
  - (d) Proof of professional liability insurance which covers the mediation process.
  - (e) Minimum of two years of work experience in their discipline or profession, or otherwise supervised by a qualified mediator.
  - (f) Maintain an office in the respective county where the Court is located, unless otherwise allowed by the Presiding Judge of Family Court, or his or her designee.
  - (g) Prior to the passage of this rule, all persons approved to act as mediators under any existing Court mediation program in this Circuit, shall continue to do so without further approval.
- (2) All persons meeting the requirements above who are interested in acting as a Court Appointed Mediator shall provide proof by way of affidavit

which is supported by documentation of the aforesaid requirements to the Presiding Judges of the Family Court in each county of the 16<sup>th</sup> Circuit, or the person designated to receive such material in each county.

- (3) A periodic list shall be prepared by the Presiding Judges of the Family Court in each court of the 16<sup>th</sup> Circuit, or the person designated to keep such a list in each county.
- (4) A mediator shall participate in six hours of continuing education every two years from programs approved by the Court, and be personally responsible for ongoing professional growth. A mediator is encouraged to join with other mediators and members of related professions to promote mutual professional development.
- (5) The Court mediators may be required from time to time to attend specific training offered or sponsored by the Family Mediation Program, the Bar Associations or other individuals or organizations.
- (6) A mediator shall mediate two low income cases, as identified by the Court, per year, at a reduced fee.

(e)

**Referral Procedure**

- (1) Kane County. Upon the Court's Order or the parties' agreement to participate in mediation, the case shall be assigned a mediator. This mediator may be chosen per agreement of the parties. In absence of any agreement, the Court shall assign a mediator from a list of qualified mediators prepared and kept by the Presiding Judge of the Family Division. A Mediation Order shall be issued and signed by the Court. A mediation status date will be set for no later than 60 days from the date the Mediation Order was issued.
- (2) Other Counties. Upon the Court's order for the parties to participate in mediation, a mediator shall be assigned in accordance with the procedures established in that county from the list of qualified mediators prepared by the Presiding Judge of Family Court or the person designated to prepare said list, and a 60 day hearing date shall be set for the status of the mediation process.
- (3) Judges assigned cases with child custody and/or visitation issues may make the necessary findings to order mediation. The Court may also designate in its order what percentage of the mediation fee should be paid by each party and/or whether the case should be considered a low income case.
- (4) Parties are not obligated to participate in the mediation process until ordered by the Court or agreed to by the parties. The attorneys shall encourage their clients to mediate in good faith, and the parties shall participate in mediation in good faith.



After entry of a mediation order by the Court, the absence of a party at a mediation session or the lack of a party's participation in the mediation process may result in sanctions, including reasonable costs to the other party for mediation and attorney's fees.

- (4) If the mediator appointed has any conflict of interest, another mediator shall be appointed by the Court from the list. If the mediator appointed on a designated low income case has already met his or her annual requirement for mediating low income cases and cannot or does not wish to take another, and informs the Court, the Court shall appoint another mediator that has not reached the required quota or is willing to take low income cases in excess of two cases per year. The Presiding Judge of Family Court of every county or the person designated shall keep a record of low income cases assigned to each mediator, to insure fair distribution of these cases to all mediators.
- (5) By the status date, the mediator shall submit a report to the Court and the parties' legal counsel, in the form of a Mediator Report, notifying the Court and legal counsel of information listed in this rule under the section entitled Mediator Report.

(f)

**Conflict of Interest**

- (1) Conflicts of Interest – Generally: In order to avoid the appearance of impropriety, a mediator who has represented or has had a professional relationship with either party prior to the mediation may not mediate the dispute unless the prior relationship is fully disclosed to both parties and each party consents in writing to the participation of the mediator notwithstanding the prior relationship. A mediator who is a mental health professional shall not provide counseling or therapy to the parties during the mediation process. An attorney-mediator may not represent either party in any matter during the mediation process or in a dispute between the parties after the mediation process.
- (2) Imputed Disqualification: No mediator associated with a law firm or a counseling agency shall mediate a dispute when the mediator knows or reasonably should know that another attorney or counselor associated with that firm or agency would be prohibited from undertaking the mediation.
- (3) Exception: A therapist-mediator who would otherwise be disqualified from mediation as a result of imputed disqualification, may undertake the mediation only under the following circumstances:
  - (a) There has been full disclosure to both parties about the conflict of interest and the imputed disqualification of the mediator, including the extent to which information is shared by personnel within the agency; and

- (b) Both parties consent to the mediation in writing.

(g) **Exclusionary Rule**

The mediator shall be barred from testimony as to confidential mediation issues, and mediation records shall not be subpoenaed in any proceeding except by leave of the Court for good cause shown.

(h) **Orientation Session**

At the orientation session, a mediator shall inform the parties of the following:

- (1) Neither therapy nor marriage counseling are part of the mediator's function.
- (2) No legal advice will be given by the mediator.
- (3) An attorney-mediator will not act as an attorney for either or both parties and no attorney-client relationship will be formed. Thus the attorney-client privilege will not apply.
- (4) The rules pertaining to confidentiality, as outlined in Paragraph g.
- (5) The basis for terminations of mediation, as outlined in Paragraph j.
- (6) The proposed resolution of the mediated issues will be documented in a written summary. This summary will form the basis of the formal mediated agreement presented to the Court for approval.
- (7) Each party shall be strongly encouraged to obtain independent legal counsel to assist and advise him or her throughout the mediation.
- (8) Legal counsel for either party will not be present at any mediation session without the agreement of the parties and the mediator.

(i) **The Mediation Process**

Agreement to Mediate. At the initial session the mediator shall provide the parties with a written agreement outlining the guidelines under which mediation shall occur and the expectations of the parties and mediator. This initial agreement shall include at a minimum, all of the foregoing information in Paragraph h. Either or both of the parties shall be permitted to consult their respective legal counsel before executing this agreement.

The mediator shall assess the ability and willingness of the parties to mediate at the orientation session and throughout the process, and shall advise the parties in the event the case is inappropriate for mediation.

(j) **Termination of Mediation**

The parties shall attend mediation until such time as they shall reach an agreement on the issues or the mediator or the Court suspends or terminates mediation. The mediator shall immediately advise the Court in writing if he or she suspends or terminates mediation or in the event that either or both parties fail to comply with the terms of this paragraph.

(k) **Mediator Report**

- (1) The report to the Court shall state the following:
  - (a) Whether an agreement has been reached by the parties and a summary of that agreement.
  - (b) The number and duration of sessions conducted to date.
  - (c) The fee charged, whether that fee has been paid in full, and if not, the outstanding amount owed. For an outstanding amount owed, the Court may direct the parties to pay said amount and establish what percentage should be paid by such party.
  - (d) Whether the parties have reviewed the summary of agreement.
  - (e) Whether any additional mediation sessions are recommended based on the likelihood of success.
  - (f) Other relevant information not considered confidential under this rule.
- (2) In the event an agreement is reached on any of the issues, the mediator shall supply a written summary of the agreement to counsel and the Court and the same shall be included in any order or judgment disposing of the dispute.
- (3) In the event an agreement is not reached on all issues, the mediator shall identify to the Court and counsel the issues remaining unresolved.
- (4) The mediator shall advise the Court as to the time necessary for the completion of the mediation process. It shall be within the Court' discretion to extend mediation after the 60 day status date.

(l) **Discovery**

- (1) Only written discovery shall be allowed until mediation is terminated by order of the Court.

(m) **Payment of Fees**

The mediator shall charge an hourly fee to the parties no higher than \$150 per hour to be shared equally by the parties, unless the Court directs otherwise in an order or otherwise agreed by the parties. This hourly fee shall be paid to the mediator at the time of each session for the time spent in mediation at the session. Along with the hourly fee, the mediator may request an advance deposit of \$300.00 to be paid at the first session. Such deposit may be applied to services rendered by the mediator outside of the mediation session, such as telephone conferences, correspondence, consultation with attorneys or other individuals, preparation of the Mediator Report, and any other work performed by the mediator on behalf of the parties. Any additional fees that exceed the deposit or the fees collected at the time of sessions for services rendered by the mediator shall be paid as required by the mediator. In the event payments are not made as required under this rule, or otherwise agreed to by the mediator and the parties, the mediation process may be suspended by the mediator pending compliance.

(n) **Statistics**

2. Kane County. The Family Court Administrator will be responsible for all statistical data. Data shall include the number of cases referred to mediation, the number of low-income cases referred, the number and duration of sessions per case and the final outcome of each case. These statistics shall be forwarded annually to the Chief Judge of the 16<sup>th</sup> Judicial Circuit and the Presiding Judge of Kane County's Family Court. The Chief Judge of the 16<sup>th</sup> Judicial Circuit shall report annually to the Supreme Court of Illinois on this mediation program, including a count of the number of cases assigned to Court Ordered Mediation and the results achieved.

(o) **Rule controlling**

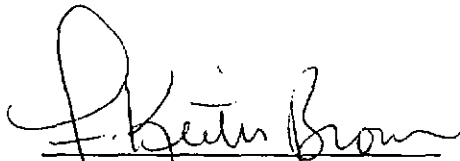
- (1) This Amended Family Mediation Program Rule supercedes all previous Family Mediation Rules implemented.


General Order 02 - 10


IT IS HEREBY ORDERED that by a majority vote of the Circuit Judges of the Sixteenth Judicial Circuit, the attached Article 12, Court Annexed Mediation is adopted in and for Kane County. The attached Court Annexed Mediation Rule supersedes General Order 02-05 and all other Court Annexed Mediation Rules.

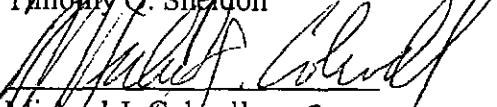
IT IS FURTHER ORDERED that this Rule may be adopted by DeKalb and Kendall Counties upon written Order of the Presiding Judge of that County.

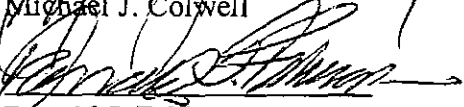
Enter this 30th day of April, 2002.

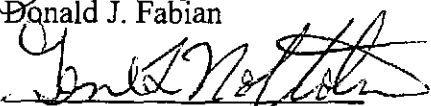
  
F. Keith Brown

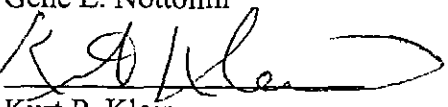
  
James T. Doyle

  
Timothy Q. Sheldon

  
Michael J. Colwell


  
Donald J. Fabian

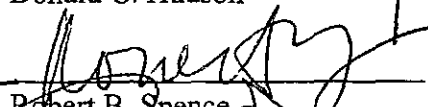
  
Gene L. Nottolini

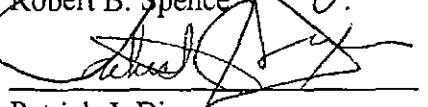
  
Kurt P. Klein

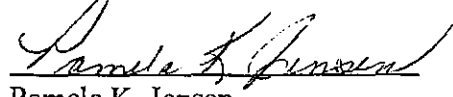
  
Grant S. Wegner, Chief Judge

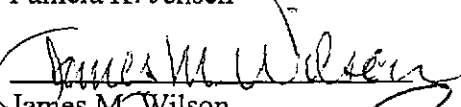
  
Philip DiMarzio

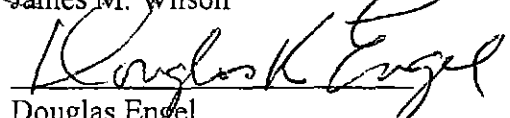
  
Donald C. Hudson

  
Robert B. Spence

  
Patrick J. Dixon

  
Pamela K. Jensen

  
James M. Wilson

  
Douglas Engel

CLERK OF COURT  
KANE COUNTY, IL

2002 APR 30 PM 2:35

FILED 42

Rule 93.

#### 11.08 LOCATION OF HEARINGS

The location of hearing shall be determined by the Chief Judge of the 16<sup>th</sup> Judicial Circuit.

#### 11.09 FORMS (S. CT. RULE 94 AND 95)

All forms shall be as prescribed by Supreme Court Rule and by administrative order by the Chief Judge not inconsistent with any Supreme Court Rule.

#### 11.10 ADMINISTRATION OF MANDATORY ARBITRATION

1. The Chief Judge of the 16<sup>th</sup> Judicial Circuit shall appoint a Judge of the 16<sup>th</sup> Judicial Circuit to act as Supervising Judge for Arbitration.
  - (a) The Chief Judge of the 16<sup>th</sup> Judicial Circuit shall designate an Arbitration Administrator or any assistants deemed necessary for the Mandatory Arbitration system.

### ARTICLE 12

#### 12.01 ACTIONS ELIGIBLE FOR COURT-ANNEXED MEDIATION

- (A) Referral by Judge or by Stipulation

Except as hereinafter provided, the judge to whom a matter is assigned may order any contested civil matter asserting a claim having a value, irrespective of defenses or setoff, in excess of \$30,000 referred to mediation. In addition, the parties to any such matter may file a written stipulation to mediate any issue between them at any time. Such stipulation shall be incorporated into the order of referral.
- (B) Exclusion from Mediation

Except as otherwise set forth in (12.01)(A) above, matters as may be specified by administrative order of the Chief Judge of the Circuit shall not be referred to mediation except upon petition of all parties.

## 12.02 SCHEDULING OF MEDIATION

(A) Conference of Hearing Date

Unless otherwise ordered by the court, the first mediation conference shall be held within eight (8) weeks of the Order of Referral.

At least ten (10) days before the conference, each side shall present to the mediator a brief, written summary of the case containing a list of issues as to each party. If the attorney filing the summary wishes its contents to remain confidential, she/he should advise the mediator in writing at the same time the summary is filed. The summary shall include the facts of the occurrence, opinions on liability, all damage and inquiry information, and any offers or demands regarding settlement. Names of all participants in the mediation shall be disclosed to the mediator in the summary prior to the session.

(B) Notice of Date, Time and Place

Within 28 days after the Order of Referral, the mediator shall notify the parties in writing of the date and time of the mediation conference.

Kane County mediations will be held at the Arbitration Center, Kane County Courthouse, Second Floor, 100 South Third Street, Geneva, Illinois 60134.

DeKalb County mediations will be held at the DeKalb County Courthouse, 133 West State Street, Sycamore, Illinois 60178.

Kendall County mediations will be held at the Kendall County Courthouse, Ridge and Main Streets, Yorkville, Illinois 60560.

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(C) Motion to Dispense with Mediation

A party may move, within fourteen (14) days after the Order of Referral, to dispense with mediation if:

(1) The issue to be considered has been previously mediated between the same parties pursuant to Order of the Sixteenth Judicial Circuit;

- (2) The issue presents a questions of law only;
- (3) The Order violates Section (12.01)(B) of this General Order.
- (4) Other good cause is shown.

(D) Motion to Defer Mediation

Within fourteen (14) days of the Order of Referral, any party may file a motion with the court to defer the proceeding. The movant shall set the motion to defer for hearing prior to the scheduled date for mediation. Notice of the hearing shall be provided to all interested parties, including any mediator who has been appointed. The motion shall set forth, in detail, the facts and circumstances supporting the motion. Mediation shall be tolled until disposition of the motion.

### 12.03 MEDIATION RULES AND PROCEDURES

(A) Appointment of the Mediator

(1) Within fourteen (14) days of the Order of Referral the parties may agree upon a stipulation with the court designating:

(a) A certified mediator; or

(b) A mediator who does not meet the certification requirements of these rules but who, in the opinion of the parties and upon review by and approval of the presiding judge, is otherwise qualified by training or experience to mediate all or some of the issues in the particular case.

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(2) If the parties cannot agree upon a mediator within fourteen (14) days of the Order of Referral, the plaintiff's attorney (or another attorney agreed upon by all attorneys) shall so notify the court within seven (7) days of the expiration of the period to agree on a mediator, and the court shall appoint a certified mediator selected by rotation or by such other procedures as may be adopted by administrative order of the Chief Judge in the Circuit in which the action is pending.



(B) Compensation of the Mediator

Each mediator shall agree to mediate three (3) cases without compensation.

Thereafter, the mediator shall be compensated by the parties at the rate of \$125.00 per hour unless otherwise agreed in writing. Each party shall pay a proportionate share of the total charges of the mediator.

(C) Disqualification of a Mediator

Any party may move to enter an order disqualifying a mediator for good cause. If the court rules that a mediator is disqualified from hearing a case, an order shall be entered setting forth the name of a qualified replacement. Nothing in this provision shall preclude mediators from disqualifying themselves or refusing any assignment. The time for mediation shall be tolled during any periods in which a motion to disqualify is pending.

(D) Interim or Emergency Relief

A party may apply to the court for interim or emergency relief at any time. Mediation shall continue while such a motion is pending absent a contrary order of the court or a decision of the mediator to adjourn pending disposition of the motion.

(E) Sanctions for Failure to Appear

If a party fails to appear at a duly noticed mediation conference without good cause, the court upon motion shall impose sanctions, including an award of mediator and attorney fees and other costs, against the party failing to appear. If a party to mediation is a public entity, that party shall be deemed to appear at a mediation conference by the physical presence of a representative with full authority to negotiate on behalf of the entity and to recommend settlement to the appropriate decision making body of the entity. Otherwise, unless stipulated by the parties or by order of the court, a party is deemed to appear at a mediation

conference if the following persons are physically present:

- (1) The party or its representative having full authority to settle without further consultation; and
- (2) The party's counsel of record, if any; and
- (3) A representative of the insurance carrier for any insured party who is not such carrier's outside counsel and who has full authority to negotiate and recommend settlements to the limits of the policy or the most recent demand, whichever is lower without further consultation.

(F) Adjournments

The mediator may adjourn the mediation conference at any time and may set times for reconvening the adjourned conference notwithstanding Section (12.01) of this General Order. No further notification is required for parties present at the adjourned conference.

(G) Termination of Mediation Conference

At any time after the mediation conference has begun, the mediator may continue or terminate the conference when:

- (1) in the mediator's opinion, no purpose would be served by continuing the conference, or
- (2) an individual necessary to facilitate settlement of the dispute is not present.

(H) Counsel

The mediator shall at all times be in control of the mediation and the procedures to be followed in the mediation. Counsel shall be permitted to communicate privately with their clients.

(I) Communication with Parties

The mediator may meet and consult privately with either party and his/her representative during the mediation session.

(J) Completion of Mediation

Mediation shall be completed within seven (7) weeks of the first mediation conference unless extended by order of the court or by stipulation of the parties.

(K) Report of Mediator

The mediator shall report to the court in writing whether or not an agreement was reached by the parties, within 14 days after the last day of the mediation conference. The report shall designate, 'full agreement,' 'partial agreement' or 'no agreement.' This report shall be signed by the mediator and shall be filed with the Circuit Court Clerk within 14 days after the last day of mediation conference.

(L) No Agreement

If no agreement was reached, the mediator shall so report without comment or recommendation. The mediator shall also complete such other forms as may be required by the Circuit Court."

(M) Agreement

If an agreement is reached, it shall be reduced to writing and signed by the parties and their counsel, if any, at the conclusion of the mediation. The mediation shall be deemed terminated and the attorneys shall report the agreement to the court.

(N) Imposition of Sanctions

In the event of any breach or failure to perform under the agreement, the court upon motion may impose sanctions, including costs, attorney fees,

or other appropriate remedies including entry of judgment on the agreement.

(O) Discovery

Discovery may continue throughout mediation.

(P) Confidentiality of Communications

All oral or written communications in a mediation conference, other than executed settlement agreements, shall be exempt from discovery and shall be confidential and inadmissible as evidence in the underlying cause of action unless all parties agree otherwise. Evidence with respect to alleged settlement agreements shall be admissible in proceedings to enforce the settlement. Subject to the foregoing, unless authorized by the parties, the mediator may not disclose any information obtained during the mediation process.

(Q) Forms

The following forms shall be used in conjunction with court annexed mediation:

- (1) Order of Referral to Court Annexed Mediation
- (2) Confidentiality Agreement/Non-representation Acknowledgment
- (3) Mediation Held/No Agreement Resulted
- (4) Memorandum of Agreement
- (5) Memorandum of Understanding/Agreement
- (6) Order Appointing Mediator
- (7) Mediator's Report/Order

#### 12.04 MEDIATOR QUALIFICATIONS

(A) Circuit Court Mediators

The Chief Judge shall maintain a list of mediators who have been certified by the court and who have registered for appointment.

For certification, a mediator of circuit court civil matters in excess of \$30,000 must:

- (1) Complete a mediation training program approved by the Chief Judge of the 16<sup>th</sup> Judicial Circuit; and
- (2) Be a member in good standing of the Illinois Bar with at least seven (7) years of practice or be a retired judge; and
- (3) Be of good moral character.

(B) Mediator General Standards

In each case, the mediator shall comply with such general standards as may, from time to time, be established and promulgated in writing by the Chief Judge of the 16<sup>th</sup> Judicial Circuit.

(C) Decertification of Mediators

The eligibility of each mediator to retain the status of a certified mediator may be periodically reviewed by the Chief Judge. Failure to adhere to this General Order governing mediation or the General Standards provided for above may result in the decertification of the mediator.

## 12.05 REPORT TO SUPREME COURT

The Chief Judge of the 16<sup>th</sup> Judicial Circuit shall report annually to the Supreme Court of Illinois on this mediation program, including a count of the number of cases assigned to the program and the results achieved.

02 MR 1

DEBORAH SEYLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

2002 JUN 21 P 2:23

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AA

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**GENERAL ORDER 02-11**

IT IS HEREBY ORDERED THAT:


A. The Circuit Court for the Sixteenth Judicial Circuit of the State of Illinois, shall adjourn, and the Office of the Clerk of the Circuit Court of the counties of Kane, Kendall and DeKalb shall be closed on the following legal holidays for the year 2003.

<u>HOLIDAY</u>	<u>OBSERVED ON</u>
New Year's Day	Wednesday, January 1, 2003
Martin Luther King, Jr. Day	Monday, January 20, 2003
Lincoln's Birthday	Wednesday, February 12, 2003
Washington's Birthday	Monday, February 17, 2003
Spring Holiday	Friday, April 18, 2003
Memorial Day	Monday, May 26, 2003
Independence Day	Friday, July 4, 2003
Labor Day	Monday, September 1, 2003
Columbus Day	Monday, October 13, 2003
Veteran's Day	Tuesday, November 11, 2003
Thanksgiving Day	Thursday, November 27, 2003
Day Following Thanksgiving	Friday, November 28, 2003
Christmas Day	Thursday, December 25, 2003
Day Following Christmas	Friday, December 26, 2003

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

ENTERED this 20<sup>th</sup> day of June, 2002.


  
 Grant S. Wegner, Chief Judge  
 16<sup>th</sup> Judicial Circuit

02MR1

GENERAL ORDER 02-12

Pursuant to *Supreme Court Rule 21(b)* it is ordered as follows:

Any judge of the probate division of the Circuit Court of Kane County is hereby authorized on his or her own motion to transfer to the presiding judge of the Family Division any guardianship/probate file wherein there exists a child custody/child support, or child visitation dispute. Upon resolution of such dispute the file shall be transferred back to the Probate Division for all further proceedings.

  
\_\_\_\_\_  
Grant S Wegner, Chief Judge  
16<sup>th</sup> Judicial Circuit


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ENTERED 42  
2002 JUL -3 P 1:28  
DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

02MR 01

GENERAL ORDER 02-13

Based upon General Order 02-12 being a duplication of General Order 02-11, General Order 02-12 is vacated.

DATED this 5<sup>th</sup> day of August, 2002.

  
\_\_\_\_\_  
Grant S. Wegner, Chief Judge

FILED 103  
ENTERED 42  
2002 AUG -6 A 9:47  
DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
HANE COUNTY, IL

**COPY**



GENERAL ORDER 02-14

IT IS HEREBY ORDERED THAT:

Effective August 5, 2002 Judge Michael J. Colwell shall be presiding judge of the Civil Division.

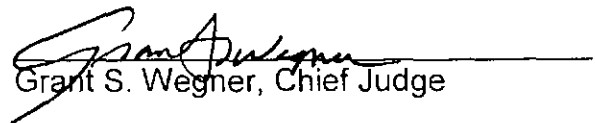
Effective August 5, 2002 until September 2, 2002, it is hereby ORDERED as follows:

1. Judge F. Keith Brown shall continue his Courtroom 123 assignment within the Family Division and shall also be assigned to Courtroom 340 of the Civil Division. The distribution of his time and scheduling shall be as he directs.

Effective September 3, 2002 until December 2, 2002, it is hereby ORDERED as follows:

1. Judge F. Keith Brown shall be assigned to Courtroom 340 of the Civil Division.
2. Judge Robert Spence shall be assigned to Courtroom 123 of the Family Division and shall become the Presiding Judge of the Family Division.
3. Judge Joseph Grady shall be assigned to Courtroom 111 of the Family Division.
4. Judge M. Karen Simpson shall be assigned to Courtroom 217 of the Felony Division.

Entered this 1 day of August, 2002

  
Grant S. Wegner, Chief Judge

CLERK OF SUPERIOR COURT  
COUNTY OF HENRICO, VA

2002 AUG -1 P 2:46

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02 MK 01

GENERAL ORDER 02-15

Based upon General Order 02-11 having been filed on June 21, 2002 as the Holiday Schedule for 2003, and General Order 02-11 filed July 30, 2002, being a duplication in number, General Order 02-11 referring to the 2003 Holiday Schedule will be referred to as 02-11(a).

Dated this 6<sup>th</sup> day of August, 2002.

  
Grant S. Wegner, Chief Judge

FILED 103  
DIVISION A2  
2002 AUG -8 A 9:43  
REGISTRAR CLERK  
OF THE COURT  
OF COMMON PLEAS  
OF OHIO COUNTY, II

**GENERAL ORDER 02-16**  
**Victim Impact Panel Dates - 2003**

**Section 1:** Victim Impact Panels shall be held in the Multi Purpose Room at the Kane County Judicial Center, commencing at 7:00 p.m. These panels will be conducted in English on the following dates in 2003:

January 6	May 5	September 8
February 3	June 2	October 6
March 3	July 14	November 3
April 7	August 4	December 1

**Section 2:** Victim Impact Panels shall be held in Spanish, in the Multi Purpose Room commencing, at 7:00 p.m. on the following dates in 2003:

February 10	August 11	
May 12	October 20	November 17

**Section 3:** Presenters appearing at the Victim Impact Panels shall be paid the sum of \$100.00 to cover the expenses such as gasoline, vehicle use, lost time, etc., for attendance at the panel.

**Section 4:** Until further order, persons attending the Victim Impact Panel shall pay \$10.00 for the cost of such program, including the expense amounts paid to be paid to presenters. However, individuals represented by the Public Defender shall pay \$4.00 to cover the cost of the program.

**Section 5:** The collection, deposit and disbursement of monies for the operation of the Victim Impact Panel shall be handled by Adult Court Services.

This Order is effective on the 4 day of September, 2002.

  
\_\_\_\_\_  
Chief Judge

DEBORAH SUTCLIFF  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

2002 SEP -4 A 10:22

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ENTERED

57  
42

**General Order 02-17**

**Section One:** Pursuant to Supreme Court Rule 21(b) the following Judges are hereby assigned to the court assignments indicated below effective December 1, 2002. This Order supercedes General Order 00-12.

**ADMINISTRATION  
Kane County Judicial Center**

Room 301 - Chambers

Chief Judge

**FELONY DIVISION  
Kane County Judicial Center  
Judge Philip DiMarzio - Presiding**

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2002 SEP 11 A 9:15  
CLERK OF COURT  
KANE COUNTY, PA  
57

Courtroom 201 (Mondays)  
Courtroom 209  
(Tuesday and Wednesday)

Richard J. Larson

Felony and Misdemeanor Domestic Violence on Civil Orders of Protection where no pending dissolution of marriage. Monday, Tuesday, and Wednesday of each week, including jury trials; Civil on Thursday of each week; Elgin Mental Health on Friday of each week.

Courtroom 203

James T. Doyle

Criminal judge including felony violations of probation, Class 2 Stolen Motor Vehicle Offenses, Drug Rehabilitation Court, and #1 back-up for misdemeanor and mental health jury trials

Courtroom 217

Franklin D. Brew

Criminal judge including Class 3 and 4 felonies, except drug offenses, back-up felony, misdemeanor and mental health jury trials.

Courtroom 305

Grant S. Wegner

Criminal judge including all felony drug offenses, back-up felony, misdemeanor, and mental health jury trials.

Courtroom 311

Timothy Q. Sheldon

Criminal judge including felony and back-up felony, misdemeanor, and mental health jury trials.

Courtroom 313

Donald C. Hudson  
Criminal judge including felony and back-up  
felony, misdemeanor, and mental health jury  
trials.

Courtroom 319

Philip L. DiMarzio  
Criminal judge including felony and back-up  
felony, misdemeanor, and mental health jury  
trials.

**TRAFFIC & MISDEMEANOR DIVISION**  
**Kane County Judicial Center**  
**James L. Hallock - Presiding Judge**

Courtroom 209 -  
(Monday, Thursday, Friday )  
Courtroom 201 (Tuesday and  
Wednesday)

Allen Anderson  
Traffic and Misdemeanor

Courtroom 211

James C. Hallock  
DUI, Misdemeanor Jury, and Mental Health Jury

Aurora Branch Court

Robbin J. Stuckert  
Traffic and Misdemeanor.

Elgin Branch Court  
Carpentersville Branch Court

Associate appointed to fill Judith Brawka's  
position. Traffic and Misdemeanor

**JUVENILE DIVISION**  
**Kane County Judicial Center**  
**and**  
**Kane County Juvenile Justice Center**  
**Judge Wiley W. Edmondson - Presiding Judge**

Juvenile Justice Center

M. Karen Simpson  
Delinquency and Detention  
Backup Abuse and Neglect

Judicial Center - Courtroom 005

Wiley W. Edmondson  
Abuse and Neglect, Backup Detention Hearing  
Kendall County every Wednesday.

**FAMILY DIVISION**  
**Kane County Judicial Center**  
**Robert B. Spence - Presiding Judge**

Courtroom 101

Robert L. Janes  
Post decree matters and backup trial judge.

Courtroom 101- Night Court

Rotation as assigned by Presiding Judge.

Courtroom 111

Joseph Grady  
Trial judge

Courtroom 113

Stephen Sullivan  
Trial judge

Courtroom 123

Robert B. Spence  
Trial judge

**CIVIL DIVISION**  
**Kane County Courthouse**  
**Michael J. Colwell - Presiding**

Courtroom 110

Michael J. Colwell  
Monday through Friday  
All Chancery, Miscellaneous Remedy,  
Eminent Domain, Tax and MC cases. Any  
Other civil case assigned to courtroom 110  
By the Presiding Judge of the Civil Division.  
Tuesday, Wednesday, Thursday  
All Administrative Motions. All Probate  
matters including Guardianship and  
Decedent Estate matters.

Courtroom 120

Thomas E. Mueller  
All Small Claims and Law Medium filings,  
one-day Small Claims or Law Medium Jury  
Trials.

Courtroom 350

Judith M. Brawka  
Monday through Wednesday (A.M. and P.M.)  
Thursday and Friday (P.M.) All Small Claims,  
Law Medium, Arbitration motions. Any  
Chancery, Miscellaneous Remedy, Eminent  
Domain, Tax Law, Law Medium, Small Claim  
and Probate cases assigned by the Presiding  
Judge of the Civil Division.  
Thursday and Friday (A.M.) All Chancery  
Real Estate Mortgage Foreclosure cases.

Courtroom 310

Gene L. Nottolini  
Civil Trial Judge

Courtroom 320

Donald J. Fabian  
Civil Trial Judge

Courtroom 340

F. Keith Brown  
Civil Trial Judge

Special Assignment Judge

James R. Edwards,  
General Floating, DeKalb County on the third  
Wednesday of each month.

Floater coverage as available, will include the following:

**Kane County -** Courtroom 209, 211, 217, Aurora Branch Court, Elgin Branch Court,  
Carpentersville Branch Court, Small Claims, Courtroom 120, Juvenile,  
and Courtroom 101 within the Family Division.

**DeKalb County-** Judges' Donnelly and Klein's high volume call except for the months  
of June, July and August.

**Kendall County-** either Judge Wilson or Judge Wojtecki; no coverage will be provided  
for the Wednesday call of Judge Edmondson.

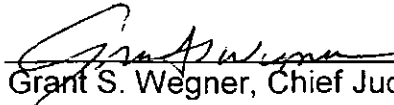
**DeKalb County:**

**Judge Kurt P. Klein, Presiding Judge**  
Douglas Engel  
James Donnelly  
Patricia Piper Golden

Kendall County:

**Judge James Wilson, Presiding Judge**  
Leonard Wojtecki  
Wiley W. Edmondson, Wednesdays only

ENTERED this 19 day of September, 2002.

  
Grant S. Wegner, Chief Judge



GENERAL ORDER 02-18

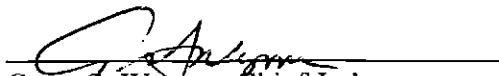
Premised upon the reorganization of Courtrooms 110, 120 and 350, it is hereby ORDERED as follows:

1. As of December 2, 2002, those cases assigned to Judge Patrick J. Dixon, shall be reassigned to Judge Michael J. Colwell in Courtroom 110. If there has been a recusal or substitution involving Judge Colwell, any case being assigned hereunder, shall be assigned to Judge Judith Brawka in Courtroom 350. It shall be the responsibility of counsel and pro se litigants to alert the Circuit Clerk's Office any time this provision applies.

2. Attached hereto and incorporated herein by reference is a scheduling and case type grid for Courtrooms 110, 120, and 350.

Effective December 2, 2002.

ENTER this 10 day of September, 2002.

  
Grant S. Wegher, Chief Judge

FILED  
2002 SEP 11 A 9:15  
CIRCUIT CLERK  
42



**GENERAL ORDER 02-19**

To facilitate the payment of traffic and criminal fines, court costs, attorney fees, court ordered restitution and other related court ordered costs, regardless of whether at sentencing or post-sentencing, it is hereby Ordered as follows:

1. Pursuant to 725 ILCS 5/110-7(f), unless otherwise ordered by the trial court, bail bond deposited by or on behalf of a defendant in one case may be used to satisfy financial obligations of the same defendant, incurred in a different case due to fine, court costs, attorney fees for the attorney of record, court ordered restitution, probation fees due and owing and other related court ordered costs.

A. This provision may be applied only if the court ordered fines, costs, restitution, attorney fees, probation fees due and owing, and other court ordered costs related to the case in which the bail bond was deposited, have been satisfied.

B. This provision is similarly applicable if the case in which the bail bond is deposited has been dismissed, nolle prosequi, stricken with leave, or otherwise disposed of, including through pretrial diversion.

C. For purposes of this Order, different cases includes cases arising out of the same incident and those cases not arising out of the same incident.

D. When the defendant is terminated from pretrial diversion, remaining bond money filed in that case, may be used to discharge other court ordered monies, regardless of whether defendant successfully completed the pretrial diversion program.

E. For purposes of this Order, the priority for payment shall be as set forth in General Order 95-22.

2. Pursuant to 730 ILCS 5/5-9-1(d), which provides for payment of the balance of fines and costs to be made as determined by the court, and premised upon, 730 ILCS 5/5-9-1(e), which allows the court to order the fine to be paid within a specific period of time or installments, the balance of fines and costs, after application of bond, shall be paid as follows, unless otherwise ordered by the trial Court:


A. The defendant shall pay the balance of fines, restitution, and court ordered costs, not paid through the application of bond monies, in equal monthly payments beginning the second month of probation and being paid, in full, by the second to last month of probation.

B. This provision shall also apply to court ordered supervision.

C. Probation fees, which are already ordered on a monthly basis, shall not be included within this provision.

3. This Order shall be effective the date signed and shall only apply to bond money hereinafter received.

DATED this 17 day of September 2002.

  
Grant S. Wegner, Chief Judge

GENERAL ORDER 02-20

IN THE CIRCUIT COURT FOR THE 16<sup>th</sup> JUDICIAL CIRCUIT  
KANE COUNTY, ILLINOIS

IN THE MATTER OF THE APPOINTMENT )  
OF PHILIP L. DIMARZIO, AS THE CHIEF )  
JUDGE OF THE 16<sup>th</sup> JUDICIAL CIRCUIT OF )  
THE STATE OF ILLINOIS. )


FILED 103  
2002 OCT -7 A 9:55  
42  
COURT CLERK  
KANE COUNTY, IL

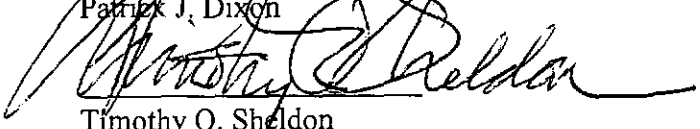
The majority of the Circuit Judges in and for the Sixteenth Judicial Circuit of the State of Illinois, having voted to appoint Philip L. DiMarzio to be the Chief Judge of the Sixteenth Judicial Circuit of the State of Illinois, does hereby appoint Philip L. DiMarzio, Chief Judge of the Sixteenth Judicial Circuit, Illinois, effective December 1, 2002.

ENTER this 19 day of September 2002.

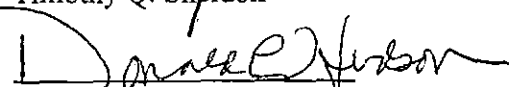
  
Grant S. Wegner

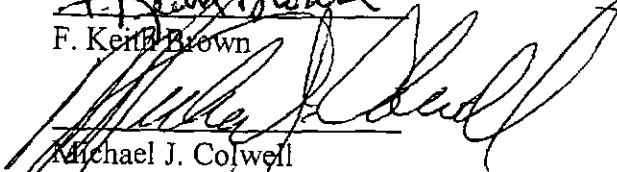
  
Patrick J. Dixon

  
Gene L. Nottolini


  
Timothy Q. Sheldon


  
F. Keith Brown

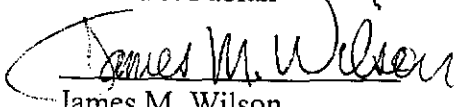
  
Donald C. Hudson

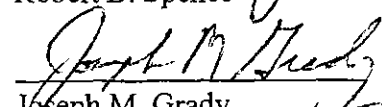
  
Michael J. Colwell

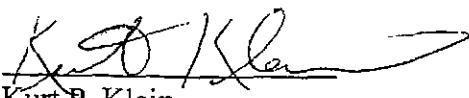
  
Philip L. DiMarzio

  
Donald J. Fabian

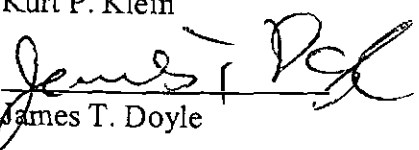
  
Robert B. Spence

  
James M. Wilson

  
Joseph M. Grady

  
Kurt P. Klein

  
Douglas Engel

  
James T. Doyle

  
R. Peter Grometer

GENERAL ORDER 02-21

WHEREAS, 725 ILCS 5/113-3.1 provides that the court may order a defendant to pay the Clerk of the Circuit Court a reasonable sum to reimburse the county for the cost of representation by the court appointed counsel, which shall include public defenders and conflict counsel.

WHEREAS, on the court's own motion, a hearing to set the amount of the payment towards the cost of representation by court appointed counsel may be held at any time after the appointment of counsel but no later than 90 days after the entry of a final order disposing of the case. In the event a hearing is to occur, the setting of the hearing shall occur no later than then entry of the disposition order even though the hearing, itself, may occur within 90 days of disposition, as above provided.

WHEREAS, evidence is presented at the hearing on fees which would support the assessment of a higher (not to exceed maximum allowed under 725 ILCS 5/113-3.1) or lower fee, given the experience and expertise of court appointed counsel, the nature of the legal services they provide, and the general economic circumstances of the clients they represent, a reasonable fee for the services of court appointed counsel is found to be the following:

\$500 for a felony  
\$250 for a misdemeanor and DUI  
\$75 for a traffic case

IT IS THEREFORE ORDERED as follows:

1. In those cases in which the court has appointed counsel to represent a defendant in a criminal or traffic case, the court shall conduct a hearing to set a reasonable amount, if any, that the defendant must pay to reimburse the county for the cost of the representation by court appointed counsel upon the happening of one of the following events:
  - a. Discharge of the public defender or court appointed conflict counsel, except in those cases where substitute counsel is thereafter appointed from the list of conflict attorneys.
  - b. Dismissal of all charges against the defendant.
  - c. Finding of not guilty in favor of the defendant after a trial.
  - d. Finding of guilty against the defendant after a plea or trial.
2. If at the time of the hearing to set fees, cases arising out of different events have been consolidated for disposition, separate fees shall be assessed for each case.
3. When there are multiple charges arising out of the same event, the fee for the most serious case shall be assessed.
4. Unless otherwise ordered by the court, any sum deposited as bond with the Clerk of the Court shall be used to comply with any payment order entered for the reimbursement for the cost of court appointed representation.

FILED \_\_\_\_\_  
ENTERED A2  
2002 OCT 23 A 9:58  
DEBORAH SEYLER  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.

31

5. At any time prior to full payment of any payment order, the court, on its own motion or on the motion of any party, may reduce, increase, or suspend the ordered payment, or modify the method or payment, as the interests of fairness may require.
6. Fees received pursuant to this Order shall be placed into the Kane County General Fund.
7. This Order shall be effective December 1, 2002.


DATED this 23 day of October 2002.

  
GRANT S. WEGNER, Chief Judge

GENERAL ORDER 02-22

It is hereby ordered that General Order 02-17 is stayed until further order.

Entered this 2<sup>nd</sup> day of December, 2002.

  
Philip L. DiMarzio, Chief Judge

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2002 DEC -2 P 2:37  
103  
DEBORAH SEYLER  
CIRCUIT COURT CLERK  
LAKE COUNTY, IL

**GENERAL ORDER 02-23**

Pursuant to Supreme Court Rule 21(b) Judge Donald C. Hudson is hereby appointed to serve as Acting Chief Judge in my absence.

Entered this 3<sup>rd</sup> day of December, 2002.

*Philip L. DiMarzio*  
Philip L. DiMarzio, Chief Judge

DEBORAH SEYLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

2002 DEC -3 A 9:56

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42



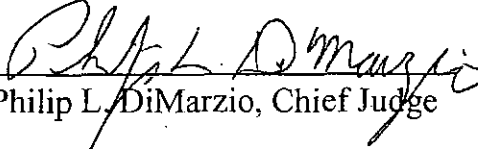
GENERAL ORDER 02-24

The following attorneys are appointed to serve as conflict counsel to represent defendants and respondents to whose cases they are from time to time assigned by judges presiding in Kane County.

John Barsanti  
Shari Clancy Bertane  
Sandra L. Byrd  
Carol Grahn-Hayes

These appointments are effective January 1, 2003 to December 31, 2003.

ENTERED this 16<sup>th</sup> day of December, 2002.

  
Philip L. DiMarzio, Chief Judge

DEPARTMENT OF COURT CLERK  
KANE COUNTY, PA  
2002 DEC 16 P 2:40  
A2

OIMR 1

GENERAL ORDER 01-23

From November 7, 2001 until June 1, 2002, Courtrooms 101 and 111 of the Kane County Judicial Center, shall conduct court calls scheduled on Wednesdays beginning at 4:30 p.m. subject to the following:

The Judge assigned to Courtroom 101 may hear pro se cases involving parentage, the Kane County States Attorney's Child Support Collection Call, and general child support collection every Wednesday at 4:30 p.m.


Dissolution of Marriage cases, where neither party has counsel, may be heard on Wednesdays at 4:30 p.m. in Courtroom 111, by the Judge assigned to the case. Matters where a party is represented by counsel may be set at the discretion of the Judge assigned.

Judges assigned to either Courtroom on Wednesdays at 4:30 p.m, shall serve as back-up to each other.

The Presiding Judge of the Family Division shall be responsible for the judicial assignment in Courtroom 111, as it relates to the 4:30 p.m. call, and for maintaining data relating to the number of cases served in Courtrooms 101 and 111.

The continued existence of these calls shall be reviewed on or before June 1, 2002.

Dated this 6 day of November, 2001.

  
Grant S. Wegner  
Chief Judge

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2001 NOV -6 P 3:25  
DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, PA

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CIRCUIT COURT CLERK  
HARRIS COUNTY, TX

ADD NOV - 1 A 10:30

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42

109

GENERAL ORDER 01 - 22


IT IS HEREBY ORDERED THAT:

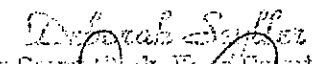
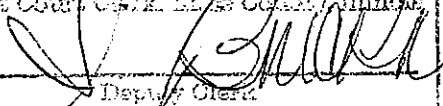
Section 1. Pursuant to 10 ILCS 5/6-21 of the Illinois Revised Statutes, the Court being advised that the term of Charles R. Bond as a member of the Board of Election Commissioners of the City of Aurora, Kane, Kendall and Will Counties, Illinois does expire on the first day of December, 2001 and it appearing that said Charles R. Bond has performed the duties of his office since his appointment as a member of the said Election Commission in a lawful and proper manner, and continues to be a member of one of the two leading political parties of the State of Illinois, the court hereby reappoints Charles R. Bond as a member of said Election Commission for a period of three (3) years from and after the expiration of his term, and until his successor is appointed.

Section 2. The said Charles R. Bond shall take his seat on such Board immediately upon filing the oath and bond as set forth in 10 ILCS 5/6-24 of the Illinois Revised Statutes.

Section 3. This order shall take effect December 1, 2001.

ENTER this 31 day of October, A.D., 2001

  
Grant Wegner  
Chief Judge  
16th Judicial Circuit

A true copy of the original of this document is on file in my office  
Attest: NOV. 1, 2001  
  
Circuit Court Clerk, El Paso County, Illinois  
By:   
Deputy Clerk

I, Charles R. Bond, do solemnly swear that I am a citizen of the United States, and have resided in the State of Illinois for a period of 2 years last past, and that I am a legal voter and resident of the jurisdiction of the City of Aurora Board of Election Commissioners. That I will support the Constitution of the United States and of the State of Illinois, and the laws passed in pursuance thereof, to the best of my ability, and will faithfully and honestly discharge the duties of the office of Election Commissioner.

DATE: OCTOBER 29, 2001

  
\_\_\_\_\_  
Charles R. Bond



# The Ohio Casualty Insurance Company

## BOND

No. 2-085-577-12

### KNOW ALL MEN BY THESE PRESENTS:

That we Charles R. Bond

of Aurora, IL

as Principal,

(Insert Full Name [top line] and Address [bottom line] of Principal)

and, The Ohio Casualty Insurance Company a corporation organized and existing under the laws of the State of Ohio, (hereinafter called the Surety), are held and firmly bound unto

City of Aurora, IL

(Insert Full Name [topline] and Address [bottom line] of Obligee)

in the aggregate and non-cumulative penal sum of Ten Thousand and no/100

(\$ 10,000.00 )

DOLLARS, for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

SIGNED, SEALED and DATED October 3, 2001

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That Whereas, the said Principal has been elected or appointed to(or holds by operation of law) the office of Commissioner of Elections

for a term beginning on December 1, 2001 and ending on December 1, 2004

NOW, THEREFORE, If the said Principal shall well, truly and faithfully perform all official duties required by law of such official during the term aforesaid, the principal and the Surety hereby agreeing that if said bond is required by any statute, all the provisions of such statute are hereby made a part of this bond, then this obligation shall be void; otherwise to remain in full force and effect.

Charles R. Bond

The Ohio Casualty Insurance Company

By:

Attorney-in-fact

Dawn M. Woodbury,

**GENERAL ORDER 01-21**

Pursuant to the provisions of Chapter 725 of the Illinois Compiled Statutes Sections 5/108 A-1 and 5/108 B-1, the following Associate Judges are hereby assigned the power and authority to issue orders authorizing interceptions of private oral communications.

Allen Anderson  
Judith M. Brawka  
James R. Edwards  
Patricia Piper Golden  
James Hallock  
Thomas E. Mueller  
Wiley W. Edmondson  
Leonard J. Wojtecki

Karen Simpson  
Franklin D. Brewster  
James Donnelly  
Robbin Stuckert  
Robert L. Janes  
Stephen Sullivan  
Richard J. Larson

DEBORAH SLYLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

FILED \_\_\_\_\_  
ENTERED 42  
2001 OCT 11 P 2:26



The authority granted to the above judges pursuant to this Order shall remain in full force and effect until further order.

This General Order supersedes General Order 01-5 and 01-8.

ENTER this 10 day of October, 2001.

[Signature]  
Judge

A true copy of the original of this document is on file in my office  
Attest: Oct 11, 2001  
[Signature]  
Deputy Clerk

01MR 1

**GENERAL ORDER 01-20**


Effective October 15, 2001

All first appearances of felony domestic battery, including aggravated domestic battery, and violations of probation for these offenses, with their companion cases, shall be scheduled for 9:00 a.m. on the second Wednesday following arrest, in Courtroom 203 at the Judicial Center, unless it is a Court holiday.

All first appearances of misdemeanor domestic battery and violations of probation for these offenses, with their companion cases shall be scheduled for 1:30 p.m. on the second Tuesday following arrest, in Courtroom 101 at the Judicial Center, unless it is Court holiday.

This Order supersedes General Orders 99-9 and 01-6.

Dated this 25 day of September, 2001.

  
Grant S. Wegner, Chief Judge

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42  
15  
AUG 29 AM 11:06  
JUDICIAL CENTER

42  
103

**GENERAL ORDER 01- 19**  
**Victim Impact Panel**

**Section 1:** Victim Impact Panels shall be held in the Multi Purpose Room, at the Kane County Judicial Center, commencing at 7:00 p.m. These panels will be conducted in English on the following dates in 2002:

January 7	May 6	September 9
February 4	June 3	October 7
March 4	July 8	November 4
April 1	August 5	December 2

**Section 2:** Victim Impact Panels shall be held in Spanish, in the Multi Purpose Room, commencing at 7:00 p.m. on the following dates in 2002:

February 25	August 12	November 18
May 13	October 21	

**Section 3:** Presenters appearing at the Victim Impact Panels shall be paid the sum of \$100.00 to cover the expenses such as gasolene, vehicle use, lost time, etc., for attendance at the panel.

**Section 4:** Until further order, persons attending the Victim Impact Panel shall pay \$10.00 for the cost of such program, including the expense amounts paid to the presenters. However, individuals represented by the Public Defender shall pay \$4.00 to cover the cost of the program.

**Section 5:** The collection, deposit and disbursement of monies for the operation of the Victim Impact Panel shall be handled by Adult Court Services.

This Order is effective on the 5th Day of September, 2001.

  
\_\_\_\_\_  
Chief Judge



GENERAL ORDER 01 - 18

Pretrial Release Program

Pursuant to 725 ILCS 185, the Director of Court Services for the 16<sup>th</sup> Judicial Circuit, shall be accountable for a pretrial service program within the Department of Court Services, Kane County, which shall provide the Court with accurate background data regarding the pretrial release of persons charged with felonies and effective supervision of compliance with terms and conditions imposed upon release.

It is intended that the information developed as a result of this program shall be available for any relevant motion properly filed and noticed.

The pretrial service program shall perform the following duties for the Circuit Court:

A. Interview and assemble verified information and data concerning the community ties, employment, residency, criminal record, and social background of arrested persons who are to be, or have been, presented in court for first appearance on felony charges, to assist the court in determining the appropriate terms and conditions of pretrial release;

B. Submit written reports of those investigations to the court along with such findings and recommendations, if any, as may be necessary to assess:

1. The need for financial security to assure the defendant's appearance at later proceedings; and
2. The need for the appointment of a Public Defender; and
3. Appropriate conditions which shall be imposed to protect against the risks of nonappearance and commission of new offenses or other interference with the orderly administration of justice before trial;

C. Supervise compliance with pretrial release conditions, and promptly report violations of those conditions to the court and prosecutor to assure effective enforcement;

D. Cooperate with the court and all other criminal justice agencies in the development of programs to minimize unnecessary pretrial detention and protect the public against breaches of pretrial release conditions; and

E. Monitor the local operations of the pretrial release system and maintain accurate and comprehensive records of program activities.

These duties shall be performed based upon available time and the following priorities,

FILED \_\_\_\_\_ 103  
 ENTERED \_\_\_\_\_ 42  
 APR 23 2011 PM 2:50  
 CLERK OF COURT  
 KANE COUNTY, ILL.

with the first having the highest priority:

1. Class 3 & 4 non-violent felonies
2. Class 1 & 2 non-violent felonies
3. Class 3 & 4 violent felonies, excluding gang related or sex offenses
4. Class 1 & 2 violent felonies, excluding gang related or sex offenses
5. Class 1, 2, 3, & 4 violent felonies, including gang related or sex offenses
6. Failure to appear on original felonies
7. All other non-capital felonies

Those operating the pretrial release program shall have standing authority to interview and process all persons charged with non-capital felonies either before or after the first appearance if the person is in custody.

No person shall be interviewed pursuant to this program unless he or she has first been apprised of the identity and purpose of the interviewer, the scope of the interview, the right to secure legal advice, and the right to refuse cooperation. Inquiry of the defendant shall exclude questions concerning the details of the current charge. Statements made by the defendant during the interview, or evidence derived therefrom, are admissible in evidence only when the court is considering the imposition of pretrial or post-trial conditions to bail or when considering the modification of a prior release order.

Information obtained through the interview process shall be verified and supplemented. Minimum verification shall include the interviewee's prior criminal record, residency, and employment circumstances.

The interviewer shall prepare and sign a written report of the available information and findings pursuant to 725 ILCS 185/15. In appropriate cases, the written report may include specific recommendations for the setting, increase, or decrease of bail; the release of the interviewee on his own recognizance in sums certain; and the imposition of pretrial bail conditions or recognizance designed to minimize the risks of nonappearance, the commission of new offenses while awaiting trial, or other potential interference with the orderly administration of justice. The written report shall set forth all factual findings on which any recommendation or conclusion contained therein are based together with the source of each fact, and shall contain information and data relevant to the need for financial security to assure the defendant's appearance for later court proceedings and appropriate conditions imposed to protect against the risk of nonappearance and commission of new offenses or other interference with the orderly administration of justice before trial. A copy of the report shall be submitted to the court, all counsel of record, and the defendant.

The arrest records of local law enforcement shall be regularly monitored to determine whether any supervised person has been formally charged with commission of a new offense. In addition, the conduct and circumstances of the supervised defendants shall be continuously monitored before trial. In the event of an apparent violation of a condition within the release order, a written report shall be submitted to the court, all counsel of record, and the defendant.

The Department of Court Services shall maintain records and statistics of their pretrial release operation and the effect upon the criminal justice system pursuant to 725 ILCS 185/30. These records shall be kept separate from all other records pursuant to 725 ILCS 185/24..

Information and records maintained pursuant to this program, shall not be released to any individual or organization , other than any employee of the Department of Court Services, without the express permission of the interviewed or supervised person. An individual shall have access to all information and records about himself or herself, being maintained pursuant to this program.

Any and all reports or documents filed pursuant to this General Order, shall be sealed by the Circuit Clerk and placed into the court file of the person interviewed.

Effective 8/29/01

  
\_\_\_\_\_  
Grant S. Wegner, Chief Judge

01-4

01 MR 8

# 16th Judicial Circuit County of Kane

Kane County Judicial Center  
Suite 400-A  
37W777 Route 38  
St. Charles, IL 60175-7536  
Telephone (630) 232-3440



OFFICE OF THE CHIEF JUDGE  
AND COURT ADMINISTRATOR

To: Monica Lawrence, Clerk's Office  
From: Chief Judge Grant Wegner  
Re: Pretrial Release General Order 01-18  
Date: September 17, 2001

After reviewing the language of the Pretrial Release General Order, I am comfortable with the language identifying what is to be sealed within the court file. Hopefully, this letter will serve as explanation.

The sealed information **will not** include court orders, pleadings, and other papers normally filed in court files. Only information relating to the report prepared by Court Services under the General Order will be sealed. There may also be supporting documentation for the report that will have to be sealed.

Personal information pertaining to the assets and debts of the defendant, necessary for the pretrial release report, should not be viewable by the public.

If you have any further questions, please let me know.

GSW/kc  
cc: Jim Mueller

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2001 SEP 21 P 3:50  
DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL.

01 MR 1


**GENERAL ORDER 01-17**

No longer will a marriage fee be collected pursuant to Supreme Court Rule 40(b) and 705 ILCS 105/27.1.27.1(a). Beginning with the effective date of this Order, the only marriage fee to be collected in the 16<sup>th</sup> Judicial Circuit, will be the \$10.00 fee identified in Supreme Court Rule 40(b).

This fee shall be collected by the Circuit Clerk of each County and remitted to the marriage fund of the County where the fee was collected.

This Order supersedes General Order 91-21 and shall become effective October 1, 2001.

Enter this 23 day of August, 2001.

  
Grant S. Wegner  
Chief Judge

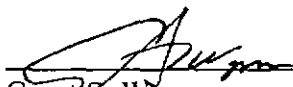
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CLERK OF THE CIRCUIT COURT  
OF THE 16TH JUDICIAL CIRCUIT  
OF ILLINOIS

GENERAL ORDER 01-16

**IT IS HEREBY ORDERED** when more than one defendant is charged with the commission of felony offenses which arise out of the same act or same comprehensive transaction, all co-defendants' cases shall be assigned to the same judge who shall preside over the cases, unless, in the interest of judicial economy, considering the nature and complexity of the cases, the work loads of the trial judges, and scheduling concerns, he or she determines that some or all of the cases should be reassigned. In that event, the case, or cases shall be sent to the Chief Judge for reassignment.

**IT IS FURTHER ORDERED** effective July 2, 2001, the Circuit Clerk shall set all of the co-defendants' cases on the trial call of the judge randomly assigned to the first defendant filed.

Enter this 29 day of June, 2001.

  
Grant S. Wegner  
Chief Judge

FILED  
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42  
38

**GENERAL ORDER 01-15**

**Section One:** Pursuant to Supreme Court Rule 21(b) the following Judges are hereby assigned to the court assignments indicated below effective September 4, 2001 **unless otherwise indicated.** This Order supercedes General Order 01-09.

**ADMINISTRATION  
Kane County Judicial Center**

Room 301 - Chambers

Grant S. Wegner, Chief Judge

**Felony Division  
Kane County Judicial Center  
Judge Philip DiMarzio - Presiding**

Courtroom 203

James T. Doyle  
Criminal Trial Judge  
Including Felony, Misdemeanor,  
Mental Health Jury, Juvenile Jury

Courtroom 217  
(Effective August 1, 2001)

Robert Spence  
Video Arraignment; Bond  
Reductions, Preliminary Hearings,  
Violations of Probation; Pretrials,  
Domestic Battery, Backup Jury Judge

Courtroom 305

Grant S. Wegner  
Criminal Trial Judge  
Including Felony, Misdemeanor,  
Mental Health Jury, Juvenile Jury  
Administrative Call - Thurs. 9:00 a.m.

Courtroom 311

Timothy Q. Sheldon  
Criminal Trial Judge  
Including Felony, Misdemeanor,  
Mental Health Jury, Juvenile Jury

Courtroom 313

Donald C. Hudson  
Criminal Trial Judge  
Including Felony, Misdemeanor,  
Mental Health Jury, Juvenile Jury

Courtroom 319

Philip L. DiMarzio  
Criminal Trial Judge  
Including Felony, Misdemeanor,  
Mental Health Jury, Juvenile Jury

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42  
KANE COUNTY JUDICIAL CENTER

**TRAFFIC & MISDEMEANOR DIVISION**  
**Kane County Judicial Center**  
**James L. Hallock - Presiding Judge**

Courtroom 209	Robert L. Janes Traffic and Misdemeanor
Courtroom 211	James C. Hallock DUI, Misdemeanor Jury, and Mental Health Jury
Aurora Branch Court	Robbin Stuckert Traffic and Misdemeanor
Elgin Branch Court Carpentersville Branch Court	Allen Anderson Traffic and Misdemeanor

**JUVENILE DIVISION**  
**Kane County Judicial Center**  
**and**  
**Kane County Juvenile Justice Center**  
**Judge Judith M. Brawka - Presiding Judge**

Juvenile Justice Center	Thomas E. Mueller Delinquency and Detention Backup Abuse and Neglect
Judicial Center - Courtroom 005	Judith M. Brawka Abuse and Neglect Backup Detention Hearing Kendall County - Wednesday of each week

**FAMILY COURT DIVISION**  
**Kane County Judicial Center**  
**F. Keith Brown - Presiding Judge**

Courtroom 101	Wiley Edmondson As assigned by the Presiding Judge, including Domestic Violence
Courtroom 101 (Night Court)	Rotation as assigned by Presiding Judge



Courtroom 111	Karen Simpson, as assigned by Presiding Judge
Courtroom 113	Stephen Sullivan, as assigned by Presiding Judge
Courtroom 123	F. Keith Brown

#### **CIVIL DIVISION**

##### **Kane County Courthouse Pamela K. Jensen - Presiding Judge**

Courtroom 110	Michael J. Colwell Probate, Foreclosures, Mechanic Lien cases (CH, MR, ED, TX, and MC cases)
Courtroom 350	Patrick J. Dixon Probate, Foreclosures, Mechanic Lien cases (CH, MR, ED, TX, and MC cases)
Courtroom 120	Richard J. Larson Arbitration Supervision; SC/LM cases
Courtroom 310	Gene L. Nottolini L Jury Trials; L Bench Trials
Courtroom 320	Donald J. Fabian L Jury; L Bench Trials
Courtroom 340	Pamela K. Jensen L Jury Trials; L Bench Trials

#### **SPECIAL ASSIGNMENT JUDGES**

A. Special Assignment Judge Judge "A" (Effective August 1, 2001)	Franklin D. Brewe General Floating except Mental Health on Friday, Civil Division on Thursday, and DeKalb County on the third Wednesday of each month for the entire day. No back-up coverage will be available for the Civil Division or DeKalb County.
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B. Special Assignment Judge "B"

James R. Edwards,  
General Floating

Floater coverage as available, will include the following:

Kane County - Courtroom 209, 211, 217, Aurora Branch Court,  
Elgin Branch Court, Carpentersville Branch Court,  
Small Claims - courtroom 120, Juvenile, and  
courtroom 101 within the Family Division.

DeKalb County - High volume calls except for the months of June, July and August.

Kendall County - either Judge Wilson or Judge Wojtecki call; no coverage  
will be provided for the Wednesday call of Judge Brawka.

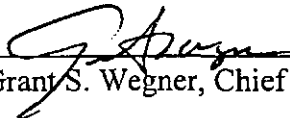
**DeKalb County:**

**Judge Kurt P. Klein, Presiding Judge**  
Douglas Engel  
James Donnelly  
Patricia Piper Golden

**Kendall County:**

**Judge James Wilson, Presiding Judge**  
Judge Leonard J. Wojtecki (Effective August 1, 2001)  
Judge Judith Brawka - Wednesdays only

ENTERED this day of 27 day of June, 2001.

  
\_\_\_\_\_  
Grant S. Wegner, Chief Judge

01 MR 1

GENERAL ORDER 01-14

FILED  
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2001 JUN 26 A 11:40  
42  
CIRCUIT COURT OF THE SIXTEENTH JUDICIAL CIRCUIT OF THE STATE OF ILLINOIS  
KANE COUNTY

89

IT IS HEREBY ORDERED THAT:

A. The Circuit Court for the Sixteenth Judicial Circuit of the State of Illinois, shall adjourn, and the Office of the Clerk of the Circuit Court of the counties of Kane, Kendall, and DeKalb shall be closed on the following legal holidays for the year 2002.

<u>Holiday</u>	<u>Observed On</u>
New Year's Day	Tuesday, January 1, 2002
Martin Luther King, Jr. Day	Monday, January 21, 2002
Lincoln's Birthday	Tuesday, February 12, 2002
Washington's Birthday (Observed)	Monday, February 18, 2002
Spring Holiday	Friday, March 29, 2002
Memorial Day	Monday, May 27, 2002
Independence Day	Thursday, July 4, 2002
Day after Independence Day	Friday, July 5, 2002
Labor Day	Monday, September 2, 2002
Columbus Day (Observed)	Monday, October 14, 2002
Veteran's Day	Monday, November 11, 2002
Thanksgiving Day	Thursday, November 28, 2002
Day Following Thanksgiving	Friday, November 29, 2002
Christmas Eve Day (close at noon)	Tuesday, December 24, 2002
Christmas Day	Wednesday, December 25, 2002
New Year's Day	Wednesday, January 1, 2003

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

ENTERED this 21 day of June, 2001.

  
Grant S. Wegner, Chief Judge

General Order 01 - 13


FILED  
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2001 JUN 26 A 11:01  
42  
CIRCUIT COURT  
KANE COUNTY

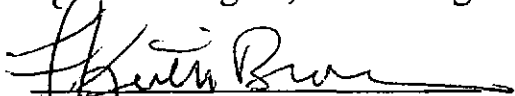
89

IT IS HEREBY ORDERED that by a majority vote of the Circuit Judges of the Sixteenth Judicial Circuit, the attached Second Amended Local Rule 15.25 is adopted in and for Kane County.


IT IS FURTHER ORDERED that these rules may be adopted by DeKalb and Kendall Counties upon the written order of the Presiding Judge of that County.

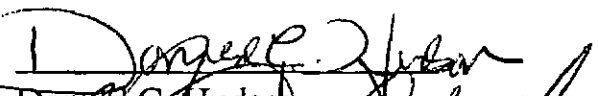
ENTER this 26th day of June, 2001.

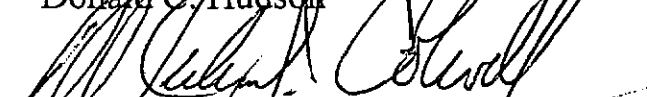
  
Grant S. Wegner, Chief Judge

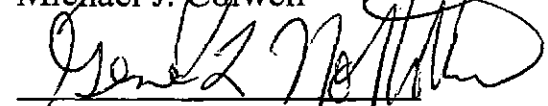
  
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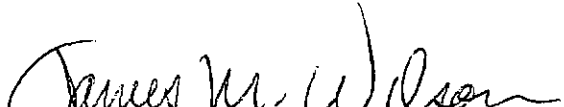
  
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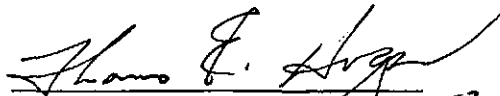
  
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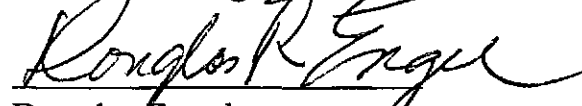
  
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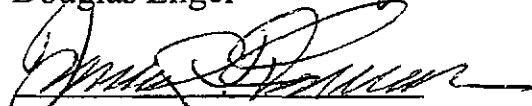
  
Michael J. Colwell


  
Gene L. Nottolini

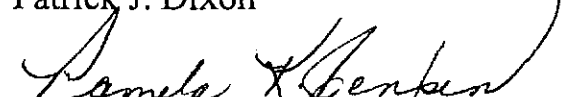
  
James M. Wilson


  
Thomas E. Hogan

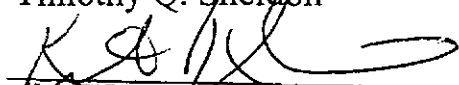
  
Douglas Engel

  
Donald J. Fabian

  
Patrick J. Dixon

  
Pamela K. Jensen

  
Timothy Q. Sheldon

  
Kurt P. Klein

**ATTORNEYS FOR CHILDREN,  
GUARDIANS AD LITEM AND CHILD REPRESENTATIVES**

- (a) Standards relating to the appointment of Attorneys for Children, Guardians ad Litem, and Child Representatives in custody, visitation or removal proceedings are as follows:
- (b) To be eligible for appointment as Attorney, Guardian ad Litem, or Child's Representative for a child in a custody, visitation or removal proceeding in Family Court, a person must be a licensed attorney for a minimum of three (3) years (or an associate with a firm which has a qualified attorney), experienced in the practice of Family Law, must maintain professional liability insurance coverage and must be trained in the representation of children. The training shall be approved by the Presiding Judge of the Family Division and confirmed by the Chief Judge. The Family Law Committee of the Kane County Bar Association shall make training recommendations to the Presiding Judge as needed.
- (c) An attorney who wishes to be considered for appointment as Attorney, Guardian ad Litem, or Child's Representative for a child in a custody, visitation or removal proceeding in Family Court shall make application to the Presiding Judge of the Family Division. An attorney's acceptance of a renewal shall be made on or before May 30 of each year. The Presiding Judge shall send a notice to renew on or before April 1 of each year.
- (d) A Guardian ad Litem shall not serve as the Attorney for the child in the same case. The Child's Representative shall not serve as the Attorney for the child or the Guardian ad Litem in the same case.
- (e) In appointing an Attorney, Guardian ad Litem or Child's Representative for a child, the Court shall consider the experience of the attorney, the complexity and factual circumstances of the case, the recommendations or agreements of the parties, and the geographic location of the child's residence, the parties' residences, and the offices of the Attorney for the Child, the Guardian ad Litem or Child's Representative.

- (f) An Attorney for a Child, Guardian ad Litem or Child's Representative shall not be appointed as a mediator in the same case.
- (g) Whenever a Court appoints a Child's Representative or a Guardian ad Litem, the appointment order shall specify the tasks expected of said Child's Representative or Guardian ad Litem. The designated counsel for the parties shall forward a copy of the appointment order within five (5) days of entry thereof to the Attorney for the Child, the Guardian ad Litem and/or the Child's Representative.
- (h) All Attorney for the Child, Guardian ad Litem and Child's Representative appointments shall be made pursuant to the standardized appointment order. In the appointment order, the Court shall order the parties to pay retainer amounts to the Attorney for the Child, Guardian ad Litem or the Child's Representative by a date certain. The Attorney for the Child, Guardian ad Litem or the Child's Representative shall submit statements to litigants for services rendered on a minimum bi-monthly basis. Unless otherwise determined by the Court upon good cause shown, both parties shall be jointly and severally liable for the fees and costs of the Attorney for the Child, Guardian ad Litem and/or the Child's Representative.
- (i) The Attorney for the Child, Guardian ad Litem or Child's Representative shall, upon retention, file an appearance. The Attorney for the Child, Guardian ad Litem or Child's Representative shall be provided copies of all court orders and pleadings. The Attorney for the Child, Guardian ad Litem or Child's Representative shall be notified of all court appearances and conferences with the judge and appear unless excused by the Court or by agreement of the parties including the Attorney for the Child, Guardian ad Litem or Child's Representative. Failure to give proper notice to the Attorney for the Child, Guardian ad Litem or Child's Representative may result in sanctions including, but not limited to, the vacating of any resulting court order or judgment. There will be no fee for the filing of an Appearance as a court-appointed Attorney for the Child, Guardian ad Litem or Child's Representative.
- (j) The parties'/litigants' attorneys shall not interview the child(ren) without the consent of the Attorney for

the Child, and/or Guardian ad Litem and/or Child's Representative. Either the Attorney for the Child, Guardian ad Litem or Child's Representative, or any of them, shall have the right to be present during any such interview.

- (k) The Attorney for the Child and/or Guardian ad Litem and/or Child's Representative should take measures to protect the child from harm that may be incurred as a result of the litigation by striving to expedite the proceedings and encouraging settlement in order to reduce trauma that can be caused by litigation.
- (l) Unless previously discharged, the Court shall discharge the Attorney for the Child and/or the Guardian ad Litem and/or the Child's Representative at the conclusion of the performance of his or her duties as ordered pursuant to Paragraph (g) above. Unless previously discharged, the final order disposing of the issues resulting in the appointment shall act as a discharge of the court-appointed Attorney for the Child and/or Guardian ad Litem and/or Child's Representative.
- (m) Standards relating to Attorneys for Children.

The attorney for the child shall at all times act as the advocate for the child.

- (n) Standards relating to Guardians ad Litem.

(1) During the pretrial stage of a case, the Guardian ad Litem should use appropriate procedures to elicit facts which the Court should consider in deciding the case. The Guardian ad Litem shall obtain leave of Court to instigate depositions and, except in circumstances of a serious or emergency nature, enforcement and/or fees, to file pleadings.

(2) At a trial or hearing, the Guardian ad Litem shall make the Court aware of all facts which the Court should consider.

(3) At the discretion of the Court, the Guardian ad Litem shall submit a written or oral report(s) with or without recommendations by a date certain designated by the Court.

(4) The Guardian ad Litem may be duly sworn as a witness and be subject to examination by all parties.

(5) At the discretion of the Court, the Guardian ad Litem may be allowed to call and examine witnesses at trial.

(6) Standards relating to Child's Representative.

The Child's Representative shall at all times act in accordance with 750 ILCS 5/506 et seq.

(o) This Second Amended Local Rule 15.25 supercedes the previous Amended Local Rule 15.25.



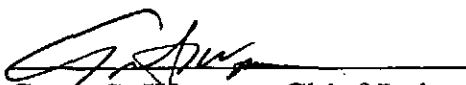
General Order 01 - 12

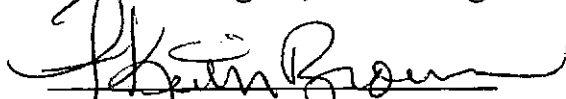
IT IS HEREBY ORDERED that by a majority vote of the Circuit Judges of the Sixteenth Judicial Circuit, the attached Amended Family Mediation Program 15.22 is adopted in and for Kane County.

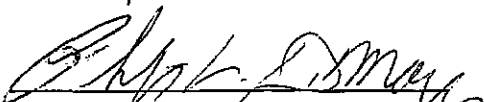
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CLERK OF COURT  
KANE COUNTY, ILL.

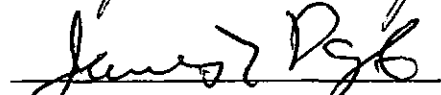
IT IS FURTHER ORDERED that these rules may be adopted by DeKalb and Kendall Counties upon the written order of the Presiding Judge of that County.

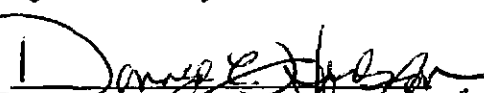
ENTER this 21<sup>st</sup> day of June, 2001.


  
Grant S. Wegner, Chief Judge

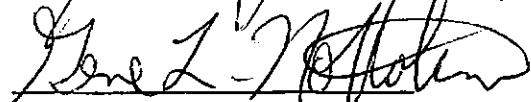
  
F. Keith Brown

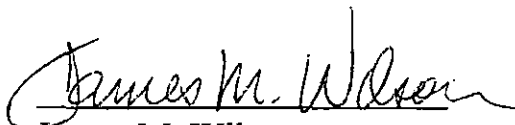
  
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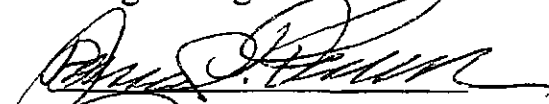
  
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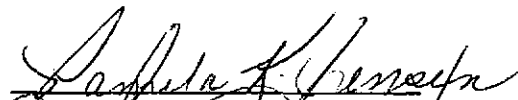
  
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Thomas E. Hogan


  
Douglas Engel

  
Donald J. Fabian

  
Patrick J. Dixon

  
Pamela K. Jensen

  
Timothy O. Sheldon

  
Kurt P. Klein

(a) **Definitions**

Mediation is a cooperative process for resolving conflict with the assistance of a trained, neutral third party, whose role is to facilitate communication, to assist the parties in identifying issues needing to be resolved, exploring options, negotiating acceptable solutions, and reaching agreement on the issues. Fundamental to the mediation process described herein are principles of cooperation, informality, privacy, confidentiality, self-determination, and full disclosure by the parties of relevant information. Mediation under this rule is a means for parties to maintain control of parenting decisions, by resolving themselves the issues of custody, visitation, removal, and other non-financial children's issues. Parties are encouraged to participate in the mediation process by attempting good faith negotiation and resolution of the issues brought to mediation.

Mediation under this rule is not to be considered a substitute for independent legal advice. Instead, it is to work in partnership with the attorneys and the legal process, by giving the parties the ability to be fully informed of options for resolution of their issues, which would include obtaining legal advice before, during, and after the mediation process.

"Impediment to mediation" means any condition, including but not limited to domestic violence or intimidation, substance abuse, child abuse, mental illness or a cognitive impairment, which hinders the ability of a party to negotiate safely, competently, and in good faith. Pursuant to these rules, the identification of impediments in a case is necessary to determine if mediation should be required, and to insure that only parties having a present, undiminished ability to negotiate are directed by the Court under this rule to mediate.

(b) **Subject Matter of Mediation**

Court referred mediation will be limited to disputes involving child custody, visitation, removal, or other non-economic issues

relating to the child or children, either prior to dissolution of a marriage or post-judgment.

Mediation may be ordered by the Court for resolving family law issues other than child custody, visitation, removal, or non-economic issues relating to the child or children only if the parties and their attorneys agree. For mediation of these other issues, the Court shall take into account the qualifications and professional background of the individual mediator appointed.

(c) **Prerequisite to Mediation**

For any county having an established parent education program, the parties referred to mediation by the Court shall complete the parent education program prior to starting mediation or as soon after starting mediation as the parent education program's schedule allows.

The mediator shall screen for the identification of cases that may be deemed as inappropriate for mediation under this rule, in that these cases contain some type of impairment as defined under paragraph a (Definitions)

(d) **Qualifications and Requirements of Dissolution Mediator**

(1) Any person who meets the following criteria is eligible to serve as a mediator for the purposes of this rule:

(a) Satisfactory completion of 40 hour divorce mediation training program approved by the Court. In addition, the applicant must have completed training specific to domestic violence, child abuse, substance abuse and mental illness, which gives the applicant an understanding of the issues related to these impairments and one's ability to negotiate effectively when impacted by one or more of these impairments.

(b) The applicant has been awarded a degree in law or in a

graduate degree in a field that includes the study of psychiatry, psychology, social work, human development, family counseling, or other behavioral science substantially related to marriage and family interpersonal relationships, or a related field otherwise approved by a Presiding Judge of the Family Court, or his or her designee.

- (c) Member in good standing in the professional organization of his/her respective disciplines.
  - (d) Proof of professional liability insurance which covers the mediation process.
  - (e) Minimum of two years of work experience in their discipline or profession, or otherwise supervised by a qualified mediator.
  - (f) Maintain an office in the respective county where the Court is located, unless otherwise allowed by the Presiding Judge of Family Court, or his or her designee.
  - (g) Prior to the passage of this rule, all persons approved to act as mediators under any existing Court mediation program in this Circuit, shall continue to do so without further approval.
- (2) All persons meeting the requirements above who are interested in acting as a Court Appointed Mediator shall provide proof by way of affidavit which is supported by documentation of the aforesaid requirements to the Presiding Judges of the Family Court in each county of the 16<sup>th</sup> Circuit, or the person designated to receive such material in each county.
- (3) A periodic list shall be prepared by the Presiding Judges of the Family Court in each county of the 16<sup>th</sup> Circuit, or the person designated to keep such list in each county.
- (4) A mediator shall participate in six hours of continuing education

every two years from programs approved by the Court, and be personally responsible for ongoing professional growth. A mediator is encouraged to join with other mediators and members of related professions to promote mutual professional development.

- (5) The Court mediators may be required from time to time to attend specific training offered or sponsored by the Family Mediation Program, the Bar Associations or other individuals or organizations.
- (6) A mediator shall mediate two low income cases, as identified by the court, per year at a reduced fee.
- (e) **Referral Procedure**
  - (1) Kane County. Upon the Court's order or the parties' agreement to participate in mediation, the case shall be assigned a mediator. This mediator may be chosen per agreement of the parties. In absence of any agreement, the Court shall assign a mediator from a list of qualified mediators prepared and kept by the Presiding Judge of the Family Division. A Mediation Order shall be issued and signed by the Court. A mediation status date will be set for no later than 60 days from the date the Mediation Order was issued.
  - (2) Other Counties. Upon the Court's order for the parties to participate in mediation, a mediator shall be assigned in accordance with the procedures established in that county from the list of qualified mediators prepared by the Presiding Judge of Family Court or the person designated to prepare said list, and a 60 day hearing date shall be set for the status of the mediation process.
  - (3) Judges assigned cases with child custody and/or visitation issues may make the necessary findings to order mediation. The Court may also designate in its order what percentage of the mediation fee should be paid by each party and/or whether the case should be considered a low income case.

- (4) Parties are not obligated to participate in the mediation process until ordered by the Court or agreed to by the parties. The attorneys shall encourage their clients to mediate in good faith, and the parties shall participate in mediation in good faith.
- (5) If the mediator appointed has any conflict of interest, another mediator shall be appointed by the Court from the list. If the mediator appointed on a designated low income case has already met his or her annual requirement for mediating low income cases and cannot or does not wish to take another, and informs the Court, the Court shall appoint another mediator that has not reached the required quota or is willing to take low income cases in excess of two cases per year. The Presiding Judge of Family Court of every county or the person designated shall keep a record of low income cases assigned to each mediator, to ensure fair distribution of these cases to all mediators.
- (6) By the status date, the mediator shall submit a report to the Court and the parties' legal counsel, in the form of a Mediator Report, notifying the Court and legal counsel of information listed in this rule under the section entitled Mediator Report.

(f) **Conflict of Interest**

- (1) Conflicts of interest – Generally: In order to avoid the appearance of impropriety, a mediator who has represented or has had a professional relationship with either party prior to the mediation may not mediate the dispute unless the prior relationship is fully disclosed to both parties and each party consents in writing to the participation of the mediator notwithstanding the prior relationship. A mediator who is a mental health professional shall not provide counseling or therapy to the parties during the mediation process. An attorney-mediator may not represent either party in any matter during the mediation process or in a dispute between the parties after the mediation process.

- (2) Imputed Disqualification: No mediator associated with a law firm or a counseling agency shall mediate a dispute when the mediator knows or reasonably should know that another attorney or counselor associated with that firm or agency would be prohibited from undertaking the mediation.
- (3) Exception: A therapist-mediator who would otherwise be disqualified from mediation as a result of imputed disqualification, may undertake the mediation only under the following circumstances:
  - (a) There has been full disclosure to both parties about the conflict of interest and the imputed disqualification of the mediator, including the extent to which information is shared by personnel within the agency; and
  - (b) Both parties consent to the mediation in writing.

(g) **Exclusionary Rule**

The mediator shall be barred from testifying as to confidential mediation issues, and mediation records shall not be subpoenaed in any proceeding except by leave of the Court for good cause shown.

(h) **Orientation Session**

At the orientation session, a mediator shall inform the parties of the following:

- (1) Neither therapy nor marriage counseling are part of the mediator's function.
- (2) No legal advice will be given by the mediator.
- (3) An attorney-mediator will not act as an attorney for either or both parties and no attorney-client relationship will be formed. Thus the attorney-client privilege will

not apply.

- (4) The rules pertaining to confidentiality, as outlined in Paragraph g.
- (5) The basis for termination of mediation, as outlined in Paragraph j.
- (6) The proposed resolution of the mediated issues will be documented in a written summary. This summary will form the basis of the formal mediated agreement presented to the Court for approval.
- (7) Each party shall be strongly encouraged to obtain independent legal counsel to assist and advise him or her throughout the mediation.
- (8) Legal counsel for either party will not be present at any mediation session without the agreement of the parties and the mediator.

(i)

### **The Mediation Process**

Agreement to Mediate. At the initial session the mediator shall provide the parties with a written agreement outlining the guidelines under which mediation shall occur and the expectations of the parties and mediator. This initial agreement shall include at a minimum, all of the foregoing information in Paragraph h. Either or both of the parties shall be permitted to consult their respective legal counsel before executing this agreement.

The mediator shall assess the ability and willingness of the parties to mediate at the orientation session and throughout the process, and shall advise the parties in the event the case is inappropriate for mediation.



(j)

### **Termination of Mediation**

The parties shall attend mediation until such time as they shall reach an agreement on the issues or the mediator or the Court suspends or terminates mediation. The mediator shall immediately advise the Court in writing if he or she suspends or terminates mediation or in the event that either or both parties fail to comply with the terms of this paragraph.

(k)

### **Mediator Report**

- (1) The report to the Court shall state the following:
  - (a) Whether an agreement has been reached by the parties and a summary of that agreement.
  - (b) The number and duration of sessions conducted to date.
  - (c) The fee charged, whether that fee has been paid in full, and if not, the outstanding amount owed. For an outstanding amount owed, the Court may direct the parties to pay said amount and establish what percentage should be paid by such party.
  - (d) Whether the parties have reviewed the summary of agreement.
  - (e) Whether any additional mediation sessions are recommended based on the likelihood of success.
  - (f) Other relevant information not considered confidential under this rule.
- (2) In the event an agreement is reached on any of the issues, the mediator shall supply a written summary

of the agreement to counsel and the Court and the same shall be included in any order or judgment disposing of the dispute.

- (3) In the event an agreement is not reached on all issues, the mediator shall identify to the Court and counsel the issues remaining unresolved.
- (4) The mediator shall advise the Court as to the time necessary for the completion of the mediation process. It shall be within the Court's discretion to extend mediation after the 60 day status date.

(l) **Discovery**

- (1) Only written discovery shall be allowed until mediation is terminated by order of the Court.

(m) **Payment of Fees**

The mediator shall charge an hourly fee to the parties no higher than \$150.00 per hour to be shared equally by the parties, unless the Court directs otherwise in an order or otherwise agreed by the parties. This hourly fee shall be paid to the mediator at the time of each session for the time spent in mediation at the session. Along with the hourly fee, the mediator may request an advance deposit of \$300.00 to be paid at the first session. Such deposit may be applied to services rendered by the mediator outside of the mediation session, such as telephone conferences, correspondence, consultation with attorneys or other individuals, preparation of the Mediator Report, and any other work performed by the mediator on behalf of the parties. Any additional fees that exceed the deposit or the fees collected at the time of sessions or services rendered by the mediator shall be paid as required by the mediator. In the event payments are not made as required under this rule, or otherwise agreed to by the mediator and the parties, the mediation process may be suspended by the mediator pending compliance.

(n)

Statistics

- (1) Kane County. The director of the KIDS Parent Education Program or a designee will be responsible for all statistical data. Data shall include the number of cases referred to mediation, the number of low-income cases referred, the outcome of cases, and the number and duration of sessions per case.

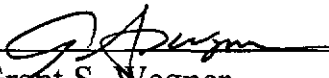
(o) This Amended Family Mediation Program Rule supercedes the previous Family Mediation Program Rule implemented.

**GENERAL ORDER 01-11**

**IT IS HEREBY ORDERED** that by a majority vote of the Circuit Judges of the Sixteenth Judicial Circuit, the attached Civil Proceedings, Articles 6, 7 and 9 and Amended Article 11 is adopted in and for Kane County.

**IT IS FURTHER ORDERED** that these rules may be adopted by DeKalb and Kendall Counties upon the written order of the Presiding Judge of that County.

**ENTER** this 20 day of June, 2001.

  
\_\_\_\_\_  
Grant S. Wegner  
Chief Judge

FILED \_\_\_\_\_  
ENTERED 42  
2001 JUN 20 P 2:22  
REGISTRAR SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

## II. CIVIL PROCEEDINGS

### ARTICLE 6: PLEADINGS, MOTIONS, AND CONFERENCES

#### 6.01 CASE MANAGEMENT AND SETTLEMENT CONFERENCES

(a) Case Management Conference

- (i) In all cases designated L, LM (\$30,000 to \$50,000), CH, MR, TX, MC, and ED the Clerk of the Court shall, on the date of filing, assign an automatic case management conference date on the call of the judge assigned the case within 120 days from the date of filing. The Clerk shall affix notice of said date to the original pleading and to copies of said pleading to be served on the opposing party.
- (ii) In the event an automatic case management conference falls on a date when the Court is not in session, the case will be set for the next court date.
- (iii) Failure of the parties or their counsel to appear on an automatic case management conference date may result in dismissal for want of prosecution, default and/or other sanctions.
- (iv) In all cases subject to the *Supreme Court Rules*, the attorneys for the parties with responsibility for trial of the case shall, prior to the automatic case management conference and each conference thereafter, confer regarding matters set forth in the *Supreme Court Rules*.
- (v) Failure to comply with the *Supreme Court Rules*, local rules or court orders pertaining to case management may result in sanctions being imposed against a party and/or attorney.

(b) Settlement Conference

In the event a settlement conference is held, the attorney for the plaintiff shall prepare a pretrial memorandum substantially in

the form set forth in the appendix of forms and shall deliver a copy to the judge and to counsel of record at the time of the settlement conference. At the settlement conference the attorneys present shall:

- (i) be familiar with the case; and
- (ii) be authorized to act in furtherance of the settlement conference; and
- (iii) have ascertained in advance the extent of authority given by their client to act in furtherance of settlement.

#### 6.02 CLERK'S NOTICE: DISMISSAL FOR WANT OF PROSECUTION.

Within ten (10) days of the entry of an order of dismissal for want of prosecution the Clerk of the Court shall, in deference to all pro se parties and all attorneys of record, send notice of the dismissal to the last known address indicated in the file by regular mail and place of record a certificate of mailing.

#### 6.03 DISMISSAL FOR LACK OF ACTIVITY.

If a case assigned to the Civil Trial Division or the Chancery and Miscellaneous Division has no order entered for a period of nine (9) months and has no future date, the Clerk of the Court shall notify the attorneys of record together with any person who has filed an appearance and given an address that the case will be called on a date certain at which time it will be dismissed except for good cause shown.

#### 6.04 PLEADINGS TO BE READILY COMPREHENSIBLE.

- (a) If a pleading contains multiple counts or affirmative defenses, each count or defense shall bear a concise title stating the theory of liability or defense. If the pleading is filed on behalf of or against multiple parties and all such parties are not asserting the same claims or defenses as to all opposing parties, the title of each count or defense shall also concisely designate the subgroup of parties to which it pertains.
- (b) If incorporation of facts by reference to another pleading or to another part of the same pleading permitted by *Supreme Court*

*Rule* will render a pleading not readily comprehensible, the facts shall be re-alleged verbatim.

- (c) Where necessary, the judge assigned the case may order consolidation of the pleadings into one finished comprehensible set.

## 6.05 MOTIONS GENERALLY

- (a) Every motion shall identify in its title or introductory paragraph the particular relief sought together with the section of the *Code of Civil Procedure* pursuant to which the motion is brought.
- (b) Pleading motions shall not be combined with fact motions except as permitted by the *Code of Civil Procedure*. Improperly combined motions may be stricken by the court without hearing.
- (c) No motion may be heard unless previously scheduled for hearing on the Court's calendar. This rule does not apply to genuine emergency motions.
- (d) The notice of hearing shall designate the judge to whom the motion will be presented, state the title and case number of the action, and set forth the date and time the motion will be presented and the courtroom in which it will be presented. A copy of the motion, any papers to be presented with the motion, and proof of service shall be served with the notice.
- (e) The following times of notice shall be observed:
  - (i) Notice by personal service shall be made by 4:00 p.m. at least two court days before the scheduled hearing.
  - (ii) Notice by mail shall be deposited in a U.S. Post Office at least five court days before the scheduled hearing.
  - (iii) Notice by fax shall be completed by 4:00 p.m. at least three court days before the scheduled hearing.
- (f) Service by fax will be effective only if at the presentation of the

motion the movant produces an affidavit setting forth the date and time of service, the telephone number to which the notice was transmitted, a statement that the receipt was confirmed, and an assertion that the *Supreme Court Rule* pertaining to fax service was followed. Fax notice and transmissions will not be considered valid or permitted where the opposing party/counsel does not have a fax machine.

- (g) The burden of calling for hearing/setting any motion previously filed is on the party making the motion.
- (h) Any motion not called for hearing/setting within 60 days from the date it was filed may be stricken without notice. Any motion not presented or supported by the moving party when called for hearing upon notice may be denied.

#### 6.06 PARTICULAR MOTIONS

- (a) All case or claim dispositive motions, other than those arising during trial, will be filed and noticed for setting no later than 120 days before the designated trial date except by leave of court upon good cause shown.
- (b) All motions for leave to file counterclaims, actions over, contribution actions and third party complaints must be filed no later than 60 days before the designated trial date. No such filing will be construed to compel the court to continue the trial date or impair the Court's authority to sever such actions.

#### 6.07 CONTESTED MOTIONS

- (a) Any motion which is opposed may be heard at the end of the Court's call or at such other time designated by the Court.
- (b) Any writing in support of or in opposition to a motion will be filed and served upon the opposing party.
- (c) No writing in support of or in opposition to a motion will exceed ten (10) pages in length except by prior leave of court.

#### 6.08 MOTIONS FOR SUBSTITUTION OF JUDGE

- (a) Motions for substitution of a judge as a matter of right in civil cases will be filed with and heard by the judge to whom the case is assigned.



- (b) Motions for substitution of a judge as a matter of right must be filed not later than 60 days before the designated trial date except where the judge to whom the case was originally assigned is succeeded by another judge within 60 days of trial.
- (c) Motions for substitution of a judge for cause in civil cases will be filed with the judge to whom the case is assigned but transferred to the Presiding Judge of the Division or to the Chief Judge for assignment to another judge for the sole purpose of hearing the motion to substitute for cause.

#### 6.09 MOTIONS FOR CONSOLIDATION OF CASES

- (a) Motions for consolidation of cases will be brought on notice to all parties of record in all cases involved in the proposed consolidation.
- (b) If the cases proposed for consolidation are within the same Division of the Court, the motion will be presented to the judge to whom the oldest numbered case is assigned.
- (c) If cases proposed for consolidation are in different Divisions of the Court, the motion will be presented to the assigned judge in the Division being requested to receive the consolidated cases.
- (d) Unless good cause is shown, cases will be consolidated into the oldest case.

#### 6.10 EMERGENCY MOTIONS AND EMERGENCY RELIEF

- (a) If genuine emergency relief is required, application will be made to the assigned judge. If the assigned judge is unavailable, application will be made to any other judge assigned to the Division in which the case is filed. If no judge in the Division is available, then application will be made to the Chief Judge or to a judge designated by the Chief Judge.
- (b) Every complaint or petition brought during court hours requesting an ex parte order for the appointment of a receiver, temporary restraint, preliminary injunction, or any other emergency relief will be filed in the Office of the Circuit Clerk before application to the Court for the order.
- (c) Notice after Hearing. If an ex parte or emergency motion is

heard without prior notice, a copy of the order granting or denying the motion will be entered. The party presenting the motion will serve a copy of the order personally or by U.S. Mail upon all persons having an interest who have not yet been served with a summons and upon all parties of record not found by the Court to be in default. The party presenting the motion will file with the Clerk of the Court, within two days of hearing, proof of service of a copy of the order entered.

- (d) Counsel will use every reasonable effort to notify opposing counsel or parties unless otherwise provided by law.

## ARTICLE 7: DISCOVERY

### 7.00 GENERAL

- (a) The sequence of discovery will comply with Supreme Court Rule. The obligation to comply with and complete discovery will not depend on the opponent's compliance unless otherwise ordered by the Court.
- (b) All discovery will be completed no later than 60 days before the trial date unless otherwise authorized by the Court or agreed by counsel.

### 7.01 DISCOVERY DOCUMENTS

- (a) Depositions, interrogatories, document requests, responses thereto, and other discovery documents will not be filed with the Clerk of the Court except as permitted by (b) or (c) below or pursuant to Supreme Court Rule. Requests to admit and responses thereto may be filed.
- (b) Discovery documents may be filed as necessary in support of motions or as otherwise ordered by the Court.
- (c) Proof of Service of discovery and responses thereto may be filed with the Clerk of the Court and upon filing will be prima facie evidence that such documents were served or answered.

### 7.02 MOTIONS RELATING TO DISCOVERY

- (a) Motions to Compel compliance with discovery rules or orders will be scheduled to assure hearing prior to any date(s) that may be affected by said motion.

- (b) Motions requesting relief from discovery rules or orders will be scheduled to assure hearing prior to any date(s) that may be affected by said request.
- (c) Failure to bring timely motions may preclude relief.

### 7.03 PHYSICIAN AND EXPERT FEES

In the instance of a conflict concerning reasonable compensation of a physician required to attend a deposition pursuant to the *Supreme Court Rules* or concerning the reasonable fee of an expert witness subpoenaed to appear at trial pursuant to the *Code of Civil Procedure*, a petition seeking a ruling on the reasonableness and a response thereto will set forth under oath to the extent known the following:

- d) the ordinary charges of the physician or expert for services rendered in his or her daily profession;
- e) the usual and customary charges of physicians or experts (with similar credentials) in the area;
- f) the level of skill possessed by the physician or expert as well as the time and effort expended and to be expended in the matter at issue;
- g) the hardship, if any, of advancing the compensation or fee or of testifying prior to receiving the compensation or fee; and
- e) other relevant facts.

### ARTICLE 8: RESERVED

### ARTICLE 9: TRIAL PRACTICE

9.00 [RESERVED]

#### 9.01 JURY SELECTION

- (a) Statement of the Nature of the Case: In all civil jury cases, the plaintiff's attorney will prepare and submit to the Court and to each opposing party a Statement of the Nature of the Case for

use at voir dire. The statement will include the time, date and location of the alleged transaction or occurrence giving rise to the lawsuit; a brief description of the alleged transaction or occurrence; the name and city of residence (or business) of each of the parties involved and of their attorneys; and a list of the names and residence communities of witnesses whom the parties expect to call. Opposing counsel may suggest amendments to the statement.

- (b) Voir dire examination of prospective jurors will be pursuant to *Supreme Court Rule*.

## 9.02

### STIPULATIONS

Proposed stipulations for use at trial will be in writing, signed by the parties or their attorneys and filed in the cause unless the Court directs otherwise.

AMENDED

ARTICLE 11: MANDATORY ARBITRATION

The mandatory arbitration program in the Circuit Court for the Sixteenth Judicial Circuit Kane County, Illinois is governed by Supreme Court Rules 86-95 for the conduct for Mandatory Arbitration Proceedings. Pursuant to Supreme Court Rule 86(c), the circuit judges of the Sixteenth Judicial Circuit have previously adopted the Supreme Court rules as amended as a local rule effective January 3rd, 1995. Arbitration proceedings shall be governed by the Supreme Court rules and Article 11.

11.01 CIVIL ACTIONS SUBJECT TO MANDATORY ARBITRATION (S. CT. RULE 86)

- (a) Mandatory arbitration proceedings are undertaken and conducted in the Sixteenth Judicial Circuit Kane County, pursuant to approval of the Illinois Supreme Court.
- (b) Mandatory arbitration proceedings are a part of the underlying civil action. All rules of practice contained in the Illinois Code of Civil Procedure and Illinois Supreme Court Rules shall apply to these proceedings.
- (c) All civil actions exclusively for money in an amount exceeding \$5,000 but not exceeding \$30,000 exclusive of interest and costs and all small claims actions where a jury has been demanded shall be subject to mandatory arbitration.
- (d) Cases not originally assigned to the Arbitration Calendar may be ordered to arbitration on the motion of either party, by agreement of the parties or by order of court, when it appears to the Court that no claim in the action has a value in excess of \$30,000, irrespective of defenses.
- (e) When a civil action not originally assigned to the Arbitration Calendar is subsequently assigned to the Arbitration Calendar, pursuant to Supreme Court Rule 86(d), the Arbitration Administrator shall promptly assign as arbitration hearing date. The arbitration hearing date shall be not less than 60 days nor more than 180 days from the date of the assignment to the Arbitration Calendar.
- (f) Consistent with Supreme Court Rules, these rules may be amended from time to time by order of a majority of the Circuit Judges for the Sixteenth Judicial Circuit.

11.02 APPOINTMENT, QUALIFICATION AND COMPENSATION OF ARBITRATORS  
(S. CT. RULE 87)

- I. Applicants shall be eligible for appointment as arbitration panelists by filing an application form with the Arbitration Administrator certifying that the applicant:
  - (1) has attended an approved mandatory arbitration seminar, and
  - (2) has read and is informed of the rules of the Supreme Court and the Act relating to mandatory arbitration, and
  - (3) is presently licensed to practice law in Illinois, and
  - (4) has engaged in the practice of law in Illinois for a minimum of three years; or is a retired judge, and

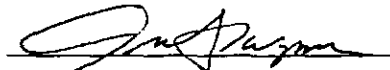
**GENERAL ORDER 01-10**

**In Re: The appointment of Robbin Stuckert, Associate Judge for the Sixteenth Judicial Circuit.**

The Chief Judge of the Sixteenth Judicial Circuit having been advised by the Director of the Administrative Office of the Illinois Courts, that Robbin Stuckert has received the majority of votes of the Circuit Judges for the Sixteenth Judicial Circuit to fill a vacancy in the office of Associate Judge.

IT IS HEREBY ORDERED that Robbin Stuckert is appointed Associate Judge of the Sixteenth Judicial Circuit effective June 7, 2001.

ENTER this 15 day of May 2001.

  
Grant S. Wegner  
Chief Judge

FILED  
42  
MAY 16 2001  
CLERK OF THE COURT

**GENERAL ORDER 01-9**

**Section One:** Pursuant to Supreme Court Rule 21(b) the following Judges are hereby assigned to the court assignments indicated below effective June 7, 2001. This Order supercedes General Order 01-04.

**ADMINISTRATION  
Kane County Judicial Center**

Room 301 - Chambers

Grant S. Wegner, Chief Judge

**Felony Division  
Kane County Judicial Center  
Judge Philip DiMarzio - Presiding**

Courtroom 203

F. Keith Brown  
Criminal Trial Judge  
Including Felony, Misdemeanor,  
Mental Health Jury, Juvenile Jury

Courtroom 217

Franklin D. Brewe  
Video Arraignment; Bond  
Reductions, Preliminary Hearings,  
Violations of Probation; Pretrials,  
Domestic Battery, Backup Jury Judge

Courtroom 305

Grant S. Wegner  
Criminal Trial Judge  
Including Felony, Misdemeanor,  
Mental Health Jury, Juvenile Jury  
Administrative Call - Thurs. 9:00 a.m.

Courtroom 311

James T. Doyle  
Criminal Trial Judge  
Including Felony, Misdemeanor,  
Mental Health Jury, Juvenile Jury

Courtroom 313

Donald C. Hudson  
Criminal Trial Judge  
Including Felony, Misdemeanor,  
Mental Health Jury, Juvenile Jury

Courtroom 319

Philip L. DiMarzio  
Criminal Trial Judge  
Including Felony, Misdemeanor,  
Mental Health Jury, Juvenile Jury

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CLERK OF COURT  
KANE COUNTY, PA

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**TRAFFIC & MISDEMEANOR DIVISION**  
**Kane County Judicial Center**  
**James L. Hallock - Presiding Judge**

Courtroom 209	Robert L. Janes Traffic and Misdemeanor
Courtroom 211	James C. Hallock DUI, Misdemeanor Jury, and Mental Health Jury
Aurora Branch Court	Robbin Stuckert Traffic and Misdemeanor
Elgin Branch Court Carpentersville Branch Court	Allen Anderson Traffic and Misdemeanor

**JUVENILE DIVISION**  
**Kane County Judicial Center**  
**and**  
**Kane County Juvenile Justice Center**  
**Judge Judith M. Brawka - Presiding Judge**

Juvenile Justice Center	Thomas E. Mueller Delinquency and Detention Backup Abuse and Neglect
Judicial Center - Courtroom 005	Judith M. Brawka Abuse and Neglect Backup Detention Hearing Kendall County - Wednesday of each week

**FAMILY COURT DIVISION**  
**Kane County Judicial Center**  
**Donald C. Fabian - Presiding Judge**

Courtroom 101	Wiley Edmondson As assigned by the Presiding Judge, including Domestic Violence
Courtroom 101 (Night Court)	Rotation as assigned by Presiding Judge



Courtroom 111	Karen Simpson, as assigned by Presiding Judge
Courtroom 113	Stephen Sullivan, as assigned by Presiding Judge
Courtroom 123	Donald J. Fabian

#### **CIVIL DIVISION**

##### **Kane County Courthouse Pamela K. Jensen - Presiding Judge**

Courtroom 110	Michael J. Colwell Probate, Foreclosures, Mechanic Lien cases (CH, MR, ED, TX, and MC cases)
Courtroom 350	Patrick J. Dixon Probate, Foreclosures, Mechanic Lien cases (CH, MR, ED, TX, and MC cases)
Courtroom 120	Richard J. Larson Arbitration Supervision; SC/LM cases
Courtroom 310	Gene L. Nottolini L Jury Trials; L Bench Trials
Courtroom 320	Timothy Q. Sheldon L Jury; L Bench Trials
Courtroom 340	Pamela K. Jensen L Jury Trials; L Bench Trials

#### **SPECIAL ASSIGNMENT JUDGES**

A. Special Assignment Judge Judge "A"	Leonard J. Wojtecki General Floating except Mental Health on Friday, Civil Division on Thursday, and DeKalb County on the third Wednesday of each month for the entire day. No back-up coverage will be available for the Civil Division or DeKalb County.
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B. Special Assignment Judge "B"

James R. Edwards,  
General Floating

Floater coverage as available, will include the following:

Kane County - Courtroom 209, 211, 217, Aurora Branch Court,  
Elgin Branch Court, Carpentersville Branch Court,  
Small Claims - courtroom 120, Juvenile, and  
courtroom 101 within the Family Division.

DeKalb County - High volume calls except for the months of June, July and August.

Kendall County - either Judge Wilson or Judge Hogan call; no coverage  
will be provided for the Wednesday call of Judge Brawka.

**DeKalb County:**

**Judge James Engel, Presiding Judge**

James Donnelly

Kurt P. Klein

Patricia Piper Golden

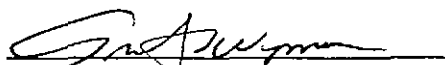
**Kendall County:**

**Judge James Wilson, Presiding Judge**

Judge Thomas E. Hogan

Judge Judith Brawka - Wednesdays only

ENTERED this day of 15<sup>th</sup> day of May , 2001.

  
Grant S. Wegner, Chief Judge

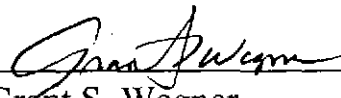
**GENERAL ORDER 01-8**

Pursuant to the provisions of Ch. 725 of the Illinois Compiled Statutes Sections 5/108 A-1 and 5/108 B-1, Judges Allen M. Anderson, Karen Simpson, Judith M. Brawka, Franklin D. Brewes, James R. Edwards, Patricia Piper Golden, James Hallock, Robert L. Janes, Thomas E. Mueller, Stephen Sullivan, Wiley Edmondson, Richard J. Larson and Leonard J. Wojtecki are hereby assigned the power and authority to issue orders authority interceptions of private oral communications.

The authority granted to the above judges pursuant to this Order shall remain full force and effect until further order.

This General Order supersedes General Order 00-2.

Enter this 23 day of April, 2001.

  
\_\_\_\_\_  
Grant S. Wegner  
Chief Judge

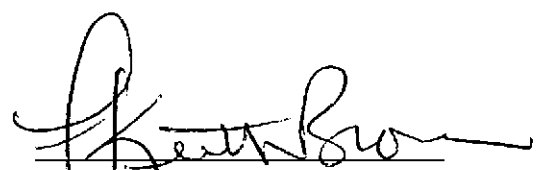
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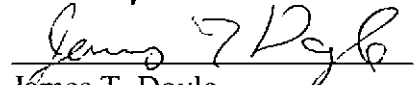
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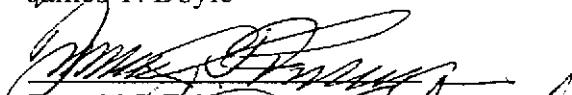
GENERAL ORDER 01-7

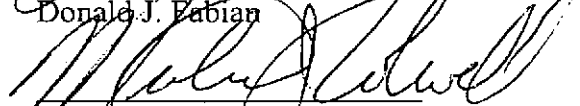
Premised upon Supreme Court Rule 39(b)(3)(i) and the fact that the population of the 16<sup>th</sup> Judicial Circuit now exceeds 500,000, a majority of the Circuit Judges have voted to revoke General Order 98-12.

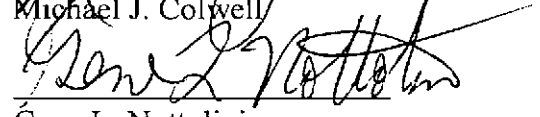
Effective March 21, 2001

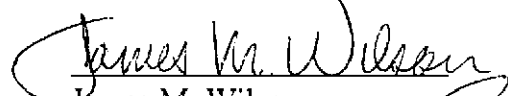
  
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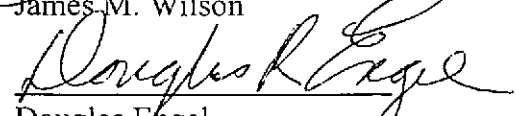
  
James T. Doyle


  
Donald J. Fabian

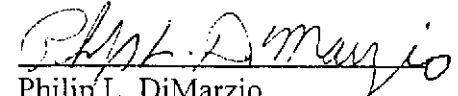
  
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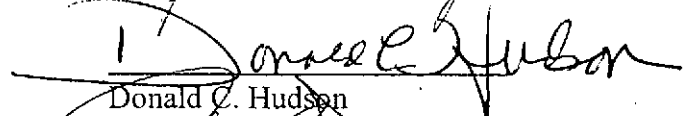
  
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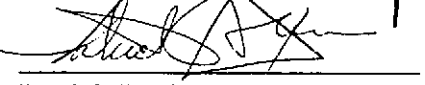
  
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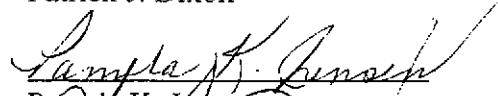
  
Douglas Engel

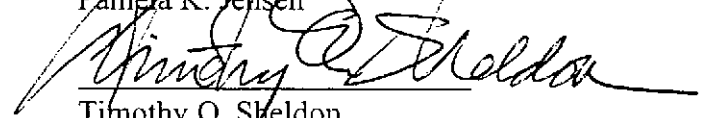
  
Grant S. Wegner, Chief Judge

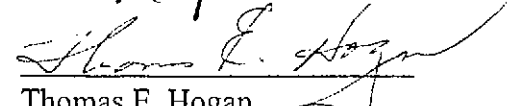
  
Philip L. DiMarzio

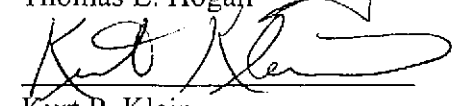
  
Donald C. Hudson

  
Patrick J. Dixon

  
Pamela K. Jensen

  
Timothy Q. Sheldon

  
Thomas E. Hogan

  
Kurt P. Klein

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42  
MAR 17 P 2 30

**GENERAL ORDER 01-6**

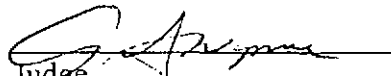
Effective Wednesday, April 18, 2001:

All first appearances of felony and misdemeanor domestic battery, felony and misdemeanor violation of order of protection, aggravated domestic battery and companion cases shall be scheduled for 1:00 p.m. on Wednesdays in Courtroom 203. These first appearances shall be set on the first Wednesday following arrest unless it is a court holiday.

Subsequent to the first appearance in Courtroom 203, the misdemeanors shall be scheduled for 10:30 a.m. on Thursdays in Courtroom 101.

This Order supersedes General Order 99-9.

Dated this 26 day of March 2001.

  
Judge

FILED  
APR 27 12 1:39  
42  
87

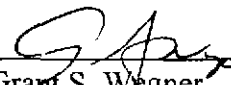
GENERAL ORDER 01-05

Pursuant to the provisions of 725 ILCS 5/108A-1 and 5/108 B-1, all Associate Judges of the 16<sup>th</sup> Judicial Circuit, are hereby assigned the power and authority to issue orders authorizing interceptions of private oral communications.

The authority granted herein shall remain in full force and effect until further Order.

This General Order supersedes General Order 00-2.

ENTER this 5 day of February, 2001.

  
Grant S. Wegner  
Chief Judge

DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

2001 FEB -5 P 3:23

ENTERED 42

FILED \_\_\_\_\_

4

**GENERAL ORDER 01-4**

**Section One:** Pursuant to Supreme Court Rule 21(b) the following Judges are hereby assigned to the court assignments indicated below effective February 1, 2001. This Order supercedes General Order 00-12.

**ADMINISTRATION  
Kane County Judicial Center**

Room 301 - Chambers

Grant S. Wegner, Chief Judge

**Felony Division  
Kane County Judicial Center  
Judge Philip DiMarzio - Presiding**

Courtroom 203

F. Keith Brown  
Criminal Trial Judge  
Including Felony, Misdemeanor,  
Mental Health Jury, Juvenile Jury

Courtroom 217

Franklin D. Brew  
Video Arraignment; Bond  
Reductions, Preliminary Hearings,  
Violations of Probation; Pretrials,  
Domestic Battery, Backup Jury Judge

Courtroom 305

Grant S. Wegner  
Criminal Trial Judge  
Including Felony, Misdemeanor,  
Mental Health Jury, Juvenile Jury  
Administrative Call - Thurs. 9:00 a.m.

Courtroom 311

James T. Doyle  
Criminal Trial Judge  
Including Felony, Misdemeanor,  
Mental Health Jury, Juvenile Jury

Courtroom 313

Donald C. Hudson  
Criminal Trial Judge  
Including Felony, Misdemeanor,  
Mental Health Jury, Juvenile Jury

Courtroom 319

Philip L. DiMarzio  
Criminal Trial Judge  
Including Felony, Misdemeanor,  
Mental Health Jury, Juvenile Jury

DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

2001 JAN 30 A 10:23

FILED \_\_\_\_\_  
ENTERED **42**

**TRAFFIC & MISDEMEANOR DIVISION**  
**Kane County Judicial Center**  
**James L. Hallock - Presiding Judge**

Courtroom 209	Robert L. Janes Traffic and Misdemeanor
Courtroom 211	James C. Hallock DUI, Misdemeanor Jury, and Mental Health Jury
Aurora Branch Court	Stephen Sullivan Traffic and Misdemeanor
Elgin Branch Court Carpentersville Branch Court	Allen Anderson Traffic and Misdemeanor

**JUVENILE DIVISION**  
**Kane County Judicial Center**  
**and**  
**Kane County Juvenile Justice Center**  
**Judge Judith M. Brawka - Presiding Judge**

Juvenile Justice Center	Thomas E. Mueller Delinquency and Detention Backup Abuse and Neglect
Judicial Center - Courtroom 005	Judith M. Brawka Abuse and Neglect Backup Detention Hearing Kendall County - Wednesday of each week

**FAMILY COURT DIVISION**  
**Kane County Judicial Center**  
**Donald C. Fabian - Presiding Judge**

Courtroom 101	Wiley Edmondson As assigned by the Presiding Judge, including Domestic Violence
Courtroom 101 (Night Court)	Rotation as assigned by Presiding Judge



Courtroom 111	Karen Simpson, as assigned by Presiding Judge
Courtroom 113	Patricia Piper Golden, as assigned by Presiding Judge
Courtroom 123	Donald J. Fabian

### **CIVIL DIVISION**

#### **Kane County Courthouse Pamela K. Jensen - Presiding Judge**

Courtroom 110	Michael J. Colwell Probate, Foreclosures, Mechanic Lien cases (CH, MR, ED, TX, and MC cases)
Courtroom 350	Patrick J. Dixon Probate, Foreclosures, Mechanic Lien cases (CH, MR, ED, TX, and MC cases)
Courtroom 120	Richard J. Larson Arbitration Supervision; SC/LM cases
Courtroom 310	Gene L. Nottolini L Jury Trials; L Bench Trials
Courtroom 320	Timothy Q. Sheldon L Jury; L Bench Trials
Courtroom 340	Pamela K. Jensen L Jury Trials; L Bench Trials

### **SPECIAL ASSIGNMENT JUDGES**

A. Special Assignment Judge Judge "A"	Leonard J. Wojtecki General Floating except Mental Health on Friday, Civil Division on Thursday, and DeKalb County on the third Wednesday of each month for the entire day. No back-up coverage will be available for the Civil Division or DeKalb County.
--	--

B. Special Assignment Judge "B"

James R. Edwards,  
General Floating

Floater coverage as available, will include the following:

Kane County - Courtroom 209, 211, 217, Aurora Branch Court,  
Elgin Branch Court, Carpentersville Branch Court,  
Small Claims - courtroom 120, Juvenile, and  
courtroom 101 within the Family Division.

DeKalb County - Judges' Donnelly and Klein's high volume call except for the  
months of June, July and August.

Kendall County - either Judge Wilson or Judge Hogan call; no coverage  
will be provided for the Wednesday call of Judge Brawka.

**DeKalb County:**

**Judge James Engel, Presiding Judge**

James Donnelly

Kurt P. Klein


**Kendall County:**

**Judge James Wilson, Presiding Judge**

Judge Thomas E. Hogan

Judge Judith Brawka - Wednesdays only

ENTERED this 29<sup>th</sup> day of January, 2001.

  
\_\_\_\_\_  
Grant S. Wegner, Chief Judge

**GENERAL ORDER 01-03**


**Section One:** Those persons named herein are appointed and authorized to appear in court, as conflict counsel, on behalf of those defendants to whom they are from time to time assigned by order of the court.

**Section Two:** Those persons named herein are authorized and directed to designate back up counsel who may appear in the place of the designated court appointed counsel when the circumstances confronting appointed counsel may deem necessary.

John Barsanti  
Shari Clancy Bertane  
Carole Grahn Hayes  
Donald J. Tegler, Jr.

**Section Three:** This Order shall be effective January 1, 2001 to December 31, 2001.

ENTER this 5<sup>th</sup> day of January, 2001.

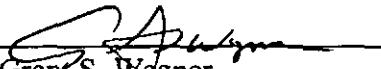
  
Grant S. Wegner  
Chief Judge

FILED \_\_\_\_\_ 15  
ENTERED 42  
2001 JAN -5 P 2:35  
BARBARA SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

**GENERAL ORDER 01-02**

Effective January 6, 2001, Judge Douglas Engel will be Presiding Judge of DeKalb County.

Dated this 5<sup>th</sup> day of January, 2001.

  
Grant S. Wegner  
Chief Judge

FILED 15  
ENTERED 42  
2001 JAN -5 P 2: 01  
SEBASTIAN SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

01 MR 01

GENERAL ORDER 01-01

FILED  
JAN 11 4 42 PM '01  
CLERK OF COURT  
16th JUDICIAL CIRCUIT  
AURORA, ILLINOIS


IT IS HEREBY ORDERED THAT:

Section 1. Pursuant to 10 ILCS 5/6-21 of the Illinois Revised Statutes, the Court being advised that the term of G. William Richards as a member of the Board of Election Commissioners of the City of Aurora, Kane, Kendall and Will Counties, Illinois does expire on the first day of December, 2000 and it appearing that said G. William Richards has performed the duties of his office since his appointment as a member of the said Election Commission in a lawful and proper manner, and continues to be a member of one of the two leading political parties of the State of Illinois, the court hereby reappoints G. William Richards as a member of said Election Commission for a period of three (3) years from and after the expiration of his term, and until his successor is appointed.

Section 2. The said G. William Richards shall take his seat on such Board immediately upon filing the oath and bond as set forth in 10 ILCS 5/6-24 of the Illinois Revised Statutes.

Section 3. This order shall take effect December 1, 2000.

ENTER this 3 day of January, A.D., 2001.

  
Grant Wegner  
Chief Judge  
16th Judicial Circuit

## GENERAL ORDERS-2000

- 00-1 Designated conflict counsel appointed effective 2/1/00 thru 12/31/00
- 00-2 Authority granted to Judges to authorize interceptions of private oral communications
- 00-3 Volunteer Civil Mediation for Forcible Entry & Detainer & Small Claims
- 00-4 Amended Local Rule 15.24 is adopted in and for Kane County
- 00-4 (amend) Amended General Order 00-4 Amended Local Rule 15.25
- 00-5 Closed Circuit TV approved for Room 217 signed by Sheriff Ramsey & Chief Judge Wegner
- 00-6 Post-arraignment Felony cases assigned to Courtroom 203
- 00-7 Amend General Order 99-12 (Aurora Cast Probation Violation and Gang specific violators returnable before original sentencing Judge
- 00-8 Mental Health Hearings-(Formerly General 97-18)
- 00-9 Circuit Clerk to cont minor Traffic/Conservation cases for insufficient funds
- 00-8 (amend) Revised General Order 00-8 Mental Health Hearings
- 00-10 Legal Holidays for year 2001 for counties of Kane, Kendall & DeKalb
- 00-11 Appointment of Stephen Sullivan, Associate Circuit Judge for 16<sup>th</sup> Judicial Circuit
- 00-12 Court Assignments effective September 1, 2000
- 00-13 Appointment of Leonard J Wojtecki, Associate Circuit Judge for 16<sup>th</sup> Judicial Circuit
- 00-14 Victim Impact Panel Dates-2001
- 00-15 Electronic Home Monitoring available for pre-trial release on Class III and IV Felonies
- 00-16 Appointment of Grant S. Wegner as Chief Judge effective 12/01/00

GENERAL ORDER 00-16

IN THE CIRCUIT COURT FOR THE 16<sup>th</sup> JUDICIAL CIRCUIT  
KANE COUNTY, ILLINOIS

IN THE MATTER OF THE APPOINTMENT )  
OF GRANT S. WEGNER, AS THE CHIEF )  
JUDGE OF THE 16<sup>th</sup> JUDICIAL CIRCUIT OF )  
THE STATE OF ILLINOIS. )

FILED \_\_\_\_\_  
ENTERED **42**  
2001 FEB -5 P 3:22  
DEBORAH SEYLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

The majority of the Circuit Judges in and for the Sixteenth Judicial Circuit of the State of Illinois, having voted to appoint Grant S. Wegner to be the Chief Judge of the Sixteenth Judicial Circuit of the State of Illinois, does hereby appoint Grant S. Wegner, Chief Judge of the Sixteenth Judicial Circuit, Illinois, effective December 1, 2000.

ENTER this 5th day of February 2001.

R. Peter Grometer

Gene J. Nottolini

Pamela K. Jensen

James T. Doyle

F. Keith Brown

James M. Wilson

N/A  
\_\_\_\_\_  
John W. Countryman

Michael J. Colwell

Patrick J. Dixon

Timothy Q. Sheldon

Donald C. Hudson

Philip L. DiMarzio

Donald J. Fabian

Thomas E. Hogan

Douglas Engel

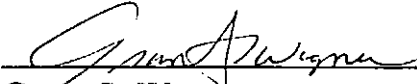
Grant S. Wegner

GENERAL ORDER 00-15

Pursuant to 730 ILCS 5/5-8A and General Orders 92-11, 95-33, 96-14, and 98-3, electronic home monitoring has been established and implemented. Thereafter, electronic home monitoring was eliminated as a pretrial release option based upon the concern relating to its availability for post-conviction. Considering the appearance of adequate support for pretrial monitoring, it is hereby ordered as follows:

Effective immediately, until further order of this court, electronic home monitoring will be available for pretrial release on Class III and IV felonies provided an act of violence is not alleged and provided that the offense is not an excluded offense as defined by 730 ILCS 5/5-8A. Only those judges assigned to the felony division will have authority to order electronic home monitoring for pretrial release.

ENTERED this 31 day of October, 2000.

  
Grant S. Wegner  
Chief Judge

FILED  
ENTERED 42  
2000 NOV - 2 A 11: 13  
CIRCUIT COURT CLERK  
KANE COUNTY, IL



OOMR 1

**GENERAL ORDER 00-14  
Victim Impact Panel Dates - 2001**

**Section 1:** Victim Impact Panels shall be held in the Multi Purpose Room at the Kane County Judicial Center commencing at 7:00 p.m. These panels will be conducted in English on the following dates in 2001:

January 8	May 7	September 10
February 5	June 4	October 15
March 5	July 9	November 5
April 2	August 6	December 3

**Section 2:** Victim Impact Panels shall be held in Spanish, in the Multi Purpose Room commencing at 7:00 p.m. on the following dates in 2001:

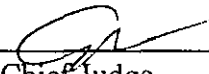
February 26	August 13
May 14	November 19

**Section 3:** Presenters appearing at the Victim Impact Panels shall be paid the sum of \$100.00 to cover the expenses such as gasoline, vehicle use, lost time, etc., for attendance at the panel.

**Section 4:** Until further order, persons attending the Victim Impact Panel shall pay \$10.00 for the cost of such program, including the expense amounts paid to be paid to presenters. However, individuals represented by the Public Defender shall pay \$4.00 to cover the cost of the program.

**Section 5:** The collection, deposit and disbursement of monies for the operation of the Victim Impact Panel shall be handled by Adult Court Services.

This Order is effective on the 23 day of October, 2000.

  
\_\_\_\_\_  
Chief Judge

CLERK OF COURT  
KANE COUNTY, IL

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ENTERED **42**  
2000 OCT 23 A 9:30

**81**

00MR 1

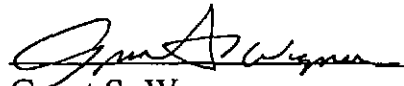
**GENERAL ORDER 00-13**

**In Re: The appointment of Leonard J. Wojtecki, Associate Judge for the Sixteenth Judicial Circuit.**

The Chief Judge of the Sixteenth Judicial Circuit having been advised by the Director of the Administrative Office of the Illinois Courts, that Leonard J. Wojtecki has received the majority of votes of the Circuit Judges for the Sixteenth Judicial Circuit to fill a vacancy in the office of Associate Judge.

IT IS HEREBY ORDERED that Leonard J. Wojtecki is appointed Associate Judge of the Sixteenth Judicial Circuit effective August 28, 2000.

ENTER this 8<sup>th</sup> day of August, 2000.

  
Grant S. Wegner  
Chief Judge

A true copy of the original of this document is on file in my office  
Attest: August 8, 2000  
Deborah Scyller  
Circuit Court Clerk, Kane County, Illinois  
By: [Signature]  
Deputy Clerk

FILED \_\_\_\_\_  
2000 AUG - 8 P 3:00  
57

**GENERAL ORDER 00-12**

**Section One:** Pursuant to Supreme Court Rule 21(b) the following Judges are hereby assigned to the court assignments indicated below effective September 1, 2000. This Order supercedes General Order 99-12.

**ADMINISTRATION  
Kane County Judicial Center**

Room 301 - Chambers

Grant S. Wegner, Chief Judge

**Felony Division  
Kane County Judicial Center  
Judge Philip DiMarzio - Presiding**

Courtroom 203

F. Keith Brown  
Criminal Trial Judge  
Including Felony, Misdemeanor,  
Mental Health Jury, Juvenile Jury

Courtroom 217

Franklin D. Brew  
Video Arraignment; Bond  
Reductions, Preliminary Hearings,  
Violations of Probation; Pretrials,  
Domestic Battery, Backup Jury Judge

Courtroom 305

Grant S. Wegner  
Criminal Trial Judge  
Including Felony, Misdemeanor,  
Mental Health Jury, Juvenile Jury  
Administrative Call - Thurs. 9:00 a.m.

Courtroom 311

James T. Doyle  
Criminal Trial Judge  
Including Felony, Misdemeanor,  
Mental Health Jury, Juvenile Jury

Courtroom 313

Donald C. Hudson  
Criminal Trial Judge  
Including Felony, Misdemeanor,  
Mental Health Jury, Juvenile Jury

Courtroom 319

Philip L. DiMarzio  
Criminal Trial Judge  
Including Felony, Misdemeanor,  
Mental Health Jury, Juvenile Jury

RECEIVED  
CLERK OF COURT  
KANE COUNTY

2000 SEP 14 P 1:31

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42

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**TRAFFIC & MISDEMEANOR DIVISION**  
**Kane County Judicial Center**  
**James L. Hallock - Presiding Judge**

Courtroom 209	Robert L. Janes Traffic and Misdemeanor
Courtroom 211	James C. Hallock DUI, Misdemeanor Jury, and Mental Health Jury
Aurora Branch Court	Stephen Sullivan Traffic and Misdemeanor
Elgin Branch Court Carpentersville Branch Court	Allen Anderson Traffic and Misdemeanor

**JUVENILE DIVISION**  
**Kane County Judicial Center**  
**and**  
**Kane County Juvenile Justice Center**  
**Judge Judith M. Brawka - Presiding Judge**

Juvenile Justice Center	Thomas E. Mueller Delinquency and Detention Backup Abuse and Neglect
Judicial Center - Courtroom 005	Judith M. Brawka Abuse and Neglect Backup Detention Hearing Kendall County - Wednesday of each week

**FAMILY COURT DIVISION**  
**Kane County Judicial Center**  
**Donald C. Fabian - Presiding Judge**

Courtroom 101	Wiley Edmondson As assigned by the Presiding Judge, including Domestic Violence
Courtroom 101 (Night Court)	Rotation as assigned by Presiding Judge

Courtroom 111

Karen Simpson, as assigned  
by Presiding Judge

Courtroom 113

Patricia Piper Golden, as assigned  
by Presiding Judge

Courtroom 123

Donald J. Fabian

### **CIVIL DIVISION**

#### **Kane County Courthouse Pamela K. Jensen - Presiding Judge**

Courtroom 110

R. Peter Grometer  
Acting Chief Judge  
Probate, Foreclosures, Mechanic  
Lien cases (CH, MR, ED, TX, and  
MC cases)

Courtroom 350

Patrick J. Dixon  
Probate, Foreclosures, Mechanic  
Lien cases (CH, MR, ED, TX, and  
MC cases)

Courtroom 120

Richard J. Larson  
Arbitration Supervision;  
SC/LM cases

Courtroom 310

Gene L. Nottolini  
L Jury Trials; L Bench Trials

Courtroom 320

Timothy Q. Sheldon  
L Jury; L Bench Trials

Courtroom 340

Pamela K. Jensen  
L Jury Trials; L Bench Trials

### **SPECIAL ASSIGNMENT JUDGES**

A. Special Assignment Judge  
Judge "A"

Leonard J. Wojtecki  
General Floating except  
Mental Health on Friday,  
Civil Division on Thursday,  
and DeKalb County on the first  
and third Wednesday morning of each  
month. Beginning January, 2001,  
Wojtecki will not be assigned to  
DeKalb County on the first and

third Wednesday morning of each month, but rather will be assigned to DeKalb County the third Wednesday of each month for the entire day. No back-up coverage will be available for the Civil Division or DeKalb County.

B. Special Assignment Judge "B"

James R. Edwards,  
General Floating

Floater coverage as available, will include the following:

Kane County - Courtroom 209, 211, 217, Aurora Branch Court, Elgin Branch Court, Carpentersville Branch Court, Small Claims - courtroom 120, Juvenile, and courtroom 101 within the Family Division.

DeKalb County - Judges' Donnelly and Klein's high volume call except for the months of June, July and August.

Kendall County - either Judge Wilson or Judge Hogan call; no coverage will be provided for the Wednesday call of Judge Brawka.

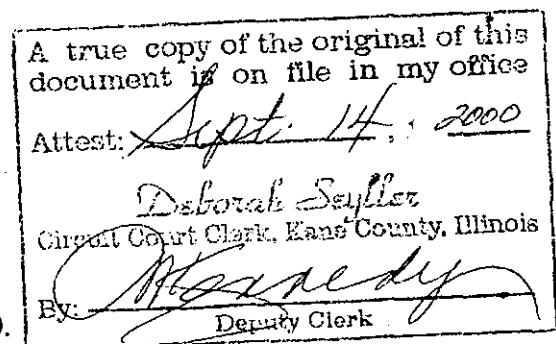
**DeKalb County:**

**Judge John Countryman, Presiding Judge**  
Douglas Engel  
James Donnelly  
Kurt P. Klein

**Kendall County:**

**Judge James Wilson, Presiding Judge**  
Judge Thomas E. Hogan  
Judge Judith Brawka - Wednesdays only

This Order becomes effective September 1, 2000.  
ENTERED this 14<sup>th</sup> day of September, 2000.



*[Signature]*  
Grant S. Wegner, Chief Judge


GENERAL ORDER 00-11

In Re: The appointment of , Stephen Sullivan, Associate Circuit Judge for the Sixteenth Judicial Circuit.

The Chief Judge of the Sixteenth Judicial Circuit having been advised by the Director of the Administrative Office of the Illinois Courts, that Stephen Sullivan has received the majority of votes of the Circuit Judges for the Sixteenth Judicial Circuit to fill a vacancy in the office of Associate Judge.

IT IS HEREBY ORDERED that Stephen Sullivan is appointed Associate Judge of the Sixteenth Judicial Circuit effective August 1, 2000.

ENTER this 10 day of July , 2000.

  
\_\_\_\_\_  
Grant S. Wegner  
Chief Judge

2000 JUL 11 10 3 16  
42  
43

GENERAL ORDER 00-10

IT IS HEREBY ORDERED THAT:

A. The Circuit Court for the Sixteenth Judicial Circuit of the State of Illinois, shall adjourn, and the Office of the Clerk of the Circuit Court of the counties of Kane, Kendall, and DeKalb shall be closed on the following legal holidays for the year 2001.

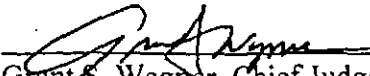
<u>Holiday</u>	<u>Observed On</u>
New Year's Day	Monday, January 1, 2001
Martin Luther King, Jr. Day	Monday, January 15, 2001
Lincoln's Birthday	Monday, February 12, 2001
Washington's Birthday (Observed)	Monday, February 19, 2001
Spring Holiday	Friday, April 13, 2001
Memorial Day (Observed)	Monday, May 28, 2001
Independence Day	Wednesday, July 4, 2001
Labor Day	Monday, September 3, 2001
Columbus Day (Observed)	Monday, October 8, 2001
Veterans' Day (Observed)	Monday, November 12, 2001
Thanksgiving Day	Thursday, November 22, 2001
Day Following Thanksgiving	Friday, November 23, 2001
Christmas Eve Day	Monday, December 24, 2001
Christmas Day	Tuesday, December 25, 2001

FILED  
 2000 JUL 10 10 3:16  
 HJ  
 LX

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

ENTERED this 10 day of July, 2000.

  
 \_\_\_\_\_  
 Grant S. Wegner, Chief Judge  
 Sixteenth Judicial Circuit



00MRI

**REVISED GENERAL ORDER 00-8 - MENTAL HEALTH HEARINGS**  
**(Formerly General Order 97-18 and)**  
**(Revised General Order 97-18)**

FILED  
ENTERED  
MAY - 3  
1997  
COURT CLERK  
JUDICIAL CIRCUIT  
CLERK

Based upon 405 ILCS 5/3-805 and the expressed availability of the Illinois Guardianship and Mental Health Advocacy Commission for representation of mental health respondents, it is hereby ordered that beginning April 28, 2000 General Order 97-18 shall be rescinded. It is further Ordered:

**Section 1.** With respect to hearings required to Ch. 405 ILCS Sec. 5/3-611 (emergency admissions upon certificate), Ch. 405 ILCS 5/3-901 (discharge of mentally ill) and Ch. 405 ILCS 5/4-307 (petition for review of admission of developmentally disabled) concerning the setting of hearing dates; it is ordered that a hearing be and is hereby set on each petition at 9:00 A.M. at the Elgin Mental Health Facility, Elgin, Il., in the Administrative Building on the next Friday following the date of filing of the requisite petition with the Circuit Clerk.

**Section 2.** With respect to hearings required pursuant to Ch. 405 ILCS 5/3-403 (objection to voluntary discharge) and Ch. ILCS 5/3-509 (review of minors admission) concerning the settling of hearing dates; it is ordered that a hearing be and is hereby set on each petition at 9:00 A.M. at the Elgin Mental Health Facility, Elgin, Il., in the Administration Building on the next Friday following the date of filing of the requisite petition with the Circuit Clerk provided, however, that nothing herein shall be construed as res judicata to foreclose the particular judge assigned to the Mental Health call that day from another interpretation of the words: "upon receipt of the petition" as they determine the time in which the hearing must be held.

**Section 3.** With respect to hearings required pursuant to Ch. 405 ILCS 5/3-706 (admission by court order), Ch. 405 ILCS 5/4-306 (objection to discharge of adult developmentally disabled), Ch. 405 ILCS 5/4-400-408 (emergency admission of mentally retarded), Ch. 405 ILCS 5/4-502 (c) and 405 ILCS 5/4-505 (admission of mentally retarded by court order), concerning the setting of hearing dates, it is ordered that a hearing be and is hereby set on each matter at 9:00 A.M. at the Elgin Mental Health Facility, Elgin, Il., in the Administrative Building on the next Friday following the date of filing with the Circuit Clerk of the requisite, certificate, petition, report or diagnostic report respectively; provided, however, that nothing herein shall be construed as res judicata to foreclose the particular judge assigned to the Mental Health call that day from another interpretation of the word "receipt" as it determines the time in which the hearing must be held.

**Section 4.** With respect to the above referenced statutory procedures, and concerning the legal representation of respondent at the specified hearing, it is ordered that the Illinois Guardianship and Mental Health Advocacy Commission shall be and hereby is appointed upon the filing of the requisite document specified in the respective statute, and once so appointed shall have access to the court files and record, and copies thereof may be furnished to said attorney without further order of court.

**Section 5.** With respect to all holidays which have been recognized pursuant to general order entered by the Chief Judge, it is ordered that all Mental Health calls which fall on said holidays are hereby continued to the following Monday.

ENTER this 3<sup>rd</sup> day of May, 2000.

  
Grant S. Wegner, Chief Judge


GENERAL ORDER 00-9

Based upon an increase in minor traffic and conservation offenders paying an insufficient amount prior to their original court date and the increased case flow resulting from these cases, it is hereby Ordered pursuant to Supreme Court 529 as follows:

The Kane County Circuit Clerk shall, upon receiving an insufficient payment amount on a minor traffic or conservation offense per Supreme Court Rule 529, continue the case for at least twenty-eight (28) days, but no more than forty-five (45) to the arresting agencies scheduled date, and notify the defendant of the new date and the amount due required to satisfy the case without requiring a court appearance. Under these circumstances, neither the defendant nor the court file need to appear in court on the original assigned date. If the balance due is paid five days prior to the next assigned day, the defendant need not appear. If the balance due is not paid five (5) days prior to the next assigned day, the defendant must appear.

This Order shall become in effect on May 1, 2000.

Entered this 26 day of Apr, 2000.

  
\_\_\_\_\_  
Grant S. Wegner, Chief Judge

DEBORAH S. CYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, PA

2000 APR 26 P 2:47

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ENTERED **42**

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00 MR 1

**GENERAL ORDER 00-8 - MENTAL HEALTH HEARINGS**  
(Formerly General Order 97-18)

Based upon 405 ILCS 5/3-805 and the expressed availability of the Illinois Guardianship and Mental Health Advocacy Commission for representation of mental health respondents, it is hereby Ordered that beginning April 28, 2000 General Order 97-18 shall be rescinded. It is further Ordered:

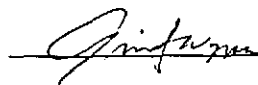
**Section 1.** With respect to hearings required to Ch. 405 ILCS Sec. 5/3-611 (emergency admissions upon certificate), Ch. 405 ILCS 5/3-901 (discharge of mentally ill) and Ch. 405 ILCS 5/4-307 (petition for review of admission of developmentally disabled) concerning the setting of hearing dates; it is ordered that a hearing be and is hereby set on each petition at 9:00 A.M. at the Elgin Mental Health Facility, Elgin, Il., in the Administrative Building on the next Friday following the date of filing of the requisite petition with the Circuit Clerk.

**Section 2.** With respect to hearings required pursuant to Ch. 405 ILCS 5/3-403 (objection to voluntary discharge) and Ch. ILCS 5/3-509 (review of minors admission) concerning the settling of hearing dates; it is ordered that a hearing be and is hereby set on each petition at 9:00 A.M. at the Elgin Mental Health Facility, Elgin, Il., in the Administration Building on the next Friday following the date of filing of the requisite petition with the Circuit Clerk provided, however, that nothing herein shall be construed as res judicata to foreclose the particular judge assigned to the Mental Health call that day from another interpretation of the words: "upon receipt of the petition: as they determine the time in which the hearing must be held.

**Section 3.** With respect to hearings required pursuant to Ch. 405 ILCS 5/3-706 (admission by court order), Ch. 405 ILCS 5/4-306 (objection to discharge of adult developmentally disabled), Ch. 405 ILCS 5/4-400-408 (emergency admission of mentally retarded), Ch. 405 ILCS 5/4-502(c) and 405 ILCS 5/4-505 (admission of mentally retarded by court order), concerning the setting of hearing dates, it is ordered that a hearing be and is hereby set on each matter at 9:00 A.M. at the Elgin Mental Health Facility, Elgin, Il., in the Administrative Building on the next Friday following the date of filing with the Circuit Clerk of the requisite, certificate, petition, report or diagnostic report respectively; provided, however, that nothing herein shall be construed as res judicata to foreclose the particular judge assigned to the Mental call that day from another interpretation of the word "receipt" as it determines the time in which the hearing must be held.

**Section 4.** With respect to the above referenced statutory procedures, and concerning the legal representation of respondent at the specified hearing, it is ordered that the Illinois Guardianship and Mental Health Advocacy Commission shall be and hereby is appointed upon the filing of the requisite document specified in the respective statute, and once so appointed shall have access to the court filed and record and copies thereof may be furnished to said attorney without further order of court.

Enter this 20 day of April, 2000.

 Chief Judge

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2000 APR 20 P 1:41  
DEBORAH SEYLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL


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00 MR 1

**GENERAL ORDER 00-07**

IT IS HEREBY ORDERED that in order to relieve the Violation of Probation caseload in Courtroom 217 of the Judicial Center and provide for an avenue of timely intervention, it is hereby Ordered that General Order 99-12 is amended to provide that all Aurora Cast Probation Violation and Gang Specific Violators are returnable before the original sentencing judge.

DATED this 11 day of April, 2000.

  
Grant S. Wegner  
Chief Judge

DEBORAH SETTLER  
CIRCUIT CLERK  
APR 12 9 39 AM '00  
81  
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ENTR... 42


**GENERAL ORDER 00-06**

**IT IS HEREBY ORDERED** that pursuant to established practice, the following post-arraignment felony cases shall be assigned to courtroom 203.

**Section 1:** Cases in which the highest class felony charged is a Class III or Class IV other than an alleged violation of the Controlled Substance Act or the Cannabis Control Act.

**Section 2:** If a defendant has more than one case pending the highest class felony case governs the assignment. However, if the State elects to prosecute first the Class III or IV felony, all cases shall be transferred to courtroom 203. Upon completion of that prosecution, the remaining cases shall be transferred back to the original felony trial court.

DATED this 16 day of April, 2000.

  
Grant S. Wegner  
Chief Judge

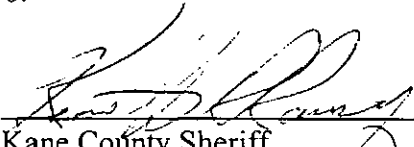
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CLERK OF COURT  
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00 MR K 1

General Order 00-5

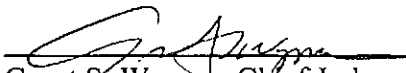
Pursuant to 725 Illinois Compiled Statutes 5/106D-1(c) and the authority vested in the undersigned as Sheriff of Kane County, the Kane County Jail, Kane County Judicial Center, and the Kane County Juvenile Detention Facility are available for the appearance of criminal defendants by closed circuit television.

Dated this 3 day of April, 2000.

  
Kane County Sheriff

Premised upon the foregoing certification by the Sheriff of Kane County, Courtroom 217 at the Kane County Judicial Center shall be a designated courtroom where defendants may appear via closed circuit television at the discretion of the presiding judge in that courtroom.

Dated this 3 day of April, 2000.

  
Grant S. Wegner, Chief Judge

DEBORAH SEYLER  
CIRCUIT CLERK  
KANE COUNTY, ILL.  
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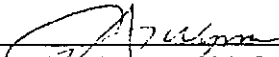
00MR-1

**AMENDED GENERAL ORDER 00-4**

Amended General Order 00-4 supersedes General Order 00-4. In General Order 00-4, the reference to amending Local Rule 15.24 was premised upon General Order 98-1 which incorrectly identified Local Rule 15.24 when it should have been Local Rule 15.25. Therefore, the attached is adopted by a majority vote of the Circuit Judges of the Sixteenth Judicial Circuit as Amended Local Rule 15.25 in and for Kane County.

It is further Ordered that these rules may be adopted by DeKalb and Kendall Counties upon written order of the Presiding Judge of that County.

Enter this 17 day of February, 2000.

  
\_\_\_\_\_  
Grant S. Wegner, Chief Judge

DEBORAH SEYLLER  
CIRCUIT CLERK  
KANE COUNTY  
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**AMENDED LOCAL RULE 15.25**

**STANDARDS FOR THE APPOINTMENT OF ATTORNEYS FOR CHILDREN, GUARDIANS AD LITEM, AND CHILD REPRESENTATIVES IN CUSTODY, VISITATION OR REMOVAL PROCEEDINGS.**

- (a) To be eligible for appointment as attorney, guardian ad litem, or child's representative for a child in a custody, visitation or removal proceeding in Family Court, a person must be a licensed attorney for a minimum of three (3) years (or associated with a firm which has a qualified attorney), experienced in the practice of family law, must maintain professional liability insurance coverage and must be trained in the representation of children. The training shall be approved by the Presiding Judge of the Family Division and confirmed by the Chief Judge. The Family Law Committee of the Kane County Bar Association shall make training recommendations to the Presiding Judge as needed.
- (b) An attorney who requests to be considered for appointment as attorney, guardian ad litem, or child's representative for a child in a custody, visitation or removal proceeding in Family Court shall make application to the Presiding Judge of the Family Division. An attorney's acceptance of a renewal appointment shall be made on or before May 30 of each year. The Presiding Judge shall send a notice to renew on or before April 1 of each year.
- (c) A guardian ad litem shall not serve as the attorney for the child in the same case. The child's representative shall not serve as the attorney for the child or the guardian ad litem in the same case.
- (d) In appointing an attorney, guardian ad litem or child's representative for a child, the Court shall consider the experience of the attorney, the complexity and factual circumstances of the case, the recommendations or agreements of the parties, and the geographic location of the child's residence, the parties' residences, and the offices of the attorney for the child, the guardian ad litem or child's representative.
- (e) An attorney for a child, guardian ad litem or child's representative shall not be appointed as a mediator in the same case.
- (f) Whenever the Court appoints a child's representative or

a guardian ad litem, the appointment order shall specify the tasks expected of said child's representative or guardian ad litem. Designated counsel shall forward a copy of the appointment order to the attorney for the child, the guardian ad litem and/or the child's representative within 5 days of the entry thereof.

- (g) The attorney for the child, guardian ad litem or child's representative shall, upon retention, file an appearance, be notified of all court appearances and conferences with the judge, and appear unless excused by the Court. There will be no fee for the filing of an appearance as a court-appointed attorney for the child, guardian ad litem or child's representative. Unless previously discharged, the Court shall discharge the attorney for the child, the guardian ad litem or the child's representative at the conclusion of the performance of his or her duties as ordered pursuant to Paragraph f above. Unless previously discharged, the final order disposing of the issues resulting in the appointment shall act as a discharge of the court-appointed attorney for the child, guardian ad litem or child's representative.
- (h) In the appointment order, the Court shall order the parties to pay retainer amounts to the attorney for the child, guardian ad litem or the child's representative by a date certain. The attorney for the child, guardian ad litem or the child's representative shall submit statements to litigants for services rendered on a minimum bi-monthly basis. Unless otherwise determined by the Court, upon good cause shown, both parties shall be jointly and severally liable for the fees and costs of the attorney for the child, guardian ad litem or the child's representative.
- (i) The parties' attorneys shall not interview the child(ren) without the consent of the attorney for the child, guardian ad litem or child's representative. Either the attorney for the child or the guardian ad litem or child's representative, or any of them, shall have the right to be present during such interview.
- (j) The attorney for the child, guardian ad litem or child's representative should take measures to protect the child from harm that may result because of the litigation by striving to expedite the proceedings and encouraging settlement in order to reduce the emotional trauma that can be caused by litigation.

(k) All attorney for the child, guardian ad litem and child's representative appointments shall be made pursuant to a standardized appointment order.

(l) Standards relating to attorneys for children.

The attorney for the child shall at all times act as the advocate for the child.

(m) Standards relating to guardians ad litem.

(a) During the pretrial stage of a case, the guardian ad litem should use appropriate procedures to elicit facts which the Court should consider in deciding the case. The guardian ad litem shall obtain leave of Court to initiate depositions and, except in circumstances of a serious or emergency nature, enforcement and/or fees, to file pleadings.

(b) At a trial or hearing, the guardian ad litem shall make the Court aware of all facts which the Court should consider.

(c) At the discretion of the Court, the guardian ad litem shall submit a written or oral report(s) with or without recommendations by a date certain designated by the Court.

(d) The guardian ad litem may be duly sworn as a witness and be subject to examination by all parties.

(e) At the discretion of the Court, the guardian ad litem may be allowed to call and examine witnesses at trial.

(n) Standards relating to Child's Representative.

The child's representative shall at all times act in accordance with 750 ILCS 5/506 et seq.

Approved by Family Law Committee of the Kane County Bar Association on October 21, 1999.

Approved by the Kane County Bar Association Board of Managers on October 21, 1999.

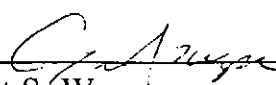
Approved by majority vote of the Circuit Judges on January 6, 2000.

**GENERAL ORDER 00-4**

**IT IS HEREBY ORDERED** that by a majority vote of the Circuit Judges of the Sixteenth Judicial Circuit, the attached Amended Local Rule 15.24 is adopted in and for Kane County.

**IT IS FURTHER ORDERED** that these rules may be adopted by DeKalb and Kendall Counties upon the written order of the Presiding Judge of that County.

ENTER this 1 day of February, 2000.

  
\_\_\_\_\_  
Grant S. Wegner  
Chief Judge

DEBORAH SEYLER  
CIRCUIT CLERK  
KANE COUNTY, ILL.  
FEB 7 9 49 AM '00  
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**AMENDED LOCAL RULE 15.24**

**STANDARDS FOR THE APPOINTMENT OF ATTORNEYS FOR CHILDREN, GUARDIANS AD LITEM, AND CHILD REPRESENTATIVES IN CUSTODY, VISITATION OR REMOVAL PROCEEDINGS.**

- (a) To be eligible for appointment as attorney, guardian ad litem, or child's representative for a child in a custody, visitation or removal proceeding in Family Court, a person must be a licensed attorney for a minimum of three (3) years (or associated with a firm which has a qualified attorney), experienced in the practice of family law, must maintain professional liability insurance coverage and must be trained in the representation of children. The training shall be approved by the Presiding Judge of the Family Division and confirmed by the Chief Judge. The Family Law Committee of the Kane County Bar Association shall make training recommendations to the Presiding Judge as needed.
- (b) An attorney who requests to be considered for appointment as attorney, guardian ad litem, or child's representative for a child in a custody, visitation or removal proceeding in Family Court shall make application to the Presiding Judge of the Family Division. An attorney's acceptance of a renewal appointment shall be made on or before May 30 of each year. The Presiding Judge shall send a notice to renew on or before April 1 of each year.
- (c) A guardian ad litem shall not serve as the attorney for the child in the same case. The child's representative shall not serve as the attorney for the child or the guardian ad litem in the same case.
- (d) In appointing an attorney, guardian ad litem or child's representative for a child, the Court shall consider the experience of the attorney, the complexity and factual circumstances of the case, the recommendations or agreements of the parties, and the geographic location of the child's residence, the parties' residences, and the offices of the attorney for the child, the guardian ad litem or child's representative.
- (e) An attorney for a child, guardian ad litem or child's representative shall not be appointed as a mediator in the same case.
- (f) Whenever the Court appoints a child's representative or

a guardian ad litem, the appointment order shall specify the tasks expected of said child's representative or guardian ad litem. Designated counsel shall forward a copy of the appointment order to the attorney for the child, the guardian ad litem and/or the child's representative within 5 days of the entry thereof.

- (g) The attorney for the child, guardian ad litem or child's representative shall, upon retention, file an appearance, be notified of all court appearances and conferences with the judge, and appear unless excused by the Court. There will be no fee for the filing of an appearance as a court-appointed attorney for the child, guardian ad litem or child's representative. Unless previously discharged, the Court shall discharge the attorney for the child, the guardian ad litem or the child's representative at the conclusion of the performance of his or her duties as ordered pursuant to Paragraph f above. Unless previously discharged, the final order disposing of the issues resulting in the appointment shall act as a discharge of the court-appointed attorney for the child, guardian ad litem or child's representative.
- (h) In the appointment order, the Court shall order the parties to pay retainer amounts to the attorney for the child, guardian ad litem or the child's representative by a date certain. The attorney for the child, guardian ad litem or the child's representative shall submit statements to litigants for services rendered on a minimum bi-monthly basis. Unless otherwise determined by the Court, upon good cause shown, both parties shall be jointly and severally liable for the fees and costs of the attorney for the child, guardian ad litem or the child's representative.
- (i) The parties' attorneys shall not interview the child(ren) without the consent of the attorney for the child, guardian ad litem or child's representative. Either the attorney for the child or the guardian ad litem or child's representative, or any of them, shall have the right to be present during such interview.
- (j) The attorney for the child, guardian ad litem or child's representative should take measures to protect the child from harm that may result because of the litigation by striving to expedite the proceedings and encouraging settlement in order to reduce the emotional trauma that can be caused by litigation.

(k) All attorney for the child, guardian ad litem and child's representative appointments shall be made pursuant to a standardized appointment order.

(l) Standards relating to attorneys for children.

The attorney for the child shall at all times act as the advocate for the child.

(m) Standards relating to guardians ad litem.

(a) During the pretrial stage of a case, the guardian ad litem should use appropriate procedures to elicit facts which the Court should consider in deciding the case. The guardian ad litem shall obtain leave of Court to initiate depositions and, except in circumstances of a serious or emergency nature, enforcement and/or fees, to file pleadings.

(b) At a trial or hearing, the guardian ad litem shall make the Court aware of all facts which the Court should consider.

(c) At the discretion of the Court, the guardian ad litem shall submit a written or oral report(s) with or without recommendations by a date certain designated by the Court.

(d) The guardian ad litem may be duly sworn as a witness and be subject to examination by all parties.

(e) At the discretion of the Court, the guardian ad litem may be allowed to call and examine witnesses at trial.

(n) Standards relating to Child's Representative.

The child's representative shall at all times act in accordance with 750 ILCS 5/506 et seq.

Approved by Family Law Committee of the Kane County Bar Association on October 21, 1999.

Approved by the Kane County Bar Association Board of Managers on October 21, 1999.

Approved by majority vote of the Circuit Judges on January 6, 2000.

**GENERAL ORDER 00-3**


Volunteer Civil Mediation for Forcible Entry and Detainer and Small Claim cases demanding no more than \$2,500.

In an effort to provide the citizens of the 16<sup>th</sup> Judicial Circuit, Kane County, with an expeditious and expense saving alternative to the traditional litigation in the resolution of Forcible Entry and Small Claims cases demanding no more than \$2,500, a volunteer civil mediation pilot program shall be established in conjunction with Aurora University. This program shall continue until December 31, 2000 at which time it shall be evaluated prior to further implementation.

Mediation under this Order will involve the confidential process by which a neutral mediator assists the litigants in reaching a mutually acceptable agreement. Mediation will require the consent of the parties and approval of the Court. It is further contemplated that the mediator will be available at the Courthouse to mediate on the first date that both parties are in court. In addition, it is not expected that this process will delay the proceedings of the Court.

The parties and their representatives are required to mediate in good faith but are not compelled to reach an agreement.

Entered this 20 day of January, 2000.

  
\_\_\_\_\_  
Grant S. Wegner  
Chief Judge

DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
FEB 2 9 48 AM '00  
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Pursuant to General Order 00-3, the parties may continue to engage in a pilot mediation program established between the Court and Aurora University which will be at no cost to the parties, the Court, nor the County, based upon the following;

Mediation under this program involves a confidential process whereby a neutral mediator, supplied by Aurora University through its Mediation Externship Program and approved by the Court of Kane County, assists the litigants in reaching mutually acceptable agreements. It is an informal and non-adversarial process. The role of the mediator includes, but is not limited to, assisting the parties in identifying issues, fostering joint problem-solving, exploring settlement alternatives, and reaching agreements. The services of mediation shall be offered at no charge to the litigants, the county or the Court. The parties and their representatives are required to mediate in good faith.

### **I. SUBJECT MATTERS AND COMMENCEMENT OF MEDIATION**

Causes of action available for mediation shall be Forcible Entry and Detainer and Small Claims demanding no more than \$2,500.

Commencement of mediation shall be at the suggestion and through referral of the Court and consent of the parties. The party's consent must be in written form. The written consent should include a waiver of liability and a statement that the parties understand that the mediator will not give legal advice. Mediation shall occur the first date that both parties are present in court unless the Court directs otherwise. The site of the mediation shall be at the Courthouse in a location directed by the Court.

Mediation shall not occur or may be suspended if the Court or mediator at any point in time deems the case inappropriate for mediation.

The mediator will not give legal advice regardless of whether he/she is a licensed attorney.

### **II. QUALIFICATION OF A MEDIATOR**

Aurora University shall provide mediators through their Mediation Externship Program. At minimum, the mediators shall meet the following requirements:

- Shall have satisfactorily completed a 40 or more hour mediation training program approved by the Court and Aurora University.
- If engaged in a licensed discipline, the mediator shall be in good standing and licensed within his/her discipline.
- Shall be present in the courtroom or other assigned place during the court call

designated as the call in which cases may be assigned for mediation, and available to mediate at the assigned times;

- Shall serve at the discretion of the Court and Aurora University;

- Shall be governed by any applicable Court and University rules, requirements, procedures or policies.

### **III. REFERRAL, ASSIGNMENT, AND PROCESS FOR CASE**

1. Upon the court referring a case to mediation, an approved mediator shall immediately commence mediation between the parties.

2. Mediation under the program shall be without cost to the litigants, county, or the court.

3. The parties shall be expected to participate in good faith, willing and desirous of reaching a resolution of their issues. If either party is represented by counsel, they shall have the ability to confer with counsel.

4. The mediator shall have the right to determine who shall be present in the mediation besides the parties and their counsel.

5. This mediation program is designed to give the parties one opportunity to resolve their issues with the help of a mediator. It is not designed to extend to more than one session, unless agreed to by the parties and approved by the court.

6. At the close of mediation, the parties with the assistance of the mediator shall draft any terms for settlement agreed to by the parties. These terms shall be submitted to the Court. Upon approval by the Court, the Court shall enter an appropriate order. If no agreement is reached, the Court shall calendar the matter accordingly.

7. Mediation may be suspended or terminated at the option of the court or the mediator, or at the request of either party. If mediation is suspended or terminated by the mediator or a party or parties, the mediator shall immediately notify the Court of such suspension or termination. The parties shall always have the ability to pursue any legal option available to them under law.

### **IV. CONFIDENTIALITY**

All information disclosed during the mediation shall remain confidential. The mediator and the parties shall be barred from testifying as to any statement made during the mediation process, unless the Court determines the statements admissible. Neither mediation records nor work product of the mediator shall be subpoenaed in any proceeding except by leave of the Court, for good cause shown.

## V. CONFLICT OF INTEREST

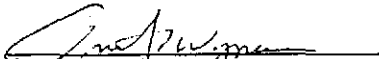
If the mediator has or had any possible conflict of interest, including some type of personal, professional, or economic relationship with either party, he or she shall immediately disclose the potential or actual conflict to the court, and may decline the appointment to the case, or may be removed for the reason of the potential or actual conflict, if the court so chooses.

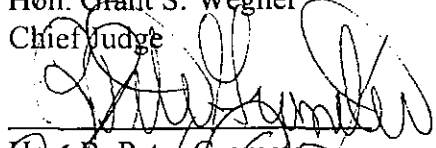
## VI. STATISTICS

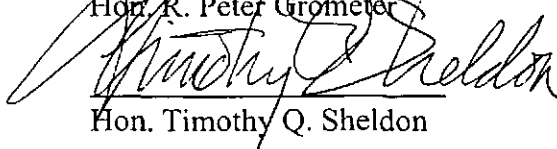
The mediator shall maintain a record of those cases settled by mediation and those not.

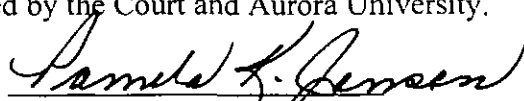
## VII. TERM

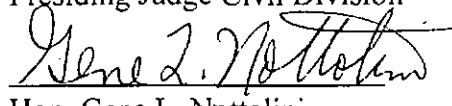
This pilot program shall continue through December 31, 2000. At which time the continuation of the program, will be reviewed by the Court and Aurora University.

  
Hon. Grant S. Wegner  
Chief Judge

  
Hon. R. Peter Grometer

  
Hon. Timothy Q. Sheldon

  
Hon. Pamela K. Jensen,  
Presiding Judge Civil Division

  
Hon. Gene L. Nattolini

  
Hon. Patrick J. Dixon

GENERAL ORDER 00-2

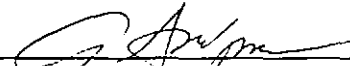
00 MR 01

Pursuant to the provisions of Ch. 725 of the Illinois Compiled Statutes Sections 5/108 A-1 and 5/108 B-1, Judges Allen M. Anderson, Karen Simpson, Judith M. Brawka, Franklin D. Brews, James R. Edwards, Patricia Piper Golden, James Hallock, Robert L. Janes, Thomas E. Mueller, Roger Eichmeier and Richard J. Larson are hereby assigned the power and authority to issue orders authorizing interceptions of private oral communications.

The authority granted to the above judges pursuant to this Order shall remain in full force and effect until further order.

This General Order supersedes General Order 99-5.

Enter this 10 day of January, 2000.

  
Grant S. Wegner  
Chief Judge

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JAN 11 10 47 AM '00  
69  
DEBORAH SEITLER  
SUPPORT CLERK  
TELEPHONE

GENERAL ORDER 00-1

Those persons hereinafter named are appointed and are authorized to appear in court, as conflict counsel, on behalf of those defendants to whom they are from time to time assigned by order of the court.

Shari Clancy Bertane

Donald J. Tegler Jr.

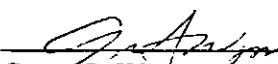
John L. Petersen

Carole Grahn-Hayes

This Order shall be effective February 1, 2000 to December 31, 2000.

Entered this 10 day of January, 2000.

DEBORAH SUTLICK  
CIRCUIT CLERK  
JAN 10 1 02 PM '00  
FILED  
42

  
Grant S. Wegner  
Chief Judge

## 1999 GENERAL ORDERS

- 99-1 Appointment of James R. Edwards as Judge
- 99-2 Filing of cases by Circuit Clerk-New Case Information Sheet
- 99-3 Juvenile Transcripts
- 99-4 Year 2000 Legal Holidays
- 99-5 Assignment power and authority to issue orders authorizing interceptions of private oral communications
- 99-6 Court appointed designated Backup Counsel
- 99-7 Volunteer Civil Mediation for Forcible Entry & Detainer and SC cases demanding no more than \$2500.00
- 99-8 Adoption of Local Rule 2.17 (revised) Pre-printed forms
- 99-9 Domestic Violence Call scheduling change
- 99-10 Victim Impact Panel dates-1999 (revised order 98-14)
- 99-11 Copy Victim Impact Panel dates-2000
- 99-12 Judge Assignments Effective January 1<sup>st</sup>, 2000
- 99-13 Appointment of Judge Allen M. Anderson


GENERAL ORDER 99-13

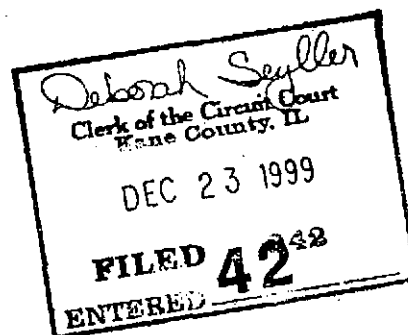
In Re: The appointment of Allen M. Anderson, Associate Circuit Judge for the Sixteenth Judicial Circuit.


The Chief Judge of the Sixteenth Judicial Circuit having been advised by the Director of the Administrative Office of the Illinois Courts, that Allen M. Anderson has received the majority of votes of the Circuit Judges for the Sixteenth Judicial Circuit to fill a vacancy in the office of Associate Judge.

IT IS HEREBY ORDERED that Allen M. Anderson is appointed Associate Judge of the Sixteenth Judicial Circuit effective January 6, 2000.

ENTER this 21<sup>st</sup> day of December, 1999.

  
Grant S. Wegner  
Chief Judge



A true copy of the original of this document is on file in my office  
Attest: Dec 21, 1999  
Deborah Seyller  
Circuit Court Clerk, Kane County, Illinois  
By:   
Deputy Clerk

99MR 1

**GENERAL ORDER 99-12**

**Section One:** Pursuant to Supreme Court Rule 21(b) the following Judges are hereby assigned to the court assignments indicated below effective January 1, 2000:

FILED  
NOV 27  
9 55 AM '99  
DEBORAH S. BULLER  
CLERK

**ADMINISTRATION  
Kane County Judicial Center**

Room 301 - Chambers Grant S. Wegner, Chief Judge

**Felony Division  
Kane County Judicial Center  
Judge Philip DiMarzio - Presiding**

Courtroom 203 F. Keith Brown  
Criminal Trial Judge  
Including Felony, Misdemeanor,  
Mental Health Jury, Juvenile Jury

Courtroom 217 Franklin D. Brewe  
Video Arraignment; Bond  
Reductions, Preliminary Hearings,  
Violations of Probation; Pretrials,  
Domestic Battery, Backup Jury Judge

Courtroom 305 Grant S. Wegner  
Criminal Trial Judge  
Including Felony, Misdemeanor,  
Mental Health Jury, Juvenile Jury  
Administrative Call - Thurs. 9:00 a.m.

Courtroom 311 James T. Doyle  
Criminal Trial Judge  
Including Felony, Misdemeanor,  
Mental Health Jury, Juvenile Jury

Courtroom 313 Donald C. Hudson  
Criminal Trial Judge  
Including Felony, Misdemeanor,  
Mental Health Jury, Juvenile Jury

Courtroom 319 Philip L. DiMarzio  
Criminal Trial Judge  
Including Felony, Misdemeanor,  
Mental Health Jury, Juvenile Jury



**TRAFFIC & MISDEMEANOR DIVISION**  
**Kane County Judicial Center**  
**James L. Hallock - Presiding Judge**

Courtroom 209

Robert L. Janes  
Traffic and Misdemeanor  
*Judge Janes will remain in Elgin until the  
new Associate Judge appointed;  
209 will be covered by Special  
Assignment Judge until new Associate  
is appointed.*

Courtroom 211

James C. Hallock  
DUI and Misdemeanor Jury  
Mental Health Jury

Aurora Branch Court

New Associate  
Traffic and Misdemeanor  
*Judge Simpson will remain in Aurora until  
the new Associate is appointed.*

Elgin Branch Court  
Carpentersville Branch Court

Karen Simpson  
Traffic and Misdemeanor

**JUVENILE DIVISION**  
**Kane County Judicial Center**  
**and**  
**Kane County Juvenile Justice Center**  
**Judge Barry E. Puklin - Presiding Judge**

Juvenile Justice Center

Barry E. Puklin  
Delinquency and Detention  
Backup Abuse and Neglect

Judicial Center - Courtroom 005

Judith M. Brawka  
Abuse and Neglect  
Backup Detention Hearing  
Kendall County - Wednesday of  
each week

**FAMILY COURT DIVISION**  
**Kane County Judicial Center**  
**Donald C. Fabian - Presiding Judge**

Courtroom 101	Wiley Edmondson As assigned by the Presiding Judge, including Domestic Violence
Courtroom 101 (Night Court)	Rotation as assigned by Presiding Judge
Courtroom 111	Thomas E. Mueller, as assigned by Presiding Judge
Courtroom 113	Patricia Piper Golden, as assigned by Presiding Judge
Courtroom 123	Donald J. Fabian

**CIVIL DIVISION**

**Kane County Courthouse Pamela K. Jensen - Presiding Judge**

Courtroom 110	R. Peter Grometer Acting Chief Judge Probate, Foreclosures, Mechanic Lien cases (CH, MR, ED, TX, and MC cases)
Courtroom 350	Patrick J. Dixon Probate, Foreclosures, Mechanic Lien cases (CH, MR, ED, TX, and MC cases)
Courtroom 120	Richard J. Larson Arbitration Supervision; SC/LM cases
Courtroom 310	Gene L. Nottolini L Jury Trials; L Bench Trials
Courtroom 320	Timothy Q. Sheldon L Jury; L Bench Trials
Courtroom 340	Pamela K. Jensen L Jury Trials; L Bench Trials

## SPECIAL ASSIGNMENT JUDGES

- A. Special Assignment Judge  
Judge "A" Roger Eichmeier  
General Floating except  
Mental Health - Friday  
Civil Division on Thursday
- B. Special Assignment Judge "B" James R. Edwards,  
General Floating

Floater coverage as available, will include the following:

Kane County - Courtroom 209, 211, 217, Aurora Branch Court,  
Elgin Branch Court, Carpentersville Branch Court,  
Small Claims - courtroom 120, Juvenile, and a  
high volume call within the Family Division.

DeKalb County - Judge Donnelly's high volume call, except for the  
months of June, July and August.

Kendall County - either Judge Wilson or Judge Hogan call; no coverage  
will be provided for the Wednesday call of Judge Brawka.

### DeKalb County:

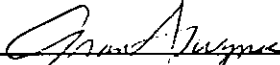
**Judge John Countryman, Presiding Judge**  
Douglas Engel  
James Donnelly  
Kurt P. Klein

### Kendall County:

**Judge James Wilson, Presiding Judge**  
Judge Thomas E. Hogan  
Judge Judith Brawka - Wednesdays only

This Order becomes effective January 1, 2000.

ENTERED this 19 day of November, 1999.

  
\_\_\_\_\_  
Grant S. Wegner, Chief Judge

RECEIVED  
 11/15/99  
 10:51 AM  
 CLERK OF COURT  
 KANE COUNTY  
 JUDICIAL CENTER  
 100 N. 1ST ST.  
 SPRINGFIELD, IL 62760

**GENERAL ORDER 09-11**  
**Victim Impact Panel Dates-2000**

**Section 1:** Victim Impact Panels shall be held in the Multi Purpose Room at the Kane County Judicial Center commencing at 7:00p.m. These panels will be conducted in English on the following dates in 2000:

January 10	May 1	September 11
February 7	June 5	October 2
March 6	July 10	November 13
April 3	August 7	December 4

**Section 2:** Victim Impact Panels shall be held in Spanish, in the Multi Purpose Room commencing at 7:00p.m. on the following dates in 2000:

February 14	August 14
May 8	November 20

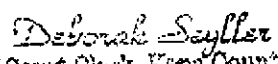
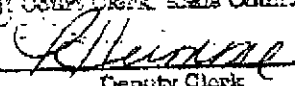
**Section 3:** Presenters appearing at the Victim Impact Panels shall be paid the sum of \$100.00 to cover the expenses such as gasoline, vehicle use, lost time, etc., for attendance at the panel.

**Section 4:** Until further order, persons attending the Victim Impact Panel shall pay \$10.00 for the cost of such program, including the expense amounts to paid to presenters. However, individuals represented by the Public Defender shall pay \$4.00 to cover the cost of the program.

**Section 5:** The collection, deposit and disbursement of monies for the operation of the Victim Impact Panel shall be handled by Adult Court Services.

This order is effective on the 12 Day of November, 1999

  
 Chief Judge

A true copy of the original of this document is on file in my office  
 Witness: Nov 15, 1999  
  
 Deborah Seyller  
 Circuit Court Clerk, Kane County, Illinois  
 By:   
 Deputy Clerk

99MR1

**GENERAL ORDER 99-10**  
**Victim Impact Panel Dates - 1999**  
**Revised Order 98-14**

**Section 1:** Victim Impact Panels shall be held in the Multi Purpose Room at the Kane County Judicial Center commencing at 7:00 p.m. These panels will be conducted in English on the following dates in 1999:

January 4	May 3	September 13
February 1	June 7	October 4
March 1	July 12	November 1
April 12	August 2	December 6

**Section 2:** Victim Impact Panels shall be held in Spanish, in the Multi Purpose Room commencing at 7:00 p.m. on the following dates in 1999:


February 8	August 9
May 10	November 8

**Section 3:** Presenters appearing at the Victim Impact Panels shall be paid the sum of \$100.00 to cover the expenses such as gasoline, vehicle use, lost time, etc., for attendance at the panel.

**Section 4:** Until further order, persons attending the Victim Impact Panel shall pay \$10.00 for the cost of such program, including the expense amounts paid to presenters. However, individuals represented by the Public Defender shall pay \$4.00 to cover the cost of the program.

**Section 5:** The collection, deposit and disbursement of monies for the operation of the Victim Impact Panel shall be handled by Adult Court Services.

This Order is effective on the 1 day of November, 1998.

  
Chief Judge

DEBORAH SHYLLER  
CIRCUIT CLERK  
KANE COUNTY, IL

Nov 1 10 36 AM '98

FILED 47

ENTERED 42

**GENERAL ORDER 99 - 9**

To alleviate the over crowding in the Domestic Violence Call on Thursdays in Courtroom 101, the following scheduling change will become effective Tuesday, September 28, 1999:

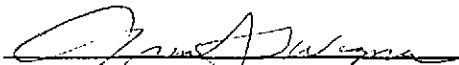
All first appearances of misdemeanor domestic battery, misdemeanor violation of order of protection, and companion cases will be set for 8:30 a.m. on Tuesday in Courtroom 217. First appearances should be set on the first Tuesday following arrest unless it is a non-court holiday.

Bond call orders should be written for video appearance by the defendant. Defendants should be advised that if they post bond they should appear at 8:30 a.m. on the immediately following Tuesday in Courtroom 217.

Subsequent to the first appearance in Courtroom 217, all cases will be scheduled for 10:30 a.m. on Thursdays in Courtroom 101.

This Order will not affect felony domestic violence cases which will continue to be scheduled for Courtroom 217 at 9:00 a.m. on Tuesdays.

Dated this 21<sup>st</sup> day of September, 1999.

  
Grant S. Wegner, Chief Judge

SEP 21 9 50 AM '99  
81

**16th Judicial Circuit  
County of Kane**

Kane County Judicial Center  
Suite 400-A  
1777 Route 38  
St. Charles, IL 60175-7536  
Telephone (630) 232-3440

*Gen Order  
Re. 99-9*



OFFICE OF THE CHIEF JUDGE  
AND COURT ADMINISTRATOR

To: All Law Enforcement Agencies

✓ Deb Scyller  
Drew Sosnowski  
David Kliment

From: Chief Judge Grant S. Wegner *GS*

Re: General Order 99-9

Date: September 29, 1999

To successfully implement General Order 99-9 relating to misdemeanor domestic battery and misdemeanor violation of orders of protection, it will be necessary for the complaints to be in the Circuit Clerk's Office early Monday morning. It is my understanding that arrangements can be made to drop them off as early as 7:00 a.m. This will provide the clerks with enough time to assemble the court files and inform the states attorney prior to the court call at 8:30 a.m. on Tuesday.

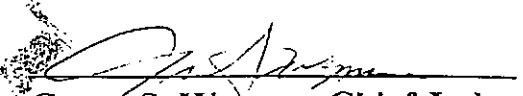
GSW/kc  
Enc.

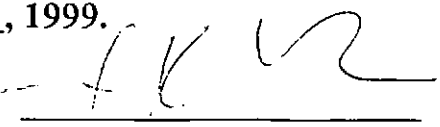
GENERAL ORDER 99-8

IT IS HEREBY ORDERED by the undersigned Circuit Judges of Kane County, Sixteenth Judicial Circuit, that the Local Rules previously adopted are amended by the adoption of Rule 2.17 (Revised) as set forth below.

This rule may also be adopted by DeKalb and Kendall Counties upon the written order of the Presiding Judge of that County.

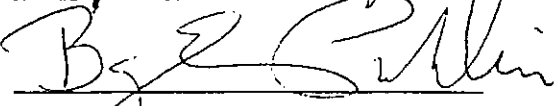
ENTER this 21st day of September, 1999.


  
Grant S. Wegner, Chief Judge

  
F. Keith Brown

  
Philip L. DiMarzio

  
James T. Doyle

  
Barry E. Puklin

  
Donald J. Fabian

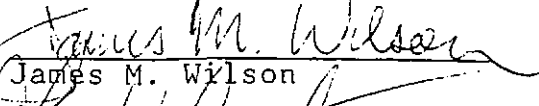
  
Patrick J. Dixon


  
R. Peter Grometer

  
Pamela K. Jensen

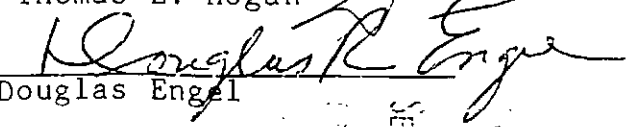
  
Gene L. Nottolini

  
Timothy Q. Sheldon

  
James M. Wilson

  
Thomas E. Hogan

  
John W. Countryman

  
Douglas Engel

SEP 21 1 20 PM '99  
81



**The Circuit Judges of the Sixteenth Judicial Circuit  
Hereby Adopt Rule 2.17**

**RULE 2.17 Clerk to prepare pre-printed forms**

Strike section a, b & c of Rule 2.17 and add the following:

- (a) For clarity of documents and expediency in processing, standardization of documents is necessary.
- (b) The document shall consist of one or more individual sheets measuring 8.5 inches by 11 inches, not permanently bound and not a continuous form. All exhibits attached to motions, petitions or the like shall conform to the 8.5 inch by 11 inch standard. Discovery and depositions shall not be attached as exhibits, except as required by Statute or Supreme Court Rule.
- (c) The original document filed with the Clerk of the Circuit Court shall not have attachments that are duplicates or reproductions of previously filed documents unless required by Statute or Supreme Court Rule. A reference to the filing date and title of the documents shall be used to replace the reproductions.
- (d) The document shall contain no staples and shall have the case number printed on each page. The first page shall be numbered "Page 1 of \_\_\_ Pages." Each page thereafter shall be numbered consecutively or sequentially. It is suggested that a reference be made on the original document to indicate the number of pages attached. I.e., Exhibit A (10 pages).
- (e) The document shall be legibly printed in permanent black ink, by hand, type or computer generated. Signatures and dates shall be in black ink or in an electronic format approved by the Supreme Court. Printing is not acceptable unless the type is dark enough to reproduce clearly when photocopied or scanned for computer imaging.
- (f) Documents shall be on white paper of not less than 20 pound weight and shall have a margin of at least one-half inch on the top, the bottom and each side. Margins shall not be used for any handwritten modifications or continuation to the document.
- (g) The document shall be a minimum of 10 point type. Page numbers may be 8 point type. The font shall be a plain or block type. Suggested use is Times New Roman or any other San Serif type for reproduction and scanning purposes.

- (h) The first page of the document shall contain a blank space, measuring 2.5 inches by 2 inches, incorporated within the right side of the header area.**
- (i) The Clerk of the Circuit Court shall provide pre-printed or electronic forms. Contents of printed forms must be approved by the Chief Judge, or his/her designee, prior to distribution. All new designs, revisions and modifications to forms must be routed through the Clerk's office prior to final approval by the Chief Judge, or his designee. The appropriate Kane County Bar Association Committee will be included in the process. The Clerk shall set policy on the form design, approval process and distribution. Distribution includes hard copy, computer disk and other technologies as they become available. Alphanumeric and/or bar codes shall be used to facilitate image scanning and data entry.**
- (j) Duplication of forms available from the Clerk of the Circuit Court is acceptable provided they contain the same standardization heading and are coded to match the Clerk's previously approved form. Alphanumeric coding for all forms is available from the Clerk. Example of San Serif font, 10 point type, and headers are also available.**
- (k) The Circuit clerk shall make available to Pro Se litigants blank forms in the approved format. Hand written documents not in the required format will be accepted for filing from Pro Se litigants only.**

GENERAL ORDER 99-7

Volunteer Civil Mediation for Forcible Entry and Detainer and Small Claim Cases demanding no more than \$2500.

In an effort to provide the citizens of the 16<sup>th</sup> Judicial Circuit, Kane County, with an expeditious and expense saving alternative to the traditional litigation in the resolution of Forcible Entry and Small Claims cases demanding no more than \$2500, there is hereby established a volunteer civil mediation pilot program in conjunction with Aurora University. This program will be established September 1, 1999 and extend until December 31, 1999, at which time it shall be evaluated.

Mediation under this Order will involve the confidential process by which a neutral mediator assists the litigants in reaching a mutually acceptable agreement. Mediation will require the consent of the parties and approval of the Court. It is further contemplated that the mediator will be available at the Courthouse to mediate on the first date that both parties are in court. In addition, it is not expected that this process will delay the proceedings of the Court.

The parties and their representatives are required to mediate in good faith but are not compelled to reach an agreement.

Entered this 30 day of August, 1999.

  
\_\_\_\_\_  
Grant S. Wegner, Chief Judge

DEBORAH SEYLER  
CIRCUIT CLERK  
Aug 31 10 23 AM '99  
FILED  
81  
ENTERED

Pursuant to General Order 99 - 7, the parties may engage in a pilot mediation program established between the Court and Aurora University which will be at no cost to the parties, the Court, nor the County, based upon the following;

Mediation under this program involves a confidential process whereby a neutral mediator, supplied by Aurora University through its Mediation Externship Program and approved by the Court of Kane County, assists the litigants in reaching mutually acceptable agreements. It is an informal and non-adversarial process. The role of the mediator includes, but is not limited to, assisting the parties in identifying issues, fostering joint problem-solving, exploring settlement alternatives, and reaching agreements. The services of mediation shall be offered at no charge to the litigants, the county or the Court. The parties and their representatives are required to mediate in good faith.

### **I. SUBJECT MATTERS AND COMMENCEMENT OF MEDIATION**

Causes of action available for mediation shall be Forcible Entry and Detainer and Small Claims demanding no more than \$2500.

Commencement of mediation shall be at the suggestion and through referral of the Court and consent of the parties. The party's consent must be in written form. The written consent should include a waiver of liability and a statement that the parties understand that the mediator will not give legal advice. Mediation shall occur the first date that both parties are present in court unless the Court directs otherwise. The site of the mediation shall be at the Courthouse in a location directed by the Court.

Mediation shall not occur or may be suspended if the Court or mediator at any point in time deems the case inappropriate for mediation.

The mediator will not give legal advice regardless of whether he/she is a licensed attorney.

### **II. QUALIFICATION OF A MEDIATOR**

Aurora University shall provide mediators through their Mediation Externship Program. At minimum, the mediators shall meet the following requirements:

- Shall have satisfactorily completed a 40 or more hour mediation training program approved by the Court and Aurora University;
- If engaged in a licensed discipline, the mediator shall be in good standing and licensed within his/her discipline.
- Shall be present in the courtroom or other assigned place during the court call

designated as the call in which cases may be assigned for mediation, and available to mediate at the assigned times;

- Shall serve at the discretion of the Court and Aurora University;
- Shall be governed by any applicable Court and University rules, requirements, procedures, or policies.

### **III. REFERRAL, ASSIGNMENT, AND PROCESS FOR CASE**

1. Upon the court referring a case to mediation, an approved mediator shall immediately commence mediation between the parties.
2. Mediation under the program shall be without cost to the litigants, county, or the court.
3. The parties shall be expected to participate in good faith, willing and desirous of reaching a resolution of their issues. If either party is represented by counsel, they shall have the ability to confer with counsel.
4. The mediator will have the right to determine who shall be present in the mediation besides the parties and their counsel.
5. This mediation program is designed to give the parties one opportunity to resolve their issues with the help of a mediator. It is not designed to extend to more than one session, unless agreed to by the parties and approved by the court.
6. At the close of mediation, the parties with the assistance of the mediator shall draft any terms for settlement agreed to by the parties. These terms shall be submitted to the Court. Upon approval by the Court, the Court shall enter an appropriate order. If no agreement is reached, the Court shall calender the matter accordingly.
7. Mediation may be suspended or terminated at the option of the court or the mediator, or at the request of either party. If mediation is suspended or terminated by the mediator or a party or parties, the mediator shall immediately notify the Court of such suspension or termination. The parties shall always have the ability to pursue any legal option available to them under law.

### **IV. CONFIDENTIALITY**

All information disclosed during the mediation shall remain confidential. The mediator and the parties shall be barred from testifying as to any statement made during the mediation process, unless the Court determines the statements admissible. Neither mediation records nor work product of the mediator shall be subpoenaed in any proceeding except by leave of the Court, for good cause shown.

## V. CONFLICT OF INTEREST

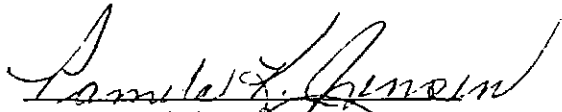
If the mediator has or had any possible conflict of interest, including some type of personal, professional, or economic relationship with either party, he or shall immediately disclose the potential or actual conflict to the court, and may decline the appointment to the case, or may be removed for the reason of the potential or actual conflict, if the court so chooses.

## VI. STATISTICS

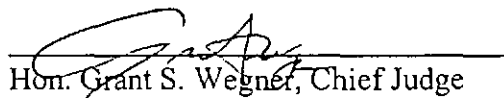
The mediator shall maintain a record of those cases settled by mediation and those not.

## VII. TERM

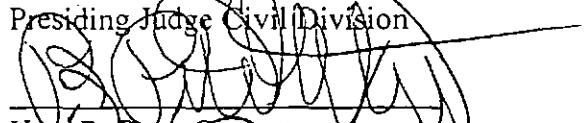
This pilot program shall begin September 1, 1999 and continue through December 31, 1999. At which time the continuation of the program, will be reviewed by the Court and Aurora University.



Hon. Pamela K. Jensen,  
Presiding Judge Civil Division



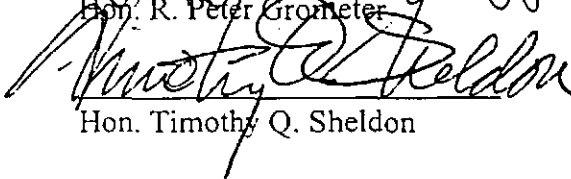
Hon. Grant S. Wegner, Chief Judge



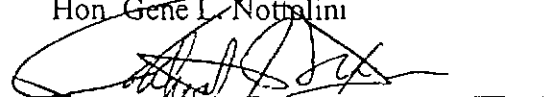
Hon. R. Peter Grometer



Hon. Gene L. Nottolini



Hon. Timothy Q. Sheldon



Hon. Patrick V. Dixon

GENERAL ORDER 99-6

**Section One:** Those persons hereinafter named are appointed and are authorized to appear in court on behalf of those defendants to whom they are from time to time assigned by order of court.

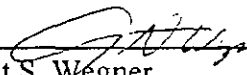
**Section Two:** Those persons herein designated as back up counsel may appear in place of the designated court appointed counsel when the circumstances confronting appointed counsel may deem necessary.

**Section Three:** Those persons as court appointed counsel together with the indication of their back up counsel, are as follows:

Shari Clancy Bertane ----		Josette Skelnick Mike Kalland
Jay Wiegman ---		Carole Grahn-Hayes David Farmer
Kevin Busch ---		Frank Giampoli Shari Clancy Bertane
Carole Grahn-Hayes ---		Jay Wiegman Shari Clancy Bertane

**Section Four:** This Order shall be effective January 1, 1999 to December 31, 1999.

ENTER this 13 day of July, 1999.

  
\_\_\_\_\_  
Grant S. Wegner  
Chief Judge

DEBORAH SEYLLER  
CIRCUIT CLERK  
KANSAS COURTS, ILL  
JUL 14 9 40 AM '99  
FILED  
ENTERED 42  
15

99MR1

**GENERAL ORDER 99-5**

Pursuant to the provisions of Ch. 725 of the Illinois Compiled Statutes, Sections 5/108 A-1 and 5/108 B-1, Judges Franklin D. Brewe, Roger Eichmeier, James C. Hallock, Robert L. Janes and Karen Simpson are hereby assigned the power and authority to issue orders authorizing interceptions of private oral communications.

The authority granted to Judges Brewe, Eichmeier, Hallock, Janes and Simpson pursuant to this Order shall remain in full force and effect until further order.

This General Order supersedes General Order 97-16.

Enter this 13<sup>th</sup> day of July, 1999.

  
Grant S. Wegner, Chief Judge

DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL  
JUL 13 1 48 PM '99  
FILED  
ENTERED 42



GENERAL ORDER 99-4

IT IS HEREBY ORDERED THAT:

A. The Circuit Court for the Sixteenth Judicial Circuit of the State of Illinois, shall adjourn, and the Office of the Clerk of the Circuit Court of the counties of Kane, Kendall, and DeKalb shall be closed on the following legal holidays for the year 2000.

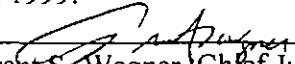
<u>Holiday</u>	<u>Observed On</u>
New Year's Day (Observed)	Friday, December 31, 1999
Martin Luther King, Jr. Day	Monday, January 17, 2000
Lincoln's Birthday (Observed)	Friday, February 11, 2000
Washington's Birthday (Observed)	Monday, February 21, 2000
Spring Holiday	Friday, April 21, 2000
Memorial Day	Monday, May 29, 2000
Independence Day (Observed)	Tuesday, July 4, 2000
Labor Day	Monday, September 4, 2000
Columbus Day (Observed)	Monday, October 9, 2000
Election Day	Tuesday, November 7, 2000
Veteran's Day (Observed)	Friday, November 10, 2000
Thanksgiving Day	Thursday, November 23, 2000
Day Following Thanksgiving	Friday, November 24, 2000
Christmas Day (Observed)	Monday, December 25, 2000

DEBORAH SEYLLER  
 CIRCUIT COURT CLERK  
 V. 1999 0000011.11L  
 JUL 9 11 29 AM '99  
 FILED  
 ENTERED 42

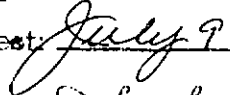
B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

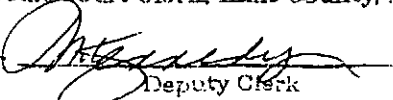
C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

ENTERED this 9 day of July, 1999.

  
 Grant S. Wegner, Chief Judge  
 Sixteenth Judicial Circuit

A true copy of the original document is on file in my:

Attest: July 9, 1999  
  
 Deborah Seyller  
 Circuit Court Clerk, Kane County, IL

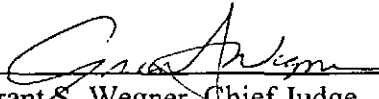
By:   
 Deputy Clerk

**GENERAL ORDER 99-3**

Based upon the confidential nature of juvenile proceedings as set forth in 705 ILCS 405/1-5(6) and 705 ILCS 405/1-8, no transcript of a juvenile proceeding shall be transcribed unless:

1. Ordered by the trial court, or
2. Requested by an attorney of record in the proceeding, whether at the trial or appellate level. No order will be required to initiate the production of a juvenile transcript if the transcript is requested by an attorney of record.

ENTERED this 13 day of April, 1999.

  
\_\_\_\_\_  
Grant S. Wegner, Chief Judge

DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL  
APR 13 11 28 AM '99  
FILED 81  
ENTERED

GENERAL ORDER 99-2

DEBORAH SEYLLER  
CIRCUIT CLERK  
KANE COUNTY, ILL.  
APR 13 2 19 PM '99  
FILED 81  
ENTERED

In furtherance of an expeditious case processing flow at the lowest possible cost, each party commencing an action or proceeding in case types L, LM, SC, TX, AR, JD, PJ, OP, ED, MR, CH, F, D, P, J, MH, or MC shall complete the Case Information Sheet provided by the office of the Clerk of this Court, and present the said sheet at the time of filing the complaint, petition or other paper initiating said action or proceeding.

The Clerk shall assign to each such action or proceeding a General Number, which shall be endorsed on all pleadings, notices, orders and other papers filed therein. Such General Number shall consist of (1) a two position case type prescribed by the Administrative Office of the Illinois Courts; (2) a one position court location indicator containing the letters K representing Kane County; (3) a two position number indicating the year in which such action or proceeding was commenced; and (4) a consecutive case number. Pending actions or proceedings shall continue under the numbers heretofore assigned with the addition of the court location identifier. Pending case number will be reformatted into the style set forth herein for new cases, retaining the original year and consecutive case number.

In Criminal and Quasi-Criminal cases, no warrant shall issue for the arrest of any defendant and no defendant shall be let to bond until the complaint upon which the warrant is based is properly filed with the Clerk of the Court and a General Number assigned. The General Number shall appear on any such warrant or bond. The above styled case numbering system shall not apply to Traffic, Criminal and Quasi-Criminal matters.

Dated this 13 day of April, 1999.

  
\_\_\_\_\_  
Grant S. Wegner, Chief Judge

(Revised April, 1999)

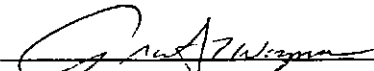
GENERAL ORDER 99-1

In Re: The appointment of James R. Edwards, Associate Circuit Judge for the Sixteenth Judicial Circuit.

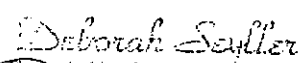
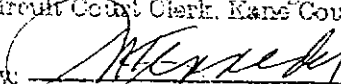
The Chief Judge of the Sixteenth Judicial Circuit having been advised by the Director of the Administrative Office of the Illinois Courts, that James R. Edwards has received the majority of votes of the Circuit Judges for the Sixteenth Judicial Circuit to fill a vacancy in the office of Associate Judge.

IT IS HEREBY ORDERED that James R. Edwards is appointed Associate Judge of the Sixteenth Judicial Circuit effective March 1, 1999.

ENTER this 9 day of February, 1999.

  
Grant S. Wegner  
Chief Circuit Judge

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DEBORAH SEYLLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

A true copy of the original of this document is on file in my office  
Attest: Feb. 9, 1999  
  
Circuit Court Clerk, Kane County, Illinois  
By:   
Deputy Clerk

GENERAL ORDER 98-17

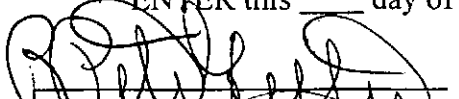
IN THE CIRCUIT COURT FOR THE 16<sup>th</sup> JUDICIAL CIRCUIT,  
KANE COUNTY, ILLINOIS

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DEBORAH SEYLER  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

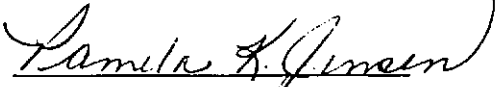
IN THE MATTER OF THE APPOINTMENT )  
OF GRANT S. WEGNER, AS THE CHIEF )  
JUDGE OF THE 16<sup>th</sup> JUDICIAL CIRCUIT OF )  
THE STATE OF ILLINOIS. )

The majority of the Circuit Judges in and for the Sixteenth Judicial Circuit of the State of Illinois, having voted to appoint Grant S. Wegner to be the Chief Judge of the Sixteenth Judicial Circuit of the State of Illinois, does hereby appoint Grant S. Wegner, Chief Judge of the Sixteenth Judicial Circuit, Illinois, effective December 1, 1998.

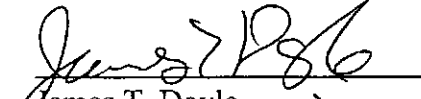
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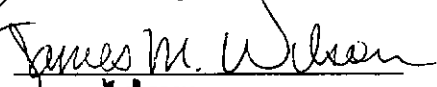
Gene Nottolini

  
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Pamela K. Jensen

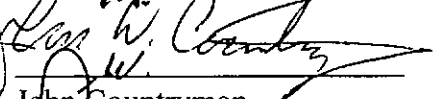
Pamela K. Jensen

  
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James T. Doyle


James T. Doyle

  
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James M. Wilson

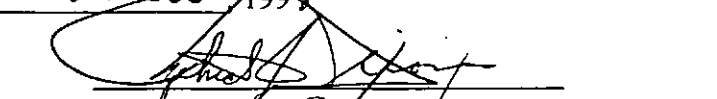
James M. Wilson

  
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John Countryman

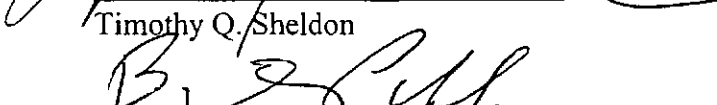
John Countryman

  
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F. Keith Brown

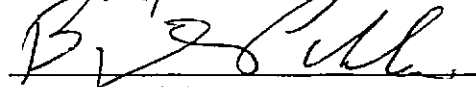
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Patrick J. Dixon

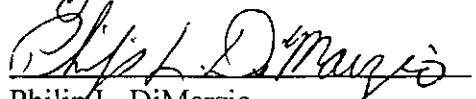
Patrick J. Dixon

  
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Timothy Q. Sheldon

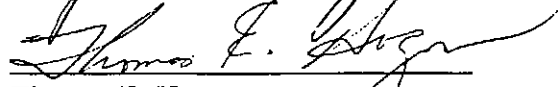
Timothy Q. Sheldon

  
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Barry E. Puklin

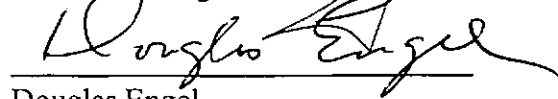
Barry E. Puklin

  
\_\_\_\_\_  
Philip L. DiMarzio

Philip L. DiMarzio

  
\_\_\_\_\_  
Thomas E. Hogan

Thomas E. Hogan

  
\_\_\_\_\_  
Douglas Engel

Douglas Engel

**GENERAL ORDER 98-16**

**Section One:** Pursuant to Supreme Court Rule 21(b) the following Judges are hereby assigned to the court assignments indicated below:

**ADMINISTRATION  
Kane County Judicial Center**

Room 301 - Chambers

Grant S. Wegner, Chief Judge

**Felony Division  
Kane County Judicial Center  
Judge Philip DiMarzio - Presiding**

Courtroom 203

John L. Petersen  
Criminal Trial Judge  
Including Felony, Misdemeanor,  
Mental Health Jury, Juvenile Jury

Courtroom 217

F. Keith Brown  
Video Arraignment; Bond  
Reductions, Preliminary Hearings,  
Violations of Probation; Pretrials,  
Domestic Battery, Backup Jury Judge

Courtroom 305

Grant S. Wegner  
Criminal Trial Judge  
Including Felony, Misdemeanor,  
Mental Health Jury, Juvenile Jury  
Administrative Call - Thurs. 9:00 a.m.

Courtroom 311

James T. Doyle  
Criminal Trial Judge  
Including Felony, Misdemeanor,  
Mental Health Jury, Juvenile Jury

Courtroom 313

Donald C. Hudson  
Criminal Trial Judge  
Including Felony, Misdemeanor,  
Mental Health Jury, Juvenile Jury

Courtroom 319

Philip L. DiMarzio  
Criminal Trial Judge  
Including Felony, Misdemeanor,  
Mental Health Jury, Juvenile Jury

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**TRAFFIC & MISDEMEANOR DIVISION**  
**Kane County Judicial Center**  
**Franklin D. Brewe - Presiding Judge**

Courtroom 209	James C. Hallock Traffic and Misdemeanor
Courtroom 211	Franklin D. Brewe DUI and Misdemeanor Jury Mental Health Jury
Aurora Branch Court	Karen Simpson Traffic and Misdemeanor
Elgin Branch Court	Robert L. Janes Traffic and Misdemeanor

**JUVENILE DIVISION**  
**Kane County Judicial Center**  
**and**  
**Kane County Juvenile Justice Center**  
**Judge Barry E. Puklin - Presiding Judge**

Juvenile Justice Center	Barry E. Puklin Delinquency and Detention Backup Abuse and Neglect
Judicial Center - Courtroom 005	Judith M. Brawka Abuse and Neglect Backup Detention Hearing Kendall County - Wednesday of each week

**FAMILY COURT DIVISION**  
**Kane County Judicial Center**  
**Donald C. Fabian - Presiding Judge**

Courtroom 101	Roger Eichmeier As assigned by the Presiding Judge; Thursdays only -Civil Division Tuesday a.m. only - Floater A
---------------	--

Courtroom 101	Wiley E. Edmondson Tues. a.m. only - Domestic Violence Thursday - Domestic Violence
Courtroom 111	Thomas E. Mueller, as assigned by Presiding Judge
Courtroom 113	Patricia Piper Golden, as assigned by Presiding Judge
Courtroom 123	Donald J. Fabian

**CIVIL DIVISION**  
**Kane County Courthouse**  
**Pamela K. Jensen - Presiding Judge**

Courtroom 110	R. Peter Grometer Acting Chief Judge Probate, Foreclosures, Mechanic Lien cases (CH, MR, ED, TX, and MC cases)
Courtroom 350	Patrick J. Dixon Probate, Foreclosures, Mechanic Lien cases (CH, MR, ED, TX, and MC cases)

NOTE: Courtroom 110 and 350  
will share these calls equally

Courtroom 120	Richard J. Larson Arbitration Supervision; SC/LM cases
Courtroom 310	Gene L. Nottolini L Jury Trials; L Bench Trials
Courtroom 320	Timothy Q. Sheldon L Jury; L Bench Trials
Courtroom 340	Pamela K. Jensen L Jury Trials; L Bench Trials



## SPECIAL ASSIGNMENT JUDGES

A. Kane County Courthouse  
Floater A - Courtroom 430

Wiley E. Edmondson  
General Floating except  
Mental Health - Friday and  
Domestic Violence - Tues. a.m. only  
Domestic Violence - Thursday  
On Tuesday a.m. - Eichmeier will be  
Floater A

B. Juvenile Justice Center  
Floater B - 2<sup>nd</sup> flr.

New Associate  
General Floating

Floater coverage as available, will include the following: Courtroom 209, 211, 217, Aurora Branch, Elgin Branch, Courtroom 120 (Small Claims); a call within the Family Division that involves high volume, and Kane County Juvenile.

DeKalb County will have coverage for Judge Donnelly's call, except for the months of June, July and August.

Kendall County will have coverage for Judge Wilson and Judge Hogan. No coverage will be provided for the Wednesday call.

### **DeKalb County:**

**Judge John Countryman, Presiding Judge**  
Douglas Engel  
James Donnelly  
Kurt P. Klein

### **Kendall County:**

**Judge James Wilson, Presiding Judge**  
Judge Thomas E. Hogan  
Judge Judith Brawka - Wednesdays only

This Order becomes effective January 1, 1999.  
ENTERED this 9 day of December, 1998.

  
Grant S. Wegner, Chief Judge

16th Judicial Circuit  
County of Kane

Kane County Judicial Center  
Suite 400 - A  
37W/777 Route 38  
St. Charles, IL 60175-7536  
Telephone (630) 232-3440



GRANT S. WEGNER, Judge  
In Chambers

To: All Judges of the 16<sup>th</sup> Judicial Circuit

I have enclosed a copy of the assignments that will become effective January 1, 1999. Assignments effective January 1, 1999 unless otherwise indicated are as follows:

Felony Division:

Courtroom 319 - DiMarzio, Presiding Judge  
Courtroom 313 - Hudson  
Courtroom 311 - Doyle  
Courtroom 305 - Wegner  
Courtroom 203 - Petersen  
Courtroom 217 - Brown; the 217 call is going to be redesigned to cover one (1) day jury trials on Monday and an additional one-half (1/2) day for domestic violence.

Civil Division:

Courtroom 340 - Jensen, Presiding Judge  
Courtroom 310 - Nottolini  
Courtroom 320 - Sheldon  
Courtroom 350 - Dixon  
Courtroom 110 - Grometer  
Courtroom 120 - (Small Claims) Larson  
Floater A will be assigned to the civil division, one day/week after the new associate is appointed.

Juvenile Division:

Juvenile Justice Center, Puklin, Presiding Judge  
Courtroom 005 - Brawka (also assigned to continue with Wed. call in Kendall County)

Family Division:

Fabian, Presiding Judge  
Judges Golden, Mueller and Eichmeier

Misdemeanor and Traffic Division:

Courtroom 211 - Brews, Presiding Judge  
Courtroom 209 - Hallock  
Aurora Branch Court-Simpson; will become a 5 day/week call once the new associate is appointed. will continue to do Mental Health until Aurora becomes a 5 day/week call;  
Egin Branch Court- Janes

Once the new associate for Fabian's position has been selected, there will be two floaters;

Floater A - Edmondson; after new associate is appointed, Floater A will do the Mental Health call on Fridays and be assigned to one day a week in the civil division for trials and motions; prior to new associate being appointed, Floater A will cover as necessary.

Floater B - new associate, will do general floating.

Coverage by floater will be available on a first come basis. Where possible, court calls should be reduced and covered within the division. A floater will not be available to all calls. At this time it appears the following calls in Kane should be entitled to floater coverage; 217, 209, 211, Aurora, Elgin, 120 (Small Claims), a call within the family division that involves high volume. DeKalb County will be entitled to have coverage for Donnelly's call provided it does not include June, July, and August. Kendall County will be entitled to coverage for either Wilson's or Hogan's call but not the Wednesday call.

DeKalb County:

Countryman, Presiding Judge

Engel

Donnelly

Klein

Kendall County:

Wilson, Presiding Judge

Hogan

Brawka on Wednesday of each week

GSW/kc

cc: Justice Colwell

A handwritten signature in black ink, appearing to be the initials 'JA' or similar, with a long horizontal stroke extending to the right.

**GENERAL ORDER 98-15**  
**MENTAL HEALTH HEARINGS**

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KANE COUNTY, IL

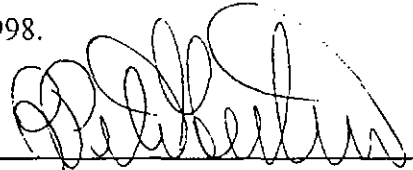
**IT IS HEREBY ORDERED:**

Effective immediately General Order 90-1 is hereby amended in part as follows: Section 4 is deleted and a new Section is added to read as follows.

With respect to the above referenced statutory procedures and concerning the legal representation of respondent at the specified hearing it is ordered that the Kane County Public Defender be and hereby is temporarily appointed as attorney for recipient upon the filing of the requisite document specified in the respective statute to serve until the first court appearance or until an appearance by private counsel is filed.

For that purpose notice of the time and place of the hearing shall be served upon the public defender together with a copy of the document filed. If respondent retains private counsel this appointment of the Public Defender shall be vacated. At the time of the first court appearance of the recipient the Judge shall inquire as to the need for continued representation by the Public Defender or the appointment of the Guardianship and Advocacy Commission, and continue the appointment of the Public Defender or vacate the Order as appropriate.

ENTER this 9<sup>th</sup> day of November, 1998.

  
\_\_\_\_\_  
R. Peter Grometer  
Chief Judge

**GENERAL ORDER 98-14**  
**Victim Impact Panel Dates - 1999**

**Section 1:** Victim Impact Panels shall be held in the Multi Purpose Room at the Kane County Judicial Center commencing at 7:00 p.m. These panels will be conducted in English on the following dates in 1999:

January 4	May 3	September 13
February 1	June 7	October 4
March 1	July 12	November 1
April 12	August 2	December 6

**Section 2:** Victim Impact Panels shall be held in Spanish, in the Multi Purpose Room commencing at 7:00 p.m. on the following dates in 1999:

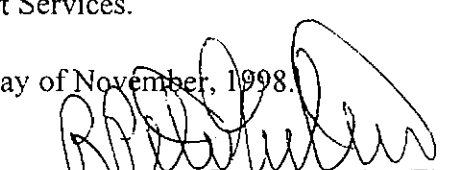
February 8	August 9
May 10	November 8

**Section 3:** Presenters appearing at the Victim Impact Panels shall be paid the sum of \$75.00 to cover the expenses such as gasoline, vehicle use, lost time, etc., for attendance at the panel.

**Section 4:** Until further order, persons attending the Victim Impact Panel shall pay \$10.00 for the cost of such program, including the expense amounts paid to presenters. However, individuals represented by the Public Defender shall pay \$4.00 to cover the cost of the program.

**Section 5:** The collection, deposit and disbursement of monies for the operation of the Victim Impact Panel shall be handled by Adult Court Services.

This Order is effective on the 13<sup>th</sup> day of November, 1998.

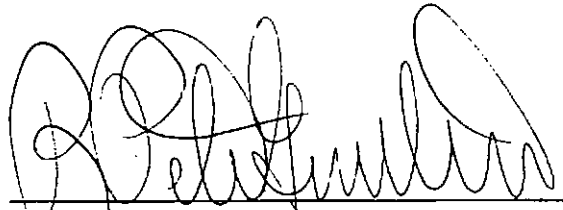
  
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Chief Judge

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KANE COUNTY, ILL.

GENERAL ORDER 98-13

IT IS HEREBY ORDERED that effective immediately until further order of this court that in addition to the exceptions set forth in 730 ILCS 5/5 8a3(b) electronic home monitoring shall not be available as a condition of bond in Class III and higher felony cases or in any felony case in which an act of violence is alleged. The bonds of all persons currently on electronic home monitoring pre-trial shall be reviewed by the judge setting the bond and may remain at the discretion of the judge.

DATED this 26<sup>th</sup> day of August, 1998.



R. Peter Grometer  
Chief Judge

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GENERAL ORDER 98-12

IT IS HEREBY ORDERED:

Section 1: By vote of the Circuit Judges of the Sixteenth Judicial Circuit, the following amendment to the Local Rules is hereby adopted:

Section 2: Article 1.34: PROCEDURE FOR SELECTION OF THE OFFICE OF ASSOCIATE JUDGE.

A. A standing committee of Circuit Judges (Judge Committee) for the purpose of review and recommendation of proposed candidates for Associate Judge selection shall be formed and constituted as follows:

1. At the time of the election of the Chief Judge, the Circuit Judges shall select five (5) Circuit Judges to serve on this committee. Each committee member shall serve so long as he or she remains an active member of the judiciary in the 16<sup>th</sup> Circuit and for the same term as the Chief Judge.
2. Three members shall be residents of Kane County. Two members shall be residents of Kendall or DeKalb County (preferably one from each).
3. The Chief Judge shall not serve on this committee.
4. Following a notice of vacancy in the office of Associate Judge, the office of the Chief Judge shall provide to the committee applications and other materials received by the office of the Chief Judge with respect to each candidate.
5. The committee shall interview each candidate but need not re-interview candidates who were previously interviewed during the term of the of the committee. Interviews of the candidate shall be open to any Circuit Judge.
6. The committee shall submit a list of names to the Circuit Judges 21 days after the close of the applications as set forth in paragraph five below.

B. The Judge Committee shall also direct one of the associate judges to poll the associate judges on the proposed candidates.

1. The results of the associate judge poll shall be returned to the Judge Committee indicating as to each candidate that he/she is acceptable, not acceptable or qualifications unknown.
2. The poll shall be taken and the results returned to the Judge Committee within 14 days of the close of applications. The raw score of the vote shall be given to the Circuit Judges.

CLERK OF THE COURT  
KANE COUNTY, ILL.

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3. This information shall remain confidential.

C. The Judge Committee shall review all information, interview, applications, other papers and documents submitted, and recommend to the Circuit Judges the names of six candidates that the committee considers best qualified to be appointed to the office of Associate Judge. (If there are more than two associate judge vacancies the committee may recommend additional names for consideration.) The committee shall prepare as to each recommended candidate a summary stating the reasons for its recommendations. The list and summary shall be given to the Circuit Judges at least two business days prior to the meeting referenced in paragraph five below.

D. Within 28 days of the close of applications, the Judges Committee shall report on the candidates at a meeting of all the Circuit Judges. The Circuit Judges as a whole shall determine if those recommended by the Judges Committee are sufficiently qualified and acceptable to the judges. The goal of this meeting shall be to generate a list of six names.

1. Names may be added to or deleted from the committee's list of recommended candidates by a majority vote of the Circuit Judges.
2. The judges shall discuss the qualifications of the candidates in **strict and absolute** confidence. No information including vote totals shall be disclosed to anyone who is not a 16<sup>th</sup> Judicial Circuit Judge.
3. If necessary, a vote shall be taken to narrow the final list to six names, but there shall be no straw vote for a final selection at this meeting.
4. The names of the final list of recommended candidates shall be submitted for background checks.

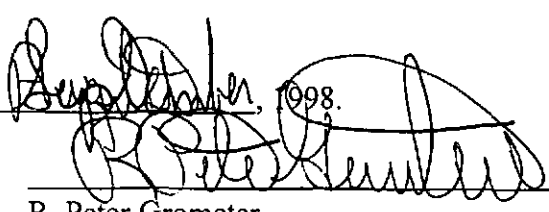
E. Unless other wise agreed by a vote a final meeting shall be held within 7 days after the meeting referenced in paragraph 5. A straw vote shall be taken to reduce the list to 3 candidates , for each opening with each Judge having three votes. The three candidates receiving the highest number of votes shall be placed on a final ballot. Voting shall continue with each judge receiving one vote until a candidate receives a majority vote. Thereafter each Circuit Judge shall vote his or her official ballot in the manner in which he/she desires in accordance with the Supreme Court Rules and by statute.

F. Vote by proxy shall not be permitted.

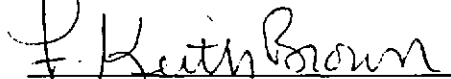
G. This rule shall become effective on passage by the Circuit Judges, the first committee shall serve till November 30, 2000.



ENTER this 22<sup>nd</sup> day of August, 1998.

  
R. Peter Grometer  
Chief Judge

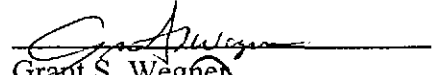
Michael J. Colwell



F. Keith Brown



James T. Doyle



Grant S. Wegner

Melvin E. Dunn

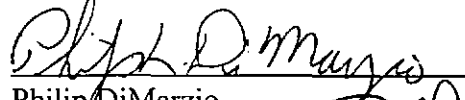


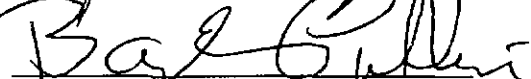
Gene L. Nottolini

John Countryman



James M. Wilson

  
Philip DiMarzio



Barry E. Puklin

Patrick J. Dixon

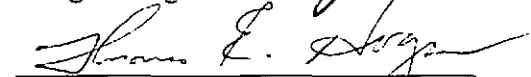


Pamela K. Jensen



Timothy O. Sheldon

Douglas Engel



Thomas E. Hogan

**GENERAL ORDER 98-11**

Pursuant to 625 ILCS 5/6-306.6, it is ordered that the Circuit Clerk of the 16<sup>th</sup> Judicial Circuit Kane County, Illinois shall:

**Section One:** In any Traffic case where an ex parte judgment is entered and a failure to pay notice has been sent to the defendant's last known address as shown on the court's record, on the 46<sup>th</sup> day after issuance of said notice the Circuit Clerk shall report to the Secretary of State for compliance with 625 ILCS 5/6-306.6(b).

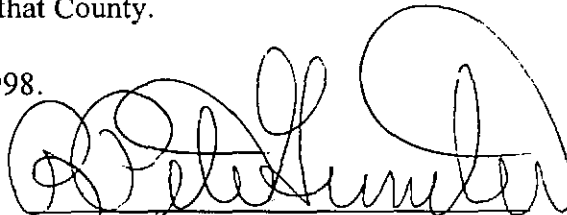
**Section Two:** In any Traffic case where revocation of supervision on past conviction is entered and a Failure to Pay Notice has been sent to the defendant's last known address as shown on the court's record, on the 46<sup>th</sup> day after the issuance of said notice, the Circuit Clerk shall report to the Secretary of State for compliance with 625 ILCS 5/6 306.6(b).

**Section Three:** In any applicable Traffic case where a Failure to Pay order has been entered and proper notice sent, the court file shall not be returned to court for review on the 46<sup>th</sup> day after issuance of said notice.

**Section Four:** This Order becomes effective September 1, 1998.

**Section Five:** This procedure may also be adopted by DeKalb and Kendall Counties upon the written order of the Presiding Judge of that County.

ENTER this 4<sup>th</sup> day of August, 1998.



R. Peter Grometer  
Chief Judge

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GENERAL ORDER 98-10

Revised

IT IS HEREBY ORDERED THAT:

A. The Circuit Court for the Sixteenth Judicial Circuit of the State of Illinois, shall adjourn, and the Office of the Clerk of the Circuit Court of the counties of Kane, Kendall, and DeKalb shall be closed on the following legal holidays for the year 1999.

<u>Holiday</u>	<u>Observed On</u>
New Year's Day	Friday, January 1, 1999
Martin Luther King, Jr. Day	Monday, January 18, 1999
Lincoln's Birthday	Friday, February 12, 1999
Washington's Birthday (Observed)	Monday, February 15, 1999
Spring Holiday	Friday, April 2, 1999
Memorial Day	Monday, May 31, 1999
Independence Day (Observed)	Monday, July 5, 1999
Labor Day	Monday, September 6, 1999
Columbus Day (Observed)	Monday, October 11, 1999
Veteran's Day	Thursday, November 11, 1999
Thanksgiving Day	Thursday, November 25, 1999
Day Following Thanksgiving	Friday, November 26, 1999
Christmas Eve Day (Observed)	Friday, December 24, 1999
New Year's Day (Observed)	Friday, December 31, 1999

JUN 23 11 30 AM '98

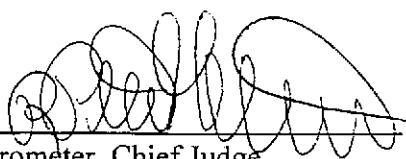
11111

87

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

ENTERED this 23<sup>rd</sup> day of June, 1998.

  
\_\_\_\_\_  
R. Peter Grometer, Chief Judge  
Sixteenth Judicial Circuit

GENERAL ORDER 98-10

IT IS HEREBY ORDERED THAT:

A. The Circuit Court for the Sixteenth Judicial Circuit of the State of Illinois, shall adjourn, and the Office of the Clerk of the Circuit Court of the counties of Kane, Kendall, and DeKalb shall be closed on the following legal holidays for the year 1999.

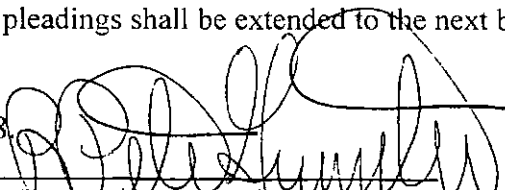
<u>Holiday</u>	<u>Observed On</u>
New Year's Day	Friday, January 1, 1999
Martin Luther King, Jr. Day	Monday, January 18, 1999
Lincoln's Birthday	Friday, February 12, 1999
Washington's Birthday (Observed)	Monday, February 15, 1999
Spring Holiday	Friday, April 2, 1999
Memorial Day	Monday, May 31, 1999
Independence Day (Observed)	Monday, July 5, 1999
Labor Day	Monday, September 6, 1999
Columbus Day (Observed)	Monday, October 11, 1999
Veteran's Day	Thursday, November 11, 1999
Thanksgiving Day	Thursday, November 25, 1999
Day Following Thanksgiving	Friday, November 26, 1999
Christmas Eve Day (Observed)	Friday, December 24, 1999
New Year's Day (Observed)	Friday, January 1, 2000

JUN 23 9 30 AM '99  
87

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

ENTERED this 2nd day of June, 1998.

  
R. Peter Grometer, Chief Judge  
Sixteenth Judicial Circuit

**IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT  
KANE COUNTY, ILLINOIS**

98  
GEN. NO. MR-1  
 JURY  NON-JURY

IN RE General Administrative Matters	VS.	
PLAINTIFF (S)		DEFENDANT (S)

FILED  
 ENTERED  
 SEP 9 2 50 PM '98  
 CIRCUIT CLERK  
 KANE COUNTY, ILL.

47

JUDGE	COURT REPORTER	PLTF. ATTY. <input type="checkbox"/> CHECK IF PRESENT
DEPUTY CLERK	A copy of this order <input type="checkbox"/> should be sent to: <input type="checkbox"/> has been sent to:	DEFT. ATTY.

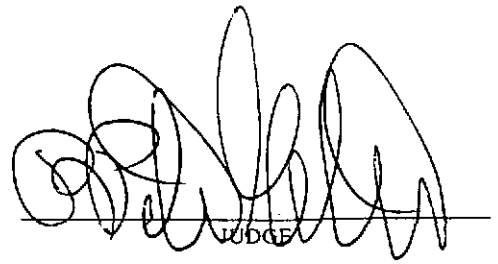
**ORDER**

THIS MATTER coming on to be heard pursuant to motion of the Clerk of the Circuit Court of Kane County, Illinois and the court being advised in the premises:

IT IS HEREBY ORDERED that the Clerk of the Circuit Court is hereby authorized to destroy any judges notes in all civil, traffic and criminal misdemeanor cases dated 1992 and earlier which have been completed (including remand on appeal, if any) and which have been microfilmed as provided by statute and local rule.

ENTER this 9<sup>th</sup> day of September, 1998.

DATE 9-9-98

  
 \_\_\_\_\_  
 JUDGE

Yes  No  — Disposal

**IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT  
KANE COUNTY, ILLINOIS**

98  
MR-1  
GEN. NO. \_\_\_\_\_  
 JURY     NON-JURY

IN RE General Administrative Matters

VS.

PLAINTIFF (S)

FILED  
ENTERED  
SEP 9 9 01 PM '98  
CIRCUIT CLERK  
KANE COUNTY, ILL.

JUDGE	COURT REPORTER	PLTF. ATTY.	CHECK IF PRESENT
DEPUTY CLERK	A copy of this order should be sent to: <input checked="" type="checkbox"/> has been sent to: <i>ASA O Neal</i>	DEFT. ATTY.	

**ORDER**

THIS MATTER coming on to be heard pursuant to joint motion of Kane County Clerk, Kane County State's Attorney and Kane County Animal Control, and the court being fully advised in the premises:

IT IS HEREBY ORDERED:

A. All cases involving violation of Kane County animal control ordinances from September 22, 1997 to August 24, 1998 shall be re-opened for the limited purpose of apportionment of fines and costs collected for those cases.

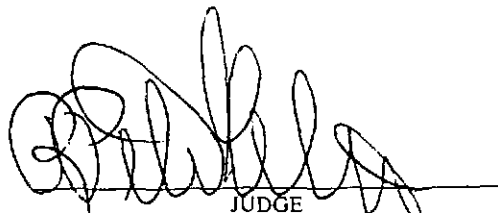
B. The Circuit Clerk shall collect \$12,500.00 in fines and costs from the Kane County Animal Control Department and shall apportion and tender to each governmental entity its proper pro rata share of said money.

C. Defendants in each case need not, and shall not, be notified.

ENTER this 9<sup>th</sup> day of September, 1998.

DATE

9-9-98

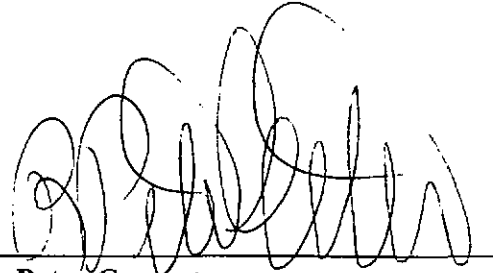
  
\_\_\_\_\_  
JUDGE

Yes     No     — Disposal

GENERAL ORDER 98-9

IT IS HEREBY ORDERED that Judge Pamela K. Jensen will serve as Acting Chief Judge June 17, 18, and 19, 1998 in the absence of Chief Judge R. Peter Grometer and Acting Chief Judge Grant S. Wegner.

Dated this 12<sup>th</sup> day of June, 1998.



R. Peter Grometer  
Chief Judge Sixteenth Judicial Circuit

CLERK  
JUN 12 11 47 AM '98

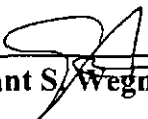
JUN 12 10 19 AM '98

FILED  
103

GENERAL ORDER 98-8

IT IS HEREBY ORDERED that Judge James Doyle will serve as Chief Judge May 14<sup>th</sup> and 15<sup>th</sup> in the absence of Chief Judge Grometer and Acting Chief Judge Grant Wegner.

Dated this 13<sup>th</sup> day of May, 1998.

  
Grant S. Wegner, Acting Chief Judge

A true copy of the original of this document is on file in my office  
Attest: May 14, 19 98  
Deborah Scyller  
Circuit Court Clerk, Kane County, Illinois  
By: Nancy Smith  
Deputy Clerk

CIRCUIT COURT CLERK  
KANE COUNTY, IL

MAY 14 9 34 AM '98

ENTERED

FILED

39

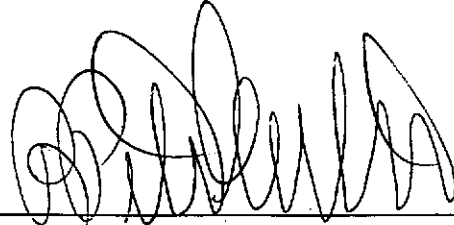


GENERAL ORDER 98-7

Re: Reassignment of all current cases of Judge Philip DiMarzio to Judge Wegner until further of court.

Due to illness of Judge Philip DiMarzio, all matters currently pending in front of Judge DiMarzio are hereby reassigned to Judge Grant Wegner in Courtroom 305 effective immediately

Dated this 29<sup>th</sup> day of April, 1998.



Chief Judge

ORIGINAL FILED CLERK  
KANE COUNTY, PA

APR 30 9 21 AM '98

ENTERED

FILED

103

GENERAL ORDER 98-6  
Additional Victim Impact Panel Dates

98 111K 1  
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ENTERED  
MAR 20 10 48 AM '98  
CIRCUIT COURT CLERK  
KANE COUNTY, PA

Section 1. Victim Impact Panels shall be held in the Multi Purpose Room at the Kane County Judicial Center commencing at 7:00 p.m. These panels will be conducted in English on the following dates in 1998:

January 5	July 6	*October 5
March 2	*August 3	November 2
May 4	September 14	*December 7
*June 1		

Section 2. Victim Impact Panels shall be held in Spanish, in the Multi Purpose Room commencing at 7:00 p.m. on the following dates in 1998:

June 8	October 19
August 24	December 14

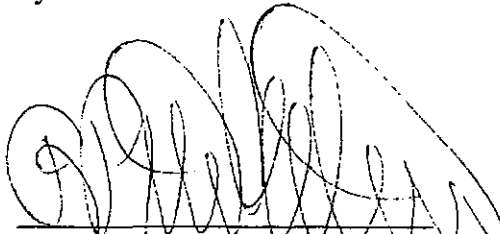
Section 3. Presenters appearing at the Victim Impact Panels shall be paid the sum of \$50.00 per individual, and professional presenters such as doctors, coroner, etc. shall be paid the sum of \$75.00 to cover the expenses such as gasoline, vehicle use, lost time, etc., for attendance at the panel.

Section 4. Until further order, persons attending the Victim Impact Panel shall pay \$10.00 for the cost of such program, including the expense amounts paid to presenters. However, individuals represented by the Public Defender shall pay \$4.00 to cover the cost of the program.

Section 5. The collection, deposit and disbursement of monies for the operation of the Victim Impact Panel shall be handled by Adult Court Services.

The Order is effective March 20, 1998.

\*new dates

  
R. Peter Grometer, Chief Judge

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ENTERED  
MAR 20 10 50 AM '98  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

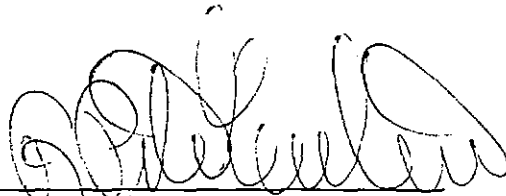
GENERAL ORDER 98-5

APPOINTMENT OF COURT REPORTER

Pursuant to Illinois Compiled Statutes, 705 ILCS 70/4, the following person is hereby appointed as an Official Court Reporter for the Sixteenth Judicial Circuit effective April 6, 1998.

SUSAN BLOOM

Enter this 20 day of March, 1998.



R. Peter Grometer  
Chief Judge

103  
FILED \_\_\_\_\_ 103  
ENTERED \_\_\_\_\_  
MAR 20 10 49 AM '98  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

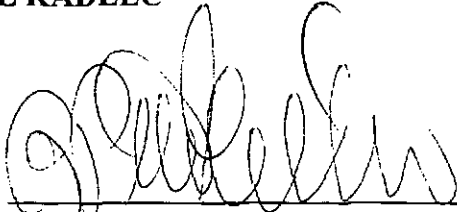
GENERAL ORDER 98-4

APPOINTMENT OF COURT REPORTER

Pursuant to Illinois Compiled Statutes, 705 ILCS 70/4, the following person is hereby appointed as an Official Court Reporter for the Sixteenth Judicial Circuit effective March 30, 1998.

JILL KADLEC

Enter this 20 day of March, 1998.



R. Peter Grometer  
Chief Judge

**REVISED**  
GENERAL ORDER 98-3  
Revised from General Order 97-13  
Section 2

FILED  
FEB 4 3 48 PM '98  
KANE COUNTY  
CLERK

Section 1. Victim Impact Panels shall be held in the Multi Purpose Room at the Kane County Judicial Center in English, on the following dates in 1998, commencing at 7:00 p.m.

January 5	July 6
March 2	September 14
May 4	November 2

Section 2. Victim Impact Panels shall be held in Spanish, in the Multi Purpose Room commencing at 7:00 p.m. on the following dates:

June 8                      **AUGUST 24**                      December 14

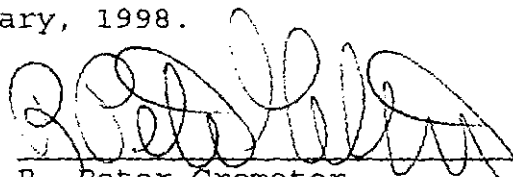
Section 3. Presenters appearing at the Victim Impact Panels shall be paid the sum of \$50.00 per individual, and professional presenters such as doctors, coroner, etc. shall be paid the sum of \$75.00 to cover the expenses such as gasoline, vehicle use, lost time, etc., for attendance at the panel.

Section 4. Until further order, persons attending the Victim Impact Panel shall pay \$10.00 for the cost of such program, including the expense amounts paid to presenters. However, individuals represented by the Public Defender shall pay \$4.00 to cover the cost of the program.

Section 5. The collection, deposit and disbursement of monies for the operation of the Victim Impact Panel shall be handled by Adult Court Services.

Section 6. This Order is effective Feb. 4, 1998.

ENTER this 4<sup>th</sup> day of February, 1998.

  
\_\_\_\_\_  
R. Peter Grometer  
Chief Judge

98MR1

FILED 103

ENTRFR

JAN 29 9 13 AM '98

CIRCUIT CLERK  
KANE COUNTY, ILL.

GENERAL ORDER 98-3  
Revised from General Order 97-13  
Section 2

Section 1. Victim Impact Panels shall be held in the Multi Purpose Room at the Kane County Judicial Center in English, on the following dates in 1998, commencing at 7:00 p.m.

- |           |              |
|-----------|--------------|
| January 5 | July 6       |
| March 2   | September 14 |
| May 4     | November 2   |

Section 2. Victim Impact Panels shall be held in Spanish, in the Multi Purpose Room commencing at 7:00 p.m. on the following dates:

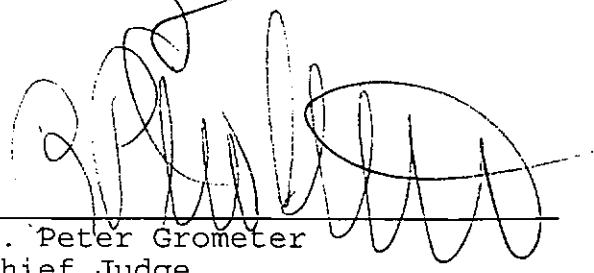
- |        |                  |             |
|--------|------------------|-------------|
| June 8 | <b>AUGUST 31</b> | December 14 |
|--------|------------------|-------------|

Section 3. Presenters appearing at the Victim Impact Panels shall be paid the sum of \$50.00 per individual, and professional presenters such as doctors, coroner, etc. shall be paid the sum of \$75.00 to cover the expenses such as gasoline, vehicle use, lost time, etc., for attendance at the panel.

Section 4. Until further order, persons attending the Victim Impact Panel shall pay \$10.00 for the cost of such program, including the expense amounts paid to presenters. However, individuals represented by the Public Defender shall pay \$4.00 to cover the cost of the program.

Section 5. The collection, deposit and disbursement of monies for the operation of the Victim Impact Panel shall be handled by Adult Court Services.

Section 6. This Order is effective January 28, 1998  
ENTER this 28th day of January, 1998.

  
R. Peter Grometer  
Chief Judge

GENERAL ORDER 98-2

FILED  
JAN 15 9 42 AM '98  
103

**Section One:** Those persons hereinafter named are appointed and are authorized to appear in court on behalf of those defendants to whom they are from time to time assigned by order of court.

**Section Two:** Those persons herein designated as back up counsel may appear in place of the designated court appointed counsel when the circumstances confronting appointed counsel may deem necessary.

**Section Three:** Those persons as court appointed counsel together with the indication of their back up counsel, are as follows:

Shari Clancy Bertane	----	Josette Skelnick Mike Kalland
Jay Wiegman	---	Carole Grahn-Hayes William King
Kevin Busch	---	Frank Giampoli Michael Blake
Carole Grahn-Hayes	---	Jay Wiegman Shari Clancy Bertane

**Section Four:** This Order shall be effective January 1, 1998 to December 31, 1998.

ENTER this 14<sup>th</sup> day of January, 1998.

R. Peter Grometer  
Chief Judge

98MR1

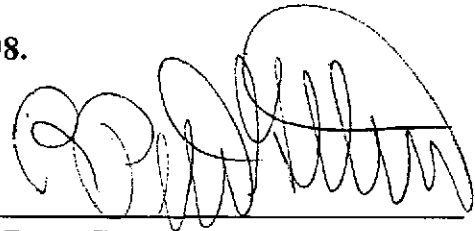
GENERAL ORDER 98-1

IT IS HEREBY ORDERED that by a majority vote of the Circuit Judges of the Sixteenth Judicial Circuit, the attached court rules regarding Family Law are adopted in and for Kane County.

FILED  
JAN 15 9 43 AM '98  
103

IT IS FURTHER ORDERED that these rules may be adopted by DeKalb and Kendall Counties upon the written order of the Presiding Judge of that County.

ENTER this 13 day of January, 1998.



R. Peter Grometer  
Chief Judge



25  
LOCAL RULE 15.24

FOR GUARDIANS AD LITEM AND ATTORNEYS FOR CHILDREN

(a.) Standards relating to the appointment of Guardians ad Litem or Attorneys for Children in Custody, Visitation or Removal proceedings.

(1.) To be eligible for appointment as Attorney or Guardian ad Litem for a child in a custody, visitation or removal proceeding in Family Court, a person must be a licensed attorney for a minimum of three (3) years (or an associate with a firm which has a qualified attorney), experienced in the practice of Family Law, must maintain professional liability insurance coverage, and must be trained in the representation of children. The training shall be approved by the Presiding Judge of the Family Law Division and confirmed by the Chief Judge. The Family Law Committee of the Kane County Bar Association shall make training recommendations to the Presiding Judge as needed.

(2.) An attorney who wishes to be considered for appointment as counsel or Guardian ad Litem for a child in a custody, visitation or removal proceeding in Family Court shall make application to the Presiding Judge of the Family Court Division. Attorney's acceptance of Renewal shall be made on or before May 30 of each year. The Presiding Judge shall send Notice to Renew on or before April 1 of each year.

(3.) A Guardian ad Litem shall not serve as the Attorney for the child in the same case.

(4.) In appointing an Attorney or a Guardian ad Litem for a Child, the Court shall consider the experience of the attorney, the complexity and factual circumstances of the case, the recommendations or agreements of the parties, and the geographic location of the child's residence, the parties' residences, and the offices of the Attorney for the child or the Guardian ad Litem.

(5.) A Guardian ad Litem or Attorney for a child shall not be appointed as a mediator in the same case.

(6.) Whenever a court appoints an Attorney for a child or a Guardian ad Litem, the appointment order shall specify the tasks expected of said Attorney or Guardian ad Litem. The designated counsel for the parties shall forward a copy of the appointment order within five (5) days of entry thereof to the Attorney for the child and/or the Guardian ad Litem.

(7.) The Guardian ad Litem or Attorney for the child shall, upon retention, file an appearance, be notified of all court appearances and conferences with the judge, and appear unless excused by the court. There will be no fee for the filing of an Appearance as a Guardian ad Litem or court-appointed Attorney for the child. Unless previously discharged, the court shall discharge the Attorney for the child and/or the Guardian ad Litem at the

conclusion of the performance of his or her duties as ordered pursuant to Paragraph (6.) above.

(8.) In the appointment order, the court shall order the parties to pay retainer amounts to the Guardian ad Litem or the Attorney for the child by a date certain. The Guardian ad Litem or Attorney for the child shall submit statements to litigants for services rendered on a minimum bi-monthly basis. Unless otherwise determined by the court upon good cause shown, both parties shall be jointly and severally liable for the fees and costs of the Guardian ad Litem and/or the Attorney for the child.

(9.) The parties'/litigants' attorneys shall not interview the child(ren) without the consent of the Guardian ad Litem and/or the Attorney for the child. Either the Guardian ad Litem or Attorney for the child, or both of them, shall have the right to be present during any such interview.

(10.) The Guardian ad Litem and/or Attorney for the child should take measures to protect the child from harm that may be incurred as a result of the litigation by striving to expedite the proceedings and encouraging settlement in order to reduce trauma that can be caused by litigation.

(11.) All Guardian ad Litem and Attorney for Child appointments shall be made pursuant to the standardized Appointment Order.

(b.) Standards relating to Attorneys for Children.

The Attorney for the child shall at all times act as the advocate for the child.

(c.) Standards relating to Guardians ad Litem.

(1.) During the pretrial stage of a case, the Guardian ad Litem should use appropriate procedures to elicit facts which the court should consider in deciding the case. The Guardian ad Litem shall obtain leave of Court to instigate depositions and, except in emergency situations, to file pleadings.

(2.) At a trial or hearing, the Guardian ad Litem shall make the court aware of all facts which the court should consider.

(3.) At the discretion of the Court, the Guardian ad Litem shall submit a written or oral report(s) with or without recommendations by a date certain designated by the Court.

(4.) If the Guardian ad Litem believes there exists a serious situation involving the child(ren) requiring the immediate attention of the Court, the Guardian ad Litem may present to the Court a written report(s) with recommendations relative thereto.

(5.) The Guardian ad Litem may be duly sworn as a witness and

be subject to examination by all parties.

(6.) At the discretion of the Court, the Guardian ad Litem may be allowed to call and examine witnesses at trial.

Approved by Family Law Committee on May 8, 1997

Approved by Kane County Bar Board of Managers on May 12, 1997

Approved as amended by the Judges on July 15, 1997

9707R1

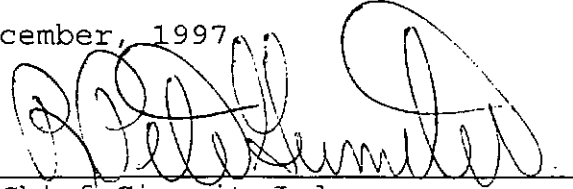
GENERAL ORDER 97-22

Pursuant to Supreme Court Rule 21(b), IT IS ORDERED AS FOLLOWS:

The Honorable R. Peter Grometer, appoints the Honorable James T. Doyle as acting Chief Judge of the Sixteenth Judicial Circuit for the following dates:

December 29 thru December 31, 1997

ENTER this 22<sup>nd</sup> day of December, 1997

  
Chief Circuit Judge

CLERK  
KANE COUNTY, IL

Dec 22 1 42 PM '97

FILED 103

97-103-1

GENERAL ORDER 97-22

IT IS HEREBY ORDERED that the Order of 11-7-88 entered in case #88-MR-1 as to escrow accounts, is hereby rescinded and the Clerk is ordered to comply with 5/1-1011 of the Illinois Compiled Statutes.

Entered this 19th day of December, 1997.

R. Peter Grometer  
Chief Judge

CLERK OF COURT  
KANE COUNTY, IL

Dec 19 3 27 PM '97

FILED

FILED 103

~~FILED  
EPT. CLERK  
Dec 19 4 15 PM '97  
CLERK OF COURT  
KANE COUNTY, IL~~

**16th Judicial Circuit  
County of Kane**

P.O. Box 556  
Court House, Geneva, IL. 60134  
Telephone (312) 232-3400

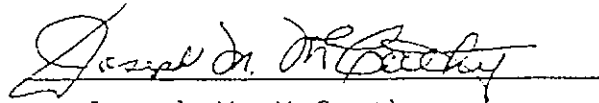


OFFICE OF THE CHIEF JUDGE  
AND COURT ADMINISTRATOR

88MR-1

IT IS HEREBY ORDERED that the Clerk of the Circuit Court of Kane County deposit all escrow accounts, established by Court Order, in a separate sub-ledger at the First National Bank of Geneva under regular savings passbook routine at the regular savings rate then declared by said Bank (the present rate being 5.5%).

All pursuant to a proposal by said institution directed to the office of said Clerk dated September 16, 1988.

  
Joseph M. McCarthy  
Chief Judge

FILED  
1988 NOV -7 PM 3:56  
DEPUTY CLERK  
KANE COUNTY, IL

ENTERED  


*Del from Root*

of an affidavit under this Section, have discovery with respect to the involvement or noninvolvement of the party filing the affidavit, provided that such discovery is completed within 60 days of the filing of such affidavit.

(c) This Section does not apply to or affect any actions pending at the time of its effective date, but applies to cases filed on or after its effective date. P.A. 82-280, § 2-1010, added by P.A. 84-7, § 1, eff. Aug. 15, 1985.

Formerly Ill.Rev.Stat.1991, ch. 110, ¶ 2-1010.

For effective date and application of P.A. 84-7, see note following 735 ILCS 5/2-114.

**5/2-1011. Deposits with Court**

§ 2-1011. Deposits with Court. (a) In any action in which any part of the relief sought is a judgment for a sum of money or a determination by the court as to the disposition of a sum of money and a party to the action deposits all or part of that sum with the clerk of the court, the clerk shall deposit that money in an interest bearing account as provided in this Section. When a judgment is entered as to the disposition of the principal deposited, the court shall also direct disposition of the interest accrued to the parties as it deems appropriate.

(b) Unless otherwise ordered by the court as to a specified deposit or deposits, all funds so deposited with the court may be intermingled. The accounts established by the clerk of the circuit court under this Section shall be in banks or savings and loan associations doing business in this State. The accounts must be insured by an agency of the United States to the full extent of the amounts held in the accounts. The clerk shall keep complete and accurate records of the amounts deposited with the court in each action and of the accounts containing those deposits. The records and accounts shall be subject to audit, as provided by law. The clerk shall, upon request of any party in an action in which a sum of money has been deposited with the court under this Section, furnish to that party a statement showing the condition of the deposit or of the account containing the deposit.

(c) Payment out of money deposited with the court shall be made only upon order of the court after a finding that:

- (1) the order is consistent with the account records as to the amount involved; and
- (2) the order correctly identifies affected parties and specifies to whom payments are to be made and the amount each is to receive.

(d) No moneys on deposit under this Section shall be paid out except by a check of the clerk.

(e) Orders to pay out may be made under terms and conditions as the court may, in its discretion, deem appropriate, subject to the provisions of this

Section. The orders may be stayed pending appeal upon application under Supreme Court Rule 305.

P.A. 82-280, § 2-1011, added by P.A. 86-1329, § 3, eff. Jan. 1, 1991.

Formerly Ill.Rev.Stat.1991, ch. 110, ¶ 2-1011.

**5/2-1012 to 5/2-1020. §§ 2-1012 to 2-1020.**  
Repealed by P.A. 86-1028, Art. III, § 3-34, eff. Feb. 5, 1990

**PART 10A. MANDATORY ARBITRATION SYSTEM**

- Section
- 5/2-1001A. Authorization.
- 5/2-1002A. Implementation by Supreme Court rules.
- 5/2-1003A. Qualification, appointment, and compensation of arbitrators.
- 5/2-1004A. Decision and award.
- 5/2-1005A. Judgment of the court.
- 5/2-1006A. Uniform Arbitration Act.
- 5/2-1007A. Expenses.
- 5/2-1008A. Evaluation—Report.
- 5/2-1009A. Filing fees.

**Date Effective**

*Part 10A was added by P.A. 84-844, § 1, eff. Jan. 1, 1986.*

**5/2-1001A. Authorization**

§ 2-1001A. Authorization. The Supreme Court of Illinois, by rule, may provide for mandatory arbitration of such civil actions as the Court deems appropriate in order to expedite in a less costly manner any litigation wherein a party asserts a claim not exceeding \$50,000 or any lesser amount as authorized by the Supreme Court for a particular Circuit, or a judge of the circuit court, at a pretrial conference, determines that no greater amount than that authorized for the Circuit appears to be genuinely in controversy.

P.A. 82-280, § 2-1001A, added by P.A. 84-844, § 1, eff. Jan. 1, 1986. Amended by P.A. 88-108, § 5, eff. July 20, 1993.

Formerly Ill.Rev.Stat.1991, ch.110, ¶ 2-1001A.

**5/2-1002A. Implementation by Supreme Court rules**

§ 2-1002A. Implementation by Supreme Court Rules. The Supreme Court shall by rule adopt procedures adapted to each judicial circuit to implement mandatory arbitration under this Act.

P.A. 82-280, § 2-1002A, added by P.A. 84-844, § 1, eff. Jan. 1, 1986.

Formerly Ill.Rev.Stat.1991, ch.110, ¶ 2-1002A.

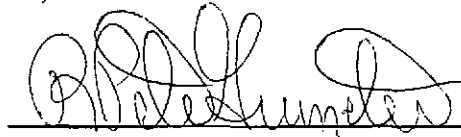
GENERAL ORDER 97-21

In Re: The appointment of M. Karen Simpson, Associate Circuit Judge for the Sixteenth Judicial Circuit.

The Chief Judge of the Sixteenth Judicial Circuit having been advised by the Acting Director of the Administrative Office of the Illinois Courts, that M. Karen Simpson has received the majority of votes of the Circuit Judges for the Sixteenth Judicial Circuit to fill a vacancy in the office of Associate Judge.

IT IS HEREBY ORDERED that M. Karen Simpson is appointed Associate Judge of the Sixteenth Judicial Circuit effective December 1, 1997.

ENTER this 20<sup>th</sup> day of November, 1997.



R. Peter Grometer  
Chief Circuit Judge

CLERK  
KAREN SIMPSON

Nov 21 2 38 PM '97

ENTERED

FILED 103



NOV 21 2 38 PM '97

CLERK

GENERAL ORDER 97 - 20

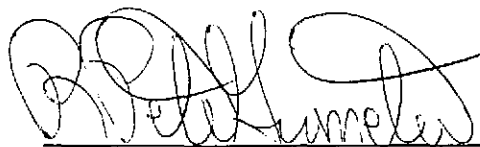
IT IS HEREBY ORDERED THAT:

Section 1. Pursuant to 10 ILCS 5/6-21 of the Illinois Revised Statutes, the Court being advised that the term of G. William Richards as a member of the Board of Election Commissioners of the City of Aurora, Kane, Kendall and Will Counties, Illinois does expire on the first day of December, 1997 and it appearing that said G. William Richards has performed the duties of his office since his appointment as a member of the said Election Commission in a lawful and proper manner, and continues to be a member of one of the two leading political parties of the State of Illinois, the court hereby reappoints G. William Richards as a member of said Election Commission for a period of three (3) years from and after the expiration of his term, and until his successor is appointed.

Section 2. The said G. William Richards shall take his seat on such Board immediately upon filing the oath and bond as set forth in 10 ILCS 5/6-24 of the Illinois Revised Statutes.

Section 3. This order shall take effect December 1, 1997.

ENTER this 20<sup>th</sup> day of November, A.D., 1997.



R. Peter Grometer  
Chief Judge  
16th Judicial Circuit

**GENERAL ORDER 97-19**

IT IS HEREBY ORDERED THAT:

Section 1: Pursuant to Chapter 46, Section 6-21 of the Illinois Revised Statutes, a vacancy having occurred on the Board of Election Commission for the City of Aurora, by reason of the resignation from the Commission of Associate Circuit Judge Donald J. Fabian, and the nominee hereinafter named being a resident of the City of Aurora, County of Kane, State of Illinois for more than two (2) years and otherwise satisfying the requirements of Section 6-21 and 6-22; Associate Circuit Judge Thomas E. Mueller is hereby appointed to fill the vacancy created by reason of the resignation of Associate Judge Donald J. Fabian, as an Election Commissioner of the Board of Election Commissioners of the City of Aurora.

Section 2: This appointment shall take effect immediately.

ENTER this 20 day of November, 1997.



R. Peter Grometer  
Chief Circuit Judge

CLERK  
Kane County, IL

Nov 21 2 38 PM '97

FILED

103

FILED 103

RECEIVED

NOV 4 1 42 PM '97

CIRCUIT CLERK  
KANE COUNTY, ILL.

REVISED

GENERAL ORDER 97-18  
MENTAL HEALTH HEARINGS

IT IS HEREBY ORDERED:

**Section 1.** Effective immediately, with respect to hearings required pursuant to Ch. 405 ILCS Sec.5/3-611 (emergency admission upon certificate), Ch. 405 ILCS 5/3-901 (discharge of mentally ill) and Ch. 405 ILCS 5/4-307 (petition for review of admission of developmentally disabled) concerning the setting of hearing dates; it is ordered that a hearing be and is hereby set on each petition at 9:00 A.M. at the Elgin Mental Health Facility, Elgin, Il., in the Administrative Building on the next Friday following the date of filing of the requisite petition with the Circuit Clerk.

**Section 2.** Effective immediately, with respect to hearings required pursuant to Ch. 405 ILCS 5/3-403 (objection to voluntary discharge) and Ch. 405 ILCS 5/3-509 (review of minors admission) concerning the settling of hearing dates; it is ordered that a hearing be and is hereby set on each petition at 9:00 A.M. at the Elgin Mental Health Facility, Elgin, Il., in the Administration Building on the next Friday following the date of filing of the requisite petition with the Circuit Clerk provided, however, that nothing herein shall be construed as res judicata to foreclose the particular judge assigned to the Mental Health call that day from another interpretation of the words: "upon receipt of the petition" as they determine the time in which the hearing must be held.

**Section 3.** Effective immediately, with respect to hearings required pursuant to Ch. 405 ILCS 5/3-706 (admission by court order), Ch. 405 ILCS 5/4-306 (objection to discharge of adult developmentally disabled), Ch. 405 ILCS 5/4-400-408 (emergency admission of mentally retarded), Ch. 405 ILCS 5/4-502 (c) and 405 ILCS 5/4-505 (admission of mentally retarded by court order), concerning the setting of hearing dates, it is ordered that a hearing be and is hereby set on each matter at 9:00 A.M. at the Elgin Mental Health Facility, Elgin, Il., in the Administrative Building on the next Friday following the date of filing with the Circuit Clerk of the requisite, certificate, petition, report or diagnostic report respectively; provided, however, that nothing herein shall be construed as res judicata to foreclose the particular judge assigned to the Mental Health call that day from another interpretation of the word "receipt" as it determines the time in which the hearing must be held.

**Section 4.** Effective immediately, with respect to the above referenced statutory procedures, and concerning the legal representation of respondent at the specified hearing, it is ordered that the Kane County Public Defender be and hereby is appointed upon the filing of the requisite document specified in the respective statute.

For that purpose notice of the time and place of the hearing shall be served upon the Public Defender together with a copy of the document filed. Once said Public Defender is

appointed said Public Defender shall have access to the court files, and record, and copies thereof may be furnished to said attorney without further order of court. If respondent retains private counsel this appointment of the Public Defender shall be vacated.

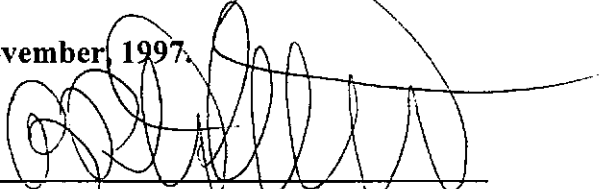
**Section 5.** An order shall be entered in the individual file by the judge presiding at the hearing confirming the appointment of the Public Defender and the setting and referencing this General Order; provided, however, entering such an order is not a condition precedent to the application of this General Order.

**Section 6.** Pursuant to Chapter 405 sections: 5/3 509, 5/3-611, 5/3-901, 5/4-307 and 5/4-407 it is hereby ordered that the Department of Mental Health and Developmental Disabilities through the Facility Director at the facility where the respondent is residing shall be responsible for insuring that notice is sent as required under the relevant statutes (to those persons entitled to notice) and shall provide actual notice until such time as pursuant to Sec.3-201 a form is developed which permits sufficiently reasonable generation of the notice with the Circuit Clerk.

**Section 7.** Pursuant to Chapter 405 sections: 5/3-706 and 5/4-505 it is hereby ordered that the Circuit Clerk shall provide notice to those persons entitled to notice as is required under the relevant statutes and for that purpose the Circuit Clerk may require that the petitioner in each instance provide the Clerk with the requisite forms and information.

**Section 8.** Effective immediately, with respect to all holidays which have been recognized pursuant to general order entered by the Chief Judge, it is ordered that all Mental Health calls which fall on said holidays are hereby continued to the following Monday.

ENTER this 3<sup>rd</sup> day of November, 1997.

  
\_\_\_\_\_  
Chief Judge of Sixteenth Circuit

**GENERAL ORDER 97-18  
MENTAL HEALTH HEARINGS**

FILED 103  
ENTERED  
OCT 28 1 37 PM '97  
CIRCUIT CLERK OF JUDGE  
KANE COUNTY

**IT IS HEREBY ORDERED:**

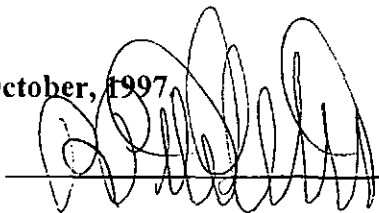
**Section 1.** Effective immediately, with respect to hearings required pursuant to Ch. 405 ILCS 5/3-611 (emergency admission upon certificate), Ch. 405 ILCS 5/3-901 (discharge of mentally ill) and Ch. 405 ILCS 5/4-307 (petition for review of admission of developmentally disabled) concerning the setting of hearing dates; it is ordered that a hearing be and is hereby set on each petition at 9:00 A.M. at the Elgin Mental Health Facility, Elgin, Il., in the Administrative Building on the next Friday following the date of filing of the requisite petition with the Circuit Clerk.

**Section 2.** Effective immediately, with respect to hearings required pursuant to Ch. 405 ILCS 5/3-403 (objection to voluntary discharge) and Ch. 405 ILCS 5/3-509 (review of minors admission) concerning the settling of hearing dates; it is ordered that a hearing be and is hereby set on each petition at 9:00 A.M. at the Elgin Mental Health Facility, Elgin, Il., in the Administration Building on the next Friday following the date of filing of the requisite petition with the Circuit Clerk provided, however, that nothing herein shall be construed as res judicata to foreclose the particular judge assigned to the Mental Health call that day from another interpretation of the words: "upon receipt of the petition" as they determine the time in which the hearing must be held.

**Section 3.** Effective immediately, with respect to hearings required pursuant to Ch. 405 ILCS 5/3-706 (admission by court order), Ch. 405 ILCS 5/4-306 (objection to discharge of adult developmentally disabled), Ch. 405 ILCS 5/4-400-408 (emergency admission of mentally retarded), Ch. 405 ILCS 5/4-502 (c) and 405 ILCS 5/4-505 (admission of mentally retarded by court order), concerning the setting of hearing dates, it is ordered that a hearing be and is hereby set on each matter at 9:00 A.M. at the Elgin Mental Health Facility, Elgin, Il., in the Administrative Building on the next Friday following the date of filing with the Circuit Clerk of the requisite, certificate, petition, report or diagnostic report respectively; provided, however, that nothing herein shall be construed as res judicata to foreclose the particular judge assigned to the Mental Health call that day from another interpretation of the word "receipt" as it determines the time in which the hearing must be held.

**Section 4.** Effective immediately with respect to the above referenced statutory procedures, and concerning the legal representation of respondent at the specified hearing, it is ordered that the Kane County Public Defender be and hereby is appointed upon the filing of the requisite document specified in the respective statute, and once so appointed shall have access to the court files and record and copies thereof may be furnished to said attorney without further order of court.

ENTER this 26 day of October, 1997

  
\_\_\_\_\_  
Chief Judge

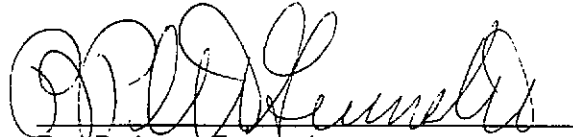
97MR1

GENERAL ORDER 97-17

This General Order 97-17 is to add an additional assignment for Courtroom 110 not previously stated in General Order 97-15 as follows:

The assignment of all Change of Name Petitions will be heard in Courtroom 110.

ENTER this 22nd day of October, 1997.



R. Peter Grometer  
Chief Judge

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OCT 22 1 35 PM '97  
CLERK  
KNOX COUNTY, IL

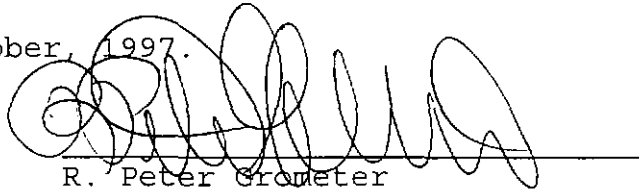
GENERAL ORDER 97-16

Pursuant to the provisions of Ch. 725 of the Illinois Compiled Statutes, Sections 5/108 A-1 and 5/108 B-1, Judges Franklin D. Brewe, Donald J. Fabian, Roger Eichmeier, and Richard J. Larson are hereby assigned the power and authority to issue orders authorizing interceptions of private oral communications.

The authority granted to Judges Brewe, Fabian, Eichmeier and Fabian pursuant to this Order shall remain in full force and effect until further order.

This General Order supersedes General Order 96-37.

ENTER this 21<sup>st</sup> day of October, 1997.



R. Peter Grometer  
Chief Judge

CLERK  
KANE COUNTY, IL

OCT 21 1 36 PM '97

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GENERAL ORDER 97-15

Section One: Pursuant to Supreme Court Rule 21(b) the following Judges are hereby assigned to the Court assignments indicated below:

ADMINISTRATION  
Kane County Judicial Center

Room 301 R. Peter Grometer, Chief Judge  
Ctrm. 211 Administrative Call  
Wednesday 9:00 A.M.  
Back-up Felony Jury Trial  
Judge

CIVIL DIVISION  
Kane County Courthouse

Courtroom 340 Pamela K. Jensen  
Presiding Civil Judge  
Division; L Jury Trials;  
L Bench Trials;  
#3 Backup Judge LM/SC Bench  
and Jury Trials

Courtroom 320 Timothy Q. Sheldon  
L Jury; L Bench Trials;  
#2 Backup Judge LM/SC Bench  
and Jury Trials

Courtroom 310 Gene L. Nottolini  
L Jury Trials; L Bench Trials;  
#1 Backup Judge  
LM/SC Bench and Jury Trials

Courtroom 350 Patrick J. Dixon  
CH, MR, ED, TX, and MC  
cases

Courtroom 110 Melvin E. Dunn  
Probate, Foreclosures,  
Mechanic Lien cases  
Special Settings as Assigned  
by the Chief Judge

Courtroom 120 Donald J. Fabian  
Arbitration Supervision;  
SC/LM cases

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CLERK



FELONY DIVISION  
Kane County Judicial Center

Courtroom 319	Philip DiMarzio Presiding Judge Felony Div. Trial Judge, #4 Misdemeanor, and Mental Health Jury Demand Backup Judge
Courtroom 305	Grant S. Wegner Acting Chief Judge #2 Misdemeanor and Mental Health Jury Demand, Backup Judge, Drug Forfeitures
Courtroom 311	James T. Doyle Trial Judge, #3 Misdemeanor and Mental Health Jury Demand, Backup Judge
Courtroom 313	Donald C. Hudson Trial Judge; #4 Misdemeanor and Mental Health Jury Demand, Backup Judge
Courtroom 203	John L. Petersen Trial Judge; #1 Misdemeanor and Mental Health Jury Demand backup judge; Drug forfeitures
Courtroom 217	Judith M. Brawka Drug Treatment Court Video Arraignment; Bond Reductions, Preliminary Hearings, Violations of Probation; #5 Misdemeanor and Mental Health Jury Demand, Backup Judge, Misdemeanor and Traffic cases as assigned by Chief Judge

TRAFFIC AND MISDEMEANOR DIVISION  
Kane County Judicial Center

Courtroom 211	Richard J. Larson Presiding Judge Traffic and Misdemeanor Division; DUI Trial Judge
Courtroom 209	Franklin D. Brew

Aurora Branch Court                      To be assigned  
Monday - Thursday AM and PM  
Friday AM-Elgin Mental Health  
Friday PM - Special Settings

Elgin Branch Court                      Robert L. Janes

**FAMILY COURT DIVISION**  
**Kane County Judicial Center**

Courtroom 123                      F. Keith Brown  
Presiding Judge Family Div.

Courtroom 101                      James Hallock  
Paternities;  
Return Orders of  
Protection; Special  
Setting; State's Attorney  
Non-Support call; Clerks  
Non-Support call; Domestic  
Violence cases;

Courtroom 111                      Patricia Piper Golden

Courtroom 113                      Kurt Klein

**JUVENILE DIVISION**  
**Kane County Judicial Center**  
**and**  
**Kane County Juvenile Justice Center**

Juvenile Justice Center              Barry E. Puklin  
Delinquency and Detention;  
Backup Abuse and Neglect

Courtroom 005                      Thomas Mueller  
Abuse and Neglect; Backup  
Detention Hearings

**SPECIAL ASSIGNMENT JUDGES**

A. Kane County Courthouse              Roger Eichmeier  
Courtroom 430                      #1 Backup Judge LM/SC cases  
#1 Backup Judge Misdemeanor  
and Mental Health Jury Demand  
cases; Vacation and Illness  
coverage as assigned;  
Miscellaneous Specially  
assigned cases from Chief  
Judge

KENDALL COUNTY

James W. Wilson -  
Presiding Judge  
Thomas E. Hogan

DEKALB COUNTY

John W. Countryman -  
Presiding Judge

Douglas Engel  
James Donnelly  
Wiley W. Edmondson

Section Two: SC and LM cases wherein a jury demand has been filed which involve non-complex issues and evidence may, in the discretion of the SC/LM Judge, be set for trial in Courtroom 120. All other SC/LM Jury Demand cases will be assigned to Room 310.

Section Three: Misdemeanor Jury Demands and Mental Health Jury Demand cases shall be set before Judge Richard J. Larson in Courtroom 203. All Misdemeanor and Mental Health Jury Demand cases shall be set for jury trial on Mondays at 9:00 A.M. in Courtroom 203. All Mental Health and Misdemeanor Jury Demand cases which the Courtroom 203 Judge is unable to try shall be transferred, on that Judges order, to the Chief Judge for reassignment to one of the Special Assignment Judges, or an available Felony Judge in the order of preference established herein.

Section Four: All Presiding Judges of the respective divisions of the circuit are authorized to, and shall, make all assignment orders indicated herein, and all other orders for reassignment of Judges as may be necessary to insure the administration of justice within their respective divisions.

Section Five: Weddings in Kane County shall be conducted Monday through Thursday between the hours of 3:00 P.M. and 4:00 P.M. by all Associate Judges sitting in Geneva, except the Special Assignment Judge. Friday weddings shall be conducted between 1:30 P.M. and 4:00 P.M. on a rotating basis by all Associate Judges except the Special Assignment Judge. Assistant Court Administrator, Kathryn Seifrid, shall prepare a Wedding Schedule commencing with the week of January 2, 1997, which will provide for this method of alternate Wedding Schedules. IT IS THE RESPONSIBILITY OF THE SCHEDULED WEDDING JUDGE TO PROVIDE COVERAGE IN THE EVENT OF AN ABSENCE. The 1997 Wedding Schedule is attached hereto as "Attachment A".

Section Six: Kane County Weekend Bond Calls are assigned to all Associate Judges sitting in Kane County. Kane County Bond Call assignments are as previously set forth in General Order 96-

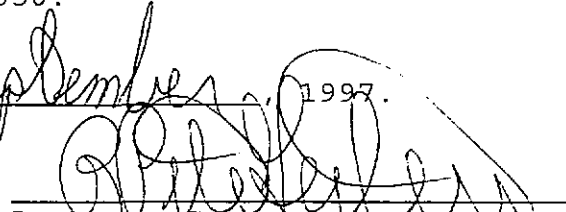
31. Any changes in the published Bond Call schedule must be called to the attention of Kathryn Seifrid no later than the Friday morning before the changed assignment.

Section Seven: The following changes in assignments shall become effective on the following dates:

- A. Changes effective October 14, 1997:  
Judge Dixon to 350 - CH, MR, ED, TX, MC  
Judge Dunn-to 110 Foreclosures, Mechanics Liens,  
and Probate  
Judge Brawka to 217  
Judge Petersen to 203  
Judge Nottolini to 310  
Judge Wegner to 305  
Judge Larson to 211
- B. Changes effective December 1, 1997:  
Judge Janes to Elgin  
Judge Golden to 113  
Judge Eichmeier to Special Assignments - courtroom  
430  
New Associate Judge to Aurora

Section Eight: All P, CH, MR, ED, TX and MC cases pending before other judges of this circuit on recusal from Judge Dunn not currently set for trial within 60 days of this date may be re-assigned by the judge before whom they are currently at to Judge Patrick J. Dixon, courtroom 350.

ENTER this 27<sup>th</sup> day of September, 1997.

  
\_\_\_\_\_  
R. Peter Grometer  
Chief Judge

ENTERED

AUG 27 3 03 PM 1997

CIRCUIT COURT OF KANE COUNTY

GENERAL ORDER 97-14

PURSUANT TO SUPREME COURT RULE 21(b) IT IS HEREBY ORDERED AS FOLLOWS:

Section One: Effective September 15, 1997 all juvenile defendants sentenced on this date and hereafter, and ordered to pay restitution, shall direct their payments to the Office of Circuit Court Clerk of Kane County. In addition, payments made through J.O.R.P. (Juvenile Offender Restitution Program) and A.R.P. (Aurora Restitution program) shall be directed to the Office of the Circuit Court Clerk.

Section Two: Effective September 15, 1997 all juvenile defendants sentenced on this date and hereinafter, and who are ordered to pay case related legal fees shall direct their payments to the Office of the Circuit Court Clerk.

Section Three: The Court Services Department shall be responsible to collect restitution and legal fees on all juvenile defendants sentenced prior to September 15, 1997.

Section Four: In all cases where the defendant is required to make payments for restitution and/or legal fees, the Court Services Department is responsible for the monitoring of the defendants compliance in satisfying the financial obligations as ordered by the court. In the event of non-payment, or failure to pay on a timely basis, the Court Services Department shall begin actions to insure payment of monies as ordered by the court.

Section Five: These rules may also be adopted by DeKalb and Kendall Counties upon the written order of the presiding judge of that county.

ENTER this 26<sup>th</sup> day of August, 1997.

R. Peter Grometer  
Chief Judge

GENERAL ORDER 97-13

FILED  
103  
KANE COUNTY  
JUL 21 3 01 PM '97

Section 1. Victim Impact Panels shall be held in the Multi Purpose Room at the Kane County Judicial Center in English, on the following dates in 1998, commencing at 7:00 p.m.

January 5  
March 2  
May 4

July 6  
September 14  
November 2

Section 2. Victim Impact Panels shall be held in Spanish, in the Multi Purpose Room commencing at 7:00 p.m. on the following dates:

June 8

December 14

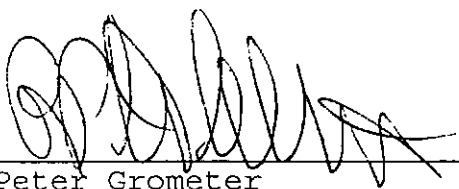
Section 3. Presenters appearing at the Victim Impact Panels shall be paid the sum of \$50.00 per individual, and professional presenters such as doctors, coroner, etc. shall be paid the sum of \$75.00 to cover the expenses such as gasoline, vehicle use, lost time, etc., for attendance at the panel.

Section 4. Until further order, persons attending the Victim Impact Panel shall pay \$10.00 for the cost of such program, including the expense amounts paid to presenters. However, individuals represented by teh Public Defender shall pay \$4.00 to cover the cost of the program.

Section 5. The collection, deposit and disbursement of monies for the operation of the Victim Impact Panel shall be handled by Adult Court Services.

Section 6. This Order is effective 8-21-97.

ENTER this 21 day of August, 1997.

  
\_\_\_\_\_  
R. Peter Grometer  
Chief Judge

GENERAL ORDER 97-12

FILED  
ENTERED  
JUL 10 2 43 PM '97  
CIRCUIT COURT  
KANE COUNTY, ILL.

IT IS HEREBY ORDERED THAT:

A. The Circuit Court for the Sixteenth Judicial Circuit of the State of Illinois, shall adjourn, and the Office of the Clerk of the Circuit Court of the counties of Kane, Kendall, and DeKalb shall be closed on the following legal holidays for the year 1998.

<u>HOLIDAY</u>	<u>OBSERVED ON</u>
New Year's Day	Thursday, January 1, 1998
Day After New Years	Friday, January 2, 1998
Martin Luther King, Jr. Day	Monday, January 19, 1998
Lincoln's Birthday	Thursday, February 12, 1998
Washington's Birthday	Monday, February 16, 1998
Spring Holiday	Friday, April 10, 1998
Memorial Day	Monday, May 25, 1998
Independence Day	Friday, July 3, 1998
Labor Day	Monday, September 7, 1998
Columbus Day	Monday, October 12, 1998
Veteran's Day	Wednesday, November 11, 1998
Thanksgiving Day	Thursday, November 26, 1998
Day Following Thanksgiving	Friday, November 27, 1998
Christmas Day	Friday, December 25, 1998
New Years Day	Friday, January 1, 1999

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court

Entered this 10<sup>th</sup> day of July, 1998.

A true copy of the original of this document is on file in my office

Attest: July 10, 19 97

Deborah Seyller  
Circuit Court Clerk, Kane County, Illinois

By: [Signature]  
Deputy Clerk

[Signature]  
R. Peter Grometer, Chief Judge  
Sixteenth Judicial Circuit

97MR1

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT  
KANE COUNTY, ILLINOIS

ORDER

WHEREAS, the University of Illinois, Jane Addams College of Social Work, has been awarded a grant from the Illinois Juvenile Justice Commission to study the role of gender in the Juvenile Justice process, and

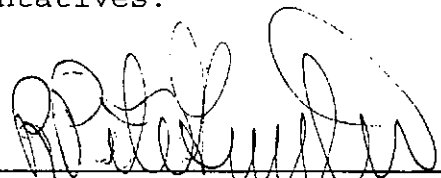
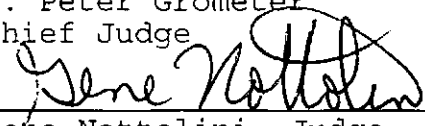
WHEREAS, 705 ILCS 405/1-8(A)(8) authorizes release of Juvenile Court information to "persons engaged in bona fide research, with the permission of the presiding Judge of Juvenile Court, the Chief Judge and the chief executive of the agency that prepared the particular records; provided that publication of such research results in no disclosure of a minor's identity and protects the confidentiality of the record."

WHEREAS, the Court has been provided assurances from the research project managers that their research will not result in the disclosure of any minor's identity and that confidentiality will be protected.

NOW, THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED AS FOLLOWS:

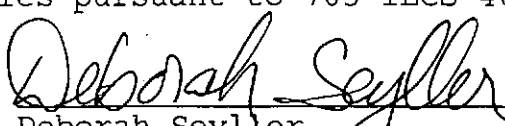
Permission is granted to the Office of the Circuit Clerk, Probation Office, and State's Attorneys's Office to allow access to and the ability to record data from any juvenile delinquency files for cases originating over the last 1-3 years to Robin Bates and her designees and representatives.

DATED 6-30-97

  
\_\_\_\_\_  
R. Peter Grometer  
Chief Judge  
  
\_\_\_\_\_  
Gene Nottolini, Judge

FILED  
JUN 30 4 02 PM '97  
DEBORAH SEYLLER  
CLERK  
KANE COUNTY, IL

I hereby grant permission to above named parties and her representatives engaged in bona fide research at the University of Illinois, Jane Addams College of Social Work, to review impounded juvenile court record files pursuant to 705 ILCS 405/1-8(A)(8).

  
\_\_\_\_\_  
Deborah Seyller  
Clerk of the Circuit Court



97 MR 1

GENERAL ORDER 97-11

Pursuant to Supreme Court Rule 553, it is ordered as follows:

The Clerks of the Circuit Court are authorized to recall warrants as follows:

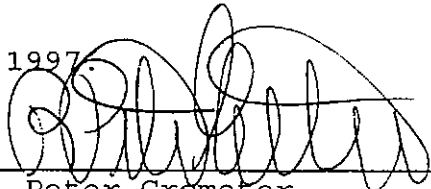
★ 1. In any OV, TR or CM must appear case where a warrant or writ issues ONLY for failure to pay fine and costs, the circuit clerks upon receipt of all applicable fines and costs may endorse on the court file "Warrant for Writ Recalled Pursuant to General Order 97-11" and the warrant or writ shall be recalled without an individual judge's signature.

★ 2. In any OV, TR or CM non-must appear case where a warrant or writ issues for failure to pay fine and costs, the circuit clerks upon receipt of all applicable fines and costs may endorse on the court file "Warrant or Writ Recalled Pursuant to General Order 97-11" and the warrant or writ shall be recalled without an individual judge's signature.

3. This procedure is not applicable to felony proceedings.

4. This order supersedes General Order 91-11 dated April 22, 1991.

ENTERED this 11<sup>th</sup> day of June, 1997.

  
R. Peter Grometer  
Chief Judge

CLERK  
CIRCUIT COURT, ILL.  
JUN 17 10 05 AM '97

FILED

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JUN 6 9 35 AM '97

CIRCUIT CLERK  
KANE COUNTY, ILL.

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT  
KANE COUNTY, ILLINOIS

ORDER

WHEREAS, the Center for Legal Studies at the University of Illinois at Springfield has been awarded a contract from the Illinois Juvenile Justice Commission to conduct a study of access to counsel in the juvenile courts, and

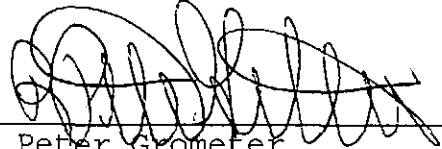
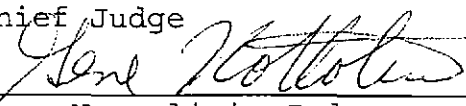
WHEREAS, 705 ILCS 405/1-8(A)(8) authorizes release of juvenile court information to "persons engaged in bona fide research, with the permission of the presiding judge of the juvenile court and the chief executive of the agency that prepared the particular records; provided that publication of such research results in no disclosure of a minor's identity and protects the confidentiality of the record."

WHEREAS, the Court has been provided assurances from the Center for Legal Studies that their research will not result in the disclosure of any minor's identity and that confidentiality will be protected.

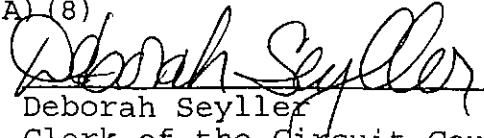
NOW THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED AS FOLLOWS:

Permission is granted to the Office of the Circuit Clerk, Probation Office, and State's Attorney's Office to allow access to and the ability to record data from any juvenile delinquency files for cases originating in calendar year 1995 to Laura Gransky, Frank Kopecky, Richard Schmitz or Pinky Wassenberg of the Center for Legal Studies, University of Illinois at Springfield. Permission is further granted for staff of these respective offices to discuss the cases with the named representatives of the Center for Legal Studies pursuant to authority and restrictions of 705 ILCS 405/1-8(A)(8).

Dated: 5-29, 1997.

  
\_\_\_\_\_  
R. Peter Grometer  
Chief Judge  
  
\_\_\_\_\_  
Gene Nottolini, Judge

I hereby grant permission to above named parties and their representatives engaged in bona-fide research the University of Illinois at Springfield to review impounded juvenile court record files pursuant to 705 ILCS 405/1-8(A)(8)

  
\_\_\_\_\_  
Deborah Seyller  
Clerk of the Circuit Court

STATE OF ILLINOIS )  
 )SS  
COUNTY OF KANE )

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL  
CIRCUIT - KANE COUNTY  
ILLINOIS

CLERK  
OFFICE

MAY 28 9 42 AM '97

FILED 103


ORDER FOR RELEASE OF RECORDS

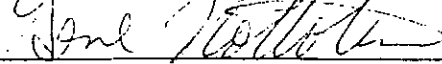
The Court finds that the research project conducted on behalf of the Illinois Juvenile Justice Commission by the National Council on Crime and Delinquency (NCCD) and the Mental Health Services and Policy Program of the Northwestern University Medical School (Northwestern), are engaged in a bona fide research project as authorized by 705 ILCS 405/1-8(A) (8).

IT IS HEREBY ORDERED that Ms. Carol Latham and/or Joel Ehrlich, and other individuals designated by them who are affiliated with National Council on Crime and Delinquency (NCCD) and the Mental/Health Services and Policy Program of the Northwestern University Medical School (Northwestern) are granted permission and leave to view and examine and copy impounded juvenile court records for the sole purpose of said research project.


IT IS FURTHER ORDERED that the Probation and Court Services Department for the Sixteenth Judicial Circuit of Illinois (Kane County only) is authorized to release all juvenile court and detention records as may be required by the NCCD or Northwestern in furtherance of said research project.

Publication of dissemination of the results of this research shall in no way disclose the identity of any minor or violate the confidentiality of the juvenile court records.

ENTER:   
Chief Judge R. Peter Grometer

ENTER:   
Judge Gene Nottolini

I hereby grant permission to representatives of the above entities engaged in the NCCD/Northwestern Juvenile Justice Projects to review impounded juvenile court records pursuant to 705 ILCS 405/1-8(A) (8).

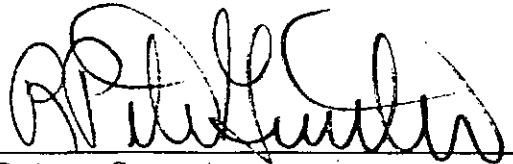
ENTER:   
Deborah Seyller  
Clerk of the Circuit Court

GENERAL ORDER 97-10

This matter coming on to be heard on the Motion of the Honorable Michael H. Lyons, Judge, Retired, as receiver for the cases of Attorney Thomas E. Orr, who died on March 27, 1997, for the issuance of a General Order staying any and all applicable statutes of limitation or limitations on times for appeal and to stay any proceedings in such cases pursuant to Supreme Court Rule 776 (c), and the Court being fully advised in the premises:

IT IS HEREBY ORDERED that said Motion is granted and all matters are stayed for a period of 60 days from the date hereof.

Dated this 29th day of May, 1997.



R. Peter Grometer  
Chief Judge

Applicable cases as discovered to date:  
Victoria Manion v. Scott Mejia - 97 DKA 352, 354  
People v. Dean Herra - 96 CF 593

FILED  
MAY 29 11 21 AM '97  
103

STATE OF ILLINOIS )  
 ) SS  
COUNTY OF KANE )

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL  
CIRCUIT - KANE COUNTY,  
ILLINOIS

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DEBORAH SEYLLER  
CLERK

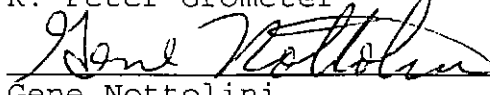
ORDER

The Court finds that the University of Illinois, University of Michigan and The Institute for Juvenile Research in Chicago pursuant to a grant from the National Institute of Health and Mental Health is engaged in a bonafide research project of monitoring the effect of a violence prevention curriculum instituted through the Metropolitan Area Child Study as authorized by 705 ILCS 405\1-8(A) (8).


IT IS HEREBY ORDERED that Ms. Ellen Wentland and other individuals designated by her who are affiliated with the Metropolitan Area Child Study through the above named educational institutions are granted permission and leave to view and examine impounded juvenile court records for the sole purpose of monitoring research data described above.

Publication or dissemination of the results of this research shall in no way disclose the identity of any minor or violate the confidentiality of the juvenile court records.

ENTER:   
R. Peter Grometer

ENTER:   
Gene Nottolini  
Presiding Judge Juvenile Ct.

I hereby grant permission to representatives of the above educational institutions engaged in the Metropolitan Area Child Study to review impounded juvenile court records pursuant to 705 ILCS 405\1-8(A) (8).

ENTER:   
Deborah Seyller  
Clerk of the Circuit Court

GENERAL ORDER 97-9

Section One: The Kane County Juvenile Justice Center is primarily a detention facility and the rules of said building require no gang colors, insignia or any apparel that could signify gang affiliation or opposition. This rule is designed for safety and the orderly operation of a secured facility.

Section Two: As a result of the above detention facility rule, the Court orders that there shall be NO sports team shirts, jerseys, sweatshirts, jackets, insignia or reference to any group or group related organization. This order applies to commercial trademarks, logos, sports or entertainment apparel. No jewelry names, alphabet letters, or numbers shall be exhibited in this building.

Section Three: Violations of this order may be sanctioned by criminal and civil contempt of court.

Signed this 31<sup>st</sup> day of March, 1997.

  
\_\_\_\_\_  
R. Peter Grometer  
Chief Judge

  
\_\_\_\_\_  
Gene Nottolini  
Presiding Judge Juvenile Division

CLERK  
KANE COUNTY, IL

APR 1 10 44 AM '97

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GENERAL ORDER 97-8

Unless otherwise ordered by a Court, in order to protect the public safety and the health of courthouse personnel and the general public, General Order 95-20 is hereby amended.

1. All inmates of the Kane County Correctional Center shall be skin tested for tuberculosis.

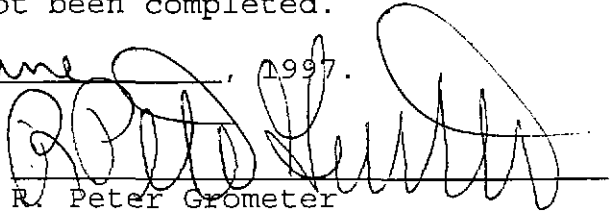
2. All inmates transported to any court prior to administration and reading of the test shall be required to wear a protective mask.

3. In the event of a positive skin test, no inmate shall be transported to any court until protocol for screening of positive tuberculosis skin test has been accomplished, and there is clearance of inmate for transportation to court by the Public Health Department or medical personnel.

4. Anyone who refuses to participate in the testing process shall not be transported to any court and may be deemed physically unfit for trial. The Judge may order the test administered.

5. The Sheriff and any Judge before whom the inmate is appearing shall have the authority to order masked any inmate if the skin test is positive or has not been completed.

ENTER this 9th day of June, 1997.

  
R. Peter Grometer  
Chief Judge

CLERK  
KANE COUNTY, ILL.

JUN 9 1 53 PM '97

FILED 103

GENERAL ORDER 97-7

Section One: Pursuant to Supreme Court Rule 21(b) the following judges are hereby assigned to the court assignments indicated below:

TRAFFIC AND MISDEMEANOR DIVISION  
Kane County Judicial Center

Courtroom 211

Grant S. Wegner  
Presiding Judge Traffic  
and Misdemeanor Division.  
D.U.I. Trial Judge.

JUVENILE DIVISION  
Kane County Judicial Center

Courtroom 201

R. Peter Grometer  
Wednesday A.M. and P.M.  
Abuse and Neglect;  
Back-up Detention  
Hearings.


KENDALL COUNTY

Thomas E. Hogan;  
Thomas E. Mueller;  
Wednesday A.M. and P.M.  
only.

Section Two: This Order becomes effective March 24, 1997.

Section Three: All provisions of General Order 96-31 not inconsistent with this Order remain in full force and effect.

ENTER this 27<sup>th</sup> day of February, 1997.

  
R. Peter Grometer  
Chief Judge

CIRCUIT CLERK  
KANE COUNTY, IL

FEB 27 1 35 PM '97

ENTERED

FILED 93



GENERAL ORDER 97-6

Section One: Those persons hereinafter named are appointed and are authorized to appear in court on behalf of those defendants to whom they are from time to time assigned by order of court.


Section Two: Those persons herein designated as back up counsel may appear in place of the designated court appointed counsel when the circumstances confronting appointed counsel may deem necessary.

Section Three: Those persons as court appointed counsel together with the indication of their back up counsel, are as follows:

- |                          |  |
|--------------------------|--|
| Shari Clancy Bertane --- | Josette Skelnick<br>Mike Kalland       |
| Jay Wiegman ---          | Carole Grahn-Hayes<br>Charles Marshall |
| Kevin Busch ---          | Frank Giampoli<br>Michael Blake        |
| Carole Grahn Hayes ---   | Jay Wiegman<br>Linda Holtzrichter      |

Section Four: This order shall be effective February 1, 1997 to December 31, 1997.

ENTER this 27 day of February, 1997.

  
 \_\_\_\_\_  
 R. Peter Grometer  
 Chief Judge

FILED 201  
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 CIRCUIT CLERK  
 KANE COUNTY, IL

IN THE CIRCUIT COURT FOR THE 1<sup>st</sup> JUDICIAL CIRCUIT

KANE COUNTY, IL.

97MRI

GENERAL ORDER 97 - MR1

IT IS HEREBY ORDERED THAT:

The Village Hall of the Village of East Dundee located at 120 Barrington Avenue is hereby designated a place for holding court for purposes of the hearings of the Municipal Officers Electoral Board of the Village of East Dundee as constituted pursuant to the Illinois Election Code.

The terms and conditions of this Order shall be effective commencing Monday, February 3, 1997, and until further order of this court.

*conclusion of hearings on objections to petitions for nomination in the Village of East Dundee of the consolidated election to be held on the 1<sup>st</sup> day of April, 1997*

ENTER this 31st day of January, 1997.

*[Signature]*  
Peter Grometer, Chief Circuit Judge

FILED  
JAN 31 9 27 AM '97  
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CLERK  
KANE COUNTY, ILL.

GENERAL ORDER 97-5  
REVISED FROM GENERAL ORDER 96-2

Section One: Pursuant to 55 ILCS 5/5-110(d) and (e); the court has been collecting fees from individuals who plead guilty or are found guilty of the offense of Driving Under the Influence of Alcohol; the statute provides that,

...[t]he proceeds of this fee shall be placed in the County General fund and used to finance education programs related to driving under the influence of alcohol or drugs."

Section Two: Kane County Ordinance 93-170, enacted on June 8, 1993, provides that the Clerk of the Circuit Court shall charge and collect a \$100.00 fee for second and subsequent violations of Section 11-501, and that "[t]he proceeds of this fee shall be placed in the County General Fund and used to finance education programs related to driving under the influence of alcohol or drugs."

Section Three: Such sums shall be held by the Treasurer of Kane County, and be disbursed for alcohol and drug education programs pursuant to the ordinance and statute, upon the order of the Chief Judge.

Section Four: In making recommendations to the court regarding funding for education programs related to driving under the influence of alcohol or drugs, the criteria to be applied by the Kane County Task Force on Drinking and Driving shall include the following:

- (a) All applicants must have been deemed and received 501(c)3 not for profit status in order to receive consideration for eligibility; lack of such status shall preclude any group or organization from consideration of allocation of funding.
- (b) The potential effectiveness of the program;
- (c) The cost and cost-effectiveness of the program;
- (d) The number of persons who will be served by the program;
- (e) The standing and abilities of the organization which will be running the program;
- (f) Geography; in other words, allocating funding in a fair distribution between all areas of our county.

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CLERK OF CIRCUIT COURT  
KANE COUNTY, ILL.

If after consideration of criteria items A-F the Task Force finds a program sufficiently worthy of funding, such program shall become eligible for the aforementioned funding so long as drug and alcohol education related in driving under the influence is a substantial part of the program.

Section Five: Any request for funding from this Alcohol Fund shall be submitted first to the Court Administrator.

- (a) If the request seeks less than \$500.00 the Deputy Court Administrator shall forward the request to the presiding judge in "DUI Court", courtroom 203, for his review and recommendation, and the presiding judge in DUI court shall then submit the request, with his or her recommendation to the Chief Judge.
- (b) If the request seeks more than \$500.00 then the Deputy Court Administrator shall send copies of the request to the members of the Kane County DUI Task Force, which has agreed to review such requests at the meeting following receipt for the request, and submit a resolution to the Kane County Judicial Committee for its consideration of each allocation.

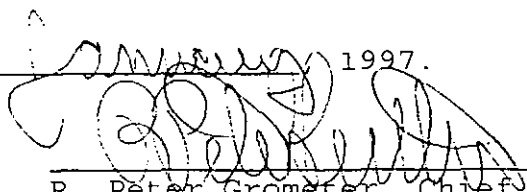
Section Six: All grants made pursuant to the provisions of 55 ILCS 5/5-110(d) and (e), and this General Order shall have a maximum eligibility of \$5,000.00 per program.

Section Seven: All groups or organizations which receive funding pursuant to 55 ILCS 5/5-110(d) and (e), and this General Order shall be subject to audit.

Section Eight: The Chief Judge shall maintain ultimate responsibility for determining whether a disbursement shall be made from the Alcohol Fund.

Section Nine: Any person or organization wishing to communicate support for, or opposition to a particular application for funding for the Alcohol Fund, may do so by writing a letter addressed to the Deputy Court Administrator.

ENTER this 31<sup>st</sup> day of January 1997.

  
\_\_\_\_\_  
R. Peter Grometer, Chief Judge

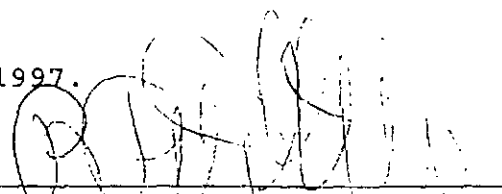
GENERAL ORDER 97-4

APPOINTMENT OF COURT REPORTER

Pursuant to Illinois Revised Statutes, Chapter 37, Paragraph 654, the following person is hereby appointed as an Official Court Reporter for the Sixteenth Judicial Circuit, commencing February 6, 1997.

VICKI COHEN

ENTER this 24 day of January, 1997.

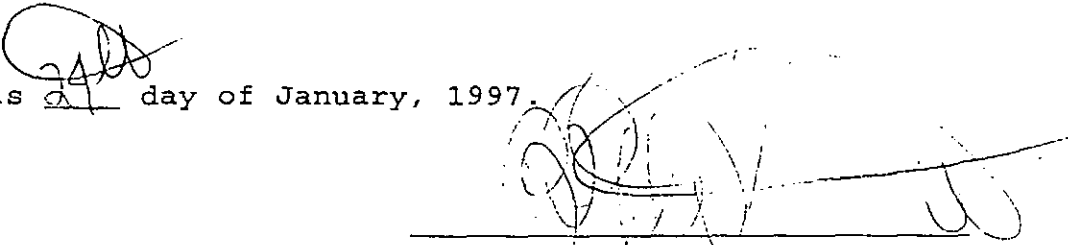
  
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R. Peter Grometer  
Chief Circuit Judge

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JAN 27 9 29 AM '97  
CIRCUIT CLERK  
KAP... 1977

GENERAL ORDER 97-3  
AMENDING GENERAL ORDER 96-23  
MARCH MEETING DATE

The March 3, 1997 meeting date of the Gang Impact Panel is hereby rescheduled to meet on MARCH 24, 1997 at 5:30 p.m., Multi-Purpose Room, Kane County Judicial Center, 37W777 Route 38, St. Charles, Il.

ENTER this 24 day of January, 1997.

  
R. Peter Grömeter  
Chief Judge

FILED 103  
JAN 24 2 31 PM '97  
CLERK  
KANE COUNTY, ILL.  
44

97 MR 1

GENERAL ORDER 97-2

IT APPEARING that extremely heavy snow fall has made all roads in the County impassable; and

IT FURTHER APPEARING to the Court that the Chief Judge and Chairman of the Kane County Board, have ordered that all Court and County facilities be closed.

IT IS THEREFORE ORDERED that the Kane County Courts shall be and will remain closed on January 16, 1997.

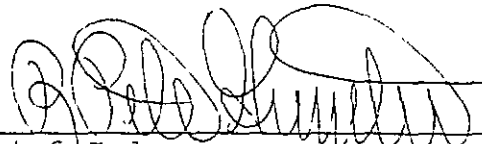
IT IS FURTHER ORDERED that all traffic tickets shall be continued to the Officer's next court date, and that the Clerk of said Court shall send all defendant notice of such continuance;

IT IS FURTHER ORDERED herein that all summonses having been served with a return date of January 16, 1997 shall be returnable on the next court day;

IT IS FURTHER ORDERED that the time for the filing of all other documents required to be filed on or before said date of January 16, 1997, be and the same hereby is extended to the next court date;

IT IS FURTHER ORDERED that all matters set for hearing on this date shall be and the same hereby are continued to the next court day, or to such further date as may be agreed upon by the parties, or a new notice for hearing served therein.

ENTER: January 17, 1997

  
\_\_\_\_\_  
Chief Judge

FILED 103  
JAN 17 9 35 AM '97  
CLERK  
KANE COUNTY, ILL.  
44

GENERAL ORDER 97-1

IN THE CIRCUIT COURT FOR THE 16th JUDICIAL CIRCUIT,  
OF THE STATE OF ILLINOIS

JAN 30 2 49 PM '97  
CLERK

FILED 103

IN THE MATTER OF THE APPOINTMENT )  
OF R. PETER GROMETER, AS THE CHIEF )  
JUDGE OF THE 16th JUDICIAL CIRCUIT )  
OF THE STATE OF ILLINOIS. )

The majority of the Circuit Judges in and for the Sixteenth Judicial Circuit of the State of Illinois, having voted to appoint R. Peter Grometer to be the Chief Judge of the Sixteenth Judicial Circuit of the State of Illinois, does hereby appoint R. Peter Grometer, Chief Judge of the Sixteenth Judicial Circuit, Illinois, effective December 2, 1996.

ENTER this 14th day of January, 1997.

Gene Nottolini  
Gene Nottolini

Patrick J. Dixon  
Patrick J. Dixon

Philip L. DiMarzio  
Philip L. DiMarzio

Timothy Q. Sheldon  
Timothy Q. Sheldon

Pamela K. Jensen  
Pamela K. Jensen

Barry E. Puklin  
Barry E. Puklin

James T. Doyle  
James T. Doyle

Melvin E. Dunn  
Melvin E. Dunn

James M. Wilson  
James M. Wilson

Grant S. Wegner  
Grant S. Wegner

John Countryman  
John Countryman

F. Keith Brown  
F. Keith Brown

Douglas Engel  
Douglas Engel

Thomas E. Hogan  
Thomas E. Hogan



FILED 103

ENTERED

APR 28 10 58 AM '97

CIRCUIT CLERK  
KANE COUNTY, IL

GENERAL ORDER - 96-38

IT IS HEREBY ORDERED THAT:

Section 1. Pursuant to Chapter 10 ILCS 5/6-21, the Court being advised that the term of Louvenia Erves as a member of the Board of Election Commissioners of the City of Aurora, Kane County, Illinois does expire on the first day of December, 1996 and it appearing that said Louvenia Erves has performed the duties of her office since her appointment as a member of the said Election Commission in a lawful and proper manner, and continues to be a member of one of the two leading political parties of the State of Illinois, the Court hereby reappoints Louvenia Erves as a member of said Election Commission for a period of three (3) years from and after the expiration of her term, and until her successor is appointed.

Section 2. The said Louvenia Erves shall take her seat on such Board immediately upon filing the oath and bond as set forth in Section 5/6-24 of Chapter 10 of ILCS.

Section 3. This order shall take effect December 1, 1996.

ENTER this 27 day of November, A.D., 1996.

  
\_\_\_\_\_  
Chief Circuit Judge

I, Louvenia Erves, do solemnly swear that I am a citizen of the United States, and have resided in the City of Aurora, County of Kane, and the State of Illinois, for a period of at least 33 years last past, and that I am a legal voter and householder in said City and State. That I will support the Constitution of the United States and of the State of Illinois, and the laws passed in Pursuance thereof, to the best of my ability, and will faithfully and honestly discharge the duties of the office of Election Commissioner for said City.

*Louvenia Erves*  
\_\_\_\_\_  
Louvenia Erves

96 MR1

# REQUEST FOR AUTHORITY TO ASSIGN ASSOCIATE JUDGE

Pursuant to Supreme Court Rule 295, I hereby request authority to assign Associate Judge Kurt P. Klein, for the period from 9-23-96 to 6-30-99, to conduct trials of criminal cases in which the defendant is charged with an offense punishable by imprisonment for more than one year.

I need such authority for the following reasons:

The workload of the Circuit Judges of the Felony Division requires such assignment.

Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

FILED  
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NOV 6 7 47 AM '96  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

10-15-96  
Date

16th  
Circuit

*[Signature]*  
Chief Judge's Signature

## SUPREME COURT ACTION

It is hereby ordered that from September 23, 1996 to June 30, 1999 the above named Associate Judge is granted authority to conduct trials of criminal cases in which the defendant is charged with an offense punishable by imprisonment for more than one year.

Dated this 24th day of October, 19 96.

*Michael A. Bilandic*

Chief Justice, Supreme Court of Illinois

I, Juleann Hornyak, Clerk of the Supreme Court of the State of Illinois, and keeper of the records, files and Seal thereof, do hereby certify the foregoing to be a true copy of an Assignment Order filed in this office on the 25th day of October, 19 96.

*Juleann Hornyak*

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the Seal of said Court this

[SEAL] Supreme Court of Illinois

25th day of October, 1996.

# State of Illinois Supreme Court

SEP 20 1996

At a Term of the Supreme Court, begun and held in Springfield, on Monday, the 9th  
day of September, 19 96.

Present: Michael A. Bilandic, Chief Justice	
Justice Benjamin K. Miller	Justice James D. Heiple
Justice Charles E. Freeman	Justice Moses W. Harrison II
Justice Mary Ann G. McMorrow	Justice John L. Nickels

M.R. 1403

In re: Judicial Vacancy

Order

Pursuant to the authority of section 12, subsection (c) of article VI of the Constitution of this State, the following appointment is made:

Circuit Judge of the Sixteenth Judicial Circuit, at Large

Effective immediately, and terminating December 2, 1996, the Honorable F. Keith Brown, Associate Judge of the Sixteenth Judicial Circuit, is appointed Circuit Judge of the Sixteenth Judicial Circuit, at Large, to fill the position formerly held by the Honorable Kurt P. Klein, who had been appointed to fill the vacancy created by the retirement of the Honorable Michael F. O'Brien.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the Seal of said Court this 23rd day of September, 1996.

*Juleanni Hornyak*  
Clerk,

Supreme Court of the State of Illinois.

FILED  
SEP 23 1996  
CLERK  
44

**FILED**

SEP 23 1996

SUPREME COURT CLERK

96 MR 12

# State of Illinois Supreme Court

At a Term of the Supreme Court, begun and held in Springfield, on Monday, the 13th  
day of May, 1996.

Present: Michael A. Bilandic, Chief Justice  
Justice Benjamin K. Miller                      Justice James D. Heiple  
Justice Charles E. Freeman                      Justice Moses W. Harrison II  
Justice Mary Ann G. McMorrow                      Justice John L. Nickels

M.R. 1403

In re: Judicial Vacancy

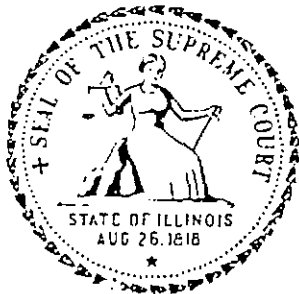
Order

FILED 32  
ENTERED  
AUG 6 7 48 AM '96  
JAN EARRISON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

Pursuant to the authority of section 12, subsection (c) of article VI of the Constitution of this State, the following appointment is made:

Circuit Judge of the Sixteenth Judicial Circuit, at Large

Effective August 15, 1996, and terminating December 2, 1996, the Honorable Thomas E. Hogan is appointed Circuit Judge of the Sixteenth Judicial Circuit, at Large, to an additional judgeship created by Public Act 89-401 (705 ILCS 35/2h(c)).



IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the Seal of said Court this 2nd day of August, 1996.

*Juleann Hornyak*  
Clerk,  
Supreme Court of the State of Illinois.

**FILED**

AUG 2 1996

SUPREME COURT CLERK

96 m 2 1

# State of Illinois Supreme Court

At a Term of the Supreme Court, begun and held in Springfield, on Monday, the 13th  
day of May, 1996.

Present: Michael A. Bilandic, Chief Justice  
Justice Benjamin K. Miller                      Justice James D. Heiple  
Justice Charles E. Freeman                      Justice Moses W. Harrison II  
Justice Mary Ann G. McMorrow                      Justice John L. Nickels

M.R. 1403

In re: Judicial Vacancy

Order

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COURT CLERK  
KANE COUNTY, IL

32

Pursuant to the authority of section 12, subsection (c) of article VI of the Constitution of this State, the following appointment is made:

Circuit Judge of the Sixteenth Judicial Circuit, at Large

Effective August 15, 1996, and terminating December 2, 1996, the Honorable Timothy Q. Sheldon is appointed Circuit Judge of the Sixteenth Judicial Circuit, at Large, to an additional judgeship created by Public Act 89-401 (705 ILCS 35/2h(c)).



IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the Seal of said Court this 2nd day of August, 1996.

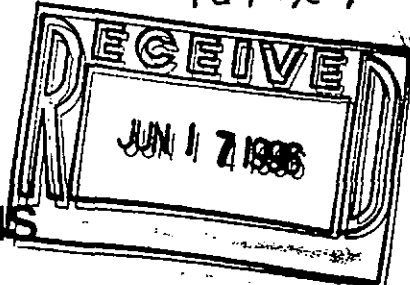
*Julianne Honyal*  
Clerk,  
Supreme Court of the State of Illinois.

**FILED**

AUG 2 1996

SUPREME COURT CLERK

96 MR 1



M.R. 898  
IN THE  
SUPREME COURT OF ILLINOIS

Judicial Assignment Order  
Intercircuit Assignments

On the request of Honorable Michael R. Galasso, Chief Judge of the Eighteenth Judicial Circuit, that a judge of another judicial circuit be assigned for the sole purpose of impaneling and overseeing the special grand jury in the matter of *In the Application for Appointment of a Special Prosecutor*, No. 95 MR 807, and the Supreme Court having determined that the public necessity so requires;

IT IS ORDERED that Honorable Philip L. Di Marzio, of the Sixteenth Judicial Circuit, Kane County, is hereby assigned to the Circuit Court of the Eighteenth Judicial Circuit, DuPage County, on such dates as may be necessary to impanel and oversee the special grand jury in above-named case.

Dated this 12th day of June, 1996.

*Michael A. Bilandic*

Chief Justice, Supreme Court of Illinois

FILED  
JUN 17 11 17 AM  
CLERK OF THE SUPREME COURT  
KANE COUNTY, ILL.

32

I, Juleann Homyak, Clerk of the Supreme Court of the State of Illinois, and keeper of the records, files and Seal thereof, do hereby certify the foregoing to be a true copy of an Assignment Order filed in this office on the 13th day of June, 1996.

*Juleann Homyak*

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the Seal of said Court this

[SEAL] Supreme Court of Illinois

13th day of June, 1996

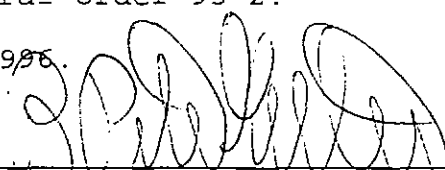
GENERAL ORDER 96-37

Pursuant to the provisions of Ch. 725 of the Illinois Compiled Statutes, Sections 5/108 A-1 and 5/108 B-1, Judges Thomas E. Hogan and Franklin D. Brewe, are hereby assigned the power and authority to issue orders authorizing interceptions of private oral communications.

The authority granted to Judges Hogan and Brewe pursuant to this Order shall remain in full force and effect until further order.

This General Order supersedes General Order 95-2.

ENTER this 7<sup>th</sup> day of December, 1996.

  
\_\_\_\_\_  
R. Peter Grometer  
Chief Judge

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1996

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CLERK



GENERAL ORDER 96-36

IT IS HEREBY ORDERED that the following post-arraignment felony cases shall be assigned to courtroom 305 commencing December 2, 1996:

**Section 1:** Cases in which the highest class felony charged is an alleged violation of the Controlled Substances Act or the Cannabis Control Act.

**Section 2:** Cases in which alleged violations of the Controlled Substances Act or Cannabis Control Act are joined with charges of Unlawful Use of Weapons or other weapons possession charges as the only felony offenses charged.

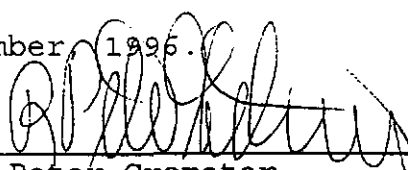
**Section 3:** If a defendant has more than one case pending the lowest numbered case governs the assignment. However:

- a. If the State elects to prosecute first a higher numbered case of the type described in paragraphs one or two above, all cases shall be transferred to courtroom 305. Upon completion of that prosecution, the remaining cases shall be transferred back to the original felony trial court.
- b. If the lowest numbered case is of the type described in paragraph one or two above, and the State elects to prosecute first a higher numbered case not of that type, all cases shall be transferred to the Presiding Judge of the Criminal Division for reassignment.

**Section 4:** All petitions to violate probation in which probation was granted in courtroom 305 after December 2, shall be assigned to courtroom 305.

**Section 5:** All controlled substances and cannabis related forfeiture proceedings.

DATED this 25<sup>th</sup> day of November, 1996.

  
R. Peter Grometer  
Acting Chief Judge

CIRCUIT COURT CLERK  
KANE COUNTY, IL

Nov 25 2 35 PM '96

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GENERAL ORDER 96-35

It is hereby ordered that the following divisions of the Circuit Court for the 16th Judicial Circuit, Kane County, Illinois shall meet on following schedules at the times and places specified herein:


**Section 1:** Civil Division: The first Thursday of every month commencing December 5, 1996 and monthly thereafter. Meetings to commence at 7:30 A.M. in Courtroom 310 of the Kane County Courthouse.


**Section 2:** Felony Division: The second Thursday of every month commencing December 12, 1996 and monthly thereafter. Meetings to commence at 7:30 A.M. in Room 319 of the Kane County Judicial Center.

**Section 3:** Family Division: The third Thursday of every month commencing December 19, 1996 and monthly thereafter. Meetings to commence at 7:30 A.M. in Room 123 of the Kane County Judicial Center.

**Section 4:** Traffic and Misdemeanor Division: The fourth Thursday of every month commencing January 23, 1997 and monthly thereafter. Meetings to commence at 4:00 P.M. in Room 209 of the Kane County Judicial Center.

Judges assigned to each division are expected to attend their respective divisional meetings. Other Judges of the Circuit may attend. The Chief Judge or Acting Chief Judge shall also attend. The presiding judge of the division shall establish the agenda and preside at the meeting.

DATED this  day of November, 1996.



R. Peter Grometer  
Acting Chief Judge

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CIRCUIT COURT CLERK  
KANE COUNTY, IL

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GENERAL ORDER 96-33

PROBATE & CHANCERY COURT CHANGES

Effective December 2, 1996

The following schedule shall apply to all Probate (P), Chancery (CH), Miscellaneous Remedies (MR), Eminent Domain (ED), Tax (TX), & Municipal Corporations (MC).

1. All probate and chancery court matters will be heard in court room 350 at the main court house, 100 S. Third Street, Geneva, Illinois 60134. Inquiries relating to matters other than probate may be addressed to the division secretary at 630-232-3441. Inquiries relating to probate matters should be directed to Paralegal Dorothy Mahr at 630-232-3461. The fax number for both departments within the division is 630-232-0375.

2. Scheduling shall be as follows:

A. Routine matters, matters of course, agreed orders, status and settings for hearing or trial and similar matters:

1) PROBATE: Schedule through Paralegal Dorothy Mahr 630-232-3461. These matters will be heard at 9:00 a.m. on Tuesday and Thursdays of each week subject to the judges calendar.

2) CH, ED, MR, TX And MC cases are to be scheduled through the Scheduling Department (630) 232-3470. These matters will be addressed on Monday, Wednesday & Friday at 9:30 a.m. and on Tuesdays & Thursdays at 10:30 a.m.

DO NOT SIMPLY select a date without proper scheduling. The file will not be in court and the matter will not be heard.

A. Foreclosures will be heard on Thursdays at 10:30 a.m. and on Fridays at 9:30 a.m. together with other matters that may come before the court at that time.

B. Sheriff's sales will be held on Fridays at 9:00 a.m.

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CLERK OF COURT  
GENEVA, ILLINOIS

- C. Jury Trials will be begin on Mondays at 10:30 a.m. In cases where a bus is needed to transport jurors to site inspection arrangements and costs are the responsibilities of counsel.
- D. Emergency matters will be heard on a "time available" basis. Whether a matter is an "emergency" will be determined by the court and appropriate sanctions imposed for abuse of the claim of emergency.
- E. Hearing dates and trial dates will be set by order of court.
- F. All cases must have a future date scheduled for purposes of tracking the files. All orders disposing of cases should include the words "strike pending dates."
- G. Name changes will be heard on Monday, Wednesday & Friday only.
- H. Supreme Court Rule 137 is alive and well. ALL PAPERS must be signed in accordance with that rule.
- I. In the event of conflict between any of the rules contained herein and the rules of the Circuit Court for the Sixteenth Judicial Circuit as amended and published those circuit rules shall apply.

Dated this 31<sup>ST</sup> day of October 1996.

  
\_\_\_\_\_  
Judge Melvin E. Dunn

  
\_\_\_\_\_  
Judge R. Peter Grometer, Acting Chief Judge

96MRI

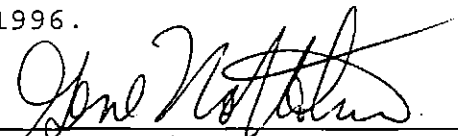
GENERAL ORDER 96-33

IT IS HEREBY ORDERED that by a majority vote of the Circuit Judges of the Sixteenth Judicial Circuit, the attached court rules regarding Family Law are adopted in and for Kane County.

IT IS FURTHER ORDERED that these rules may be adopted by DeKalb and Kendall Counties upon the written order of the Presiding Judge of that County.

ENTER this 29th day of October, 1996.

*more Pro tone  
Sept 10, 1996*



Gene Nottolini  
Chief Judge

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ENTERED 44  
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CIRCUIT COURT CLERK  
KANE COUNTY, IL

**IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT  
KANE COUNTY, ILLINOIS**

**DISCOVERY RULES IN FAMILY LAW CASES**

**1.01 POLICY:** It is the policy of the Family Division, Kane County, Illinois, Sixteenth Judicial Circuit to assign a pro-active duty to each party to provide essential financial information to the other party, and to provide for more economical litigation for the parties.

**1.02 APPLICATION OF DISCOVERY RULES IN FAMILY LAW CASES:** The DISCOVERY RULES IN FAMILY LAW CASES shall apply to all the following matters: dissolution of marriage proceedings and legal separation proceedings unless compliance is excused by order of court on its own motion or on motion of a party for good cause shown. The Rules may further apply to actions to establish or declare parentage and to post-judgment proceedings for modification or termination of maintenance; modification of child support; educational contributions; contributions to medical, dental or psychological expenses; insurance expenses or reimbursement; and all other pleadings raising financial issues; but the Rule shall apply in these cases only upon order of court on motion of either party or on the court's own motion. These discovery rules do not apply to **Joint Simplified Dissolution** 750 ILCS 5/451 et seq. or to precipae for summons.

**1.03 PRO-ACTIVE DISCOVERY:** Within twenty-one (21) days of the filing of the defendant's general appearance or responsive pleading in any family law case as defined in paragraph 1.02 above, each party shall serve upon all parties entitled to notice the completed **COMPREHENSIVE FINANCIAL STATEMENT** in the form established by these Rules and each party shall file with the Clerk of the Circuit Court within seven (7) days thereafter a certificate of completion and of service (in the form as attached) certifying that the **COMPREHENSIVE FINANCIAL STATEMENT** has been completed and setting forth the date on which the completed **COMPREHENSIVE FINANCIAL STATEMENT** was served upon the opposing party. The **COMPREHENSIVE FINANCIAL STATEMENT** shall not be filed with the Clerk of the Circuit Court.

If a party is unable to complete any portion of the required **COMPREHENSIVE FINANCIAL STATEMENT**, he or she shall indicate his or her inability to do so as "Unknown" as to each specific item and shall so certify on the last page of the **COMPREHENSIVE FINANCIAL STATEMENT** pursuant to 735 ILCS 5/1-109. The parties are required to make every reasonable effort to obtain the information required and, to that end, neither party shall secrete or withhold records in his or her control relating to the information sought.

**1.04 VOLUNTARY PRODUCTION OF DOCUMENTS:** All statements of income, assets and debts set forth in the **COMPREHENSIVE FINANCIAL STATEMENT** shall be corroborated by written documents to be attached to and made part of the **COMPREHENSIVE FINANCIAL STATEMENT**, whenever a party has such documentation, or whenever a party can obtain such documentation upon reasonable effort from other sources.

1.05 DUTY TO UPDATE AND KEEP CURRENT: It is the duty of each party and each party's attorney to frequently update and amend the **COMPREHENSIVE FINANCIAL STATEMENT** upon the occurrence of any significant change in financial circumstances. Such updates to or amendments of the **COMPREHENSIVE FINANCIAL STATEMENT** shall not be filed with the Clerk of the Circuit Court, but shall be served upon each person entitled to notice under the Supreme Court Rules, with proof of service filed with the Clerk.

1.06 SANCTIONS FOR NON-COMPLIANCE: The court may impose such sanctions for violation of these **DISCOVERY RULES IN FAMILY LAW CASES** as are provided in Illinois Supreme Court Rule 219. In addition, the Court may decline to find attorney's fees necessarily incurred if these **DISCOVERY RULES IN FAMILY LAW CASES** are not followed.

1.07 These **DISCOVERY RULES IN FAMILY LAW CASES** shall be effective sixty (60) days after its approval by the Chief Judge of the Sixteenth Judicial Circuit, Kane County, Illinois.

Attorney No. \_\_\_\_\_  
IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT  
KANE COUNTY, ILLINOIS

IN RE THE MARRIAGE OF )  
 )  
 )  
 Plaintiff, )  
 )  
 vs. ) GENERAL NO.  
 )  
 )  
 Defendant. )

PROOF OF SERVICE

TO:

The undersigned, being duly sworn, says that on <date>, a COMPREHENSIVE FINANCIAL STATEMENT was completed by <Plaintiff/Defendant> in the above cause in compliance with local rules and on <date> was served on the above-mentioned parties in the following manner:

\_\_\_\_\_ By personally delivering a copy thereof to each party or person, addressed as above.

\_\_\_\_\_ By depositing a copy thereof, enclosed in an envelope, in the United States Mail at \_\_\_\_\_, Illinois, proper postage prepaid, before the hour of 5:00 p.m., addressed as above.

\_\_\_\_\_  
Attorney of Record

Subscribed and sworn to before me  
this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_.

\_\_\_\_\_  
Notary Public

<Firm Name/Address/Telephone>



STATE OF \_\_\_\_\_ ) ss.  
COUNTY OF \_\_\_\_\_ )

Attorney No. \_\_\_\_\_  
IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT  
KANE COUNTY, ILLINOIS

IN RE THE MARRIAGE OF \_\_\_\_\_ )  
\_\_\_\_\_ )  
Petitioner, )  
and ) General No.  
\_\_\_\_\_ )  
Respondent. )

**COMPREHENSIVE FINANCIAL STATEMENT**  
**PURSUANT LOCAL RULE # \_\_\_\_\_**

**INSTRUCTIONS**

- (1) All questions require a written response. If you do not have the information requested or do not know the answer to a particular question, indicate that as your answer.  
(2) Use additional sheets if necessary.

Petitioner/Respondent, \_\_\_\_\_, being duly sworn, states that the following is an accurate statement as of \_\_\_\_\_, 19\_\_\_\_, of his/her net worth (assets of whatsoever kind and nature and wherever situated minus liabilities), a statement of income from all sources, a statement of monthly living expenses, a statement of health insurance coverage, and a statement of assets transferred of whatsoever kind and nature and wherever situated:

Name: \_\_\_\_\_ Telephone No. \_\_\_\_\_  
Address: \_\_\_\_\_ Soc. Sec. No. \_\_\_\_\_  
\_\_\_\_\_ Date of Birth \_\_\_\_\_

Date of Marriage: \_\_\_\_\_ Date of Dissolution of Marriage  
Date of Separation: \_\_\_\_\_ (if applicable): \_\_\_\_\_

Children of this Marriage:  
\_\_\_\_\_ age \_\_\_\_\_ residing with \_\_\_\_\_  
\_\_\_\_\_ age \_\_\_\_\_ residing with \_\_\_\_\_  
\_\_\_\_\_ age \_\_\_\_\_ residing with \_\_\_\_\_

Current Employer: \_\_\_\_\_ Address: \_\_\_\_\_  
Self Employment: \_\_\_\_\_ Address: \_\_\_\_\_  
Other Employment: \_\_\_\_\_ Address: \_\_\_\_\_  
\_\_\_\_\_ Check if unemployed

Number of Paychecks per Year (Please Circle) 12 24 26 52 Other: \_\_\_\_\_  
Number of Exemptions Claimed: \_\_\_\_\_  
Number of Dependents: \_\_\_\_\_

Gross income from all sources last year: \_\_\_\_\_  
Gross income from all sources this year through \_\_\_\_\_:

Case No. \_\_\_\_\_

**STATEMENT OF INCOME** as of \_\_\_\_\_

Gross Monthly Income

Salary/wages/base pay	\$ _____
Overtime/commission	\$ _____
Bonus	\$ _____
Draw	\$ _____
Pension and retirement benefits	\$ _____
Annuity	\$ _____
Interest income	\$ _____
Dividend income	\$ _____
Trust income	\$ _____
Social Security Payments	\$ _____
Unemployment benefits	\$ _____
Disability payments	\$ _____
Worker's Compensation	\$ _____
Public Aid/Food Stamps	\$ _____
Investment income	\$ _____
Rental income	\$ _____
Business income	\$ _____
Partnership income	\$ _____
Royalty income	\$ _____
Fellowships/stipends	\$ _____
Other income (specify)	\$ _____
<u>TOTAL GROSS MONTHLY INCOME</u>	\$ _____

Additional Cash Flow (monthly)

Maintenance received  
(payments received from prior Judgment or support orders in  
other actions): \$ \_\_\_\_\_

Case No. \_\_\_\_\_

Child Support received  
(payments received pursuant to Court order or voluntarily in this  
or other actions):

\$ \_\_\_\_\_

TOTAL ADDITIONAL CASH FLOW

\$ \_\_\_\_\_

TOTAL MONTHLY GROSS INCOME FROM  
ALL SOURCES

\$ \_\_\_\_\_

Required Monthly Deductions

Federal Tax (based on \_\_\_\_\_ exemptions)

\$ \_\_\_\_\_

State Tax (based on \_\_\_\_\_ exemptions)

\$ \_\_\_\_\_

FICA (or Social Security equivalent)

\$ \_\_\_\_\_

Medicare Tax

\$ \_\_\_\_\_

Mandatory retirement contributions required by law  
or as condition of employment

\$ \_\_\_\_\_

Union Dues

(Name of Union: \_\_\_\_\_)

\$ \_\_\_\_\_

Health/Hospitalization Premiums

\$ \_\_\_\_\_

Prior obligation(s) of support actually paid pursuant  
to Court order

\$ \_\_\_\_\_

TOTAL REQUIRED DEDUCTIONS FROM  
MONTHLY INCOME

\$ \_\_\_\_\_

NET MONTHLY INCOME

\$ \_\_\_\_\_

**STATEMENT OF MONTHLY LIVING EXPENSES**

as of \_\_\_\_\_

1. Household

a. Mortgage or rent (specify)

\$ \_\_\_\_\_

b. Home equity loan/Second mortgage

\$ \_\_\_\_\_

c. Real estate taxes, assessments

\$ \_\_\_\_\_

d. Homeowners or renters insurance

\$ \_\_\_\_\_

e. Heat/fuel

\$ \_\_\_\_\_

f. Electricity

\$ \_\_\_\_\_

g. Telephone (include long distance)

\$ \_\_\_\_\_

- h. Water and Sewer \$ \_\_\_\_\_
- i. Refuse removal \$ \_\_\_\_\_
- j. Laundry/dry cleaning \$ \_\_\_\_\_
- k. Maid/cleaning service \$ \_\_\_\_\_
- l. Furniture and appliance repair/replacement \$ \_\_\_\_\_
- m. Lawn and garden/snow removal \$ \_\_\_\_\_
- n. Food (groceries, household supplies, etc.) \$ \_\_\_\_\_
- o. Liquor, beer, wine, etc. \$ \_\_\_\_\_
- p. Other (specify) \$ \_\_\_\_\_
- SUBTOTAL HOUSEHOLD EXPENSES: \$

2. Transportation

- a. Gasoline \$ \_\_\_\_\_
- b. Repairs \$ \_\_\_\_\_
- c. Insurance/license/city stickers \$ \_\_\_\_\_
- d. Payments/replacement \$ \_\_\_\_\_
- e. Alternative transportation \$ \_\_\_\_\_
- f. Other (specify) \$ \_\_\_\_\_
- SUBTOTAL TRANSPORTATION EXPENSES: \$

3. Personal

- a. Clothing \$ \_\_\_\_\_
- b. Grooming \$ \_\_\_\_\_
- c. Medical (after insurance proceeds):
  - (1) Doctor \$ \_\_\_\_\_
  - (2) Dentist \$ \_\_\_\_\_
  - (3) Optical \$ \_\_\_\_\_
  - (4) Medication \$ \_\_\_\_\_
- d. Insurance:
  - (1) Life Insurance Premiums \$ \_\_\_\_\_

- (2) Medical/Hospitalization Insurance Premiums \$ \_\_\_\_\_
- (3) Dental/Optical Insurance Premiums \$ \_\_\_\_\_
- e. Other (specify) \$ \_\_\_\_\_
- SUBTOTAL PERSONAL EXPENSES: \$ \_\_\_\_\_

4. Miscellaneous

- a. Clubs/social obligations/entertainment \$ \_\_\_\_\_
- b. Newspapers, magazine, books \$ \_\_\_\_\_
- c. Gifts \$ \_\_\_\_\_
- d. Donations, church or religious affiliation \$ \_\_\_\_\_
- e. Vacations \$ \_\_\_\_\_
- f. Other (specify) \$ \_\_\_\_\_
- SUBTOTAL MISCELLANEOUS EXPENSES: \$ \_\_\_\_\_

5. Dependent children: Names and ages:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Children's separate expenses:

- a. Clothing \$ \_\_\_\_\_
- b. Grooming \$ \_\_\_\_\_
- c. Education:
  - (1) Tuition \$ \_\_\_\_\_
  - (2) Books/fees \$ \_\_\_\_\_
  - (3) Lunches \$ \_\_\_\_\_
  - (4) Transportation \$ \_\_\_\_\_
  - (5) Activities \$ \_\_\_\_\_
- d. Medical (after insurance proceeds):
  - (1) Doctor \$ \_\_\_\_\_
  - (2) Dentist \$ \_\_\_\_\_
  - (3) Optical \$ \_\_\_\_\_

Case No. \_\_\_\_\_

(4) Medication	\$ _____
e. Allowance	\$ _____
f. Child care/after school care	\$ _____
g. Sitters	\$ _____
h. Lessons and supplies	\$ _____
i. Clubs/summer camps	\$ _____
j. Vacation	\$ _____
k. Entertainment	\$ _____
l. Other (specify)	\$ _____
<b>SUBTOTAL CHILDREN'S EXPENSES:</b>	<b>\$ _____</b>
<b>TOTAL MONTHLY LIVING EXPENSES:</b>	<b>\$ _____</b>

<u>RECAP</u>	
NET MONTHLY INCOME	\$ _____
TOTAL MONTHLY LIVING EXPENSES	\$ _____
DIFFERENCE BETWEEN NET INCOME AND EXPENSES	\$ _____
LESS MONTHLY DEBT SERVICE	\$ _____
INCOME AVAILABLE PER MONTH	\$ _____

**STATEMENT OF HEALTH INSURANCE COVERAGE**

Currently effective health insurance coverage: \_\_\_\_\_ Yes \_\_\_\_\_ No  
Name of insurance carrier: \_\_\_\_\_ Policy or Group No. \_\_\_\_\_  
Type of insurance: \_\_\_\_\_ Medical \_\_\_\_\_ Dental \_\_\_\_\_ Optical  
Deductible: Per Individual \_\_\_\_\_ Per Family \_\_\_\_\_  
Persons covered: \_\_\_\_\_ Self \_\_\_\_\_ Spouse \_\_\_\_\_ Dependents  
Type of policy: \_\_\_\_\_ HMO \_\_\_\_\_ PPO \_\_\_\_\_ Standard Indemnity (i.e. 80/20)  
Provided by: \_\_\_\_\_ Employer \_\_\_\_\_ Private Policy \_\_\_\_\_ Other Group  
Monthly cost: \_\_\_\_\_ Paid by Employer \_\_\_\_\_ Paid by Employee:  
\$ \_\_\_\_\_ for dependents  
\$ \_\_\_\_\_ for myself

**STATEMENT OF DEBTS/LIABILITIES**

CREDITOR'S NAME	PURPOSE OF DEBT	BALANCE DUE	MONTHLY PMT.
		\$	\$
		\$	\$
		\$	\$
		\$	\$
		\$	\$
		\$	\$
		\$	\$
		\$	\$
		\$	\$

**CONTINGENT DEBTS/LIABILITIES**

(Provide name of potential obligor/creditor; claimant; basis of claim; date incurred; amount claimed; who incurred.)

**STATEMENT OF ASSETS** - The date of valuation is \_\_\_\_\_ unless other specified.

<u>Description of Asset</u>	<u>Title in name of</u>	<u>Date acquired</u>	<u>Inheritance (I) or Gift (G)</u>	<u>Fair Market Value</u>
-----------------------------	-------------------------	----------------------	------------------------------------	--------------------------

**Cash or Cash Equivalents:**

1. Savings or interest bearing accounts
  
2. Checking Accounts
  
3. Certificates of Deposit

Case No. \_\_\_\_\_

<u>Description of Asset</u>	<u>Title in name of</u>	<u>Date acquired</u>	<u>Inheritance (I) or Gift (G)</u>	<u>Fair Market Value</u>
4. Money Market Accounts				
5. Cash				
6. Other (specify)				

**Investment Accounts and Securities:**

1. Stocks
2. Bonds
3. Tax Exempt Securities
4. Secured or Unsecured Notes
5. Other (specify)

**Safe Deposit Box**

(Provide name of bank; description of contents)



Case No. \_\_\_\_\_

Description of Asset

Title in name of

Date  
acquired

Inheritance (I)  
or Gift (G)

Fair Market  
Value

**Real Property:**

(Provide address, type and description,  
current fair market value, amounts  
of mortgages, loans or liens)

1. Residence

2. Secondary or vacation residence

3. Investment or Business Real Estate

4. Vacant Land

5. Other (specify)

Description of Asset

Title in name of

Date  
acquired

Inheritance (I)  
or Gift (G)

Fair Market  
Value

**Motor Vehicle(s), Boats, Trailers, etc.:**

(Provide Year, Model, Maker, Lien,  
Debtor, Amount)

**Business Interests:** Type of entity, i.e. Corporations,  
Partnerships, Sole Proprietorships

(Provide percentage interest and number of shares,  
name of business, type of business)

**Insurance Policies:** Type of insurance, i.e. Life,  
Medical, Disability, Business Overhead, Property, etc.

(Provide name of insurer, policy number, name of  
insured, owner of policy, face amount, beneficiary,  
cash value, surrender value)

Case No. \_\_\_\_\_

Description of Asset

Title in name of

Date  
acquired

Inheritance (I)  
or Gift (G)

Fair Market  
Value

Retirement, Pension Plans, IRA Accounts,  
Deferred Compensation, Annuities, 401(k),  
Profit Sharing, etc.: (Provide name and type of  
plan, trustee of plan, beneficiary, vested or  
non-vested, most current value)

Stock Options, ESOPs, Other Deferred  
Compensation or Employment Benefits:  
(Describe fully)

Income Tax Refunds: Federal and State  
(Identify tax year)

Case No. \_\_\_\_\_

Description of Asset

Title in name of

Date  
acquired

Inheritance (I)  
or Gift (G)

Fair Market  
Value

**Pending Claims for Personal Injury,**

**Worker's Compensation or Other**

**Lawsuits Seeking Monetary Award:**

(Provide date of occurrence, nature and amount of claim, date lawsuit filed, case number, name of plaintiffs, name and address of attorney representing you)

Collectibles: Coins, stamps, art, antiques, etc.

All Other Property: Personal or Real, NOT PREVIOUSLY LISTED, valued in excess of \$500.00 (excluding normal household furniture and furnishings)

Case No. \_\_\_\_\_

**STATEMENT OF ASSETS TRANSFERRED**

(List all assets transferred in any manner during the preceding six (6) months)

Description of Property	To Whom Transferred and Relationship to Transferee	Date of Transfer	Value
			\$
			\$
			\$
			\$
			\$
			\$
			\$
			\$
			\$
			\$

**CERTIFICATE OF DOCUMENT PRODUCTION**

I, \_\_\_\_\_, certify that the attached corroborating documents are all of the documents I have in my possession or that I can obtain upon reasonable effort as of this date. The undersigned certifies that he/she has read the above and foregoing Comprehensive Financial Statement; that he/she knows the contents thereof, and that the information therein contained is true and correct.

\_\_\_\_\_  
Signature of Party    \_\_\_\_\_ Petitioner    \_\_\_\_\_ Respondent

\_\_\_\_\_  
Type or Print Name

Dated this 10<sup>th</sup> day of September, 1996.

X Gene Nottolini  
Gene Nottolini Chief Judge

John W. Countryman  
John W. Countryman

R. Peter Grometer  
R. Peter Grometer

Philip L. DiMarzio  
Philip L. DiMarzio

Kurt P. Klein  
Kurt P. Klein

Patrick J. Dixon  
Patrick J. Dixon

Pamela K. Jensen  
Pamela K. Jensen

James T. Doyle  
James T. Doyle

Barry E. Puklin  
Barry E. Puklin

Melvin E. Dunn  
Melvin E. Dunn

Grant S. Wegner  
Grant S. Wegner

Douglas F. Enge  
Douglas F. Enge

James M. Wilson  
James M. Wilson

Timothy Q. Sheldon  
Timothy Q. Sheldon

Thomas E. Hogan  
Thomas E. Hogan

96MR1

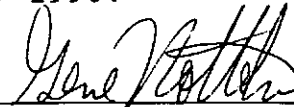
GENERAL ORDER 96-32

IT IS HEREBY ORDERED THAT due to the absence of the assigned Judges attending the Illinois Judges Association Conference for new judges the week of December 9, 1996, it will be necessary to cancel the court calls in the following locations:

Aurora Branch Court  
Elgin Branch Court

IT IS FURTHER ORDERED that all cases affected by this Order be scheduled for the next available court date.

ENTER this 29<sup>th</sup> day of October, 1996.

  
\_\_\_\_\_  
Gene Nottolini  
Chief Judge

FILED 103  
ENTERED  
OCT 29 2 04 PM '96  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

## GENERAL ORDER 96-31

Section One: Pursuant to Supreme Court Rule 21(b) the following Judges are hereby assigned to the Court assignments indicated below:

ADMINISTRATION

## Kane County Judicial Center

Room 301 R. Peter Grometer, Chief Judge  
Administrative Call  
Monday - Wednesday 9:30 A.M.

CIVIL DIVISION

## Kane County Courthouse

Courtroom 310 Patrick J. Dixon  
Presiding Judge Civil Division  
L Jury and Non-Jury; LM/SC  
Jury;  
#4 Backup Judge LM/SC Bench  
Trials

Courtroom 320 Timothy Q. Sheldon  
L Jury and Non-Jury; LM/SC  
Jury;  
#3 Backup Judge LM/SC Bench  
Trials

Courtroom 340 Pamela K. Jensen  
L Jury and Non-Jury; LM/SC  
Jury;  
#2 Backup Judge LM/SC Bench  
Trials

Courtroom 350 Melvin E. Dunn  
P, CH, MR, ED, TX, and MC  
cases

Courtroom 120 Donald J. Fabian  
Arbitration Supervision;  
SC/LM cases

FELONY DIVISION

## Kane County Judicial Center

Courtroom 319 Philip DiMarzio  
Presiding Judge Felony Div.  
Trial Judge, #4 Misdemeanor,  
and Mental Health Jury Demand  
Backup Judge

Courtroom 305 Judith M. Brawka  
Drug Court Forfeitures;



#2 Misdemeanor and Mental Health Jury Demand, Backup Judge

Courtroom 311 James T. Doyle  
Trial Judge, #3 Misdemeanor and Mental Health Jury Demand, Backup Judge

Courtroom 313 Donald C. Hudson  
Trial Judge; #4 Misdemeanor and Mental Health Jury Demand, Backup Judge

Courtroom 217 John L. Petersen  
Video Arraignment; Bond Reductions, Preliminary Hearings, Violations of Probation; #5 Misdemeanor and Mental Health Jury Demand, Backup Judge, Misdemeanor and Traffic cases as assigned by Chief Judge

TRAFFIC AND MISDEMEANOR DIVISION  
Kane County Judicial Center

Courtroom 203 Thomas E. Hogan  
Presiding Judge Traffic and Misdemeanor Division; DUI Trial Judge

Courtroom 209 Franklin D. Brewé

Aurora Branch Court Robert L. Janes  
Monday - Thursday AM and PM  
Friday AM-Elgin Mental Health  
Friday PM - Special Settings

Elgin Branch Court Patricia Piper Golden

FAMILY COURT DIVISION  
Kane County Judicial Center

Courtroom 123 F. Keith Brown  
Presiding Judge Family Div.

Courtroom 101 James Hallock  
Monday AM and PM Paternities;  
Tuesday AM Return Orders of Protection; Tuesday PM Special Setting; Wednesday AM and PM States Attorney Non-Support call; Thursday AM and PM

Clerks Non-Support call;  
Friday - Special Settings  
AM and PM

Courtroom 111  
Courtroom 113

Roger Eichmeier  
Kurt Klein

JUVENILE DIVISION  
Kane County Judicial Center

Courtroom 005

Gene Nottolini  
Delinquency and Detention  
Hearings

Courtroom 211

Thomas Mueller  
Abuse and Neglect; Backup  
Detention Hearings

FLOATER JUDGES

A. Courtroom 201

Barry E. Puklin  
Monday AM and PM Felony Jury  
and Bench Trials as assigned;  
Tuesday AM and PM, Courtroom  
430, Kane County Courthouse  
Civil Jury and Bench Trials as  
assigned; Wednesday AM and PM  
Special Settings; Thursday AM  
Civil Case Motions, Courtroom  
430, Kane County Courthouse;  
Thursday PM - Special Settings  
Friday AM and PM - Special  
Settings; Miscellaneous  
Specially Assigned cases from  
Chief Judge

B. Courtroom 430  
Kane County Courthouse

Richard J. Larson  
#1 Backup Judge LM/SC cases  
#1 Backup Judge Misdemeanor  
and Mental Health Jury Demand  
cases; Vacation and Illness  
coverage as assigned;  
Miscellaneous Specialty  
assigned cases from Chief  
Judge

KENDALL COUNTY

James W. Wilson -  
Presiding Judge  
Grant S. Wegner -  
Acting Chief Judge

DEKALB COUNTY

John W. Countryman -  
Presiding Judge

Douglas Engel  
James Donnelly  
Wiley W. Edmondson

Section Two: SC and LM cases wherein a jury demand has been filed which involve non-complex issues and evidence may, in the discretion of the SC/LM Judge, be set for trial in Courtroom 120. All other SC/LM Jury Demand cases will be randomly assigned to the L - Judges.

Section Three: Misdemeanor Jury Demands and Mental Health Jury Demand cases shall be set before Judge Thomas E. Hogan in Courtroom 203. All Misdemeanor and Mental Health Jury Demand cases shall be set for jury trial on Mondays at 9:00 A.M. in Courtroom 203. All Mental Health and Misdemeanor Jury Demand cases which the Courtroom 203 Judge is unable to try shall be transferred, on that Judges order, to the Chief Judge for reassignment to one of the Special Assignment Judges, or an available Felony Judge in the order of preference established herein.

Section Four: All Presiding Judges of the respective divisions of the circuit are authorized to, and shall, make all assignment orders indicated herein, and all other orders for reassignment of Judges as may be necessary to insure the administration of justice within their respective divisions.

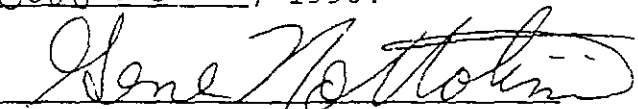
Section Five: Weddings in Kane County shall be conducted Monday through Thursday between the hours of 3:00 P.M. and 4:00 P.M. by all Associate Judges sitting in Geneva, except the Special Assignment Judge. Friday weddings shall be conducted between 1:30 P.M. and 4:00 P.M. on a rotating basis by all Associate Judges except the Special Assignment Judge. Assistant Court Administrator, Kathryn Seifrid, shall prepare a Wedding Schedule commencing with the week of January 2, 1997, which will provide for this method of alternate Wedding Schedules. IT IS THE RESPONSIBILITY OF THE SCHEDULED WEDDING JUDGE TO PROVIDE COVERAGE IN THE EVENT OF AN ABSENCE. The 1997 Wedding Schedule is attached hereto as "Attachment A".

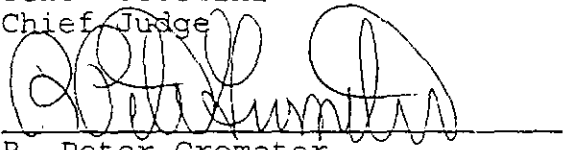
Section Six: Kane County Weekend Bond Calls are assigned to all Associate Judges sitting in Kane County. Kane County Bond Call assignments are set forth in this Order as "Attachment B". Any changes in the published Bond Call schedule must be called to

the attention of Kathryn Seifrid no later than the Friday morning before the changed assignment.

Section Seven: This Order becomes effective December 2, 1996.

ENTER this 21<sup>st</sup> day of October, 1996.

  
Gene Nottolini  
Chief Judge

  
R. Peter Grometer  
Chief Judge Elect

GENERAL ORDER 96-30

Section 1: Pursuant to Supreme Court Rule 21(b), the following Judges are hereby assigned to the Court assignments indicated below:

ADMINISTRATION

CR301 R. Peter Grometer

CIVIL DIVISION

CR320 Timothy Q. Sheldon  
L Jury and Non Jury;  
LM/SC Jury; #3 backup  
Judge LM/SC Bench Trials.

JUVENILE DIVISION

CR211 Thomas Mueller  
Abuse and Neglect;  
Backup Detention Hearings.

TRAFFIC DIVISION

Elgin Branch Patricia Golden

DEKALB COUNTY

Frank Brewes

Section 2: All previous General Orders not inconsistent herewith remain in full force and effect.

Section 3: This Order becomes effective November 4, 1996.

ENTER this 18<sup>th</sup> day of October, 1996.

Gene Nottolini  
Gene Nottolini  
Chief Judge

4440103  
32  
Oct 21 11 05 AM '96

**GENERAL ORDER 96-29**

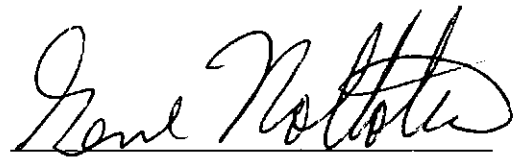
WHEREAS, The County of Kane has recently revised the County Code regarding the use of County Owned Vehicles; and

WHEREAS, The Court has determined that it is in the best interests of the Court Services Department that the Executive Director of Court Services be identified as a twenty four hour on-call employee;

IT IS HEREBY ORDERED AS FOLLOWS:

Section 1. That to remain in compliance with Section 2-80 of the Kane County Code, the position of Executive Director of Court Services is designated a twenty four hour on-call employee.

ENTER this 18 day of October, 1996.



Gene Nottolini  
Chief Judge

103  
32  
OCT 21 10 00 AM '96


GENERAL ORDER 96-28

In Re: The appointment of Patricia Piper Golden, Associate Circuit Judge for the Sixteenth Judicial Circuit.

The Chief Judge of the Sixteenth Judicial Circuit having been advised by the Acting Director of the Administrative Office of the Illinois Courts, that Patricia Piper Golden has received the majority of the votes of the Circuit Judges of the Sixteenth Judicial Circuit to fill a vacancy in the office of Associate Judge.

IT IS HEREBY ORDERED that Patricia Piper Golden is appointed Associate Judge of the Sixteenth Judicial Circuit effective November 1, 1996.

ENTER this 9th day of October, 1996.

  
Gene Nottolini  
Chief Circuit Judge

103

96 MR 1


GENERAL ORDER 96-27

In Re: The appointment of Robert L. Janes, Associate Circuit Judge for the Sixteenth Judicial Circuit.

The Chief Judge of the Sixteenth Judicial Circuit having been advised by the Acting Director of the Administrative Office of the Illinois Courts, that Robert L. Janes has received the majority of the votes of the Circuit Judges of the Sixteenth Judicial Circuit to fill a vacancy in the office of Associate Judge.

IT IS HEREBY ORDERED that Robert L. Janes is appointed Associate Judge of the Sixteenth Judicial Circuit effective Oct 7, 1996

ENTER this 2 day of October, 1996.

  
Gene Nottolini  
Chief Circuit Judge

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Oct 3 9 20 AM '96



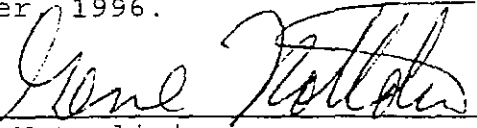
96MR1

GENERAL ORDER 96-26

Section One: Due to the unavailability of revised envelopes for the Driver Safety Program the fee increase, as described in General Order 96-20, for Waubensee Community college shall be postponed until November 1, 1996.

Section Two: This Order goes into effect immediately upon signing.

ENTER this 27 day of September, 1996.

  
\_\_\_\_\_  
Gene Nottolini  
Chief Judge

SEP 27 1 03 PM '96  
103

96 MR 1

GENERAL ORDER 96-25

SEP 11 1996  
103  
44

Section One: Pursuant to Supreme Court Rule 21(b) the following Judges are hereby assigned to the court assignments indicated below:

FELONY DIVISION

Courtroom 217

John L. Petersen  
Violation of Probation,  
Bond Reductions,  
Preliminary Hearings,  
Arraignments, Trials as  
Assigned and #5  
Misdemeanor Jury and  
Mental Health Jury  
back-up Judge.

JUVENILE DIVISION

Courtroom 211

Timothy Q. Sheldon  
Abuse and Neglect back-up  
Detention Hearing and  
Delinquency Judge. Other  
cases as assigned.

SPECIAL ASSIGNMENT JUDGE

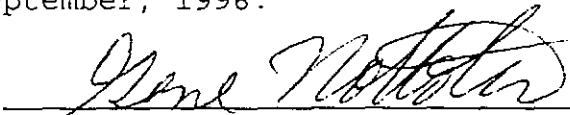
Courtroom 305

Thomas E. Hogan  
#1 back-up Judge LM/SC  
cases, #1 back-up Judge  
Misdemeanor Jury demand  
and Mental Health Jury  
demand cases. Vacation  
and illness coverage as  
assigned. Miscellaneous  
specially assigned cases.

Section Two: All previous assignment orders not inconsistent herewith remain in full force and effect.

Section Three: This Order is effective September 30, 1996.

ENTER this 22 day of September, 1996.

  
Gene Nottolini  
Chief Judge

96MRI

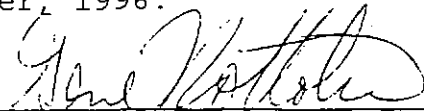
GENERAL ORDER 96-24

In Re: The appointment of Kurt P. Klein, Associate Circuit Judge for the Sixteenth Judicial Circuit.

The Chief Judge of the Sixteenth Judicial Circuit having been advised by the Acting Director of the Administrative Office of the Illinois Courts, that Kurt P. Klein has received the majority of the votes of the Circuit Judges of the Sixteenth Judicial Circuit to fill a vacancy in the office of Associate Judge.

IT IS HEREBY ORDERED that Kurt P. Klein is appointed Associate Judge of the Sixteenth Judicial Circuit effective September 23, 1996.

ENTER this 23 day of September, 1996.

  
Gene Nottolini  
Chief Circuit Judge

FILED 103  
44  
SEP 23 3 53 PM '96  
CLERK  
JUD. IL

GENERAL ORDER 96-23

Section 1. In recent years there has been an increase in street gang-related violence in Kane County, as well as other areas of the state. All too often, such incidents involve young people. An educational program which confronts young people with the tragic effects of gang violence in a graphic and realistic way, may deter some youths who are "at risk" from becoming involved in gang activity. Kane County Coroner Mary Lou Kearns has expressed a willingness to present or participate in such a program. Our successful "Victim Impact Panel for DUI offenders, which also involves the support and participation of the Kane County Coroner's Office, provides a useful model for such a program.

Section 2. The presiding judge of the Juvenile Division shall schedule "Gang Impact Panels" for 5:30 p.m. on each of the following dates:

October 7, 1996  
December 2, 1996

January 6, 1997  
March 3, 1997  
May 5, 1997  
July 7, 1997  
September 1, 1997  
November 3, 1997

Section 3. The judges assigned to the juvenile division shall at their discretion in appropriate cases, order that juveniles subject to the court's jurisdiction who are at risk for involvement in street activity attend the Gang Impact Panel. Any other judge may, in writing, authorize (or in an appropriate case, order) youths to attend the Gang Impact Panel. School officials, law enforcement agencies (including juvenile officers performing a "station adjustment") may also refer youths to the Gang Impact Panel, provided in each case, they first obtain the written approval of a judge.

Section 4. The presiding judge in the Juvenile Division shall arrange for appropriate presenters for the program, and shall in this regard cooperate with the office of the Kane County Coroner. The Gang Impact Panel shall be held in the multi-purpose room, immediately prior to the DUI Victim Impact Panel.

Section 5. No youth shall attend the Gang Impact Panel unless accompanied by a parent or guardian. There will be no fee or charge of attending the Gang Impact Panel.

Section 6. The Gang Impact Panel shall not be open to the general public, but members of the press may attend any of the presentations, by arrangement with the presiding judge in the

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Juvenile Division. The names and pictures of youths attending the program shall not be disclosed or made public.

Section 7. Juvenile Court Services shall provide appropriate personnel to "check in" youths attending the program, report any inappropriate conduct by youths attending the program, and report on attendance at the program.

Section 8. By June 15, 1997, the presiding judge of the Juvenile Division shall file a written report evaluating the Gang Impact Panel, and giving recommendations regarding the continuation of the program.

ENTERED this 1st day of Oct, 1996.

  
\_\_\_\_\_  
Gene Nottolini  
Chief Judge

96MRI

**GENERAL ORDER 96-22**  
**MANDATORY ARBITRATION**

The Mandatory Arbitration program in the Circuit Court for the Sixteenth Judicial Circuit, Kane County, Illinois is governed by Supreme Court Rules 86-95 for the conduct of Mandatory Arbitration proceedings. Pursuant to Supreme Court Rule 86(c), the Circuit judges of the Sixteenth Judicial Circuit have previously adopted the Supreme Court Rules as amended as a local rule effective January 3rd, 1995. Arbitration proceedings shall be governed by the Supreme Court Rules and Article 11.

**11.01 CIVIL ACTIONS SUBJECT TO MANDATORY ARBITRATION**  
**(Supreme Court Rule 86)**

(a) Mandatory Arbitration proceedings are undertaken and conducted in the Sixteenth Judicial Circuit, Kane County, pursuant to approval of the Illinois Supreme Court.

(b) Mandatory Arbitration proceedings are part of the underlying civil action. All rules of practice contained in the Illinois Code of Civil Procedure and Illinois Supreme Court Rules shall apply to these proceedings.

(c) All civil actions exclusively for money in an amount exceeding \$2,500.00 but not exceeding \$30,000.00, exclusive of interest and costs, and all small claims actions where a jury has been demanded shall be subject to mandatory arbitration. Eligible cases shall be assigned a specific return date on the Arbitration Calendar by the Clerk of the Circuit Court for the Sixteenth Judicial Circuit upon initial case filing.

(d) Cases not originally assigned to the Arbitration Calendar may be ordered to arbitration on the motion of either party, by agreement of the parties, or by order of court, when it appears to the court that no claim in the action has a value in excess of \$30,000.00 irrespective of defenses.

(e) When a civil action not originally assigned to the Arbitration Calendar is subsequently assigned to the Arbitration Calendar pursuant to Supreme Court Rule 86(d), the Arbitration Administrator shall promptly assign an arbitration hearing date. The arbitration hearing date shall not be less than 60 days nor more than 180 days from the date of assignment to the Arbitration Center.

(f) Consistent with Supreme Court rules, these rules may be amended from time to time by order of a majority of the circuit judges for the Sixteenth Judicial Circuit.

JAN CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

SEP 6 3 21 PM '95

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**11.02 APPOINTMENT, QUALIFICATIONS AND COMPENSATION OF ARBITRATORS  
(Supreme Court Rule 87)**

- (a) Applicants shall be eligible for appointment as arbitration panelists by filing an application form with the Arbitration Administrator certifying that the applicant:
  - (1) has attended an approved mandatory arbitration seminar; and
  - (2) has read and is informed of the Rules of the Supreme Court and the Act relating to mandatory arbitration; and
  - (3) is presently licensed to practice law in Illinois; and
  - (4) has engaged in the practice of law in Illinois for a minimum of three years or is a retired judge; and
  - (5) resides in, practices in, or maintains a law office in Kane County, Illinois.
- (b) Applicants who further certify in their applications that they have engaged in trial practice in Illinois for a minimum of five years, or who are retired judges, shall be eligible to serve as chairpersons.
- (c) The Administrator shall maintain an alphabetical list of qualified arbitrators who shall be assigned to serve on a rotating basis. The Administrator shall also maintain a list of those persons who have indicated on their application a willingness to serve on an emergency basis. Emergency arbitrators shall also serve on a rotating basis. Each panel will consist of three arbitrators or such lesser number as may be agreed upon in writing by the parties.
- (d) All arbitrators except emergency arbitrators shall receive not less than 60 days' notice of the date, time, and place of service.
- (e) Upon completion of each day of service, each arbitrator shall file a voucher with the Arbitration Administrator. The Administrator shall process the appropriate vouchers for prompt payment of the arbitrators.

**11.03 SCHEDULING OF HEARINGS (Supreme Court Rule 88)**

- (a) On the effective date of these rules, and on or before the first day of each July thereafter, the Arbitration Administrator will provide the Clerk of the Circuit Court a schedule of available arbitration hearing dates for the next calendar year.

- (b) Upon the filing of any civil action subject to this article, the Clerk of the Circuit Court shall set a return date for summons, not less than 21 days nor more than 40 days after filing, returnable before the judge designated to hear arbitration cases by the Supervising Judge for Arbitration. The summons shall require that the plaintiff and all defendants appear at the time and place indicated. The complaint and summons shall state in upper case letters on the upper right hand corner: "THIS IS AN ARBITRATION CASE."
- (c) Upon the return date of the summons and the court finding that all parties have appeared, the court shall assign the next available arbitration hearing date, not less than 180 days from the initial case filing date to the next available hearing date thereafter. If one or more defendants have not been served within 100 days from the initial case filing date, the court may in its discretion dismiss the case as to unserved defendants for lack of diligence.
- (d) Any party may request advancement or postponement of a scheduled arbitration hearing date by filing a written motion with the Clerk of the Circuit Court requesting the change. The notice of hearing and motion shall be served upon all other parties and upon the Arbitration Administrator, as provided by Supreme Court Rule and the Rules of the Circuit Court for the Sixteenth Judicial Circuit. The Motion shall be set for hearing on the calendar of the Supervising Judge for Arbitration. The motion shall contain a concise statement of the reason for the change of the hearing date and be subject to Supreme Court Rule 231 (Motions for Continuance). The Supervising Judge may grant an advancement or postponement of the arbitration hearing upon good cause shown.
- (e) Consolidated cases shall be heard on the hearing date assigned to the latest case.
- (f) Upon settlement of any case scheduled for arbitration, counsel or plaintiff shall immediately notify the Arbitration Administrator in writing. Failure to do so may result in the imposition of sanctions.
- (g) It is anticipated that the majority of cases to be heard by an arbitration panel will require a maximum of two (2) hours for presentation and decision. It shall be the responsibility of plaintiff's counsel or the plaintiff to confer with counsel and *pro se* parties, to obtain an approximation of the length of time required for presentation of the case and advise the Arbitration Administrator at least fourteen (14) days in advance of the hearing date as to any additional time required.
- (h) Supreme Court Rule 218 case management conferences shall not be required for cases subject to mandatory arbitration unless and until a rejection of the arbitration award is filed, pursuant to Supreme Court Rule 93. In cases where a valid rejection of the arbitration award has occurred, the case management conference shall be conducted at the Post-Hearing Status date and time, issued to the parties at the time of the arbitration hearing. The Court shall set the Post-Hearing status date within thirty-five to fifty days (35-50) days after the entry of an arbitration award.



#### **11.04 DISCOVERY (Supreme Court Rule 89)**

- (a) Discovery may be conducted in accordance with the established rules and shall be completed (unless the parties otherwise agree) not less than thirty (30) days prior to the arbitration hearing. No discovery shall be permitted after the hearing, except upon leave of court and good cause shown.
- (b) All parties shall comply with the provisions of Supreme Court Rule 222. Plaintiff shall file an initial Rule 222 Disclosure Statement with the Clerk of the Circuit Court not later than the case's initial return date. Thereafter, defendant shall file an initial Rule 222 Disclosure Statement with the Clerk of the Circuit Court not later than 28 days after their first court appearance, in conjunction with a written answer and appearance, or as otherwise ordered by the court. Prior to the arbitration hearing, failure to serve the disclosure statement as provided by rule or as the court allows may result in the imposition of sanctions as prescribed in Supreme Court Rule 219 (c) and Rule 222(g).

#### **11:05 CONDUCT OF THE HEARING (Supreme Court Rules 90 and 91)**

- (a) Hearings shall be conducted in general conformity with the procedures followed in civil trials. The chairperson shall administer oaths and affirmations to witnesses. Rulings concerning admissibility of evidence and applicability of law shall be made by the chairperson.
- (b) At the commencement of the hearing, the parties shall provide a brief written statement of the nature of the case, including a stipulation as to all relevant facts on which the parties agree. The stipulation shall include, relevant contract terms, dates, times, places, location of traffic control devices, year, make and model of automobiles, of other vehicles, equipment or goods and products which are involved in the litigation and other relevant and material facts. The time devoted to the presentation of evidence should be limited to those facts upon which the parties disagree.
- \* (c) Established rules of evidence shall be followed in all arbitration hearings except as follows:

If at least thirty (30) days written notice of the intention to offer the following documents in evidence is given to every other party, accompanied by a copy of the document, a party may offer in evidence, without foundation or other proof:

1. Bills, records and reports of hospitals, doctors, dentists, registered nurses, licensed practical nurses and physical therapists, or other licensed health care providers;
2. Bills for drugs, medical appliances and prostheses;
3. Property repair bills or estimates, when identified and itemized, setting forth the

charges for labor and material used or proposed for use in the repair of the property; if estimates are to be used, the opposing party shall have immediate access to the damaged property to obtain his own estimates which must be obtained and provided within ten (10) days of his gaining access to the damaged property.

4. A report of the rate of earnings and time lost from work or lost compensation prepared by an employer;
  5. The written statement of an opinion witness, the deposition of a witness, the statement of a witness which the witness would be allowed to express if testifying in person, if the statement is made by affidavit or certification as provided by Section 1-109 of the Code of Civil Procedure;
  6. Any other document not specifically covered by any of the foregoing provisions, and which is otherwise admissible under the rules of evidence.
- \*(d) A party who proposes to use a written opinion of an opinion witness or the testimony of an opinion witness at hearing may do so provided a written notice of such intent is given to every other party not less than thirty (30) days prior to hearing, accompanied by a statement containing the identity of the opinion witness, their qualifications, the subject matter and the basis of their conclusions and opinion.
- \*(e) Any other party may subpoena the author or maker of a document admissible under this rule, at that party's expense, and examine the author or maker as if under cross-examination. Section 2-1101 of the Code of Civil Procedure shall be applicable to arbitration hearings.
- \*(f) The provisions of Sections 2-1102 of the Illinois Code of Civil Procedure and the provisions of Supreme Court Rule 237 shall be applicable to arbitration hearings.
- \*(g) The absence of a party at an arbitration hearing shall be dealt with according to the provisions of Supreme Court Rule 91.
- (h) A stenographic record or recording of the hearings shall not be made unless a party does so at his/her own expense. If a party has a stenographic record made, a copy shall be furnished to any other party requesting same upon payment of a proportionate share of the total cost of the making of the record or recording and the duplication of the same. The party providing the reporter shall inform the chairperson of the reporter's name, address and reporting firm before commencing.
- (i) Witness fees and costs shall be in the same amount and shall be paid by the same party or parties as provided for trials in the Circuit Court of the County of Kane.
- (j) The arbitrators shall determine the admissibility of evidence and decide the law and facts of the case. Rulings on objections to evidence or on other issues which arise during the hearing shall be made by the chairperson of the panel.

- (k) All exhibits admitted into evidence shall be held by the panel until entry of the arbitration award. Attorneys or parties must retrieve all exhibits from the Arbitration Center within seven (7) days after entry of judgment, notice of rejection, or order of dismissal. All exhibits not retrieved shall be destroyed.

\* These rules are similar but not identical to the Illinois Supreme Court Rules.

#### **11.06 AWARD AND JUDGMENT ON AWARD (Supreme Court Rule 92)**

- (a) The panel shall render its decision and enter an award on the same day as the hearing. The Chairperson shall present the award to the Arbitration Administrator, who shall then file the same with the Clerk of the Circuit Court. The Clerk of the Circuit Court shall serve a Notice of Award upon all parties.

#### **11.07 REJECTION OF AWARD (Supreme Court Rule 93)**

Rejection of an arbitration award shall be in strict compliance with Supreme Court Rule 93.

#### **11.08 LOCATION OF HEARINGS**

The location of hearings shall be determined by the Chief Judge of the Sixteenth Judicial Circuit.

#### **11.09 FORMS (Supreme Court Rules 94 and 95)**

All forms shall be as prescribed by Supreme Court Rule and by administrative order of the Chief Judge not inconsistent with any Supreme Court Rule.

#### **11.10 ADMINISTRATION OF MANDATORY ARBITRATION**

- (a) The Chief Judge of the Sixteenth Judicial Circuit shall appoint a judge of the Sixteenth Judicial Circuit to act as Supervising Judge for Arbitration.
- (b) The Chief Judge of the Sixteenth Judicial Circuit shall designate an Arbitration Administrator or any assistants deemed necessary for administration of the Mandatory Arbitration system.

The majority of the circuit judges in and for the Sixteenth Judicial Circuit of the State of Illinois, having originally voted to incorporate these approved rules as Article 11 of the Rules of the Circuit Court of the Sixteenth Judicial Circuit, effective January 3rd, 1995 now amend Article 11 as set forth herein, effective July 9, 1996.

**THE DESIGNATION GENERAL ORDER 96-22**  
**ARTICLE 11: MANDATORY ARBITRATION**

The mandatory arbitration program in the Circuit Court for the Sixteenth Judicial Circuit, Kane County, Illinois is governed by Supreme Court Rules 86-95 for the conduct of Mandatory Arbitration Proceedings. Pursuant to Supreme Court Rule 86(c), the circuit judges of the Sixteenth Judicial Circuit have previously adopted the Supreme Court Rules as amended as a local rule effective January 3rd, 1995. Arbitration proceedings shall be governed by the Supreme Court Rules and Article 11.

**11.01 CIVIL ACTIONS SUBJECT TO MANDATORY ARBITRATION**  
**(Supreme Court Rule 86)**

- (a) Mandatory arbitration proceedings are undertaken and conducted in the ~~County of Kane~~ of the 16th [Sixteenth] Judicial Circuit, [Kane County,] pursuant to approval of the Illinois Supreme Court.
- (b) Mandatory arbitration proceedings are part of the underlying civil action. ~~and therefore;~~ [A]ll rules of practice contained in the Illinois Code of Civil Procedure and Illinois Supreme Court Rules shall apply to these proceedings.
- (c) All civil actions ~~will be subject to Mandatory Arbitration on all claims~~ exclusively for money in an amount exceeding \$2,500.00 but not exceeding \$30,000.00, exclusive of interest and costs, and all ~~claims~~[small claims actions] exclusively for money in an amount not exceeding \$30,000.00, exclusive of interest and costs in which [where] a jury has been demanded [shall be subject to mandatory arbitration.] ~~The civil action~~ [Eligible cases] shall be assigned [a specific return date on] to the Arbitration Calendar [by the Clerk] of the Circuit Court of [for]the 16th [Sixteenth] Judicial Circuit at the time of [upon] initial case filing. ~~with the Clerk of the Circuit, Kane County, Illinois.~~
- (d) Cases not originally assigned to the Arbitration Calendar may be ordered to arbitration on the motion of either party, by agreement of the parties, or by order of court ~~at a status call or pretrial conference~~, when it appears to the court that no claim in the action has a value in excess of \$30,000.00, irrespective of defenses.
- (e) When a civil action not originally assigned to the Arbitration Calendar is subsequently assigned to the Arbitration Calendar pursuant to [Supreme Court] Rule 86(d), the Arbitration Administrator shall promptly assign an arbitration hearing date. The arbitration hearing date shall not be less than 60 days nor more than 180 days from the date of ~~the~~ assignment to the Arbitration Calendar.
- (f) Consistent with Supreme Court Rules, these rules may be amended from time to time by order of a majority of the circuit judges of [for] the 16th [Sixteenth] Judicial Circuit.

**11.02 APPOINTMENT, QUALIFICATION[S] AND COMPENSATION OF ARBITRATORS (Supreme Court Rule 87)**

- (a) Applicants shall be eligible [for appointment as arbitration panelists] ~~or appointed to serve as members of an arbitration panel, other than as chairpersons~~ by filing [an application form] with the Arbitration Administrator ~~(Administrator) an application form~~ certifying that the applicant:
- (1) has attended an approved mandatory arbitration seminar; and
  - (2) has read and is informed of the Rules of the Supreme Court and the Act relating to mandatory arbitration; and
  - (3) is presently licensed to practice law in Illinois; and
  - (4) has engaged in the practice of law in Illinois for a minimum of three years or is a retired judge; and
  - (5) resides in, practices in, or maintains a law office in Kane County, Illinois.
- (b) Applicants who further certify in their applications that they have engaged in trial practice in Illinois for a minimum of five years, or who are retired judges, shall be eligible to serve as chairpersons.
- (c) The Administrator shall maintain an alphabetical list of persons qualified to ~~serve as~~ arbitrators who shall be assigned [to serve] on a rotating basis. The Administrator shall also maintain a list of those persons who have indicated on their application[s] [a] willingness to serve on a[n] emergency basis. ~~Such individuals, when appointed, [Emergency arbitrators] shall also be assigned [serve] on a rotating basis.~~ Each panel will consist of three arbitrators or such lesser number as may be agreed upon in writing by the parties.
- (d) ~~[All arbitrators] except [emergency arbitrators] for those persons requested to serve on an emergency basis, all other persons assigned an arbitrator shall receive not less than 60 days' notice of the date, time, and place of service. (Copies of the relevant pleadings should be provided to the Arbitrators by the Administrator 14 days prior to hearing.)~~
- (e) Upon completion of each day of service, each arbitrator shall file a voucher with the Arbitration Administrator. The Administrator shall process the appropriate vouchers for the prompt payment of the arbitrators.

**11.03 SCHEDULING OF HEARINGS (Supreme Court Rule 88)**

- (a) On the effective date of these rules, and on or before the first day of each July thereafter, the Arbitration Administrator will provide the Clerk of the Circuit Court a schedule of available arbitration hearing dates for the next calendar year.

- (b) Upon the filing of any civil action subject to this article, the Clerk of the Circuit Court shall set a return date for the summons, not less than 21 days nor more than 40 days after filing, returnable before the [judge designated to hear arbitration cases by the] Supervising Judge for Arbitration. The summons shall require that the ~~plaintiff or the plaintiff's attorney~~ and all defendants ~~or their attorneys~~ shall appear at the time and place indicated. The complaint and all summonses shall state in upper case letters on the upper right hand corner: "THIS IS AN ARBITRATION CASE."
- (c) Upon the return date of the summons and the court finding that all parties have appeared, the court shall assign ~~an~~ the earliest [next] available arbitration hearing date, ~~on the earliest available date~~ not less than 180 days from the [initial case] filing date to the earliest [next] available hearing date thereafter. If one or more defendants have not been served within 100 days from the ~~date of the~~ [initial case] filing [date], the court may in its discretion dismiss the case [as] to unserved defendants for lack of diligence.
- (d) Any party ~~to a case~~ may request advancement or postponement of a scheduled arbitration hearing date by filing a written motion with the Clerk of the Circuit Court requesting the change. [T]he notice of hearing and motion shall be served upon ~~counsel for~~ all other parties and upon ~~pro se~~ parties, and upon the Arbitration Administrator, as provided by Supreme Court Rule and [the] Rules of the Circuit Court ~~of~~ for the ~~16th~~ [Sixteenth] Judicial Circuit. The Motion shall be set for hearing on the calendar of the [judge designated to hear arbitration cases by the] Supervising Judge for Arbitration. The motion shall contain a concise statement of the reason for the change of the hearing date and be subject to Supreme Court Rule 231 (Motions for Continuance). The Supervising [presiding] judge may grant such an advancement or postponement [of the arbitration hearing] upon good cause shown.
- (e) Consolidated cases shall be heard on the hearing date assigned to the latest case.
- (f) Upon settlement of any case scheduled for arbitration, counsel or plaintiff shall immediately notify the Arbitration Administrator in writing. Failure to do so may result in the imposition of sanctions.
- (g) It is anticipated that the majority of cases to be heard by an arbitration panel will require a maximum of [two] (2) hours for presentation and decision. It shall be the responsibility of plaintiff's counsel or the plaintiff to confer with counsel and *pro se* parties, [to] obtain an approximation of the length of time required for presentation of the case and advise the Arbitration Administrator at least [fourteen] (14) days in advance of the hearing date as to any additional time required.
- (h) Supreme Court Rule 218 case management conferences shall not be required for cases subject to mandatory arbitration unless and until a rejection of the arbitration award is filed, pursuant to Supreme Court Rule 93. In cases where a valid rejection of the arbitration award has occurred, the case management conference shall be conducted at the Post-Hearing Status date and time, issued to the parties at the time of the arbitration hearing. The Court shall set the Post-Hearing status date within thirty-five to fifty days (35-50) days after the entry of an arbitration award.

#### 11.04 DISCOVERY (Supreme Court Rule 89)

- (a) Discovery may be conducted in accordance with the established rules and shall be completed (unless the parties otherwise agree) not less than thirty (30) days prior to the arbitration hearing. No discovery shall be permitted after the hearing, except upon leave of court and good cause shown.
- (b) All parties shall comply completely with the provisions of Supreme Court Rule 222, if applicable. [ Plaintiff shall file an initial Rule 222 Disclosure Statement with the Clerk of the Circuit Court not later than the case's initial return date. Thereafter, defendant shall file an initial Rule 222 Disclosure Statement with the Clerk of the Circuit Court not later than 28 days after their first court appearance, in conjunction with a written answer and appearance, or as otherwise ordered by the court.] Prior to the arbitration hearing, failure to serve the disclosure statement as provided by rule or as the court may allow[s] may result in the imposition of sanctions as prescribed in Supreme Court Rule 218 and 219 (c) [and Rule 222 (g).]; ~~both at hearing and at any subsequent trial.~~

#### 11.05 CONDUCT OF THE HEARING (Supreme Court Rules 90 and 91)

- (a) Hearings shall be conducted in general conformity with the procedures followed in civil trials. The chairperson shall administer oaths and affirmations to witnesses. Rulings concerning admissibility of evidence and applicability of law shall be made by the chairperson.
- (b) At the commencement of the hearing, the attorneys for the parties will [shall] provide a brief written statement of the nature of the case, which shall includ[ing] a stipulation as to all of the relevant facts to [on] which the parties agree. The stipulation shall include, if applicable, relevant contract terms, dates, times, places, location of traffic control devices, year, make and model of automobiles, of other vehicles, equipment or goods and products which are involved in the litigation and other relevant and material facts. The time devoted to the presentation of evidence should be limited to those facts upon which the parties disagree.
- \* (c) Established rules of evidence shall be followed in all [arbitration] hearings before arbitrators, except as follows:

If at least thirty (30) days written notice of the intention to offer the following documents in evidence is given to every other party, accompanied by a copy of the document, a party may offer in evidence, without foundation or other proof:

1. Bills, records and reports of hospitals, doctors, dentists, registered nurses, licensed practical nurses and physical therapists, or other licensed health care providers;
2. Bills for drugs, medical appliances and prostheses;

\* ~~These rules are close to but not identical to the Illinois Supreme Court Rules.~~

3. Property repair bills or estimates, when identified and itemized, setting forth the charges for labor and material used or proposed for use in the repair of the property; if estimates are to be used, the opposing party shall have immediate access to the damaged property to obtain his own estimates which must be obtained and provided within ten (10) days of his gaining access to the damaged property.
  4. A report of the rate of earnings and time lost from work or lost compensation prepared by an employer;
  5. The written ~~opinion of an expert~~; [statement of an opinion witness,] the deposition of ~~witnesses~~ [a witness,] the statement of a witness which the witness would be allowed to express if testifying in person, if the statement is made by affidavit or certification as provided by Section 1-109 of the Code of Civil Procedure;
  6. Any other document not specifically covered by any of the foregoing provisions, and which is otherwise admissible under the rules of evidence.
- \* (d) ~~Notwithstanding the provisions of Supreme Court Rule 220,~~ A party who proposes to use a written opinion of an ~~expert~~ [opinion] witness or the testimony of an ~~expert~~ [opinion] witness at hearing may do so provided a written notice of such intention is given to every other party not less than thirty (30) days prior to hearing, accompanied by a statement containing the identity of the ~~expert~~ [opinion witness,] his [their] qualifications, the subject matter and the basis of his [their] conclusions and his opinion.
- \* (e) Any other party may subpoena the author or maker of a document admissible under this rule, at that party's expense, and examine the author or maker as if under cross-examination. Section 2-1101 of the Code of Civil Procedure shall be applicable to arbitration hearings.
- \* (f) The provisions of Sections 2-1102 of the Illinois Code of Civil Procedure and the provisions of Supreme Court Rule 237 shall be applicable to arbitration hearings.
- \* (g) The absence of a party at an [a]rbitration hearing shall be dealt with according to the provisions of Supreme Court Rule 91.
- (h) A stenographic record or recording of the hearings shall not be made unless a party does so at his/her own expense. If a party has a stenographic record made, a copy shall be furnished to any other party requesting same upon payment of a proportionate share of the total cost of the making of the record or recording and the duplication of the same. The party providing the reporter shall inform the chairperson of the reporter's name, address and reporting firm before commencing.
- (i) Witness fees and costs shall be in the same amount and shall be paid by the same party or parties as provided for trials in the Circuit Court of the County of Kane.



- (j) The arbitrators shall determine the admissibility of evidence and decide the law and facts of the case. Rulings on objections to evidence or on other issues which arise during the hearing shall be made by the chairperson of the panel.
- (k) All exhibits submitted [admitted into evidence] shall be ~~received and~~ held by the panel until the entry of the [arbitration] award. ~~It is the duty of the [A]ttorneys or parties [must] to retrieve such [all] exhibits from the Arbitration Center within seven (7) days after the entry of judgment, notice of rejections, or order of dismissal. All exhibits not retrieved shall be destroyed.~~

\* These rules are similar but not identical to the Illinois Supreme Court Rules.

#### 11.06 AWARD AND JUDGMENT ON AWARD (Supreme Court Rule 92)

- (a) The panel shall render its decision and enter an award on the same day of [as] the hearing. The Chairperson shall present the award to the Arbitration Administrator, who shall then file the same with the Clerk of the Circuit Court. The Clerk of the Circuit Court shall serve a [N]otice of the [A]ward upon all parties.

#### 11.07 REJECTION OF AWARD (Supreme Court Rule 93)

Rejection of the [an arbitration] award ~~of the arbitrators~~ shall be in strict compliance with Supreme Court Rule 93.

#### 11.08 LOCATION OF HEARINGS

The location of hearing[s] shall be determined by the Chief Judge of the 16th [Sixteenth] Judicial Circuit.

#### 11.09 FORMS (Supreme Court Rules 94 and 95)

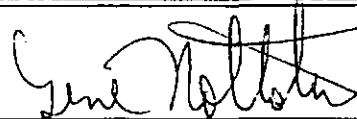
All forms shall be as prescribed by Supreme Court Rule and by administrative order by [of] the Chief Judge not inconsistent with any Supreme Court Rule.

#### 11.10 ADMINISTRATION OF MANDATORY ARBITRATION

- (a) The Chief Judge of the 16th [Sixteenth] Judicial Circuit shall appoint a judge of the 16th [Sixteenth] Judicial Circuit to act as Supervising Judge for Arbitration.
- (b) The Chief Judge of the 16th Judicial Circuit shall designate an Arbitration Administrator or any assistants deemed necessary for the Mandatory Arbitration system.

The majority of the circuit judges in and for the 16th [Sixteenth] Judicial of Circuit [of] the

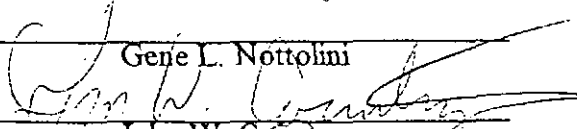

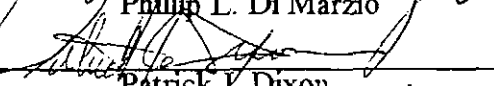
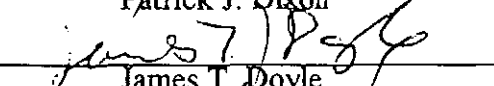
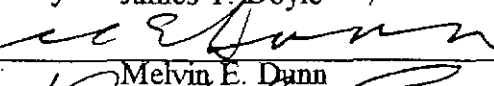
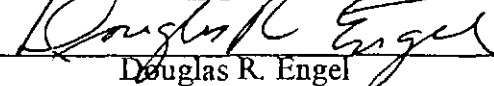

Entered this 6th day of September, 1996.

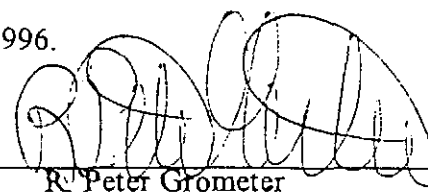
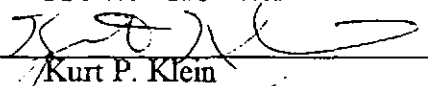
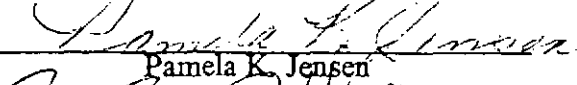
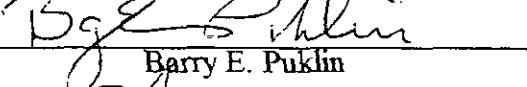
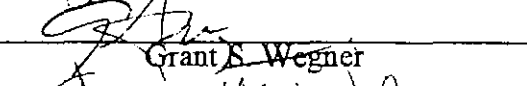
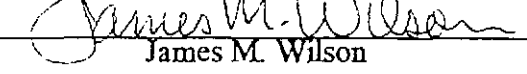


Gene L. Nottolini  
Chief Judge

State of Illinois, having [originally] voted to incorporate the[se] approved rules as Article 11 of the [Rules of the Circuit Court of the Sixteenth Judicial Circuit] Local Rules, effective January 3rd, 1995 now amend Article 11 as set forth herein, effective July 9, 1996.

Entered this 9th day of July, 1996.

  
Gene L. Nottolini  
  
John W. Countryman  
  
Phillip L. Di Marzio  
  
Patrick J. Dixon  
  
James T. Doyle  
  
Melvin E. Dunn  
  
Douglas R. Engel

  
R. Peter Grometer  
  
Kurt P. Klein  
  
Pamela K. Jensen  
  
Barry E. Puklin  
  
Grant S. Wegner  
  
James M. Wilson

96 MRI

GENERAL ORDER 96-21

Section 1: In Re: Establishment of Administrative Sanctions Program:

An Administrative Sanctions Program is hereby established for the Sixteenth Judicial Circuit pursuant to Public Act 89-198 to ensure swift, certain and equitable sanctions for technical violations of adults and juvenile offenders sentenced to probation. The Program shall be administered by the Probation and Court Services Department of each county that adopts this program within the Sixteenth Judicial Circuit pursuant to this General Order.

Section 2: DEFINITIONS

Technical Violation: Any infraction of a court order of probation, conditional discharge, or supervision other than an allegation of a subsequent criminal act or an allegation of a violation of an order to refrain from gang affiliation, wearing gang colors, flashing gang signs, or association with known gang members or possessing any firearm or other dangerous weapon.

Probation: When the term is used in this Order, it includes a sentence of probation pursuant to 705 ILCS 405/5-23, 705 ILCS 405/5-24, 720 ILCS 550/10, 720 ILCS 570/410 and 730 ILCS 5/5-6-1(a); a sentence of conditional discharge pursuant to 705 ILCS 405/5-23 and 730 ILCS 5/5-6-1(b); and a disposition of supervision pursuant to 705 ILCS 405/3-21, 705 ILCS 405/3-24, 705 ILCS 405/5-19 and 730 ILCS 5/5-6-1(c).

Program: The Administrative Sanctions Program of the Sixteenth Judicial Circuit.

Offender: Any sentenced person, adult or juvenile, under the supervision of a Probation and Court Services Department.

Section 3: PHILOSOPHY

The purpose of the Administrative Sanctions Program shall be to respond to all identified technical violations of probation in a consistent manner than considers the risk and needs of the offender, is proportional to the risk to the community, and utilizes the least restrictive response to achieve long term positive behavioral changes.

Section 4: POLICY

Alleged violation of an order to refrain from gang affiliation, wearing gang colors, flashing gang signs, or associating with known gang members or possessing any firearm or other dangerous weapon shall be reported to the State's Attorney without delay. Technical violations shall be addressed in a timely manner, by

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imposing appropriate sanctions, based upon established Program guidelines. Probation officers within the Department shall use the Administrative Sanctions Grid, as prescribed in Appendix 3 of this Order, for all technical violations to determine appropriate sanction(s). Departments do not have the authority to extend the term of, or revoke, probation, increase the amount of a judicially ordered fine or costs, or incarcerate an offender except pursuant to 730 ILCS 110/11 and/or 730 ILCS 110/15 (12).

#### Section 5: ELIGIBILITY

After the effective date of this Administrative Order, each Certificate of Probation, Conditional Discharge and Supervision shall contain notice to the defendants in substantially the following form:

Defendant, upon committing a technical violation of this Certificate of Conditions, is subject to the Administrative Sanctions Program.

All offenders sentenced to probation within the Sixteenth Judicial Circuit shall be eligible for the Administrative Sanctions Program unless the sentencing Court specifically prohibits such participation at the time of sentencing.

All offenders sentenced to probation by jurisdictions outside the Sixteenth Judicial Circuit shall be offered program participation subject to the same conditions as those originating within the Sixteenth Judicial Circuit. Those jurisdictions shall be notified of program availability and informed that denial of program participation requires a written order from the sentencing Court.

Offenders sentenced to a term of probation by the Court prior to the effective date of this Administrative Order shall be offered Program eligibility during the first six months of the program. The offer of eligibility shall be made in writing following an individual conference with the offender. The offender shall have the Program conditions explained by the assigned probation officer and elect, by signature and date, the decision to participate, or not participate, in the Program. In any conference involving a juvenile, a parent or guardian must be present and consent, in writing, to the juvenile's program participation. The election shall be in substantially the same form as prescribed in Appendix 1 of this Order.

The decision to address technical violations through the Administrative Sanction Program shall be determined by the department. The number of times an offender may participate in the Program is not limited; however, upon the second and subsequent technical violation(s) and/or Program violation(s) within a 12 month period, approval must be made by the Chief Managing Officer or designee. If disapproved, the Department may request a Petition to Revoke/Modify through the Office of the

State's Attorney.

Section 6: CASE ENTRY

The probation officer, upon verification and documentation of an alleged technical violation, shall complete an Administrative Sanctions Request in substantially the same form as prescribed in Appendix 2 of this Order.

The Request shall be completed in detail identifying the specific court ordered condition(s) or Program condition(s) alleged to have been violated, the date(s) of the violation(s), the administrative sanction(s), and the period of time the sanction(s) are to be imposed.

To ascertain the appropriate sanction(s) for a technical violation, the officer shall utilize the Administrative Sanctions Grid pursuant to the instructions noted thereon, in conjunction with Appendices 4 and 5 of this Order.

Upon completion of the Administrative Sanctions Request, it shall be submitted to the officer's supervisor for review. The unit supervisor or designee shall approve/deny the Administrative Sanctions Request and return to the officer within four (4) hours of receipt, indicating the date and time thereon.

If the Request is approved, the supervisor or designee shall assign a deadline date for the technical violation conference. If the Request is denied, the supervisor or designee shall specify the reason(s) in the comments section and, if appropriate, the request may be resubmitted for review. Once the request is approved the sanction(s) shall not be altered.

If the Request is denied and the technical violation has been verified, the Department shall request a Petition to Revoke/Modify through the Office of the State's Attorney. The Administrative Sanction process shall be discontinued if, upon further review, it is determined there was no violation, the violation cannot be properly verified, or the violation is not within the purview of this Order.

Section 7: ADMINISTRATIVE SANCTIONS CONFERENCE

Upon supervisory approval, the probation officer shall contact the offender to arrange an Administrative Sanctions Conference. The probation officer should, within two (2) working hours, mail a Technical Violation Conference Notice, in substantially the same form as prescribed in Appendix 6 of this Order, informing the offender of the time, date and place of the conference; and, in addition thereto, simultaneously attempt telephone and/or home visit contact with the offender. If the offender is a juvenile, a Technical Violation Conference Notice shall also be sent to the minor's parent/guardian.

The conference shall be held in the offices of the Probation and Court Services Department, or other location approved by management personnel, within three (3) work days of the date of the Notice. If the Offender fails to respond to the Notice, the probation officer may request a Petition to Revoke/Modify through the Office of the State's Attorney, or may arrest the offender pursuant to 730 ILCS 110/15 (12).

At the conference, the probation officer shall identify the specific court ordered condition(s) or Program condition(s) alleged to have been violated, the date(s) of the violation(s), the administrative sanction(s) and the period of time the sanction(s) are to be imposed. The probation officer shall read and ensure the offender understands the Rights of Offender, as prescribed in Appendix 7 of this order. The offender shall specify in writing whether he/she elects to participate in the Administrative Sanctions Program and shall sign and date the Election to Participate in substantially the same form as Appendix 8 of this Order.

If the offender elects to participate in the Administrative Sanctions Program, notification shall be forwarded to the Office of the State's Attorney, in substantially the same form as Appendix 9 of this Order, advising them of the violation(s), sanction(s) and offender's election to participate in the Administrative Sanctions Program.

Upon electing to participate in the program, the sanction(s) become effective immediately, and the offender's case plan is adjusted accordingly. The offender's Risk/Needs reassessment instruments are not required as a part of this process, but may be used at the officer's discretion.

If the offender elects Program participation and successfully completes the prescribed sanctions, the technical violation(s) shall not subsequently be used as a basis for any future Petition(s) to Revoke/Modify. However, in a subsequent hearing on a Petition(s) to Revoke/Modify, the Court may consider all technical violations, including technical violations involving Program participation.

if the offender does not elect to participate in the Administrative Sanctions Program, the probation officer shall immediately request a Petition to Revoke/Modify through the Office of the State's Attorney.

In any conference involving a juvenile, a parent or guardian must be present and consent, in writing, to the juvenile's program participation.

Section 8: The Administrative Sanctions Program herein set forth may be adopted in the other counties of the Sixteenth Judicial Circuit upon the approval and designation of the Presiding Judge of that county.

ENTERED: Sept. 6, 1996

Gene Nottolini  
Gene Nottolini, Chief Judge

96MR1

GENERAL ORDER 96-20

Section One: In the matter of fees for the Driver Safety Program conducted by Waubensee Community College, for the Sixteenth Judicial Circuit, Kane, Kendall, and DeKalb counties, please find the following:

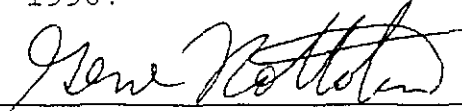
1. That due to increasing costs to conduct classes in compliance with the National Safety Council, the initial fee charged to students is hereby increased from \$25.00 to \$30.00.

2. That due to increasing costs the fee for rescheduling classes for students shall be increased from \$10.00 to \$15.00.

Section Two: All other orders not inconsistent with this order are still in full force and effect.

Section Three: This order becomes effective October 1, 1996.

ENTER this 6 day of September, 1996.

  
\_\_\_\_\_  
Gene Nottolini  
Chief Judge

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CLERK OF COURT  
KANE COUNTY



GENERAL ORDER 96-19  
REVISED

Section 1. Victim Impact Panels shall be held in the Multi-Purpose Room at the Kane County Judicial Center in English, on the following dates in 1997, commencing at 7:00 p.m.

January 6	July 7
February 3	August 4
March 3	SEPTEMBER 8
April 7	October 6
May 5	November 3
June 2	December 1

Section 2. Victim Impact Panels shall be held in Spanish, in the Multi-Purpose Room commencing at 7:00 p.m. on the following dates:

June 9	December 8
--------	------------

Section 3. Presenters appearing at the Victim Impact Panel shall be paid the sum of \$50.00 per individual, and professional presenters such as doctors, coroner, etc. shall be paid the sum of \$75.00, to cover the expenses such as gasoline, vehicle use, lost time, etc., for attendance at the panel.

Section 4. Until further order, persons attending the Victim Impact Panel shall pay \$10.00 for the cost of such program, including the expense amounts paid to presenters. However, individuals represented by the Public Defender shall pay \$4.00 to cover the cost of the program.

Section 5. The collection, deposit and disbursement of monies for the operation of the Victim Impact Panel shall be handled by Adult Court Services.

Section 6. This Order is effective September 1, 1996.

ENTER this 20 day of Aug, 1996.

  
\_\_\_\_\_  
Gene Nottolini  
Chief Judge

CRIMINAL CLERK  
KANE COUNTY, ILL.

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GENERAL ORDER 96-18

Section 1. Victim Impact Panels shall be held in the Multi-Purpose Room at the Kane County Judicial Center in English, on the following dates in 1997, commencing at 7:00 p.m.

January 6	July 7
February 3	August 4
March 3	September 1
April 7	October 6
May 5	November 3
June 2	December 1

Section 2. Victim Impact Panels shall be held in Spanish, in the Multi-Purpose Room commencing at 7:00 p.m. on the following dates:

June 9	December 8
--------	------------


Section 3. Presenters appearing at the Victim Impact Panel shall be paid the sum of \$50.00 per individual, and professional presenters such as doctors, coroner, etc. shall be paid the sum of \$75.00, to cover the expenses such as gasoline, vehicle use, lost time, etc., for attendance at the panel.

Section 4. Until further order, persons attending the Victim Impact Panel shall pay \$10.00 for the cost of such program, including the expense amounts paid to presenters. However, individuals represented by the Public Defender shall pay \$4.00 to cover the cost of the program.

Section 5. The collection, deposit and disbursement of monies for the operation of the Victim Impact Panel shall be handled by Adult Court Services.

Section 6. This Order is effective September 1, 1996.

ENTER this 12 day of Aug, 1996.

  
Gene Nottolini  
Chief Judge

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CIRCUIT CLERK  
KANE COUNTY, IL

GENERAL ORDER 96-17

IT IS HEREBY ORDERED THAT:


A. The Circuit Court for the Sixteenth Judicial Circuit of the State of Illinois, shall adjourn, and the Office of the Clerk of the Circuit Court of the counties of Kane, Kendall, and DeKalb, shall be closed on the following legal holidays for the year 1997.

<u>HOLIDAY</u>	<u>OBSERVED ON</u>
New Year's Day	Wednesday, January 1, 1997
Martin Luther King Jr. Day	Monday, January 20, 1997
Lincoln's Birthday	Wednesday, February 12, 1997
Washington's Birthday	Monday, February 17, 1997
Spring Holiday	Friday, March 28, 1997
Memorial Day	Monday, May 26, 1997
Independence Day	Friday, July 4, 1997
Labor Day	Monday, September 1, 1997
Columbus Day	Monday, October 13, 1997
Veterans' Day	Tuesday, November 11, 1997
Thanksgiving Day	Thursday, November 27, 1997
Day Following Thanksgiving Day	Friday, November 28, 1997
Christmas Day	Thursday, December 25, 1997
Day Following Christmas Day	Friday, December 26, 1997
New Year's Day	Thursday, January 1, 1998

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

Entered this 22 day of July, 1996.

  
Gene Nottolini, Chief Judge  
Sixteenth Judicial Circuit

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GENERAL ORDER 96-16

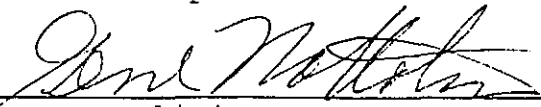
IN THE CIRCUIT COURT OF KANE COUNTY  
16TH JUDICIAL CIRCUIT

SUBJECT: Appointment of Receiver Pursuant to Illinois Court Rule 776

It having been brought to the attention of the Circuit Court of Kane County by the Administrator of the Attorney Registration and Disciplinary Commission that Attorney Edward B. Steinke is unable properly to discharge his responsibilities to his clients due to abandonment of client files, and that no partner, associate, or other responsible party capable and willing to conduct the lawyer's affairs is known to exist:

IT IS HEREBY ORDERED that effective immediately, the Administrator of the Attorney Registration and Disciplinary Commission is hereby appointed as a Receiver pursuant to the provisions of Illinois Supreme Court Rule 776 to perform the duties enumerated in Illinois Supreme Court Rule 776(b) as they relate to the practice of Edward Bryan Steinke.

ENTER this 21st day of May, 1996. This Order shall be spread upon the records of this Court and published.

  
Gene Nottolini  
Chief Judge Sixteenth Judicial  
Circuit

FILED 103  
ENTERED 44  
MAY 29 1 57 PM '96  
H. CARLSON  
CLERK OF COURT  
KANE COUNTY, ILL.

96MRA

GENERAL ORDER 96-15

Section One:

Pursuant to Supreme Court Rule 21(b) the following Judge is hereby assigned to the court assignment as follows.

Section Two:

TRAFFIC COURT

Courtroom 203

Wiley W. Edmondson  
Presiding Judge  
Traffic Division

Section Three:

This General Order supersedes General Order 94-26.

ENTERED this 7 day of May, 1996.



Gene Nottolini  
Chief Judge

FILED... 108  
MAY 5 6 21 AM '96  
AA

96MR1

# 16th Judicial Circuit County of Kane

Kane County Judicial Center  
Suite 400-A  
37W777 Route 38  
St. Charles, IL 60175-7536  
Telephone (708) 232-3440



OFFICE OF THE CHIEF JUDGE  
AND COURT ADMINISTRATOR

To: Mike Fitzpatrick  
From: Chief Judge Nottolini  
Re: Approval for Illinois Criminal Justice Research Project  
Date: April 4, 1996

Please use this memo as my approval for the Illinois Criminal Justice Authority to conduct research for reviewing juvenile files at the circuit clerk's office. The research is scheduled to begin Monday, April 8, 1996. Any assistance you may give to these people would be greatly appreciated.

Chief Judge Nottolini

GN/kc

cc: Jan Carlson  
Jim Mueller

FILED  
ENTERED  
APR 4 3 47 PM '96  
JAN CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

44

GENERAL ORDER 96-14

JUN 11 1996  
FILED 103

PURSUANT TO SUPREME COURT RULE 21(b) IT IS HEREBY ORDERED AS FOLLOWS:

Section One: Effective September 1, 1996 all juvenile defendants sentenced, on this date and hereafter, to a period of electronic monitoring shall direct their court ordered electronic monitoring fees, which are not to exceed \$84.00 weekly, to the Office of the Circuit Court Clerk of Kane County.

Section Two: Effective September 1, 1996 all juvenile defendants sentenced, on this date and hereafter, to a term of probation shall direct their court ordered probation fees, which are not to exceed \$25.00 monthly, to the Office of the Circuit Court Clerk of Kane County.

Section Three: Upon receipt of monies for the payment of electronic monitoring fees, the Circuit Clerk shall collect and remit these monies on a not less than monthly basis to the Juvenile Electronic Monitoring Fund in care of the Kane County Court Services Administration Department. The Circuit Clerk shall update the court's financial records to show receipt and disbursement of electronic monitoring fees for the purpose of monitoring the defendants compliance with court order by the Kane County Court Services Department.

Section Four: Upon receipt of monies for the payment of probation fees, the Circuit Clerk shall collect and remit these monies on a not less than monthly basis to the Kane County Treasurer for deposit in the Probation Services Fund, Fund 6013. The Circuit Clerk shall update the court's financial records to show receipt and disbursement of probation fees monies for the purpose of monitoring defendant's compliance with the court order by the Kane County Court Services Department.

Section Five: The Court Services Department is responsible to collect electronic and probation fees from all juvenile defendants sentenced prior to September 1, 1996.

Section Six: In all cases where the defendant is required to make payments for electronic monitoring and/or probation fees, the Court Services Department is responsible for the monitoring of the defendants compliance in satisfying the financial obligations as ordered by the court. In the event of non-payment, or failure to pay on a timely basis, the Court Services Department shall begin actions to insure payment of monies as ordered by the court.

ENTERED this 6 day of June, 1996.

Gene Nottolini  
Gene Nottolini, Chief Judge

96 MRI

GENERAL ORDER #96-13

Section One: Pursuant to Supreme Court Rule 21(b) the following Judges are hereby assigned to the court assignments indicated below:

JUVENILE DIVISION


It is hereby ordered that Judge Timothy Q. Sheldon will be assigned to hear juvenile abuse and neglect matters.

Judge Donald C. Hudson will be assigned juvenile delinquency matters.

Section Two: All provisions of General Orders 94-26, 95-18, 95-24, 95-25, and 96-12 not inconsistent herewith remain in full force and effect.

Section Three: This Order is effective April 1, 1996.

DATED this 26th day of March, 1996.



Chief Judge Gene Nottolini

FILED 103  
ENTERED 44  
MAR 27 11 17 AM '96  
JAMES M. CARLSON  
CLERK  
JUVENILE COURT  
COOK COUNTY, ILL.



GENERAL ORDER 96- 12

Section One: Pursuant to Supreme Court Rule 21(b) the following Judges are hereby assigned to the court assignments indicated below:

FAMILY DIVISION

Courtroom 113

F. Keith Brown

TRAFFIC DIVISION


Elgin Branch Court  
Courtroom 209

Franklin Brewe  
Judith M. Brawka

Section Two: All provisions of General Orders 94-26, 95-18, 95-24 and 95-25 not inconsistent herewith remain in full force and effect.

Section Three: This Order shall become effective March 21, 1996.

ENTER this 12 day of March, 1996.

  
\_\_\_\_\_  
Chief Judge

FILED  
MARCH 12 1996  
103


ADDENDUM TO  
GENERAL ORDER 96-11

IT IS HEREBY ORDERED:

WHEREAS, the original document establishing Local Circuit Rule Article 12, for Major Civil Case Mediation, was discovered missing from the Circuit Clerk's General Order File, this copy of the original document shall serve as a duplicate original and shall accompany General Order 96-11, originally filed with the Circuit Clerk on March 12, 1996.

This Addendum to General Order 91-11 shall take effect October 25, 1996.

Enter this 25th day of October, 1996.

  
Gene Nottolini, Chief Circuit Judge

FILED  
32  
ENTERED 32  
OCT 25 3 14 AM '96  
CIRCUIT CLERK  
KANE COUNTY, IL

TO: Circuit Clerk's Office  
ATTN: Candy, File Library  
FROM: Melita Mulligan-Ferry  
RE: Article 12: Major Civil Case Mediation Program Local Rules  
DATE: October 21, 1996

---

Upon discovering that the original Local Circuit Rules for Major Civil Case Mediation, entitled Article 12, were missing from the Circuit Clerk's General Order File, I have been instructed by Doug Naughton, Chief Court Administrator, to furnish you with a copy of these signed rules. Please see that this copy is filed with General Order 96-11, which establishes the Major Case Civil Mediation Program for the Sixteenth Judicial Circuit.

Please contact me at (630) 262-8316 if you have any questions regarding this request. Thank you for your time and cooperation.

On September 26, 1996, it was discovered that the original document containing Local Circuit Rule Article 12 regarding the Major Civil Case Mediation Program was not in the Circuit Clerk's General Order Book and could not be located elsewhere. A signed copy of these rules is being substituted in its place. This copy of Article 12 should be filed with General Order 96-11.

16TH JUDICIAL CIRCUIT  
MAJOR CIVIL CASE MEDIATION PROGRAM

Pursuant to General Order 96-// parties may stipulate to mediation or the Court may order a case to mediation. The Order of Referral to Court-Annexed Mediation should be prepared and signed. The clerk will retain a copy of the Order for the ADR Center.

The parties should mutually agree upon a mediator within 14 days of the Order. If the parties cannot agree, the Court will appoint one within 21 days of the Order. The parties should also agree which party will be responsible for making the mediation arrangements.

The responsible party should contact the ADR Center and check for the availability of times and dates. The party should then contact the mediator and all other parties who will be attending the mediation and arrange a mutually convenient time for the mediation session. Finally, the responsible party should verify the time and date they have selected with the ADR Center. The ADR Center will then send confirmation letters of the date, time and place to all parties involved including the mediator.

Each party will be required to prepare a brief summary of his/her case 10 days prior to the mediation session. Summaries should be sent directly to the mediator for his/her review. THESE WILL BE KEPT CONFIDENTIAL. Names of all participants in the mediation shall be disclosed to the mediator in the summary prior to the session.

At the scheduled mediation the mediator will require every participant to sign a Confidentiality Agreement which Agreement shall be made a part of the court record in the case.

The first mediation conference must be held within 8 weeks of the Order of Referral. Mediation shall be completed within 7 weeks of the first mediation.

Kane County mediations will be held at the Kane County Courthouse, 2nd Floor, 100 South Third Street, Geneva, Illinois 60134, (708-262-8316).

DeKalb and Kendall County mediations will be held in their respective courthouses, or they may be held in Geneva at the Arbitration Center.

Questions? Please call Arbitration Center (708) 262-8316.

## Article 12: Major Civil Case Mediation

### 12.01 ACTIONS ELIGIBLE FOR COURT ANNEXED MEDIATION

#### (A) Referral by Judge or by Stipulation

Except as hereinafter provided, the judge to whom a matter is assigned may order any contested civil matter asserting a claim having a value, irrespective of defenses or setoffs, in excess of \$30,000 referred to mediation. In addition, the parties to any such matter may file a written stipulation to mediate any issue between them at any time. Such stipulation shall be incorporated into the order of referral.

#### (B) Exclusion from Mediation

Except as otherwise set forth in (1) (A) above, matters as may be specified by administrative order of the Chief Judge of the Circuit shall not be referred to mediation except upon petition of all parties.

### 12.02 SCHEDULING OF MEDIATION

#### (A) Conference or Hearing Date

Unless otherwise ordered by the court, the first mediation conference shall be held within eight (8) weeks of the Order of Referral.

At least ten (10) days before the conference, each side shall present to the mediator a brief, written summary of the case containing a list of issues as to each party. If the attorney filing the summary wishes its contents to remain confidential, she/he should advise the mediator in writing at the same time the summary is filed. The summary shall include the facts of the occurrence, opinions on liability, all damages and injury information, and any offers or demands regarding settlement. Names of all participants in the mediation shall be disclosed to the mediator in the summary prior to the session.

#### (B) Notice of Date, Time and Place

Within 28 days after the Order of Referral, the mediator shall notify the parties in writing of the date and time of the mediation conference.

Kane County mediations will be held at the Arbitration Center, Kane County Courthouse, 2nd Floor, 100 South Third Street, Geneva, Illinois 60134.

DeKalb County mediations will be held at the DeKalb County Courthouse, 133 West State Street, Sycamore, Illinois 60178.

Kendall County mediations will be held at the Kendall County Courthouse, Ridge and Main Streets, Yorkville, Illinois 60560.

(C) Motion to Dispense with Mediation

A party may move, within 14 days after the Order of Referral, to dispense with mediation if:

1. The issue to be considered has been previously mediated between the same parties pursuant to Order of the 16th Judicial Circuit;
2. The issue presents a questions of law only;
3. The Order violates Sec. (1)(B) of this General Order;
4. Other good cause is shown.

(D) Motion to Defer Mediation

Within 14 days of the Order of Referral, any party may file a motion with the court to defer the proceeding. The movant shall set the motion to defer for hearing prior to the scheduled date for mediation. Notice of the hearing shall be provided to all interested parties, including any mediator who has been appointed. The motion shall set forth, in detail, the facts and circumstances supporting the motion. Mediation shall be tolled until disposition of the motion.

12.03 MEDIATION RULES AND PROCEDURES

(A) Appointment of the Mediator

- (1) Within 14 days of the Order of Referral the parties may agree upon a stipulation with the court designating:
  - (a) A certified moderator; or
  - (b) A mediator who does not meet the certification requirements of these rules but who, in the opinion of the parties and upon review by and approval of the presiding judge, is otherwise qualified by training or experience to

mediate all or some of the issues in the particular case.

- (2) If the parties cannot agree upon a mediator within 14 days of the Order of Referral, the plaintiff's attorney (or another attorney agreed upon by all attorneys) shall so notify the court within 7 days of the expiration of the period to agree on a mediator, and the court shall appoint a certified mediator selected by rotation or by such other procedures as may be adopted by administrative order of the Chief Judge in the Circuit in which the action is pending.

(B) Compensation of the Mediator

Each mediator shall agree to mediate 3 cases without compensation.

Thereafter, the mediator shall be compensated by the parties at the rate of \$125.00 per hour unless otherwise agreed in writing. Each party shall pay a proportionate share of the total charges of the mediator.

(C) Disqualification of a Mediator

Any party may move to enter an order disqualifying a mediator for good cause. If the court rules that a mediator is disqualified from hearing a case, an order shall be entered setting forth the name of a qualified replacement. Nothing in this provision shall preclude mediators from disqualifying themselves or refusing any assignment. The time for mediation shall be tolled during any periods in which a motion to disqualify is pending.

(D) Interim or Emergency Relief

A party may apply to the court for interim or emergency relief at any time. Mediation shall continue while such a motion is pending absent a contrary order of the court or a decision of the mediator to adjourn pending disposition of the motion.

(E) Sanctions for Failure to Appear

If a party fails to appear at a duly noticed mediation conference without good cause, the court upon motion shall impose sanctions, including an award of mediator and attorney fees and other costs, against the party failing to appear. If a party to



mediation is a public entity that party shall be deemed to appear at a mediation conference by the physical presence of a representative with full authority to negotiate on behalf of the entity and to recommend settlement to the appropriate decision making body of the entity. Otherwise, unless stipulated by the parties, or by order of the court, a party is deemed to appear at a mediation conference if the following persons are physically present:

- (1) The party or its representative having full authority to settle without further consultation; and
- (2) The party's counsel of record, if any; and
- (3) A representative of the insurance carrier for any insured party who is not such carrier's outside counsel and who has full authority to negotiate and recommend settlements to the limits of the policy or the most recent demand, whichever is lower without further consultation.

(F) Adjournments

The mediator may adjourn the mediation conference at any time and may set times for reconvening the adjourned conference notwithstanding Sec. (I) of this General Order. No further notification is required for parties present at the adjourned conference.

(G) Counsel

The mediator shall at all times be in control of the mediation and the procedures to be followed in the mediation. Counsel shall be permitted to communicate privately with their clients.

(H) Communication with Parties

The mediator may meet and consult privately with either party and his/her representative during the mediation session.

(I) Completion of Mediation

Mediation shall be completed within seven (7) weeks of the first mediation conference unless extended by order of the court or by stipulation of the parties.

(J) No Agreement

If the parties do not reach an agreement as to any matter as a result of mediation, the mediator shall report the lack of an agreement to the court without comment or recommendation.

(K) Agreement

If an agreement is reached, it shall be reduced to writing and signed by the parties and their counsel, if any, at the conclusion of the mediation.

(L) Imposition of Sanctions

In the event of any breach or failure to perform under the agreement, the court upon motion may impose sanctions, including costs, attorney fees, or other appropriate remedies including entry of judgment on the agreement.

(M) Discovery

Discovery may continue throughout mediation.

(N) Confidentiality of Communications

All oral or written communications in a mediation conference, other than executed settlement agreements, shall be exempt from discovery and shall be confidential and inadmissible as evidence in the underlying cause of action unless all parties agree otherwise. Evidence with respect to alleged settlement agreements shall be admissible in proceedings to enforce the settlement. Subject to the foregoing, unless authorized by the parties, the mediator may not disclose any information obtained during the mediation process.

(O) Forms

The following forms shall be used in conjunction with court-annexed mediation:

- (1) Order of Referral to Court-Annexed Mediation
- (2) Confidentiality Agreement and Nonrepresentation Acknowledgement
- (3) Mediation Held/No Agreement Resulted
- (4) Memorandum of Agreement
- (5) Memorandum of Understanding/Agreement
- (6) Order Appointing Mediator
- (7) Mediator's Report/Order

## 12.04 MEDIATOR QUALIFICATIONS

### (A) Circuit Court Mediators

The Chief Judge shall maintain a list of mediators who have been certified by the court and who have registered for appointment.

For certification a mediator of circuit court civil matters in excess of \$30,000 matters must:

- (1) Complete a mediation training program approved by the Chief Judge of the 16th Judicial Circuit; and
- (2) Be a member in good standing of the Illinois Bar with at least seven years of practice or be a retired judge; and
- (3) Be of good moral character.

### (B) Mediator General Standards

In each case, the mediator shall comply with such general standards as may, from time to time, be established and promulgated in writing by the Chief Judge of the 16th Judicial Circuit.

### (C) Decertification of Mediators

The eligibility of each mediator to retain the status of a certified mediator may be periodically reviewed by the Chief Judge. Failure to adhere to this General Order governing mediation or the General Standards provided for above may result in the decertification of the mediator.

The majority of the circuit judges in and for the 16th Judicial Circuit of the State of Illinois have voted to incorporate the approved rules as Article 12 of the Local Rules of the 16th Judicial Circuit the same shall be effective as said Article 12 of the Local Rules effective 3/12 1996.

Entered this 12 day of March, 1996.

~~John W. Country~~

~~John W. Country~~

James T. Doyle

James T. Doyle

Phil L. Dimaggio

~~Frank Adams~~

Barry B. Quinn

James M. Wilson

~~Frank Adams~~

Gene Kottelen

GENERAL ORDER 96-11

Court-Annexed Mediation

In an effort to provide the citizens of the 16th Judicial Circuit with an expeditious and expense saving alternative to traditional litigation in the resolution of controversies, there is hereby established a program of Court-Annexed Mediation of civil cases to operate in this Judicial Circuit.

Mediation under this Order involves the confidential process by which a neutral mediator, selected by the parties or appointed by the court, assists the litigants in reaching a mutually acceptable agreement. The role of the mediator is to assist in identifying the issues, reducing misunderstanding, clarifying priorities, exploring areas of compromise, and finding points of agreement as well as legitimate points of disagreement. Any agreement reached by the parties is to be based on the autonomous decisions of the parties and not the decisions of the mediator. It is anticipated that an agreement may not resolve all of the disputed issues, but the process can reduce points of contention. Parties and their representatives are required to mediate in good faith but are not compelled to reach an agreement.

ENTERED this 12 day of March, 1996.

Gene Kottler  
Chief Judge

FILED 103  
ENTERED  
JUN 6 11 22 AM '96  
CLERK  
COURT

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT

STATE OF ILLINOIS )  
 )  
COUNTY OF KANE )

FILED 103  
MAR 14 2 46 PM '96

GENERAL ORDER 96-10

IT IS HEREBY ORDERED by the undersigned Circuit Judges of the Sixteenth Judicial Circuit of Illinois that the Local Rules previously adopted are amended by the addition of Local Rule 11.03(h.) as set forth below. This rule is intended to facilitate compliance with Supreme Court rule 218, effective January 1, 1996, as it pertains to Kane County's Court Annexed Mandatory Arbitration Program. It applies to all civil cases subject to Mandatory Arbitration, pursuant to Local Rule Article 11.01.

LOCAL RULE ARTICLE 11.03(h.)

The Circuit Judges of the Sixteenth Judicial Circuit hereby adopt the following Local Rule, subject to the approval of the Illinois Supreme Court, pursuant to Supreme Court Rule 218.

Supreme Court Rule 218 case management conferences shall not be required for cases subject to mandatory arbitration unless and until a rejection of the arbitration award is filed, pursuant to Supreme Court Rule 93. In cases where a valid rejection of the arbitration award has occurred, the case management conference shall be conducted at the Post-Hearing Status date and time, issued to the parties at the time of the arbitration hearing. The Court shall set the Post-Hearing status date within thirty-five to fifty days (35-50) days after the entry of an arbitration award.

ENTERED this 12 day of March, 1996.

[Signature]  
Chief Judge

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

Circuit Judges for the  
Sixteenth Judicial Circuit

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

96 MRI

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT

STATE OF ILLINOIS )  
  )  
COUNTY OF KANE        )

GENERAL ORDER 96-9

IT IS HEREBY ORDERED:

WHEREAS, pursuant to Local Arbitration Rule Article 11.10(a) and (b), the Chief Judge may designate the appropriate personnel to assist the SUPERVISING JUDGE FOR ARBITRATION. The Small Claims/Law Medium Judge is hereby assigned the following arbitration matters:

(1) Setting initial return dates, arbitration hearing dates, status dates, and routine motions, to be heard on Tuesday and Wednesday of each and every week at 9:00 a.m.

and

(2) Hearing contested and complex arbitration motions, set post-hearing status dates, entry of judgment on awards, and post-rejection reassignments, to be heard on Tuesdays and Wednesdays of each and every week at 10:30 a.m.

This Order shall take effect February 29, 1996.

ENTER this 29th day of February, 1996.

Gene Nottolini, Chief Circuit Judge

FILED 103  
FEB 21 11 29 AM '96  
44

General Order 96-8

INTERIM FAMILY LAW DIVISION LOCAL RULE NO. 1

**I. Attorney's Obligation to Confer Prior to Case Management Conference.**

The principal goal of Case Management Conferences is to tailor the course of the litigation to reflect the singular characteristics of the case. Not less than seven (7) days prior to any Case Management Conference, counsel familiar with the case shall confer, exchange proposed Case Management Conference orders, consider the matters set forth in Supreme Court Rule 218(a)(1)-(10), and shall attempt to draft a proposed agreed Case Management Conference Order for presentation to the Court. Counsel shall be prepared to address with the Court all nonagreed matters at the Case Management Conference. Case Management Conferences are not settlement conferences nor a status report. All portions of the Case Management Conference Order in use in the Sixteenth Judicial Circuit, Kane County, must be addressed by counsel. Failure to comply with Supreme Court Rule 218, this Local Rule, or Case Management Conference Orders may result in sanctions being imposed against a party and/or attorney pursuant to Amended Supreme Court Rule 219. The Court shall have sole discretion to continue Case Management Conference.

FILED 103  
FEB 21 10 26 AM '95  
CLERK OF COURT  
KANE COUNTY, ILL.



Re Marriage of: _____	
PLAINTIFF(S)	DEFENDANT(S)

Judge _____	Court Reporter _____	Pltf. Atty: _____
Dep. Clk. _____	Send Order to: _____	Deft. Atty. _____

**FAMILY COURT CASE MANAGEMENT CONFERENCE ORDER**

- Initial
- Conference Number \_\_\_\_\_

Pursuant to Supreme Court Rule 218, it is agreed or ordered as follows:

1. All temporary relief issues have been
  - Agreed       Relief Not Sought
  - Determined by Order entered \_\_\_\_\_
  - Shall be heard on \_\_\_\_\_ at \_\_\_\_\_ (a.m./p.m.), Rm.# \_\_\_\_\_ before Judge \_\_\_\_\_
2. Contested Issues:
  - Grounds     Child/Parent Relationships     Child Support     Educational Expenses     Maintenance
  - Identification of Marital/Non-Marital Assets     Value of Assets     Division of Assets     Dissipation
  - Fees     Other Issues: \_\_\_\_\_

Contested Child/Parent Relationships:  Not Contested     Custody     Visitation     Removal

Mediation                       Not Ordered     Pending     Failed

Guardian ad Litem/Attorney for Child \_\_\_\_\_ is/was appointed.

Custodial Evaluator \_\_\_\_\_ is/was appointed.

4. Production has been completed by:       Husband     Wife

Documents heretofore demanded shall be produced by       Husband  Wife by \_\_\_\_\_ (date).

Production requests shall be served by \_\_\_\_\_ (date).

5. Parties have agreed on asset values:     Yes     No    Asset values which are contested: \_\_\_\_\_

6. Opinion witness may be needed for \_\_\_\_\_

Disclosure Deadline is: \_\_\_\_\_

7. Persons who may need to be deposed \_\_\_\_\_

8. Further agreements/orders: \_\_\_\_\_

9. Further case management conference set for \_\_\_\_\_ at \_\_\_\_\_ (a.m./p.m.), Rm.# \_\_\_\_\_ before Judge \_\_\_\_\_

Settlement conference set for \_\_\_\_\_ at \_\_\_\_\_ (a.m./p.m.), Rm.# \_\_\_\_\_ before Judge \_\_\_\_\_

Written discovery and deposition deadline is \_\_\_\_\_

Trial set for \_\_\_\_\_ at \_\_\_\_\_ (a.m./p.m.), Rm.# \_\_\_\_\_ before Judge \_\_\_\_\_

Proveup \_\_\_\_\_ at \_\_\_\_\_ (a.m./p.m.), Rm.# \_\_\_\_\_ before Judge \_\_\_\_\_

Status \_\_\_\_\_ at \_\_\_\_\_ (a.m./p.m.), Rm.# \_\_\_\_\_ before Judge \_\_\_\_\_

DATED \_\_\_\_\_

ENTER: \_\_\_\_\_

JUDGE

**15.05 AFFIDAVITS RELATING TO INCOME AND EXPENSE**

- (e) The parties shall include in such affidavit, or attach thereto, their most recently filed income tax return, with all Schedules, and their four (4) most recent paystubs, or other written evidence of their most recent earnings from all sources covering a period of not less than two (2) months.

We hereby approve the Family Court Local Rule with respect to Supreme Court Rule 218.

Dated this 15<sup>th</sup> day of February, 1996.

Philip D'Amico  
Peter DeF...

~~Robert...~~  
LOR Engel

George...

Barry Rube  
Doreen T. Ferrer

Gene Cottolan  
Chief Judge

Circuit Judges of the  
Sixteenth Judicial Circuit

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT

STATE OF ILLINOIS )  
 )  
COUNTY OF K A N E )

FILED 103  
ENTER  
FEB 21 10 25 AM '96  
CLERK OF COURT  
SIXTEENTH JUDICIAL CIRCUIT  
SPRINGFIELD, ILLINOIS

GENERAL ORDER NO. 96-7

IT IS HEREBY ORDERED by the undersigned Circuit Judges of the Sixteenth Judicial Circuit of Illinois that the Local Rules previously adopted are amended by the addition of Interim Local Rule #1 and Interim Local Rule #2 as set forth below. These rules are intended to facilitate compliance with Supreme Court Rule 218, effective January 1, 1996. They apply to civil proceedings in the trial court with the exception of small claims.

Interim Local Rule #1

Attorneys' obligation to confer prior to case management conference.

In all cases subject to Supreme Court Rule 218, the attorneys for the parties with responsibility for trial of the case shall, prior to each case management conference, confer regarding matters set forth in Supreme Court Rule 218 (a) (1) through (10) and shall be prepared to advise the court at each conference of any matters requiring action by the court or to which the parties have reached agreement and any trial issues raised by the pleadings which can be disposed of by stipulation or agreement.

Failure to comply with Supreme Court Rule 218, local rules, or case management conference orders may result in sanctions being imposed against a party and/or attorney.

Interim Local Rule #2

Motions relating to discovery.

- A. Motions to compel compliance with discovery rules or orders shall be scheduled to assure hearing prior to any discovery disclosure/cut-off date(s) that may be affected by said motion. Said motions will be routinely granted absent a showing of extraordinary circumstances.
- B. Motions requesting relief from discovery rules or orders shall be scheduled to assure hearing prior to any discovery disclosure/cut-off date(s) that may be affected by said request.
- C. Failure to bring timely motions may preclude relief.

Dated this 15<sup>th</sup> day of February, 1995.

[Signature]  
Chief Judge

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Circuit Judge of the Sixteenth  
Judicial Circuit

96 MR 1

FILED 103

ENTERED

JAN 30 11 26 AM '96

CLERK OF COURT  
KANE COUNTY, ILL.

GENERAL ORDER 96-6

IT IS HEREBY ORDERED THAT:

The Kane County Circuit Clerk reschedule all automatic status dates (scheduled per Article 6, Section 601 of the Rules of the Circuit Court of the Sixteenth Judicial Circuit) presently scheduled for Domestic Relations Cases on and after March 1, 1996, to Initial Case Management Conferences per Illinois Supreme Court Rule 218 on Fridays beginning on March 1, 1996 at 9:00 A.M. before the Domestic Relations Judge before whom the case is assigned for trial at the rate of 20 to 25 cases per Friday until all cases set for automatic status dates have been rescheduled for Initial Case Management Conferences.

The Kane County Circuit Clerk is further ordered to schedule cases filed after January 1, 1996 for Initial Case Management Conferences on Fridays at 9:00 A.M. beginning May 3, 1996 before the Domestic Relations Judge before whom the case is assigned for trial.

IT IS FURTHER ORDERED THAT the goal is to schedule Initial Case Management Conferences in the Domestic Relations Division within 35 days after the parties are at issue or within 75 days after the Petition for Dissolution of Marriage/Legal Separation is filed.

Dated this 25 day of January, 1996.

ENTERED: Gene Nottholt  
JUDGE

IN THE CIRCUIT COURT FOR THE 16TH JUDICIAL CIRCUIT  
KANE COUNTY, ILLINOIS

GEN. NO. \_\_\_\_\_

VS.

PLAINTIFF(S)

DEFENDANT(S)

JUDGE	COURT REPORTER	PLTF. ATTY. <span style="float: right;">CHECK IF PRESENT</span>	
DEPUTY CLERK	A copy of this order <input type="checkbox"/> should be sent to: <input type="checkbox"/> has been sent to:	DEFT. ATTY.	

Plaintiff present in Open Court  Yes  No

Defendant present in Open Court  Yes  No

SUPREME COURT RULE 218 CASE MANAGEMENT CONFERENCE ORDER (Short Form)

This cause coming on for case management conference pursuant to Supreme Court Rule (SCR) 218, the parties through their attorneys having heretofore conferred as required by local rule, and the court having considered all matters set forth in SCR 218 (a) (1) through (10), it is ordered as follows:

1. All matters considered by the court and parties and all trial issues raised by the pleadings are deferred for action or agreement until a subsequent case management conference, except as to the following: (set forth any action by the court or agreement of the parties with regard to any SCR 218 matters) \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

2. This case is set for further case management conference on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_ at \_\_\_\_\_ m. in courtroom\_\_\_\_\_. Before said conference, parties are to confer pursuant to SCR 218 and applicable local rules and prepare a proposed Case Management Conference Order (Long Form).

Date: \_\_\_\_\_

ENTER: \_\_\_\_\_

JUDGE

IN THE CIRCUIT COURT FOR THE 16TH JUDICIAL CIRCUIT  
KANE COUNTY, ILLINOIS

GEN. NO. \_\_\_\_\_

VS.

PLAINTIFF(S)

DEFENDANT(S)

JUDGE	COURT REPORTER	PLTF. ATTY.	CHECK IF PRESENT
DEPUTY CLERK	A copy of this order <input type="checkbox"/> should be sent to: <input type="checkbox"/> has been sent to:	DEFT. ATTY.	

Plaintiff present in Open Court  Yes  No

Defendant present in Open Court  Yes  No

SUPREME COURT RULE 218 CASE MANAGEMENT CONFERENCE ORDER (Long Form)

This cause coming on for case management conference pursuant to Supreme Court Rule (SCR) 218, the parties through their attorneys having heretofore conferred as required by local rule and the court having considered all matters set forth in SCR 218 (a) (1) through (10), it is ordered as follows:

1. As to opinion witnesses whom each contemplates calling at trial:
 

Plaintiff(s) to disclose retained opinion witnesses by _____ and present for deposition by _____	Defendant(s) to disclose retained opinion witnesses by _____ and present for deposition by _____
Plaintiff(s) to disclose all other opinion witnesses on or before _____	Defendant(s) to disclose all other opinion witnesses by _____
Plaintiff(s) to disclose retained rebuttal opinion witnesses by _____ and present for deposition by _____	

2. Parties are to comply with applicable local rules on motions relating to discovery.

3. Dispositive motions are to be scheduled for hearing (or briefing schedule) by \_\_\_\_\_.

4. Miscellaneous orders (amendments, admissions, trial issues, written discovery, etc.)

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

5. This case is set for further case management conference/pretrial conference on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_ at \_\_\_\_\_ m. in courtroom \_\_\_\_\_.

Dated: \_\_\_\_\_ ENTER: \_\_\_\_\_ JUDGE



NOTICE

By order of court this case is hereby set for case management conference (see local rules) before the above named judge on \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_am/pm. Failure to appear may result in the case being dismissed or an order of default being entered.

[This language will stamped by the clerk on civil cases at the time of filing. It will replace the present stamp which sets an initial status. Under Rule 218, the initial case management conference must be set no later than 182 days following the filing of the complaint.]

IN THE CIRCUIT COURT FOR THE 16TH JUDICIAL CIRCUIT  
KANE COUNTY, ILLINOIS

GEN. NO. \_\_\_\_\_

VS.

PLAINTIFF(S)

DEFENDANT(S)

JUDGE	COURT REPORTER	PLTF. ATTY. CHECK IF PRESENT	
DEPUTY CLERK	A copy of this order <input type="checkbox"/> should be sent to: <input type="checkbox"/> has been sent to:	DEFT. ATTY.	

Plaintiff present in Open Court  Yes  No

Defendant present in Open Court  Yes  No

TRIAL ORDER

(Failure to Comply May Result in Sanctions)

1. Trial herein is set for \_\_\_\_\_ at \_\_\_\_\_ in courtroom \_\_\_\_\_

2. At said time the parties shall present the following:

- a) Motions in limine, if any.
- b) A statement of the case to be prepared and submitted pursuant to the local rules.
- c) Suggested questions, if any, to be asked by the court during Voir Dire (in writing).
- d) A list of potential witnesses.
- e) Proposed instructions.
- f) Pre-marked exhibits.
- g) Stipulations, if any, in writing.
- h) Objections to evidence depositions (for hearing).
- i) Other: \_\_\_\_\_

3. Discovery is closed \_\_\_\_\_ except as otherwise provided in Supreme Court Rules.

4. The trial attorney shall be present.

5. Other: \_\_\_\_\_

Enter

\_\_\_\_\_

JUDGE

The following is adopted pursuant to the powers of the court as set forth in 55 ILCS 5/3-4001, et. seq.

APPOINTMENT OF PUBLIC DEFENDER


1. David P. Kliment is appointed Kane County Public Defender, effective *nunc pro tunc* to December 1, 1994. The Public Defender shall receive an annual salary of not less than 90% of the compensation of the State's Attorney of Kane County, nor more than 100% of the compensation of the State's Attorney of Kane County. Pursuant to 55 ILCS 5/3-4007, the Public Defender shall not engage in the private practice of law. The Public Defender's salary shall be paid from Dept. No. 6230, line item 40-01 Full-Time Salaries, of the Fiscal Year 1996 budget.

2. The Public Defender shall employ eighteen (18) additional assistants, appointed by the Public Defender pursuant to 55 ILCS 5/3-4008, to be compensated annually from Dept. 6230, line items 40-01 Full-Time and 40-02 Part-Time Salaries.

3. That Public Defender shall have authority to name a First Assistant, who may receive additional compensation for such duties.

4. The Public Defender shall name such division chiefs as he deems necessary. Any assistant appointed to such a position shall not be entitled to additional compensation solely because of said appointment.

ENTERED this 12 day of January, 1996.

  
Gene Nottolini  
Chief Judge

FILED 29  
ENTERED  
JAN 23 9 35 AM '96

96 MRI

GENERAL ORDER 96-4

Section One: Pursuant to Supreme Court Rule 21(b) the following Judge is assigned to the duties indicated below:


FELONY DIVISION

Presiding Judge

Philip L. DiMarzio

Section Two: This Order is effective immediately.

ENTER this 12 day of January, 1996.

  
\_\_\_\_\_  
Chief Judge

FILED 103  
ENTERED 44  
JAN 12 3 13 PM '96  
CLERK  
HARRIS COUNTY, TX

GENERAL ORDER 96-3

Section One: Pursuant to Supreme Court Rule 21(b) the following Judges are hereby assigned to the court assignments indicated below:

FAMILY DIVISION

Courtroom 113

Judith Brawka

TRAFFIC DIVISION

Elgin Branch Court  
Courtroom 209

F. Keith Brown  
Franklin Brew


ENTERED  
JAN 23 9 00 AM '96  
CLERK OF COURT  
JUDICIAL BRANCH  
JANUARY 23 1996

FILED - 99

Section Two: All provisions of General Orders 94-26, 95-18, 95-24 and 95-25 not inconsistent herewith remain in full force and effect.

Section Three: This Order shall become effective January 29, 1996.

ENTER this 22 day of January, 1996.

  
Chief Judge

76MRI

GENERAL ORDER 96-2

FILED  
ENTERED  
JAN 12 3 14 PM '96  
CLERK OF CIRCUIT COURT  
KANE COUNTY  
44  
103

Section One: Pursuant to 55 ILCS 5/5-110(d) and (e) the court has been collecting fees from individuals who are found guilty of the offense of Driving Under the Influence of Alcohol; the statute provides that,

...[t]he proceeds of this fee shall be placed in the County General Fund and used to finance education programs related to driving under the influence of alcohol or drugs."

Section Two: Kane County Ordinance 93-170, enacted on June 8, 1993, provides that the Clerk of the Circuit Court shall charge and collect a \$100.00 fee for second and subsequent violations of Section 11-501, and that "[t]he proceeds of this fee shall be placed in the County General Fund and used to finance education programs related to driving under the influence of alcohol or drugs."

Section Three: Such sums shall be held by the Treasurer of Kane County, and be disbursed for alcohol and drug education programs pursuant to the ordinance and statute, upon the order of the Chief Judge.

Section Four: In making recommendations to the court regarding funding for education programs related to driving under the influence of alcohol or drugs, the criteria to be applied by the Kane County Task Force on Drinking and Driving shall include the following:

- (a) The potential effectiveness of the program;
- (b) The cost and cost-effectiveness of the program;
- (c) The number of persons who will be served by the program;
- (d) The standing and abilities of the organization which will be running the program;
- (e) Geography; in other words, allocating funding in a fair distribution between all areas of our county.

The fact that a program is not devoted exclusively to DUI education should not preclude a program from consideration, so long as drug or alcohol education related to Driving Under the Influence is a part of the program.

Section Five: Any request for funding from this Alcohol Fund shall be submitted first to the Court Administrator.

- a. If the request seeks less than \$500.00 the Deputy Court Administrator shall forward the request to the presiding judge in "DUI Court", courtroom 203, for his review and recommendation, and the presiding judge in DUI court shall then submit the request, with his or her recommendation to the Chief Judge.
- b. If the request seeks more than \$500.00 then the Deputy Court Administrator shall send copies of the request to the members of the Kane County DUI Task Force, which has agreed to review such requests at the meeting following receipt for the request. The Kane County DUI Task Force shall promptly make recommendations to the Chief Judge regarding the request, with a written summary of the recommendation being submitted by the Chairperson of the Kane County DUI Task Force.

Section Six: The Chief Judge shall maintain ultimate responsibility for determining whether a disbursement shall be made from the Alcohol Fund.

Section Seven: Any person or organization wishing to communitate support for, or opposition to a particular application for funding from the Alcohol Fund, may do so by writing a letter addressed to the Deputy Court Administrator.

Section Eight: The Adult Court Services Department shall ascertain, and report to the Chief Judge, the Presiding Judge in DUI Court, and the Kane County DUI Task Force on at least a quarterly basis, as to the current amount then in the Alcohol Fund.

ENTER this 12 day of Jan, 1996.

Gene Nottolini  
Gene Nottolini, Chief Judge

GENERAL ORDER 96 - 1

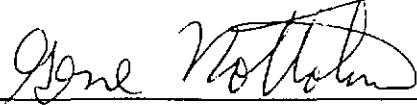
The following is adopted pursuant to the powers of the court as set forth in 55 ILCS 5/3-4001, et. seq.

ESTABLISHMENT OF MULTIPLE DEFENDANT DIVISION (MDD UNIT)

1. The Public Defender shall establish a Multiple Defender Division (MDD Unit) within the Kane County Public Defender's Office. Pursuant to 55 ILCS 5/3-4008, the Public Defender shall appoint a Chief of the MDD Unit. The Public Defender shall have the authority to employ three (3) additional attorneys to staff the MDD Unit. The Public Defender shall have the additional authority to employ an investigator and one clerical staff to be assigned exclusively to the MDD Unit. The Chief Judge will transfer such funds as are necessary from the FY 96 Unified Budget to provide for the salary requirements and health and dental insurance costs of the attorneys, investigator and support staff assigned to the MDD Unit.

2. The Public Defender shall have the authority to provide office furniture, fixtures and equipment for the MDD Unit's office, which items shall be paid for out of the Public Defender's Fiscal Year 1996 General Fund budget.

ENTERED this 10 day of January, 1996.

  
Gene Nottolini  
Chief Judge

FILED 103  
ENTERED  
JAN 11 9 37 AM '96  
CLERK  
KANE COUNTY, IL



REQUEST FOR AUTHORITY TO ASSIGN ASSOCIATE JUDGE

Pursuant to Supreme Court Rule 295, I hereby request authority to assign Associate Judge Thomas E. Mueller, for the period from 12-1-95 to 6-30-99, to conduct trials of criminal cases in which the defendant is charged with an offense punishable by imprisonment for more than one year.

32

I need such authority for the following reasons:

The workload of the Circuit Judges of the Felony Division requires such assignment.

Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

11-29-95                      Kett                      Gene Nettleton  
Date                              Circuit                              Chief Judge's Signature

SUPREME COURT ACTION

It is hereby ordered that from 12-1-95 to 6-30-99 the above named Associate Judge is granted authority to conduct trials of criminal cases in which the defendant is charged with an offense punishable by imprisonment for more than one year.

Dated this 4th day of December, 19 95.

Michael A. Raskin  
Chief Justice, Supreme Court of Illinois

I, Juleann Hornyak, Clerk of the Supreme Court of the State of Illinois, and keeper of the records, files and Seal thereof, do hereby certify the foregoing to be a true copy of an Assignment Order filed in this office on the 4th day of December, 19 95.

Juleann Hornyak

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the Seal of said Court this

### REQUEST FOR AUTHORITY TO ASSIGN ASSOCIATE JUDGE

Pursuant to Supreme Court Rule 295, I hereby request authority to assign Associate Judge Franklin D Brewe, for the period from December 1, 1995 to 6-30-99, to conduct trials of criminal cases in which the defendant is charged with an offense punishable by imprisonment for more than one year.

I need such authority for the following reasons:

The workload of the Circuit Judges of the Felony Division requires such assignment.

Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

RECEIVED  
CLERK OF THE SUPREME COURT  
JAN 11 1996  
32

11-29-95                      16th                      Gene W. Thompson  
Date                                      Circuit                                      Chief Judge's Signature

### SUPREME COURT ACTION

It is hereby ordered that from 12-1-95 to 6-30-99 the above named Associate Judge is granted authority to conduct trials of criminal cases in which the defendant is charged with an offense punishable by imprisonment for more than one year.

Dated this 4th day of December, 19 95.

Michael A. Raskin  
Chief Justice, Supreme Court of Illinois

I, Juleann Hornyak, Clerk of the Supreme Court of the State of Illinois, and keeper of the records, files and Seal thereof, do hereby certify the foregoing to be a true copy of an Assignment Order filed in this office on the 4th day of December, 19 95.

Juleann Hornyak

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the Seal of said Court this

GENERAL ORDER 95-25

Section One: Pursuant to Supreme Court Rule 21(b) the following Judges are hereby assigned to the court assignments indicated below:

CIVIL DIVISION

Courtroom 320	R. Peter Grometer L Jury and Non-Jury; LM/SC Jury; #3 back-up Judge, LM/SC Bench cases. Arbitration Supervisor
Courtroom 350	Melvin E. Dunn CH, MR, ED, TX and MC cases; #1 back-up Judge Elgin Mental Health call and Probate Contested matters as assigned.

FELONY DIVISION

Courtroom 313	Philip L. DiMarzio-Trial Judge; #3 Misdemeanor Jury and Mental Health Jury Demand back-up Judge
---------------	---

SPECIAL ASSIGNMENT JUDGE

Courtroom 217	Thomas E. Hogan #1 back-up Judge SC/LM cases; #1 back-up Judge Misdemeanor Jury Demand and Mental Health Jury Demand cases; vacation and illness coverage as assigned. Special assigned cases as needed
---------------	---

DEKALB COUNTY  
Roger Eichmeier

Section Two: Kane County weekend bond calls and the monthly wedding schedule shall be modified to reflect the above changes.

Section Three: All provisions of General Orders 94-26, 95-18 and 95-24 not inconsistent herewith remain in full force and effect.

Section Four: This Order shall become effective January 2, 1996.

ENTER this 18th day of December, 1995.

Gene Nottolini  
Gene Nottolini, Chief Judge

103

COPY

60MC10468  
FILED 57  
ENTERED 44  
DEC 22 9 25 AM '95  
JAN CAELSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL  
95MRI

GENERAL ORDER 95 - 24


IT IS HEREBY ORDERED THAT:

Section 1. Pursuant to 10 ILCS 5/6-21 of the Illinois Revised Statutes, the Court being advised that the term of Charles R. Bond as a member of the Board of Election Commissioners of the City of Aurora, Kane County, Illinois does expire on the first day of December, 1995 and it appearing that said Charles R. Bond has performed the duties of his office since his appointment as a member of the said Election Commission in a lawful and proper manner, and continues to be a member of one of the two leading political parties of the State of Illinois, the court hereby reappoints Charles R. Bond as a member of said Election Commission for a period of three (3) years from and after the expiration of his term, and until his successor is appointed.

Section 2. The said Charles R. Bond shall take his seat on such Board immediately upon filing the oath and bond as set forth in 10 ILCS 5/6-24 of the Illinois Revised Statutes.

Section 3. This order shall take effect December 1, 1995.

ENTER this 30 day of Nov, A.D., 1995.

  
Gene L. Nottolini  
Chief Circuit Judge

COPY

COPY

95ML1

GENERAL ORDER 95-24

Section One:

Pursuant to Supreme Court Rule 21(b) the following Judges are hereby assigned to the court assignments indicated below.

MISDEMEANOR AND TRAFFIC DIVISION

Aurora Branch Court

Kurt Kline

DEKALB COUNTY

Thomas Mueller

Section Two:

Kane County weekend bond call shall be modified to reflect the above changes.

Section Three:

All provisions of 94-26 and 95-18 not inconsistent herewith remain in full force and effect.

Section Four:

This Order shall become effective December 26, 1995.

ENTER this 18th day of December, 1995.

Gene Nottolini  
Gene Nottolini, Chief Judge

FILED  
103  
DEC 19 1 46 PM '95  
CLERK  
COURT, IL

GENERAL ORDER 95-23  
PURSUANT TO SUPREME COURT RULE 21(b)

IT IS HEREBY ORDERED AS FOLLOWS:

Section One: Effective December 1, 1995 all adult defendants sentenced on this date and hereafter, to a period of electronic monitoring shall direct their court ordered electronic monitoring fees to the Office of the Circuit Clerk of Kane County.

Section Two: Effective December 1, 1995 all adult defendants sentenced to probation on this date and hereafter, who as a condition of probation are required to submit to drug testing, shall be required to direct their drug testing fees to the Office of the Circuit Clerk of Kane County.

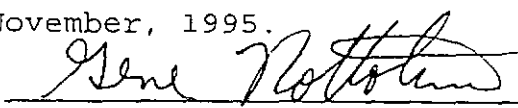
Section Three: Upon receipt of monies for the payment of electronic monitoring fees, the Circuit Clerk shall collect and remit these monies on a not less than monthly basis to the Kane County Treasurer for deposit into the Kane County General Fund. The Circuit Clerk shall update the court's financial records to show receipt and disbursement of electronic monitoring fees for the purpose of monitoring the defendants compliance with the court order by the Kane County Court Services Department.

Section Four: Upon receipt of monies for the payment of drug testing fees, the Circuit Clerk shall collect and remit these monies on a not less than monthly basis to the Substance Abuse Screening Fund in care of the Kane county Court Services Administration Department. The Circuit Clerk shall update the court's financial records to show receipt and disbursement of drug testing fees for the purpose of monitoring defendant's compliance with the court order by the Kane County Court Services Department.

Section Five: The Court Services Department is responsible to collect electronic monitoring and drug testing fees from all adult defendants sentenced to these sentences/conditions prior to December 1, 1995.

Section Six: In all cases where the defendant is required to make payments for electronic monitoring and/or drug testing fees, the Court Services Department for Kane County is responsible for the monitoring of the defendant's compliance in satisfying the financial obligations as ordered by the court. In the event of non-payment, or failure to pay on a timely basis, the Court Services Department shall begin actions to insure payment of monies as ordered by the court.

ENTER this 29th day of November, 1995.

  
Gene Nottolini, Chief Judge

JAM CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

NOV 30 10 59 AM 1995

ENTERED

FILED 05

FINES, COSTS AND FEE ASSESSMENTS  
ORDER OF PRIORITY

Circuit Clerk Costs	705 ILCS 105/27.1a, 27.2 27.3; S.Ct.Rule 529(a)(1)
Court Automation Costs	705 ILCS 105/27.3a; S.Ct. Rule 529 (a)(1)
Document Storage Costs	705 ILCS 105/27.3c; S.Ct. Rule 529 (a)(1)
State's Attorney Costs or Local Prosecutor Costs	55 ILCS 5/4-2002.1(a), 4- 2002.1 (b)
Public Defender Reimbursement	725 ILCS 5/113-3.1
Sheriff's Costs	55 ILCS 5/4-5001
Court Security Costs	55 ILCS 5/5-1103
County Finance Fee	55 ILCS 5/5-1101
Agency Drug Fine	730 ILCS 5/5-9-1.2
Juvenile Drug Fine	730 ILCS 5/5-9-1.2
County Drug Fine	730 ILCS 5/5-9-1.2
Restitution Fine	730 ILCS 5/5-5-6(e)
State Disbursement % (Traffic)	705 ILCS 105/27.6
Traffic and Criminal Conviction Surcharge Fee	730 ILCS 5/5-9-1(c)
Driver's Education Fee	625 ILCS 5/16-104(a)
Victim Compensation Fee	725 ILCS 240/10
Crime Lab Fee/DUI Analysis Fee	730 ILCS 5/5-9-1.4 730 ILCS 5/5-9-1.9
Monitoring Device Fee	730 ILCS 5/5-6-3(b)(10)
Probation Drug Test Fee	730 ILCS 5/5-6-3(g), 6-3.1 (g)
Probation Fee	730 ILCS 5/5-6-3
Arresting Agency Amount	625 ILCS 5/16-104(a)

NOV 30 10 09 AM '95

JAH CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

GENERAL ORDER 95-23  
PURSUANT TO SUPREME COURT RULE 21(b)

IT IS HEREBY ORDERED AS FOLLOWS:

Section One: Effective December 1, 1995 all adult defendants sentenced on this date and hereafter, to a period of electronic monitoring shall direct their court ordered electronic monitoring fees to the Office of the Circuit Clerk of Kane County.

Section Two: Effective December 1, 1995 all adult defendants sentenced to probation on this date and hereafter, who as a condition of probation are required to submit to drug testing, shall be required to direct their drug testing fees to the Office of the Circuit Clerk of Kane County.

Section Three: Upon receipt of monies for the payment of electronic monitoring fees, the Circuit Clerk shall collect and remit these monies on a not less than monthly basis to the Kane County Treasurer for deposit into the Kane County General Fund. The Circuit Clerk shall update the court's financial records to show receipt and disbursement of electronic monitoring fees for the purpose of monitoring the defendants compliance with the court order by the Kane County Court Services Department.

Section Four: Upon receipt of monies for the payment of drug testing fees, the Circuit Clerk shall collect and remit these monies on a not less than monthly basis to the Substance Abuse Screening Fund in care of the Kane county Court Services Administration Department. The Circuit Clerk shall update the court's financial records to show receipt and disbursement of drug testing fees for the purpose of monitoring defendant's compliance with the court order by the Kane County Court Services Department.

Section Five: The Court Services Department is responsible to collect electronic monitoring and drug testing fees from all adult defendants sentenced to these sentences/conditions prior to December 1, 1995.

Section Six: In all cases where the defendant is required to make payments for electronic monitoring and/or drug testing fees, the Court Services Department for Kane County is responsible for the monitoring of the defendant's compliance in satisfying the financial obligations as ordered by the court. In the event of non-payment, or failure to pay on a timely basis, the Court Services Department shall begin actions to insure payment of monies as ordered by the court.

ENTER this 29th day of November, 1995.

Gene Nottolini  
Gene Nottolini, Chief Judge



GENERAL ORDER 95-22

Section 1. Priorities for the refund of bonds posted in criminal cases are established by statute and for purposes of administrative clarity are set forth herein in the priority to which they shall be deducted.

1. Bail bond costs, 10% of cash deposited pursuant to 725 ILCS 5/110.7.
2. Case management expenses pursuant to 705 ILCS 105/27.1a, 27.2, 27.3a, 27.3c, and 55 ILCS 5/5-1101, 5-1103.
3. Reimbursement expenses authorized by 725 ILCS 130/13 and any reimbursement ordered to the Office of the Public Defender, 725 ILCS 5/113.3.1.
4. Specific fines imposed pursuant to 730 ILCS 5/5-9-1.2.
5. General fines imposed pursuant to 730 ILCS 5/5-9-1.

Proportional deductions for the traffic and criminal conviction surcharge pursuant to 730 ILCS 5/5-9-1(c); the drivers education fee pursuant to 625 ILCS 5/16-104a; and the victim compensation fee pursuant to 725 ILCS 240/10, or the State Traffic Disbursement percentage as specified pursuant to 705 ILCS 105/27.6.

6. Court ordered restitution pursuant to 730 ILCS 5/5-6-3 and 6(e).
7. Monitoring device fee pursuant to 730 ILCS 5/5-9-1.3(b)(10); DUI analysis fee pursuant to 730 ILCS 5/5-9-1.4 and crime lab fee pursuant to 730 ILCS 5/5-9-1.4.
8. Court ordered advanced payment of probation pursuant to 730 ILCS 5/5-6-3, and 705 ILCS 405/5-19-10.
9. Any remaining bond after all of the above items have been paid are properly payable to the defendant or other party posting bond.

Section 2. Unless otherwise ordered by the court, bond assignments to criminal defense attorneys are last in priority and no bond money may be paid to the defense attorney until all of the above priorities have been satisfied.

Section 3. This Order supercedes General Order 90-26.

ENTER this 29<sup>th</sup> day of Nov 1995.

Gene Nottolini  
Gene Nottolini, Chief Judge

Attchment

FILED 05  
 ENTERED  
 NOV 30 10 09 AM '95  
 JAB CARLSON  
 CIRCUIT COURT CLERK  
 KANE COUNTY ILL.

FINES, COSTS AND FEE ASSESSMENTS  
ORDER OF PRIORITY

Circuit Clerk Costs	705 ILCS 105/27.1a, 27.2 27.3; S.Ct.Rule 529(a) (1)
Court Automation Costs	705 ILCS 105/27.3a; S.Ct. Rule 529 (a) (1)
Document Storage Costs	705 ILCS 105/27.3c; S.Ct. Rule 529 (a) (1)
State's Attorney Costs or Local Prosecutor Costs	55 ILCS 5/4-2002.1(a), 4- 2002.1 (b)
Public Defender Reimbursement	725 ILCS 5/113-3.1
Sheriff's Costs	55 ILCS 5/4-5001
Court Security Costs	55 ILCS 5/5-1103
County Finance Fee	55 ILCS 5/5-1101
Agency Drug Fine	730 ILCS 5/5-9-1.2
Juvenile Drug Fine	730 ILCS 5/5-9-1.2
County Drug Fine	730 ILCS 5/5-9-1.2
Restitution Fine	730 ILCS 5/5-5-6(e)
State Disbursement % (Traffic)	705 ILCS 105/27.6
Traffic and Criminal Conviction Surcharge Fee	730 ILCS 5/5-9-1(c)
Driver's Education Fee	625 ILCS 5/16-104(a)
Victim Compensation Fee	725 ILCS 240/10
Crime Lab Fee/DUI Analysis Fee	730 ILCS 5/5-9-1.4 730 ILCS 5/5-9-1.9
Monitoring Device Fee	730 ILCS 5/5-6-3(b) (10)
Probation Drug Test Fee	730 ILCS 5/5-6-3(g), 6-3.1 (g)
Probation Fee	730 ILCS 5/5-6-3
Arresting Agency Amount	625 ILCS 5/16-104(a)

GENERAL ORDER 95-22

Section 1. Priorities for the refund of bonds posted in criminal cases are established by statute and for purposes of administrative clarity are set forth herein in the priority to which they shall be deducted.

1. Bail bond costs, 10% of cash deposited pursuant to 725 ILCS 5/110.7.

2. Case management expenses pursuant to 705 ILCS 105/27.1a, 27.2, 27.3a, 27.3c, and 55 ILCS 5/5-1101, 5-1103.

3. Reimbursement expenses authorized by 725 ILCS 130/13 and any reimbursement ordered to the Office of the Public Defender, 725 ILCS 5/113.3.1.

4. Specific fines imposed pursuant to 730 ILCS 5/5-9-1.2.

5. General fines imposed pursuant to 730 ILCS 5/5-9-1.

Proportional deductions for the traffic and criminal conviction surcharge pursuant to 730 ILCS 5/5-9-1(c); the drivers education fee pursuant to 625 ILCS 5/16-104a; and the victim compensation fee pursuant to 725 ILCS 240/10, or the State Traffic Disbursement percentage as specified pursuant to 705 ILCS 105/27.6.

6. Court ordered restitution pursuant to 730 ILCS 5/5-5-6(e).

7. Monitoring device fee pursuant to 730 ILCS 5/5-9-1.3(b)(10); DUI analysis fee pursuant to 730 ILCS 5/5-9-1.4 and crime lab fee pursuant to 730 ILCS 5/5-9-1.4.

8. Court ordered advanced payment of probation fee pursuant to 730 ILCS 5/5-6-3, and 705 ILCS 405/5-19-10.

9. Any remaining bond after all of the above items have been paid are properly payable to the defendant or other party posting bond.

Section 2. Unless otherwise ordered by the court, bond assignments to criminal defense attorneys are last in priority and no bond money may be paid to the defense attorney until all of the above priorities have been satisfied.

Section 3. This Order supercedes General Order 90-26.

ENTER this 29<sup>th</sup> day of Nov 1995.

Gene Nottolini  
Gene Nottolini, Chief Judge

Attachment

FILED 05  
ENTERED  
NOV 30 09 AM '95  
JACOB CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY ILL.

GENERAL ORDER 95-21

Section 1. Victim Impact Panels shall be held in the Multi-Purpose Room at the Kane County Judicial Center in English, on the following dates in 1996, commencing at 7:00 p.m.

- |            |             |
|------------|-------------|
| January 8  | July 1      |
| February 5 | August 5    |
| March 4    | September 9 |
| April 8    | October 7   |
| May 6      | November 4  |
| June 3     | December 2  |

Section 2. Victim Impact Panels shall be held in Spanish, in the Multi-Purpose Room commencing at 7:00 p.m. on the following dates:

- |         |            |
|---------|------------|
| June 10 | December 9 |
|---------|------------|

Section 3. Presenters appearing at the Victim Impact Panel shall be paid the sum of \$50.00 per individual or family, and professional presenters such as doctors, coroner, etc. shall be paid the sum of \$75.00, to cover the expenses such as gasoline, vehicle use, lost time, etc., for attendance at the panel.

Section 4. Until further order, persons attending the Victim Impact Panel shall pay \$10.00 for the cost of such program, including the expense amounts paid to presenters. however, individuals represented by the Public Defender shall pay \$4.00 to cover the cost of the program.

Section 5. The collection, deposit and disbursement of monies for the operation of the Victim Impact Panel shall be handled by Adult Court Services.

Section 6. This Order is effective

ENTER this 30 day of oct, 1995.

Gene Nottolini  
Gene Nottolini  
Chief Judge

103

GENERAL ORDER 95-20

Unless otherwise ordered by a Court, in order to protect the public safety and the health of courthouse personnel, the following procedures are ordered:

1. That all inmates of Kane County Correctional Center shall be skin tested for tuberculosis.
2. In the event of a positive skin test, no inmate shall be transported to any court until protocol for screening of positive tuberculosis skin test has been accomplished, and there is clearance of inmate for transportation to court by the Public Health Department or medical personnel.
3. Anyone who refuses to participate in the testing process shall not be transported to any court and shall be deemed physically unfit for trial.

ENTER this 4th day of October, 1995.

Gene Nottelme  
Judge

100  
OCT 10 1995  
100

95MRI

GENERAL ORDER 95 - 19

IT IS HEREBY ORDERED THAT:

The Village Hall of the Village of East Dundee located at 120 Barrington Avenue is hereby designated a place for holding court for purposes of the hearings of the Municipal Officers Electoral Board of the Village of East Dundee as constituted pursuant to the Illinois Election Code.

The terms and conditions of this Order shall be effective commencing Monday, September 18, 1995 and until further order of this court.

ENTER this 13th day of September, 1995.

*Gene Nottolini*  
Gene Nottolini, Chief Circuit Judge

FILED 86  
SEP 13 2 26 PM '95  
CLERK  
JAN. 1995/11

GENERAL ORDER 95-18

Section 1.

Pursuant to Supreme Court Rule 21(b) the following Judges are hereby assigned to the court assignments indicated below:

SPECIAL ASSIGNMENT JUDGE

Courtroom 211

Timothy Q. Sheldon  
Juvenile, first and third  
weeks of the month.  
Felony back-up second  
and fourth weeks of the  
month.

MISDEMEANOR AND TRAFFIC DIVISION

Aurora Branch Court

Thomas Mueller

Elgin Branch Court

Franklin Brew

Section 2.

Kane County weekend bond calls and the monthly wedding schedule shall be modified to reflect the above assignments.

Section 3.

All provisions of General Order 94-26 not inconsistent herewith remain in full force and effect.

Section 4.

This Order shall become effective September 4, 1995.

ENTER this 29<sup>th</sup> day of August, 1995.

*Gene Nottolini*

Gene Nottolini  
Chief Judge

A true copy of the original on file in my office  
Attested to this 30 day of Aug 1995  
Jan Carlson  
Clerk of the Circuit Court  
Kane County, Illinois  
By Wynne Smith  
Deputy Clerk

FILED  
ENTERED  
AUG 30 10 47 AM '95  
CLERK OF THE CIRCUIT COURT  
KANE COUNTY, ILL.

## GENERAL ORDER 95-17

Section 1.

Pursuant to the request of the United States Department of Justice, the Court Services Department of the Sixteenth Judicial Circuit, Kane, Kendall, and DeKalb Counties, are hereby authorized to report the following information to the Immigration and Naturalization Service, regarding foreign born adult offenders for whom a Pre-Sentence Investigation is ordered, or who are sentenced to a period of Probation or Conditional Discharge:

- Offenders Name
- Date of Birth
- Place of Birth
- Alien Registration Number
- Offense
- Case Number

Section 2.

This Order becomes effective October \_\_, 1995.

ENTER this 30 day of oct., 1995.

Gene Nottolini  
Gene Nottolini  
Chief Judge



GENERAL ORDER 95-16

In Re: The appointment of Thomas E. Mueller, Associate Circuit Judge for the Sixteenth Judicial Circuit.

The Chief Judge of the Sixteenth Judicial Circuit having been advised by the Acting Director of the Administrative Office of the Illinois Courts, that Thomas E. Mueller has received the majority of the votes of the Circuit Judges of the Sixteenth Judicial Circuit to fill a vacancy in the office of Associate Judge.

IT IS HEREBY ORDERED that Thomas E. Mueller is appointed as Associate Judge of the Sixteenth Judicial Circuit effective September 1, 1995.

ENTER this 22 day of August, 1995.

  
Gene Nottolini  
Chief Circuit Judge

FILED 103  
ENTERED  
Aug 24 10 08 AM '95  
CIRCUIT CLERK  
SIXTEENTH JUDICIAL CIRCUIT  
SANGER COUNTY, IL


GENERAL ORDER 95-15

In Re: The appointment of Franklin D. Brewe, Associate  
Circuit Judge for the Sixteenth Judicial Circuit.

The Chief Judge of the Sixteenth Judicial Circuit having  
been advised by the Acting Director of the Administrative Office  
of the Illinois Courts, that Franklin D. Brewe has received the  
majority of the votes of the Circuit Judges of the Sixteenth  
Judicial Circuit to fill a vacancy in the office of Associate  
Judge.

IT IS HEREBY ORDERED that Franklin D. Brewe is appointed as  
Associate Judge of the Sixteenth Judicial Circuit effective  
September 1, 1995.

ENTER this 22 day of august, 1995.

  
Gene Nottolini  
Chief Circuit Judge

FILED 103  
ENTERED  
Aug 29 10 08 AM '95  
CLERK OF THE COURT  
JUDICIAL CIRCUIT  
SIXTEENTH JUDICIAL CIRCUIT  
SPRINGFIELD, ILL.

IT IS HEREBY ORDERED THAT:

A. The Circuit Court for the Sixteenth Judicial Circuit State of Illinois, shall adjourn, and the office of the Clerk of the Circuit Court of the counties of Kane, Kendall and DeKalb, shall be closed on the following legal holidays for the year 1996.

HOLIDAY

OBSERVED ON

New Year's Day	Monday, Jan. 1, 1996
Martin Luther King Jr. Day	Monday, Jan. 15, 1996
Lincoln's Birthday	Monday, Feb. 12, 1996
Washington's Birthday	Monday, Feb. 19, 1996
Spring Holiday	Friday, April 5, 1996
Memorial Day	Monday, May 27, 1996
Independence Day	Thursday, July 4, 1996
Independence Day Observed	Friday, July 5, 1996
Labor Day	Monday, Sept. 2, 1996
Columbus Day	Monday, Oct. 14, 1996
Election Day	Tuesday, Nov. 5th, 1996
Veteran's Day	Monday, Nov 11, 1996
Thanksgiving Day	Thursday, Nov. 28, 1996
Day after Thanksgiving	Friday, Nov. 29, 1996
Christmas Day	Wednesday, Dec. 25, 1996
New Year's Day -1997	Wednesday, Jan. 1, 1997

FILED 709  
 ENTERED  
 AUG 17 11 08 AM '95  
 CLERK  
 SIXTEENTH JUDICIAL CIRCUIT  
 ILLINOIS

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

Enter this 16 day of August, 1995

*Gene Nottolini*  
 Gene Nottolini, Chief Judge  
 Sixteenth Judicial Circuit

General Order 95-14

FILED 103  
AUG 14 10 44 AM '95  
NEW YORK

IT IS HEREBY ORDERED THAT:

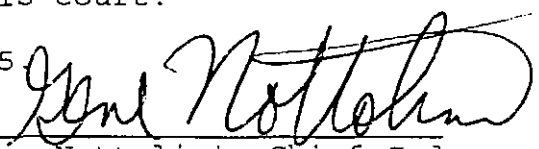
A. The Circuit Court for the Sixteenth Judicial Circuit, State of Illinois, shall adjourn, and the office of the Clerk of the Circuit Court of the counties of Kane, Kendall and DeKalb shall be closed on the following legal holidays for the year 1996.

<u>HOLIDAY</u>	<u>OBSERVED ON</u>
New Year's Day	Monday, Jan. 1, 1996
Martin Luther King Jr. Day	Monday, Jan. 15, 1996
Lincoln's Birthday	Monday, Feb. 12, 1996
Washington's Birthday	Monday, Feb. 19, 1996
Spring Holiday	Friday, April 5, 1996
Memorial Day	Monday, May 27, 1996
Independence Day	Thursday, July 4, 1996
Independence Day Observed	Friday, July 5, 1996
Labor Day	Monday, Sept. 2, 1996
Columbus Day	Monday, Oct. 14, 1996
Veteran's Day	Monday, Nov 11, 1996
Thanksgiving Day	Thursday, Nov. 28, 1996
Day after Thanksgiving	Friday, Nov. 29, 1996
Christmas Day	Wednesday, Dec. 25, 1996
New Year's Day -1997	Wednesday, Jan. 1, 1997

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

Enter this 10 day of August, 1995

  
Gene Nottolini, Chief Judge  
Sixteenth Judicial Circuit

GENERAL ORDER 95-13

Pursuant to Supreme Court Rule 21(b) it is hereby ordered as follows.

Circuit Judge Michael F. O'Brien is hereby assigned to the following duties:

- 1. To hear arbitration returns, motions, and post rejection assignments.
- 2. During vacations, illness or unavailability, to hear motions and pretrials of other civil court judges.
- 3. To conduct civil pretrial and management conferences pursuant to Supreme Court Rule 218 and as designated by the other civil court judges.
- 4. To hear motions in civil cases currently set for hearing in Room 320 by random assignment.

Enter this 31st day of July, 1995.

Gene Nottolini  
 Gene Nottolini  
 Chief Circuit Judge

CIRCUIT CLERK  
 KANE COUNTY, IL  
 JUL 21 1 25 PM '95

05

95 MRI

GENERAL ORDER 95-12


Supersedes General Order 93-9

Section 1: Upon the expiration date of a term of probation, and where no formal Probation Violation has been filed by the States Attorney, that term of probation is hereby ordered to be terminated.

Section 2: Said termination shall be, unless otherwise ordered, satisfactory. Upon termination, the Circuit Clerk is hereby authorized to close and terminate their case file in a manner that is in compliance with all required case reporting criteria as specified by the State of Illinois. All money collected up to the date of termination are hereby ordered to be distributed to the appropriate State and County agencies.

Section 3: The probation termination procedure herein set forth may be adopted in the other counties of the Sixteenth Judicial Circuit upon the approval and designation of the Presiding Judge of that county.

ENTER this 26 day of June, 1995.

  
Gene Nottolini  
Chief Circuit Judge

FILED 05  
ENTERED 32  
JUN 26 3 37 PM '95  
CIRCUIT CLERK  
KANE COUNTY, IL

GENERAL ORDER 95-11  
(Supersedes General Order 94-27)

Section 1: In the matter of mandatory arbitration in civil actions for money in an amount of, or a value not exceeding \$30,000.00 (Thirty Thousand Dollars) exclusive of interest and costs, the Supreme Court of the State of Illinois adopted new rules 86 through 95, effective June 1, 1987.

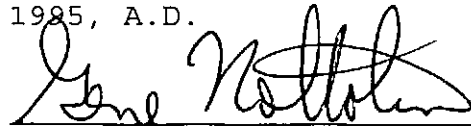
Section 2: In accordance with Supreme Court Rule 86 the Sixteenth Judicial Circuit, Kane County, was authorized by the Supreme Court on September 12, 1994, to develop and operate a Mandatory Arbitration Program.

Section 3: In accordance with Chapter 735, Paragraph 5/2-1009A Illinois Compiled Statutes, the Clerk of the Circuit Court shall charge and collect, in addition to any other fees, an arbitration fee of \$8.00 (Eight Dollars) at the time of the filing the first pleading, paper, or other appearance filed by each party in all civil cases except Juvenile and Mental Health case types. No additional fees shall be required if more than one party is represented in a single pleading, paper, or other appearance.

Section 4: Arbitration fees received by the Clerk of the Circuit Court, pursuant to this order, shall be remitted one month after receipt to the Treasurer of the State of Illinois, for deposit into the Mandatory Arbitration Fund.

Section 5: This Order is effective July 3, 1995.

ENTER this 19<sup>th</sup> day of June, 1995, A.D.



Gene Nottolini  
Chief Judge

1995 JUN 19 3 41 PM '95  
JUDICIAL CLERK  
KANE COUNTY, IL

JUN 19 3 41 PM '95

ENTERED

FILED

6

General Order No. 95 - 10

Pursuant to Supreme Court Rule 21(b) it is hereby ordered as follows:

1. All L Jury and L Non-Jury cases initiated by the law firm of Brady, McQueen, Martin, Collins & Jensen and which by random computer assignment would be assigned to Judge Pamela K. Jensen shall be randomly re-assigned to Judge Patrick J. Dixon or Judge Michael F. O'Brien on a rotating basis by the Circuit Clerk at the time of the initial filing of the case.

2. Other cases on Judge Jensen's call requiring recusal of Judge Jensen upon the appearance of the law firm of Brady, McQueen, Martin, Collins & Jensen shall be transferred to the Presiding Judge of the Law Division for re-assignment.

Enter this 24 day of May, 1995.

  
\_\_\_\_\_  
Chief Circuit Judge

FILED  
JUN 26 11 49 AM '95  
JIM CALLESON  
CIRCUIT CLERK  
AUGUST COUNTY



95MR1

GENERAL ORDER 95-9  
AMENDED FROM General Order 94-13

Rule 15.22 Family Mediation Program

Proposed amendment:

5. Referral Procedure

- (a) Kane County. A mediator will be automatically assigned by computerized random selection through the Clerk of the Circuit Court of Kane County from the Kane County mediation list. This mediator will be assigned at the time mediation is ordered by the Court. A court status date for mediation will be set to coincide with the KIDS Parent Education Program's status date.

ENTER this 27 day of April, 1995.

Gene Nottolini  
 Gene Nottolini  
 Chief Judge

A true copy of the original on file in my office  
 Attested to this 28 day of April 1995  
Jan Carlson  
 Clerk of the Circuit court  
 Kane County, Illinois  
 By Chris Ding  
 Deputy Clerk

FILED 05  
 ENTERED \_\_\_\_\_  
 APR 28 10 50 AM '95  
 JAN CARLSON  
 CIRCUIT COURT CLERK  
 KANE COUNTY, IL

GENERAL ORDER 95-8

Until further order of the Chief Judge of the 16th Judicial Circuit, Judge John L. Petersen shall have authority to sign True Bills of Indictment voted by the Kane County Grand Jury. Said Kane County Grand Jury meets on Tuesdays and Fridays of each week.

ENTER this 31st day of March, 1995.

*Gene Nottolini*  
Gene Nottolini  
Chief Judge

A true copy of the original on file in my office  
Attested to this 7th day of APRIL, 1995  
*Jan Carlson*  
Clerk of the Circuit court  
Kane County, Illinois  
By *Ellen Burmeier*  
Deputy Clerk

FILED 6  
APR 7 1 33 PM '95  
KANE COUNTY, ILL.

GENERAL ORDER 95-7

IT IS HEREBY ORDERED:

WHEREAS, pursuant to Local Arbitration Rule 11.10 (a) and (b) the Chief Judge may designate the appropriate personnel to assist the SUPERVISING JUDGE FOR ARBITRATION. The Small Claims judge is hereby assigned the responsibility of disposing of the following matters in arbitration:


(1) Setting initial return dates, arbitration hearing dates, status dates, routine motions, entry of judgment on awards to be heard on Monday, Tuesday, and Wednesday of each and every week at 9:00 A.M.;

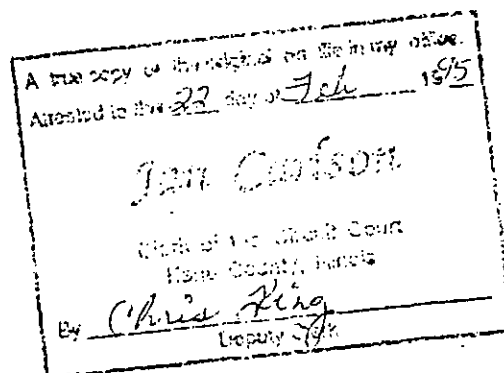
and

(2) Hearing contested and complicated motions arising out of arbitration, and assignment after rejections, on Tuesdays and Wednesdays of each and every week at 10:30 A.M.

This order shall take effect April 10, 1995.

Enter this 21<sup>st</sup> day of February, 1995.

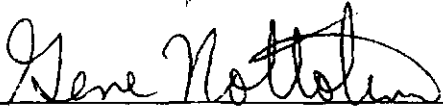
  
Gene Nottolini, Chief Circuit Judge



GENERAL ORDER 95-6

Until further order of the Chief Judge of the Sixteenth Judicial Circuit, Courthouse Security Policy is temporarily modified to allow sworn uniformed police officers, not on personal business, entry with their side-arm weapon into the courthouse. Said officers entry is subject to the approval and consent of the Kane County Sheriff or his designee.

ENTERED this 29th day of March, 1995.

  
Gene Nottolini  
Chief Judge

FILED 05  
ENTERED  
MAR 30 10 00 AM '95  
SHERIFF'S OFFICE  
SHERIFF COOK COUNTY  
KANE COUNTY, IL

FILED 008  
MAY 9 1995  
CLERK OF COURT  
KANE COUNTY  
ILLINOIS

**ARTICLE 11: MANDATORY ARBITRATION**

The mandatory arbitration program in the Circuit Court for the Sixteenth Judicial Circuit Kane County, Illinois is governed by Supreme Court Rules 86-95 for the conduct for Mandatory Arbitration Proceedings. Pursuant to Supreme Court Rule 86(c), the Circuit judges of the Sixteenth Judicial Circuit have previously adopted the Supreme Court rules as amended as a local rule effective January 3rd, 1995. Arbitration proceedings shall be governed by the Supreme Court rules and Article 11.

**11.01 CIVIL ACTIONS SUBJECT TO MANDATORY ARBITRATION (S.C.T. RULE 86)**

- (a.) Mandatory arbitration proceedings are undertaken and conducted in the County of Kane of the 16th Judicial Circuit, pursuant to approval of the Illinois Supreme Court.
- (b.) Mandatory arbitration proceedings are a part of the underlying civil action, and therefore, all rules of practice contained in the Illinois Code of Civil Procedure and Illinois Supreme Court Rules shall apply to these proceedings.
- (c.) All civil actions will be subject to Mandatory Arbitration on all claims exclusively for money in an amount exceeding \$2,500 but not exceeding \$30,000 exclusive of interest and costs and all claims exclusively for money in an amount not exceeding \$30,000 exclusive of interest and costs in which a jury has been demanded. The civil action shall be assigned to the Arbitration Calendar of the Circuit Court of the 16th Judicial Circuit at the time of initial case filing with the Clerk of the Circuit, Kane County, Illinois.
- (d.) Cases not originally assigned to the Arbitration Calendar may be ordered to arbitration on the motion of either party, by agreement of the parties or by order of court at a status call or pretrial conference, when it appears to the Court that no claim in the action has a value in excess of \$30,000, irrespective of defenses.
- (e.) When a civil action not originally assigned to the Arbitration Calendar is subsequently assigned to the Arbitration Calendar, pursuant to Supreme Court Rule 86(d), the Arbitration Administrator shall promptly assign an arbitration hearing date. The arbitration hearing date shall be not less than 60 days nor more than 180 days from the date of the assignment to the Arbitration Calendar.
- (f.) Consistent with Supreme Court Rules, these rules may be amended from time to time by order of a majority of the Circuit Judges of the 16th Judicial Circuit.

**11.02 APPOINTMENT, QUALIFICATION AND COMPENSATION OF ARBITRATORS  
(S. CT. RULE 87)**

- (a.) Applicants shall be eligible or appointed to serve as members of an arbitration panel, other than as chairpersons, by filing with the Arbitration administrator (Administrator) an application form certifying that the applicant:
- (1) has attended an approved mandatory arbitration seminar, and
  - (2) has read and is informed of the rules of the Supreme Court and the Act relating to mandatory arbitration, and
  - (3) is presently licensed to practice law in Illinois, and
  - (4) has engaged in the practice of law in Illinois for a minimum of three years; or is a retired judge, and
  - (5) resides in, practices in, or maintains a law office in Kane County, Illinois.
- (b.) Applicants who further certify in their applications that they have engaged in trial practice in Illinois for a minimum of five years, or who are retired judges, shall be eligible to serve chairpersons.
- (c.) The Administrator shall maintain an alphabetical list of persons qualified to serve as arbitrators who shall be assigned on rotating basis. the Administrator shall also maintain a list of those persons who have indicated on their application willingness to serve on a emergency basis. such individuals, when appointed, shall also be assigned on a rotating basis. Each panel will consist of three arbitrators or such lesser number as may be agreed upon in writing by the parties.
- (d.) Except for those persons requested to serve on an emergency basis, all other persons assigned an arbitrator shall receive not less than 60 days' notice of the date, time and place of service. (copies of the relevant pleadings should be provided to the Arbitrators by the Administrator 14 days prior to hearing)
- (e.) Upon completion of each day of service each arbitrator shall file a voucher with the Arbitration Administrator. The Administrator shall process the appropriate vouchers for the prompt payment of the arbitrators.

11.03 SCHEDULING OF HEARINGS (S. CT. RULE 88).

- (a.) On the effective date of these Rules, and on or before the first day of each July thereafter, the Arbitration Administrator will provide the Clerk of the Circuit Court a schedule of available arbitration hearing dates for the next calendar year.
- (b.) Upon the filing of any civil action subject to this article the Clerk of the Circuit Court shall set a return date for the summons, not less than 21 days nor more than 40 days after filing, returnable before the Supervising Judge for Arbitration. The summons shall require that the plaintiff or the plaintiff's attorney and all defendants or their attorneys shall appear at the time and place indicated. The complaint and all summonses shall state in upper case letters on the upper right-hand corner: "THIS IS AN ARBITRATION CASE."
- (c.) Upon the return date of the summons and the court finding that all parties have appeared, the court shall assign an arbitration hearing date on the earliest available date not less than 180 days from the filing date to the earliest available hearing date thereafter. If one or more defendants have not been served within 100 days from the date of filing, the Court may in its discretion dismiss the case to unserved defendants for lack of diligence.
- (d.) Any party to a case may request advancement or postponement of a scheduled arbitration hearing date by filing a written motion with the Clerk of the Circuit Court requesting the change. The notice of hearing and motion shall be served upon counsel for all other parties and upon pro se parties, and upon the Arbitration Administrator as provided by Supreme Court Rule and Rules of the Circuit Court of the 16th Judicial Circuit. The Motion shall be set for hearing on the calendar of the Supervising Judge for Arbitration. The motion shall contain a concise statement of the reason for the change of hearing date, and be subject to Supreme Court Rule 231 (Motions for Continuance). The Supervising Judge may grant such advancement or postponement upon good cause shown.
- (e.) Consolidated cases shall be heard on the hearing date assigned to the latest case.
- (f.) Upon settlement of any case scheduled for arbitration, counsel or plaintiff shall immediately notify the Arbitration Administrator in writing. Failure to do so may result in the imposition of sanctions.

- (g.) It is anticipated that the majority of cases to be heard by an arbitration panel will require a maximum of 2 hours for presentation and decision. It shall be the responsibility of plaintiff's counsel or the plaintiff to confer with counsel and pro se parties, obtain an approximation of the length of time required for presentation of the case and advise the Arbitration Administrator at least 14 days in advance of the hearing date as to any additional time required.

#### 11.04 DISCOVERY (S. CT. RULE 89)

- (a.) Discovery may be conducted in accordance with the established rules and shall be completed (unless the parties otherwise agree) not less than thirty (30) days prior to the arbitration hearing. No discovery shall be permitted after the hearing, except upon leave of court and good cause shown.
- (b.) All parties shall comply completely with the provisions of Supreme Court Rule 222, if applicable. prior to the arbitration hearing, failure to serve the disclosure statement, as provided by rule, or as the court may allow may result in the imposition of sanctions as prescribed in Supreme Court Rule 218 and 219(c), both at hearing and at any subsequent trial.

#### 11.05 CONDUCT OF THE HEARING (S. CT. RULE 90 AND 91)

- (a.) Hearings shall be conducted in general conformity with the procedures followed in civil trials. The chairperson shall administer oaths and affirmations to witnesses. Rulings concerning admissibility of evidence and applicability of law shall be made by the chairperson.
- (b.) At the commencement of the hearing, the attorneys for the parties will provide a brief written statement of the nature of the case which shall include a stipulation as to all of the relevant facts to which the parties agree. The stipulation shall include, if applicable, relevant contract terms, dates, times, places, location of traffic control devices, year, make and model of automobiles of other vehicles, equipment or goods and products which are involved in the litigation and other relevant and material facts. The time devoted to the presentation of evidence should be limited to those facts upon which the parties disagree.
- \*(c.) Established rules of evidence shall be followed in all hearings before arbitrators, except as follows:

If at least thirty (30) days written notice of the intention to offer the following documents in evidence is given to every other party, accompanied by a copy of the document, a party may offer in evidence, without foundation or other proof:



1. Bills, records and reports of hospitals, doctors, dentists, registered nurses, licensed practical nurses and physical therapists, or other licensed health care providers;
2. Bills for drugs, medical appliances and prostheses;

\* = These rules are close to but not identical to the  
Illinois Supreme Court Rules

3. Property repair bills or estimates, when identified and itemized, setting forth the charges for labor and material used or proposed for use in the repair of the property; if estimates are to be used, the opposing party shall have immediate access to the damaged property to obtain his own estimates which must be obtained and provided within ten (10) days of his gaining access to the damaged property.
4. A report of the rate of earnings and time lost from work or lost compensation prepared by an employer;
5. The written opinion of an expert, the deposition of witnesses, the statement of a witness which the witness would be allowed to express if testifying in person, if the statement is made by affidavit or certification as provided by Section 1-109 of the Code of Civil Procedure;
6. Any other document not specifically covered by any of the foregoing provisions, and which is otherwise admissible under the rules of evidence.

\*(d.) Notwithstanding the provisions of Supreme Court Rule 220, a party who proposes to use a written opinion of an expert witness or the testimony of an expert witness at hearing may do so provided a written notice of such intention is give to every other party not less than thirty (30) days prior to hearing, accompanied by a statement containing the identity of the expert, his qualifications, the subject matter and the basis of his conclusions, and his opinion.

\*(e.) Any other party may subpoena the author or maker of a document admissible under this rule, at that party's expense, and examine the author or maker as if under cross-examination. Section 2-1101 of the Code of Civil Procedure shall be applicable to arbitration hearings.

\*(f.) The provision of Sections 2-1102 of the Illinois Code of Civil Procedure, and the provisions of Supreme Court Rule 237 shall be applicable to arbitration hearings.

- \* (g.) The absence of a party at an Arbitration hearing shall be dealt with according to the provisions of Supreme Court Rule 91.
- (h.) A stenographic record or recording of the hearing shall not be made unless a party does so at his/her own expense. If a party has a stenographic record made, a copy shall be furnished to any other party requesting same upon payment of a proportionate share of the total cost of the making of the record or recording and the duplication of the same. The party providing the reporter shall inform the chairperson of the reporter's name, address and reporting firm before commencing.
- (i.) Witness fees and costs shall be in the same amount and shall be paid by the same party or parties as provided for trials in the Circuit Court of the County of Kane.
- (j.) The arbitrators shall determine the admissibility of evidence and decide the law and facts of the case. Rulings on objections to evidence or on other issues which arise during the hearing shall be made by the chairperson of the panel.
- (k.) All exhibits submitted shall be received and held by the panel until the entry of the award. It is the duty of the attorneys or parties to retrieve such exhibits from the Arbitration Center within seven (7) days after the entry of judgment, notice of rejections, or order of dismissal. All exhibits not retrieved shall be destroyed.

**11.06 AWARD AND JUDGMENT ON AWARD (S. CT. RULE 92)**

- (a.) The panel shall render its decision and enter an award on the same day of the hearing. The Chairperson shall present the award to the Arbitration Administrator who shall then file same with the Clerk of the Circuit Court. The Clerk of the Circuit Court shall serve a notice of the award upon all parties.

**11.07 REJECTION OF AWARD (S. CT. RULE 93)**

Rejection of the award of the arbitrators shall be in strict compliance with Supreme Court Rule 93.

**11.08 LOCATION OF HEARINGS**

The location of hearing shall be determined by the Chief Judge of the 16th Judicial Circuit.

11.09 FORMS (S. CT. RULE 94 AND 95)

All forms shall be as prescribed by Supreme Court Rule and by administrative order by the Chief Judge not inconsistent with any Supreme Court Rule.

11.10 ADMINISTRATION OF MANDATORY ARBITRATION

- (a.) The Chief Judge of the 16th Judicial Circuit shall appoint a Judge of the 16th Judicial Circuit to act as Supervising Judge for Arbitration.
- (b.) The Chief Judge of the 16th Judicial Circuit shall designate an Arbitration Administrator or any assistants deemed necessary for the Mandatory Arbitration system.

The majority of the circuit judges in and for the 16th Judicial of Circuit the State of Illinois having voted to incorporate the approved rules as Article 11 of the Local Rules of the 16th Judicial Circuit the same shall be effective as said Article 11 of the Local Rules effective January 3rd, 1995.

Entered this 1st day of March 1995.

Gene L. Nottolini  
Gene L. Nottolini

Patrick J. Dixon  
Patrick J. Dixon

R. Peter Grometer  
R. Peter Grometer

Michael F. O'Brien  
Michael F. O'Brien

John Countryman  
John Countryman

Barry E. Puklin  
Barry E. Puklin

James T. Doyle  
James T. Doyle

Pamela K. Jensen  
Pamela K. Jensen

Melvin E. Dunn  
Melvin E. Dunn

James M. Wilson  
James M. Wilson

Grant S. Wegner  
Grant S. Wegner

Philip DiMarzio  
Philip DiMarzio

Douglas E. Engel  
Douglas E. Engel

GENERAL ORDER 95-4

Re: Victim Impact Panel: Reimbursement of Presentation Expenses and Charges for Cost of Panel.

Section 1. Victim Impact Panels shall be held in the Multi-Purpose Room at the Kane County Judicial Center in English, on the following dates in 1995, commencing at 7:00 p.m.

April 3	September 11
May 1	October 16
June 19	November 6
July 3	December 18
August 14	

Section 2. Victim Impact Panels shall be held in Spanish, in the Multi-Purpose Room commencing at 7:00 p.m. on June 12, 1995 and December 11, 1995.

Section 3. Presenters appearing at the Victim Impact Panel shall be paid the sum of \$50.00 per individual or family, to cover expenses such as gasoline, vehicle use, lost time, etc. for attendance at the panel.

Section 4. Until further order, persons attending the Victim Impact Panel shall pay \$10.00 for the cost of such program, including the expense amounts paid to presenters. However, individuals represented by the Public Defender shall pay \$4.00 to cover the cost of the program.

Section 5. The collection, deposit and disbursement of monies for the operation of the Victim Impact Panel shall be handled by Adult Court Services.

Section 6. This Order is effective March 1, 1995.

ENTER this 1st day of March, 1995.

Gene Nottolini  
Gene Nottolini  
Chief Judge

JAN 31 1995  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

MAR 3 9 34 AM '95

ENTERED

FILED 05

GENERAL ORDER 95-3

The following is adopted pursuant to the powers of the court set forth at 705 ILCS 35/28.

Commencing March 1, 1995 all applications for T.A.S.C. probation pursuant to 20 ILCS 301/40-5 et seq. are to proceed in the following manner.

A. OUT OF CUSTODY DEFENDANTS

1. The court and counsel shall identify as early as possible those defendants who may be candidates for TASC probation.

2. As soon as a defendant expresses a desire to seek TASC, he or she shall be advised of the qualifications and requirements pursuant to statute.

3. The case shall be continued to the next "TASC Court Day" at 9:00 a.m. for status AND a mandatory interview by the TASC representative who will be on hand at the Judicial Center for purposes of conducting necessary screening. "TASC Days" will be the 2nd and 4th Thursdays of each month beginning March 23, 1995. Defendants should be advised that they will be taken on a "first come-first served" basis throughout the day and that they may have to wait for their interview. It should be made clear that the meeting with the TASC representative on the date ordered is mandatory and that they must wait until it is completed. Each defendant should take a copy of the current order with him/her so that the TASC representative knows the next scheduled date. Interview rooms will be assigned and all courts will be advised as to those rooms each TASC day.

4. When the defendant appears on the "TASC Court Day" to which the case is first continued, the matter will be up for status as well as for the initial interview. On that day the matter should be continued for two weeks for receipt of the TASC report which will either accept or reject the defendant. In order to meet this time frame TASC will FAX their reports not later than the preceding day and will follow up with an original report which will ultimately be filed pursuant to local rule on FAX copies. If TASC accepts the defendant the State should be prepared to either agree to TASC probation or indicate an objection. If an objection is made, the matter should be set for TASC hearing at the earliest available date. No TASC representative will be present in court on the first return date, but will be available to testify at hearings as requested. The hearing should not be set on a TASC day since the representative will, presumably, be involved in testing and interviewing all day.

B. IN CUSTODY DEFENDANTS

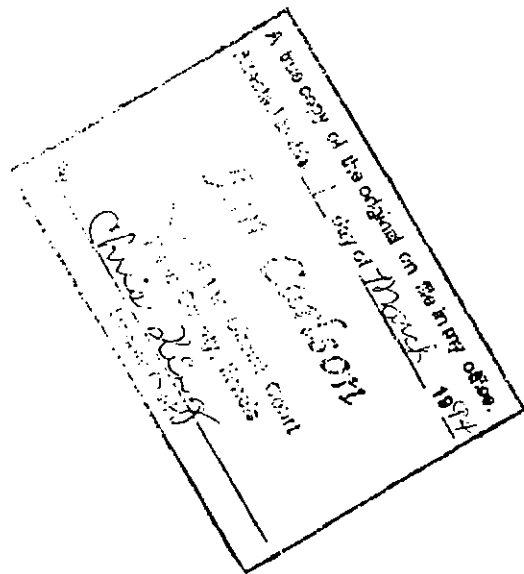
1. As with out of custody defendants, TASC applicants should be identified as early as possible. It will be the responsibility of defense counsel to notify TASC of an applicant who is in custody. If the applicant becomes out of custody, the above procedures will apply. Interviews at the jail will continue to be conducted as in the past, except that the initial delay and subsequent turn-around time should be greatly reduced. The time TASC representatives have been spending in their office trying to make appointments with defendants and trying to re-schedule when they fail to appear, will be saved as will travel time to and from offices.

2. TASC will attempt to maintain the same two week turn around time for in custody defendants as for out of custody ones, and they will mail results as in the past after which counsel will be expected to promptly schedule a date for determination whether a hearing will be necessary.

The purpose of this procedure is to relieve all concerned of the extraordinary waiting time that has been encountered in the past. Cooperation by all concerned will be appreciated.

ENTERED this 27 day of Feb, 1995.

Gene Nottolini  
Gene Nottolini  
Chief Judge



GENERAL ORDER 95-3

IT IS HEREBY ORDERED:

WHEREAS, pursuant to Local Arbitration Rule 11.10 (a) and (b) the Chief Judge may designate the appropriate personnel to assist the SUPERVISING JUDGE FOR ARBITRATION. The Small Claims judge is hereby assigned the responsibility of disposing of the following matters in arbitration:


- (1) Setting initial return dates, arbitration hearing dates, status dates, routine motions, entry of judgment on awards to be heard on Monday, Tuesday, and Wednesday of each and every week at 9:00 A.M.;

and

- (2) Hearing contested and complicated motions arising out of arbitration, and assignment after rejections, on Tuesdays and Wednesdays of each and every week at 10:30 A.M.

This order shall take effect April 10, 1995.

Enter this 21st day of February, 1995.

  
Gene Nottolini, Chief Circuit Judge


FILED  
05  
FEB 21 1995  
CLERK OF COURT  
COURT HOUSE  
111 N. W. 11th St.  
MIAMI, FL 33136

GENERAL ORDER 95-2

Pursuant to the provisions of Ch. 725 of the Illinois Compiled Statutes, Sections 5/108 A-1 and 5/108 B-1, Associate Judges Judith M. Brawka, Wiley Edmondson, Donald C. Hudson and Timothy Q. Sheldon, are hereby assigned the power and authority to issue orders authorizing interceptions of private oral communications.

The authority granted to Judges Brawka, Edmondson, Hudson and Sheldon, pursuant to this Order shall remain in full force and effect until further order.

ENTER this 2 day of February, 1995.

  
Gene Nottolini  
Chief Judge

FILED  
FEB 07 1995  
11 41 AM '95



GENERAL ORDER 95-1


ORDER FOR DETENTION OF KANE COUNTY JUVENILES  
IN OTHER COUNTY FACILITIES

Section 1: It is hereby ordered that the Kane County Sheriff's Department shall transport minors in custody at the Kane County Youth Home to another facility in the event the capacity exceeds twenty-two (22) minors.

Section 2: It is further ordered that the Kane County Youth Home is authorized to release the minor(s) to the Kane County Sheriff's Department who shall transport the minor to a facility as arranged by the Youth Home.

Section 3: The Kane County Sheriff's Department is further ordered to transport said minor to all hearings as directed by the Court.

ENTER this 4th day of January, 1995.

  
Gene Nottolini  
Chief Judge

FILED 05  
ENTERED  
JAN 5 10 10 AM '95  
KANE COUNTY, IL

GENERAL ORDER 94-27

Section 1: In the matter of mandatory arbitration in civil actions for money in an amount of, or a value not exceeding \$30,000.00 (Thirty Thousand Dollars) exclusive of interest and costs, the Supreme Court of the State of Illinois adopted new rules 86 through 95, effective June 1, 1987.

Section 2: In accordance with Supreme Court Rule 86 the Sixteenth Judicial Circuit, Kane County, was authorized by the Supreme Court on September 12, 1994, to develop and operate a Mandatory Arbitration Program.

Section 3: In accordance with Chapter 735, Paragraph 5/2-1009A Illinois Compiled Statutes, the Clerk of the Circuit Court shall charge and collect, in addition to any other fees, an arbitration fee of \$8.00 (Eight Dollars) at the time of the filing the first pleading, paper, or other appearance filed by each party in all civil cases except Juvenile, Mental Health, Divorce, and Family case types. No additional fees shall be required if more than one party is represented in a single pleading, paper, or other appearance.

Section 4: Arbitration fees received by the Clerk of the Circuit Court, pursuant to this order, shall be remitted one month after receipt to the Treasurer of the State of Illinois, for deposit into the Mandatory Arbitration Fund.

Section 5: This Order is effective January 3, 1995.

ENTER this 3<sup>d</sup> day of January, 1995, A.D.

  
\_\_\_\_\_  
Gene Nottolini  
Chief Judge

FILED 05  
JAN 3 11 57 AM '95  
CLERK  
KANE COUNTY, ILL.

94MR1

GENERAL ORDER 94-26

Section 1.

Pursuant to Supreme Court Rule 21(b) the following Judges are hereby assigned to the Court assignments indicated below:

ADMINISTRATION:

Gene Nottolini, Chief Judge

Administrative Call  
Monday - Wednesday 9:30 a.m.  
Court Custody Call - Tuesday -  
2:00 p.m. - Jail

Probate Court  
Courtroom 140

Kane County Courthouse  
Tuesday and Friday A.M.

CIVIL DIVISION:

Kane County Courthouse

Courtroom 310

Patrick J. Dixon  
Presiding Judge Civil Division  
L Jury and Non-Jury; LM, SC,  
Jury; #4 back-up Judge, LM,  
SC, Bench cases.

Courtroom 320

Michael F. O'Brien  
L Jury and Non-Jury; LM, SC,  
Jury; #3 back-up Judge, LM,  
SC, Bench cases.

Courtroom 340

Pamela K. Jensen  
L Jury and Non-Jury; LM, SC,  
Jury; #2 back-up Judge, LM,  
SC, Bench cases.

Courtroom 350

R. Peter Grometer  
CH, MR, ED, TX and MC cases.  
Arbitration Supervisor  
#1 back-up Judge, Elgin  
Mental Health Call.

Courtroom 120

Donald Fabian  
SC, LM cases.

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JAN 3 3 09 PM '95  
JIM CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

Courtroom 111

James Donnelly

Courtroom 113

F. Keith Brown

JUVENILE DIVISION:

Courtroom 005

Donald C. Hudson

SPECIAL ASSIGNMENT JUDGE:

Courtroom 217

Roger Eichmeier  
#1 back-up Judge LM, SC cases  
#1 back-up Judge Misdemeanor  
Jury Demand and Mental Health  
Jury Demand cases.  
Vacation and illness coverage  
as assigned.  
Miscellaneous specially  
assigned cases.

KENDALL COUNTY:

James E. Wilson, Presiding  
Judge

Grant S. Wegner

DEKALB COUNTY:

John W. Countryman, Presiding  
Judge

Philip L. DiMarzio  
Douglas R. Engel  
Thomas Hogan

Section 2. SC and LM cases wherein a jury demand has been filed which involve non-complex issues and evidence may, in the discretion of the SC and LM judge be set for trial in room 120. All other SC and LM cases wherein a jury demand has been filed will be randomly assigned to the L judges.

Section 3. Misdemeanor Jury Demands and Mental Health Jury Demands shall be set before Judge Wiley Edmondson in courtroom 203. All Misdemeanor Jury Demand and Mental Health Jury Demand cases shall be set for jury trial on Mondays at 9:00 a.m. in room 203. All Mental Health and Misdemeanor Jury Demand cases which the room 203 judge is unable to try shall be transferred on that judge's order to the Chief Judge for reassignment to the special assignment judge or an available felony judge in the order of preference established herein.

Section 4. All presiding judges of the respective divisions of the circuit court are authorized to and shall make all

FELONY DIVISION:

Courtroom 319

Kane County Judicial Center

Barry E. Puklin - Presiding Judge and Trial Judge  
#4 Misdemeanor, Jury Demand and Mental Health Jury Demand back-up Judge.

Courtroom 311

James T. Doyle - Trial Judge  
#2 Misdemeanor Jury Demand and Mental health Jury Demand back-up Judge.

Courtroom 313

Melvin E. Dunn - Trial Judge  
#3 Misdemeanor Jury Demand and Mental Health Jury Demand back-up Judge.

Courtroom 305

John L. Petersen - Violation of Probation, Bond Reductions, Preliminary Hearings, Trials as assigned and #5 Misdemeanor Jury Demand and Mental Health Jury Demand back-up Judge.  
Misdemeanor and Traffic cases as assigned by Chief Judge.

MISDEMEANOR AND TRAFFIC DIVISION:

Courtroom 203

Wiley Edmondson

Courtroom 209

Judith M. Brawka

Aurora Branch Ct.

Richard D. Larson

Elgin Branch Ct.

Timothy Q. Sheldon - Presiding Judge

FAMILY DIVISION:

Courtroom 123

Richard J. Larson - Presiding Judge

Courtroom 101

James Hallock -  
Monday A.M. and P.M.  
Paternities, Tuesday, A.M.,  
Returns of Orders of  
Protection, Tuesday P.M.-  
Special Settings  
Wednesday A.M. and P.M. -  
States Attorney's Non-Support  
Call. Thursday A.M. and P.M.,  
Clerk's Non-Support Call.  
Friday, Elgin Mental Health.

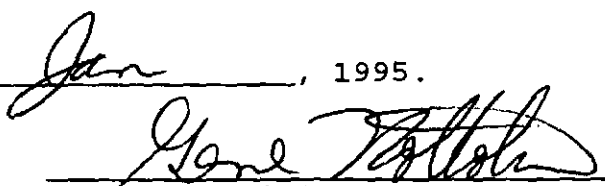
assignment orders indicated herein and all other orders for reassignment of judges as may be necessary from time to time to insure the administration of justice within their respective divisions.

Section 5. Weddings in Kane County shall be conducted Monday thru Thursday between the hours of 3:00 p.m. and 4:00 p.m. by all Associate Judges sitting in Geneva except the Special Assignment Judge. Friday weddings shall be conducted between 1:30 p.m. and 4:00 p.m. on a rotating basis by all Associate Judges sitting in Geneva, except the Special Assignment Judge. Administrative Assistant, Kathryn Seifrid shall prepare a wedding schedule commencing with the week of January 2, 1995 which provides for this method of alternate wedding schedules. A copy of that schedule is attached hereto as Attachment "A". It is the responsibility of the scheduled wedding judge to provide coverage in the event of an absence.

Section 6. Kane County weekend bond calls are assigned to all Associate Judges sitting in Kane County. Kane County Bond call assignments are set forth in this Order in Attachment "B". Any changes in the published bond call schedule must be called to the attention of Kathryn Seifrid no later than the Friday morning before the changed assignment.

Section 7. The Order shall become effective January 30, 1995.

ENTER this 3<sup>rd</sup> day of Jan, 1995.

  
Gene Nottolini  
Chief Judge

94 MR 1

GENERAL ORDER 94-25

Pursuant to the provisions of Ch. 725 of the Illinois Compiled Statutes, Sections 5/108 A-1 and 5/108 B-1, Circuit Judge John Countryman and Circuit Judge Douglas Engel are hereby assigned the power and authority to issue orders authorizing or approving the use of eavesdropping devices and to enter orders authorizing interceptions of private oral communications.

The authority granted to Judge Countryman and Judge Engel, pursuant to this Order shall remain in full force and effect until further order.

ENTER this 27th day of December, 1994.

*Gene Nottolini*

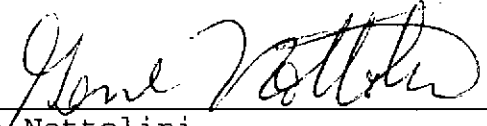
Gene Nottolini  
Chief Judge

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JAN 6 10 31 AM '95  
COURT CLERK  
JANE COUNTY ILL

GENERAL ORDER 94-24

IT IS HEREBY ORDERED that Judge R. Peter Grometer is appointed acting Chief Judge during any absence of the Chief Judge and shall serve as such until further order of court.

DATED this 22 day of December, 1994.



Gene Nottolini  
Chief Judge

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ENTR  
DEC 23 10 26 AM '94  
RECORDED  
CLERK  
COUNTY, IL



GENERAL ORDER NO. 23

CASA Volunteers

FILED 05  
DEC 27 11 20 AM '05  
CLERK  
COSTELL

IT IS HEREBY ORDERED:

Section 1. CASA-Kane County, Inc., an Illinois not-for-profit corporation (CASA - Kane Co.), is recognized by the Sixteenth Judicial Circuit as a community service organization established to provide volunteer workers to investigate facts involving cases of alleged child abuse and neglect, to report on those facts to the Juvenile Court Judge, and to submit recommendations as to the child(ren)'s best interests to the Juvenile Court Judge in those cases where so ordered by a judge.

Section 2. In proceedings brought under Article II of the Juvenile Court Act of 1987 ("Abused, Neglected or Dependent Minors"), the judge presiding in Juvenile Court may by written order appoint CASA - Kane Co. as the Guardian ad Litem ("GAL") of the child(ren) alleged to have been abused and/or neglected, in accordance with Sec. 2-17 of the Act. CASA shall then appoint one or more of its sworn volunteers as the CASA-GAL assigned to the particular proceeding. The CASA-GAL so appointed shall conduct an investigation, as warranted, and shall make recommendations to the Court concerning the best interests of the child(ren).

Section 3. The Juvenile Court Judge shall administer an oath to each CASA-GAL, (either at the time of appointment or at such prior time as is deemed appropriate), which oath shall bind the CASA-GAL to faithfully perform the duties set forth in this General Order

Section 4. The court may direct the CASA-GAL or others to supply a copy of the appointing order to CASA-Kane County, Inc. at their administrative offices.

Section 5. After such appointment, CASA-Kane County, and the CASA-GAL shall undertake the following, as deemed necessary and appropriate by the CASA-GAL:

1. Interview the child(ren).
2. Interview other persons with knowledge about the case, such as family members, foster family members or persons living in the family residence.
3. Interview teachers, social workers, friends, employees and other persons as is necessary to determine the factual background.

4. Investigate available placement alternatives for the child(ren), including but not limited to relatives, foster placement and group homes.
5. Prepare a written report to be submitted to the court no less than two (2) days prior to the scheduled hearing, and therein set forth findings and recommendations as to the best interests of the child(ren).
6. Appear in court at the scheduled hearings.
7. Continue contact with the child(ren), family members or others as ordered by the court to monitor progress.
8. Submit supplemental written reports to the court concerning changes in circumstances, recommendations for modifications in disposition or compliance with the orders of the court.
9. Otherwise perform the functions of a GAL.

Section 6. For the purpose of carrying out his/her responsibilities, a CASA-GAL shall be entitled to:

- a) review all records and reports necessary to performing their responsibilities, including but not limited to the Juvenile Court file, law enforcement records pertaining to the circumstances of the case, the medical records of the child(ren), the counseling records of the child(ren), and D.C.F.S. records pertaining to the child(ren) or the parents or guardians of the child(ren) unless specifically exempt from disclosure under the AIDS Confidentiality Act (410 ILCS 305), the Mental Health and Developmental Disability Act (740 ILCS 110), the Alcoholism and Other Drug Dependency Act (20 ILCS 30518), and/or the Child Sexual Abuse Prevention Act (325 ILCS 15/5);
- b) attend D.C.F.S. or other public agency meetings or conferences pertaining to the child(ren) and/or the parents or guardians of the child(ren), except for those meetings or conferences subject to the attorney-client or other privilege;
- c) receive copies of notices, pleadings and other documents filed in the case; and
- d) be notified of any court proceedings sought or scheduled.

Section 7. The CASA-GAL shall have all the usual powers and duties of Guardian ad litem when so appointed, in addition to the powers and duties stated herein.

Section 8. Unless otherwise specifically ordered, CASA-Kane County and the CASA-GAL shall be considered terminated and his or her obligation discharged upon the entry by the judge of a dispositional order permanently placing the child.

Section 9. This order shall take effect immediately; General Order 89-19 is hereby rescinded.

ENTER this 21<sup>st</sup> day of December, A.D. 19 94.

  
\_\_\_\_\_  
Chief Judge

GENERAL ORDER 94 - 22

IT IS ORDERED AS FOLLOWS:

**Section One:** Pursuant to the vote of the Circuit Judges of the Sixteenth Judicial Circuit, County of Kane, those persons hereinafter named are appointed and are authorized to appear in court on behalf of those defendants to whom they are from time to time assigned by order of court.

**Section Two:** Those persons herein designated as back-up counsel may appear in place of the designated court appointed counsel when the circumstances confronting appointed counsel may deem necessary.

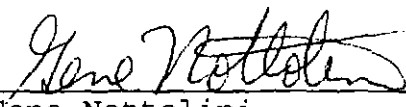
**Section Three:** Those persons as court appointed counsel together with the indication of their back-up counsel, are as follows:

A. Carole Grahn-Hayes	--	Matthew Fuesting William Parkhurst
B. Shari Clancy Bertane	--	Josette Skelnik Mike Kalland
C. Kevin Busch	--	Joe Voiland Kathleen Colton
D. Vince Argento	--	Robert Kline Claudia Kliment
E. Kathleen Colton	--	Shari Bertane Kevin Busch
F. William Parkhurst	--	James R. Wyer Carole Grahn-Hayes

**Section Four:** Appointed counsel shall serve a term of one year unless they are removed, and shall serve upon the conditions and terms set forth in Kane County Board Resolution 93-14, pursuant to the Code of Professional Conduct and pursuant to Chapter 34, Section 3-4006.

**Section Five:** This Order supersedes General Order 94-4 and is effective January 2, 1995.

ENTER this 13 day of Dec, 1994.

  
Gene Nottolini  
Chief Judge

GENERAL ORDER 94-21

Section 1. Vince Argento is hereby appointed as conflict counsel and shall serve out the unexpired term of David Kliment. In addition, the following named attorneys shall serve as back up counsel for Mr. Argento: Robert Kline and Claudia Kliment.

Section 2. This appointment shall be subject to the terms and conditions set forth in General Order 94-2.

Section 3. This order is effective as of December 1, 1994.

ENTER this 1st day of December, 1994.

  
\_\_\_\_\_  
Gene L. Nottolini  
Chief Judge

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DEC 7 1 42 PM '94  
CLERK OF COURT  
KANE COUNTY, PA

GENERAL ORDER 94-20

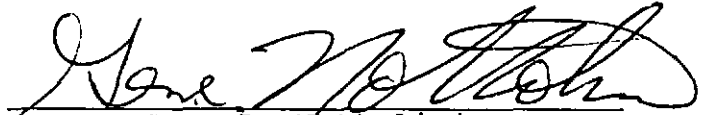
IT IS HEREBY ORDERED THAT:

WHEREAS, Pursuant to Supreme Court Rule 56, in order to promote public confidence in the integrity and impartiality of the judiciary, and taking into consideration the nature of the public accusations which implicate Judge Michael O'Brien in conduct which, if true, may constitute an impropriety or appearance of impropriety.

IT IS HEREBY ORDERED that Judge Michael F. O'Brien is temporarily assigned to restricted or duties other than judicial duties.

This Order is effective immediately.

ENTER this 1st day of Dec, A.D., 1994.



Gene L. Nottolini  
Chief Circuit Judge

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DEC 2 9 59 AM '94  
JAN 2 1994  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

GENERAL ORDER 94 - 19

IN THE CIRCUIT COURT FOR THE 16th JUDICIAL CIRCUIT  
OF THE STATE OF ILLINOIS

FILED  
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NOV 10 12 11 PM '94  
23  
COURT OF  
COUNTY

IN THE MATTER OF THE APPOINTMENT )  
OF GENE NOTTOLINI, AS THE CHIEF )  
JUDGE OF THE 16th JUDICIAL CIRCUIT )  
OF THE STATE OF ILLINOIS. )

The majority of the Circuit Judges in and for the Sixteenth Judicial Circuit of the State of Illinois, having voted to appoint Gene Nottolini to be the Chief Judge of the Sixteenth Judicial Circuit of the State of Illinois, does hereby appoint Gene Nottolini, Chief Judge of the Sixteenth Judicial Circuit, Illinois, effective December 5, 1994.

ENTER this 16 day of Nov, 1994.

Gene Nottolini  
Gene Nottolini

Patrick J. Dixon  
Patrick J. Dixon

Michael F. O'Brien  
Michael F. O'Brien

Peter Grometer  
P. Peter Grometer

Pamela K. Jensen  
Pamela K. Jensen

Barry E. Puklin  
Barry E. Puklin

James T. Doyle  
James T. Doyle

Melvin E. Dunn  
Melvin E. Dunn

James M. Wilson  
James M. Wilson

Grant S. Wegner  
Grant S. Wegner

John Countryman  
John Countryman

Philip DiMarzio  
Philip DiMarzio

Douglas Engel  
Douglas Engel

94 MRI

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CARLSON  
COURT CLERK  
KANE COUNTY, IL

GENERAL ORDER 94-18


IT IS HEREBY ORDERED THAT:

Section 1. Pursuant to Chapter 10 ILCS 5/6-21, the Court being advised that the term of G. William Richards as a member of the Board of election Commissioners of the City of Aurora, Kane County, Illinois does expire on the first day of December, 1993 and it appearing that said G. William Richards has performed the duties of his office since his appointment as a member of the said Election Commission in a lawful and proper manner, and continues to be a member of one of the two leading political parties of the State of Illinois, the Court hereby reappoints G. William Richards as a member of said Election Commission for a period of three (3) years from and after the expiration of his term, and until his successor is appointed.

Section 2. The said G. William Richards shall take his seat on such Board immediately upon filing the oath and bond as set forth in Section 5/6-24 of Chapter 10 of ILCS.

Section 3. This order shall take effect December 1, 1994.

ENTER this 1st day of Nov, A.D., 1994.

  
Gene E. Nottolini  
Chief Circuit Judge



GENERAL ORDER 94-17

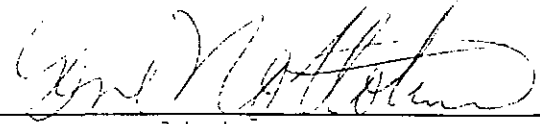
Section 1:

Pursuant to 705 ILCS 405/5-4 (3)(a) Judge Donald Hudson is hereby authorized to preside over hearings and determining motions, pursuant to a motion by the States Attorney to enter an order permitting a minor under seventeen years of age, but thirteen years of age or older at the time of the alleged offense, to be prosecuted under the criminal laws of the State of Illinois as an adult.

Section 2:

This Order is effective immediately.

ENTER this 9th day of November, 1994.

  
\_\_\_\_\_  
Gene Nottolini  
Chief Judge

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Nov 9 2 01 PM '94  
CLERK  
KANE COUNTY, IL

GENERAL ORDER 94-16

Section 1:

Effective November 1, 1994 through April 30, 1995 Interlate Systems, Inc., is hereby appointed to provide Spanish interpreters for the following days, times and courtrooms:

Kane County Judicial Center courtrooms 203 and 209:  
Monday through Friday - 9:00 a.m. to 11:00 a.m.  
Wednesday and Friday - 1:00 p.m. to 3:00 p.m.

Elgin Branch Court:  
Monday, Tuesday, Thursday - 10:00 a.m. to 12:00 and  
1:00 p.m. to 3:00 p.m.  
Friday - 10:00 a.m. to 12:00 p.m.

Aurora Branch Court:  
Monday, Tuesday, Thursday, Friday - 9:30 a.m. to 12:00

Section 2:

Effective November 1, 1994 through April 30, 1995 Hispanic Lingual Services, is hereby appointed to provide Spanish interpreters for the following days, times and courtrooms at the Kane County Judicial Center:

Felony Division:  
Monday through Friday - 9:00 a.m. to 12:00 p.m.

Domestic Violence:  
Tuesday - 8:30 a.m. to 12:00 p.m.

Juvenile Court:  
Monday, Tuesday, Thursday - 9:30 a.m. to 12:00 p.m.  
and Friday

Section 3:

Interpreter Appointment Orders will only be necessary for felony trials or cases which are scheduled at times other than those listed above, or which go beyond the above time parameters, and non-Spanish speaking cases which require an interpreter.

Section 4:

Payment for services provided under Section 1 and Section 2 shall be assessed as a per diem service fee to be paid on a monthly basis according to a contract.

Section 5:

Payment for services provided, as described, in Section 3

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NOV 9 2 07 PM '94

shall be processed individually on the appropriate Petition for Payment of Language/Sign Interpreter's Fees and Expenses as outlined in General Order 92-16.

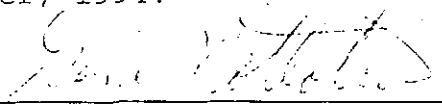
Section 6:

It is hereby ordered that all Misdemeanor and Traffic cases that require an interpreter other than Spanish, shall be transferred to courtroom 203, at the Kane County Judicial Center at 9:00 a.m. on the first Thursday of each month. Each Judge shall forward a copy of the appointing order to the Chief Judge's Office at least three weeks before the next court date.

Section 7:

All provisions of General Order 92-16 not inconsistent herewith remain in full force and effect.

ENTER this 9th day of November, 1994.



Gene Nottolini  
Chief Circuit Judge

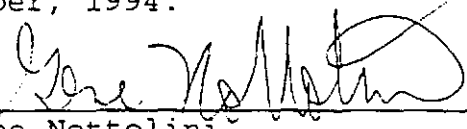
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KANE COUNTY, ILL.

GENERAL ORDER 94-14

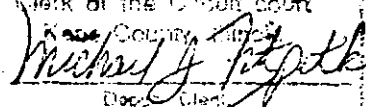
Pursuant to the provisions of Ch. 725 of the Illinois Compiled Statutes, Sections 5/108 A-1 and 5/108 B-1, Associate Judge Judith M. Brawka is hereby assigned the power and authority to issue orders authorizing or approving the use of eavesdropping devices and to enter orders authorizing interceptions of private oral communications.

The authority granted to Judge Brawka, pursuant to this Order shall remain in full force and effect until further order.

ENTER this 17th day of October, 1994.

  
\_\_\_\_\_  
Gene Nottolini  
Chief Circuit Judge

FILED 02  
OCT 19 1994  
COURT

1994  
OCT 19 1994  
COURT  
Clerk of the Circuit Court  
Kane County, Illinois  


GENERAL ORDER 94-14

Section One: Pursuant to Supreme Court Rule 21(b) the following judges are hereby assigned to the court assignments indicated below:

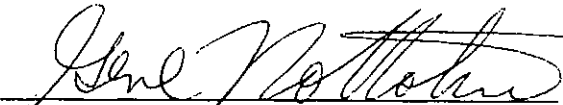
Aurora Branch Court ----- Judge Richard D. Larson

Juvenile Division  
Courtroom CR 005 ----- Judge Donald C. Hudson

Misdemeanor and  
Traffic  
Courtroom 209 ----- Judith Judith M. Brawka

Section Two: This Order shall take effect October 17, 1994.

ENTER this 27 day of September, 1994.

  
Gene Nottolini  
Chief Judge

SEP 21 3 00 PM '94  
05

94MRI

GENERAL ORDER 94-13

IT IS HEREBY ORDERED:

By vote of the Circuit Judges of the 16th Judicial Circuit, the Local Rules previously adopted are amended in the following respects.

Rule 15.22 Family Mediation Program

**Statement of Purpose.** The purpose of this rule is to ensure high quality court-sponsored mediation services, and to provide protection and security for individuals who should not be compelled to mediate because of safety concerns or because of a limited capacity to advocate effectively in pursuit of safe and fair agreements, as a result of domestic violence or intimidation, child abuse, child sexual abuse, mental illness, or other impairments.

FILED  
02  
JAN 11 1994  
CLERK OF COURT  
16TH JUDICIAL CIRCUIT  
TALLAHASSEE, FLORIDA

1. Definition

**Mediation** is a cooperative process for resolving conflict with the assistance of a trained, neutral third party, whose role is to facilitate communication, to help define issues, and to assist the parties in identifying and negotiating fair solutions that are mutually agreeable. Fundamental to the mediation process, described herein, are principles of safety, self determination, procedural informality, privacy, confidentiality, and full disclosure of relevant information between the parties.

While mediation may be viewed as an alternate means of custody and visitation resolution, it is not a substitute for independent legal advice, and consent which is fully informed in the perspective of local legal norms.

**Impairment** means any condition, including but not limited to domestic violence or intimidation, substance abuse, or mental illness, the existence of which, in an individual or in a

relationship, hinders the ability of any party to negotiate safely, competently, and in good faith. Pursuant to these rules, the identification of these forms of impairment in a case is necessary to determine if mediation shall be required, and to insure that only parties having a present, undiminished ability to negotiate are directed by Court rule to mediate.

### 2. Subject Matter of Mediation

Court referred mediation will be limited to disputes involving child custody, visitation, removal, or other non-economic issues relating to the child or children, either prior to dissolution of a marriage or post-judgment.

Mediation may be ordered by the Court for resolving family law issues other than child custody, visitation, removal, or non-economic issues relating to the child or children only if the parties and their attorneys agree. For mediation of these other issues, the Court shall take into account the qualifications and professional background of the individual mediator appointed.

### 3. Pre-requisite to Mediation

For any county having an established parent education program, the parties referred to mediation by the Court shall complete the parent education program prior to starting mediation or as soon after starting mediation as the parent education program's schedule allows.

The mediator shall screen for the identification of cases that may be deemed as inappropriate for mediation under this rule, in that these cases contain some type of impairment as

defined under paragraph 1 (definitions).

4. Qualifications and Requirements of Dissolution Mediators

(a) Any person who meets the following criteria is eligible to serve as a mediator for the purposes of this Rule:

- (1) Satisfactory completion of 40 hour divorce mediation training program, approved by the Court. In addition, the applicant must have completed training specific to domestic violence, child abuse, substance abuse, and mental illness, which gives the applicant an understanding of the issues related to these impairments and one's ability to negotiate effectively when impacted by one or more of these impairments.
- (2) The applicant has been awarded a degree in law or a graduate degree in a field that includes the study of psychiatry, psychology, social work, human development, family counseling, or other behavioral science substantially related to marriage and family interpersonal relationships, or a related field otherwise approved by a Presiding Judge of the Family Court, or his or her designee.
- (3) Member in good standing in the professional organizations of his\her respective disciplines.
- (4) Proof of professional liability insurance which covers the mediation process.



- (5) Minimum of two years of work experience in their discipline or profession, or otherwise supervised by a qualified mediator.
  - (6) Maintains an office in the respective county where the Court is located, or unless otherwise allowed by the Presiding Judge of Family Court, or his or her designee.
  - (7) Prior to the passage of this Rule, all persons approved to act as mediators under any existing Court mediation program in this Circuit, shall continue to do so without further approval.
- (b) All persons meeting the requirements above who are interested in acting as a Court Appointed Mediator shall provide proof by way of affidavit which is supported by documentation of the aforesaid requirements to the Presiding Judges of the Family Court in each county of the 16th Circuit, or the person designated to receive such material in each county.
- (c) A periodic list shall be prepared by the Presiding Judges of the Family Court in each county of the 16th Circuit, or the person designated to keep such list in each county.
- (d) A mediator shall participate in six hours of continuing education every two years from programs approved by the Court, and be personally responsible for ongoing professional growth. A mediator is

encouraged to join with other mediators and members of related professions to promote mutual professional development.

- (e) The Court mediators may be required from time to time to attend specific training offered or sponsored by the Family Mediation Program, the Bar Associations, or other individuals or organizations.
- (f) A mediator shall mediate two low income cases as identified by the court, per year at a reduced fee.

**5. Referral Procedure**

- (a) **Kane County.** A mediator will be automatically assigned by the Clerk of the Circuit Court of Kane County on a rotating basis from the Kane County mediation list. This mediator will be assigned at the time of filing of a Petition by a party with minor children. A court status date will also be assigned which coincides with the KIDS Parent Education Program's status date.
- (b) **Other Counties.** Upon the Court's Order for the parties to participate in mediation, a mediator shall be assigned in accordance with the procedures established in that county, from the list of qualified mediators prepared by the Presiding Judge of Family Court or the person designated to prepare said list, and a 60 day hearing date shall be set for the status of the mediation process.
- (c) Judges assigned cases with child custody and/or

visitation issues may make the necessary findings to order mediation. The Court may also designate in its Order what percentage of the mediation fee should be paid by each party and/or whether the case should be considered a low income case.

- (d) Parties are not obligated to participate in the mediation process until ordered by the Court.
- (e) If the mediator appointed has any conflict of interest, another mediator shall be appointed by the Court from the list. If the mediator appointed on a designated low income case has already met his or her annual requirement for mediating low-income cases and cannot or does not wish to take another, and informs the Court, the Court shall appoint another mediator that has not reached the required quota or is willing to take low income cases in excess of two cases per year. The Presiding Judge of Family Court of every county or the person designated shall keep a record of low-income cases assigned to each mediator, to ensure fair distribution of these cases to all mediators.
- (f) At the status date, for parties who are participating in mediation, the mediator shall submit a report to the Court and the parties' legal counsel, which shall include information listed in this rule under the section entitled "Mediation Report".

## 6. Conflict of interest

- (a) **Conflicts of interest--Generally:** In order to avoid the appearance of impropriety, a mediator who has represented or has had a professional relationship with either party prior to the mediation may not mediate the dispute unless the prior relationship is fully disclosed to both parties and each party consents in writing to the participation of the mediator notwithstanding the prior relationship. A mediator who is a mental health professional shall not provide counseling or therapy to the parties during the mediation process. An attorney-mediator may not represent either party in any matter during the mediation process or in a dispute between the parties after the mediation process.
- (b) **Imputed Disqualification:** No mediator associated with a law firm or a counseling agency shall mediate a dispute when the mediator knows or reasonably should know that another attorney or counselor associated with that firm or agency would be prohibited from undertaking the mediation.
- (c) **Exception:** A therapist-mediator who would otherwise be disqualified from mediation as a result of imputed disqualification, may undertake the mediation only under the following circumstances:
- (1) There has been full disclosure to both parties

about the conflict of interest and the imputed disqualification of the mediator, including the extent to which information is shared by personnel within the agency; and

(2) Both parties consent to the mediation in writing.

#### 7. Exclusionary Rule

The mediator shall be barred from testifying as to confidential mediation issues, and mediation records shall not be subpoenaed in any proceeding except by leave of the Court for good cause shown.

#### 8. Orientation Session

At the orientation session, a mediator shall inform the parties of the following:

- (a) Neither therapy nor marriage counseling are part of the mediator's function.
- (b) No legal advice will be given by the mediator.
- (c) An attorney-mediator will not act as an attorney for either or both parties and no attorney-client relationship will be formed. Thus the attorney-client privilege will not apply.
- (d) The rules pertaining to confidentiality, as outlined in Section 7.
- (e) The Basis for termination of mediation, as outlined in Section 10.
- (f) The proposed resolution of the mediated issues will be documented in a written summary. This summary will

form the basis of the formal mediated agreement presented to the Court for approval.

- (g) Each party shall be strongly encouraged to obtain independent legal counsel to assist and advise him or her throughout the mediation.
- (h) Legal counsel for either party will not be present at any mediation session without the agreement of the parties and the mediator.

#### 9. The Mediation Process

**Agreement to Mediate.** At the initial session the mediator shall provide the parties with a written agreement outlining the guidelines under which mediation shall occur and the expectations of the parties and mediator. This initial agreement shall include at a minimum, all of the foregoing information in paragraph 8. Either or both of the parties shall be permitted to consult their respective legal counsel before executing this agreement.

The mediator shall assess the ability and willingness of the parties to mediate at the orientation session and throughout the process, and shall advise the parties in the event case is inappropriate for mediation.

#### 10. Termination of Mediation

The Parties shall attend mediation until such time as the parties reach an agreement on the issues or the mediator or the Court suspends or terminates mediation. The mediator shall immediately advise the Court in writing if he or she suspends or

terminates mediation or in the event that either or both parties fail to comply with the terms of this paragraph.

11. Mediation Report

- (a) The report to the Court shall state the following:
- (1) Whether an agreement has been reached by the parties and a summary of that Agreement.
  - (2) The number and duration of sessions conducted to date.
  - (3) The fee charged, whether that fee has been paid in full, and if not, the outstanding amount owed. For an outstanding amount owed, the Court may direct the parties to pay said amount and establish what percentage should be paid by each party.
  - (4) Whether the parties have reviewed the summary of agreement.
  - (5) Whether any additional mediation sessions are recommended, based on the likelihood of success.
  - (6) Other relevant information not considered confidential under this Rule.
- (b) In the event an agreement is reached on any of the issues, the mediator shall supply a written summary of the agreement to counsel and the Court and the same shall be included in any order or judgement disposing of the dispute.
- (c) In the event an agreement is not reached on all issues,

the mediator shall identify to the Court and counsel the issues remaining unresolved.

(d) The mediator shall advise the court as to the time necessary for the completion of the mediation process.

It shall be within the Court's discretion to extend mediation after the 60 day status date.

(e) Only written discovery shall be allowed until mediation is terminated by order of court.

#### 12. Payment of Fees

The mediation fee may be no higher than One Hundred Twenty Five Dollars (\$125) per hour. An advance deposit of Three Hundred Dollars (\$300) shall be paid by a date set by the court. Such deposit shall be applied to services rendered on behalf of the parties. Services rendered shall include, but not be limited to, time spent in mediation sessions with the parties, telephone conferences, correspondence, consultations with attorneys or expert consultants, preparation of the mediator's report, and any other work performed by the mediator on behalf of the parties. If the mediator so desires, the parties may be required to pay for individual sessions at the time of each session and the deposit may be applied exclusively to time spent in service to the parties outside of the individual mediation sessions. All additional fees beyond this deposit shall be paid as required by the mediator. In the event payments are not made as agreed by the mediator and the parties, the mediation process may be suspended by the mediator pending compliance.



13. Statistics

(a) **Kane County.** The director of the KIDS Parent Education program or a designee will be responsible for all statistical data. Data shall include the number of cases referred to mediation, the number of low-income cases referred, the outcome of cases, and the number and duration of sessions per case.

Entered this 12th day of July, 1994



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Gene Nottolini  
Chief Judge

94 MR 1

GENERAL ORDER 94-12

Pursuant to Ch. 34 Sec. 3-4001 et seq. and the applicable Supreme Court Rules, it is hereby ordered as follows:

There being a vacancy in the office of Kane County Public Defender, Attorney Regina Harris is hereby appointed Interim Public Defender until the selection of a permanent Kane County Public Defender is made pursuant to Ch. 34 Sec. 3-4001.

This order shall take effect on August 31, 1994.



Gene Nottolini  
Chief Judge

FILED 02  
SEP 1 9 45 AM '94  
CLERK OF COURT  
KANE COUNTY, ILL.

GENERAL ORDER 94-11

FILED  
JUL 26 11 45 AM '95

IT IS HEREBY ORDERED THAT:

A. The Circuit Court for the Sixteenth Judicial Circuit, State of Illinois, shall adjourn, and the office of the Clerk of the Circuit Court of the counties of Kane, Kendall and DeKalb, shall be closed on the following legal holidays for the year 1995.

<u>HOLIDAY</u>	<u>OBSERVED ON</u>
New Year's Day	Monday, January 2
Martin Luther King Jr. Day	Monday, January 16
Lincoln's Birthday	Monday, February 13
Washington's Birthday	Monday, February 20
Casimir Pulaski Birthday	Monday, March 6
Spring Holiday	Friday, April 14
Memorial Day	Monday, May 29
Independence Day	Tuesday, July 4
Labor Day	Monday, September 4
Columbus Day	Monday, October 9
Veteran's Day	Friday, November 10
Thanksgiving Day	Thursday, November 23
Day after Thanksgiving	Friday, November 24
Christmas Day	Monday, December 25
New Years Day - 1995	Monday, January 1, 1995

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

ENTER this 25 day of July, 1994.

True copy of the original on file in my office  
 filed to the 26 day of July, 1995

*Jan Carlson*  
 Clerk of the Circuit Court  
 Kane County, Illinois


*Debra J. ...*  
 Deputy Clerk

*Gene Nottolini*  
 Gene Nottolini, Chief Judge  
 Sixteenth Judicial Circuit

APPOINTMENT OF PER DIEM COURT REPORTER

Pursuant to 705 ILCS 70/4 the following individual is hereby appointed as a per diem Court Reporter for the Sixteenth Judicial Circuit: **JENNIFER CAMPBELL.**

ENTER this 17 day of May, 1994.



Gene Nottolini, Chief Judge  
Sixteenth Judicial Circuit

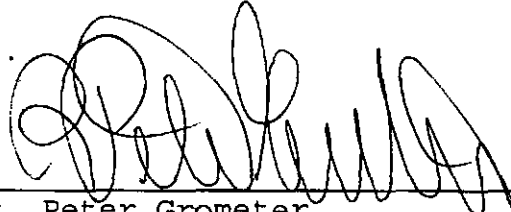
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MAY 19 2 57 PM '94  
CLERK OF COURT  
JAMES COUNTY, IL

GENERAL ORDER 94-9

WHEREAS, presently in the Circuit Court of the Sixteenth Judicial Circuit, Kane County, Illinois, there are two court reporters on maternity leave, the Civil Division and the Family Division will receive one less court reporter for the weeks of May 9 and May 16, 1994.

WHEREAS, Presiding Judge Patrick J. Dixon, of the Civil Division, and Presiding Judge Donald J. Fabian, of the Family Division will allocate the remaining court reporters for their divisions.

ENTER this 4th day of May, 1994.



R. Peter Grometer  
Acting Chief Judge

FILED 05  
ENTERED  
MAY 4 9 44 AM '94  
DONALD J. FABIAN  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

94MR1

GENERAL ORDER 94-8

Section One:

WHEREAS, the Hispanic population in Kane County has increased in size by a significant amount in the last decade, and

WHEREAS, the Elgin Police Department, funded by a state grant from the Illinois Department of Transportation, has developed a Hispanic Outreach Program called "EL PROTECTOR"; and

WHEREAS, the primary objective, of the program is to inform the Hispanic population of the hazards of impaired driving, increased awareness of seatbelt/child restraint laws, and promote traffic safety through education in the Spanish language.

FILED 86  
ENTERED  
APR 8 9 10 AM '94  
CHARLSON  
CLERK  
KANE COUNTY, IL

Section Two:

THEREFORE, IT IS HEREBY ORDERED, that with the concurrence of the Circuit Judges, The "EL PROTECTOR" Program be accepted as a sentencing alternative and that any sitting Judge of the Sixteenth Judicial Circuit may require the attendance of this program by any defendant as a condition of a sentence as ordered by the court.

Section Three:

IT IS FURTHER ORDERED, that this order becomes effective April 11, 1994.

ENTER this 7 day of April, 1994.

*Gene Nottolini*  
\_\_\_\_\_  
Gene Nottolini  
Chief Judge

GENERAL ORDER 94-7

Section One: Pursuant to Chapter 625, Section 5/3-707, Illinois Compiled Statutes, "The Chief Judge of each Circuit may designate an officer of the court to review the documentation demonstrating that at the time of arrest the motor vehicle was covered by a liability insurance policy in accordance with Section 7-601 of this code."

Section Two: In accordance with 625 ILCS 5/2-707 the elected Circuit Clerk of the Court, Jan Carlson, is hereby designated as the Court Officer authorized to review the documents required to implement this law in Kane County, Sixteenth Judicial Circuit, Illinois.


Section Three: The elected Circuit Clerk, of Kane County, Illinois, Jan Carlson, is hereby authorized to designate specific Deputy Clerks of his staff to act on his behalf in this matter.

Section Four: Upon the presentation of the proper documentation, by the defendant, the elected Circuit Clerk or his designee shall dispose of this case by the order of, "Dismiss with leave to reinstate".

Section Five: The procedure described herein may be adopted in the other counties, Kendall and DeKalb, of the Sixteenth Judicial Circuit upon the approval and designation of the Presiding Judge of that County.

Section Six: This Order becomes effective April 1, 1994.

ENTER this 21st day of March, 1994.

  
Gene Nottolini  
Chief Judge

FILED 05  
ENTERED 05  
APR 21 2 32 PM '94  
JAN CARLSON  
CIRCUIT CLERK  
KANE COUNTY, IL

GENERAL ORDER 94-6

Pursuant to the provisions of Ch. 725 of the Illinois Compiled Statutes, Sections 5/108 A-1 and 5/108 B-1, Associate Judges F. Keith Brown and Donald C. Hudson, are hereby assigned the power and authority to issue orders authorizing or approving the use of eavesdropping devices and to enter orders authorizing interceptions of private oral communications.

The authority granted to Judges Brown and Hudson, pursuant to his order shall remain in full force and effect until further order.

ENTER this 24 day of Feb, 1994.

Gene Nottolini  
Gene Nottolini  
Chief Circuit Judge

FILED 05  
FEB 24 2 21 PM '94



94 MRI

GENERAL ORDER 94-5  
Revising General Order 93-1

Section One: Pursuant to Chapter 38, Section 1005-6-3, subsection 15(i), Illinois Revised Statutes all defendants sentenced in Kane County, Sixteenth Judicial Circuit to a period of conditional discharge, shall be monitored by the Adult Court Services Department.

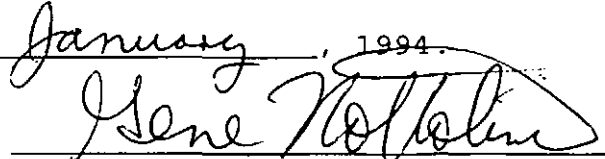
Section Two: The presiding judges of Kendall and DeKalb Counties, may in their discretion order defendants sentenced in their counties to a period of conditional discharge to be monitored in the same fashion.

Section Three: In those counties monitoring persons sentenced to a period of conditional discharge, Adult Court Services shall assign personnel to interview the defendant, gather appropriate information from the defendant, make referrals to other agencies where appropriate, conduct a criminal history check at mid-point of the sentence, and conduct a criminal history check at the end of the sentence.

Section Four: Prior to termination of a defendant from conditional discharge, Adult Court Services personnel shall meet with the defendants sentenced to conditional discharge to verify that all terms have been met. If all conditions have been complied with, the court file shall be terminated and closed. In cases where there has been non-compliance by defendants, Adult Court Services personnel shall draft a letter or form to the State's Attorney of the County notifying the office of the defendants non-compliance with the terms and conditions of conditional discharge. A final written report on all cases will be filed by Adult Court Services with the Circuit Clerk in the court file and a copy shall be delivered to the State's Attorney.

Section Five: The Clerk of the Circuit Court shall collect from defendants sentenced to conditional discharge a fee of \$50.00 on each conditional discharge case and for each year or part thereof that the defendant is serving on the conditional discharge sentence, unless otherwise ordered by the Court. Fees collected by the Clerk shall be deposited into the Probation Services Fund, Account #067. Judges sentencing defendants to conditional discharge may assess a fee of less than \$50.00, depending on ability to pay, which amount shall be collected and disbursed by the Clerk in the manner and form provided for herein.

Section Six: This Order shall take effect February 1, 1994.

ENTER this 19th day of January, 1994.  
  
Gene Nottolini, Chief Judge

FILED  
JAN 19 1994  
CLERK OF CIRCUIT COURT  
KANE COUNTY, ILLINOIS

GENERAL ORDER 94-4  
Revised from General Order 92-10

FILED 05  
MAY 19 3 26 PM '94  
CLERK OF COURT  
KANE COUNTY, ILL.

Section 1.

WHEREAS, there are pending in the courts of Kane County hundreds of Petitions for Dissolution of Marriage, with approximately 60% of those involving children under the age of 18 years of age; and,

WHEREAS, there are pending in the courts of Kane County hundreds of post dissolution actions, with the vast majority involving custody, visitation, non-payment of support and maintenance orders, and modification of same; and,

WHEREAS, these petitions and post dissolution actions are creating considerable congestion in the Family Court of Kane County; and,

WHEREAS, pre-dissolution and post-dissolution arguing and manipulating of the parents by minor children and participation by those children in those proceedings has a detrimental effect on the emotional well being and health of those children; and,

WHEREAS, the court believes that participation in parent education workshops by the parties to pre and post-dissolution proceedings will assist them in avoiding those common problems depicted therein, and thereby benefit the parties, more particularly their children, and incidently the courts by reducing litigated issues and pre and post-dissolution actions; and

By reason of the vote of the Circuit Judges of the Sixteenth Judicial Circuit local rules previously adopted are amended in the following respect:

ARTICLE FIFTEEN: DOMESTIC RELATIONS is hereby amended by adding Rule 15.23 as follows: "KIDS" PARENT EDUCATION PROGRAM

1. There is created in the Sixteenth Judicial Circuit, Kane County, Illinois a program to be known as "Kids" Parent Education Program or Kids in a Divorcing Society Parent Education Program.

2. In all cases involving custody or visitation of minor children in the Family Court whether pre or post-dissolution actions, the parties shall be required to attend the Kane County Kids Parent Education Program prior to entry of a final judgment disposing of the case. Upon good cause shown, the court may exempt any party from attendance at said program.

3. The judge shall order one or both of the parties to pay the costs attendant thereto. Fees for attendance by the parties shall be set by the presiding judge of Family Court. A

the costs attendant thereto. Fees for attendance by the parties shall be set by the presiding judge of Family Court. A rescheduling fee of \$15.00 will be charged following the second and all subsequent reschedulings of program dates. The Circuit Clerk's \$25.00 returned check fee applies to payment for the program.

4. In the event there remains a pre or post-dissolution dispute over custody or visitation of minor children the case remains subject to mediation as set forth in Local Rule 15.22.

SECTION 2.

The effective date of this order shall be set by the presiding judge of Family Court.

SECTION 3.

The presiding judges of Kendall and DeKalb Counties may implement a "Kids" Program in their counties at their option.

ENTER this 19<sup>th</sup> day of January, 1994.

  
\_\_\_\_\_  
Gene Nottolini  
Chief Circuit Judge

GENERAL ORDER 94-3


IT IS HEREBY ORDERED THAT:

Section 1. Pursuant to Ch. 10, Sect. 6-21 of the Illinois Revised Statutes, the Court being advised that the term of Emma Carreon as a member of the Board of Election Commissioners of the City of Aurora, Kane County, Illinois does expire on the first day of December, 1993 and it appearing that said Emma Carreon has performed the duties of her office since her appointment as a member of the said Election Commission in a lawful and proper manner, and continues to be a member of one of the two leading political parties of the State of Illinois, the court hereby reappoints Emma Carreon as a member of said Election Commission for a period of three (3) years from and after the expiration of her term, and until her successor is appointed.

Section 2. The said Emma Carreon shall take her seat on such Board immediately upon filing the oath and bond as set forth in Section 6-24 of Ch. 10 of the Illinois Revised Statutes.

Section 3. This order shall take effect December 1, 1993.

ENTER this 1st day of dec, A.D., 1993.

  
Gene L. Nottolini  
Chief Circuit Judge

FILED  
ENTERED  
JAN 11 10 53 AM '93  
CLERK OF COURT  
KANE COUNTY, ILL.

GENERAL ORDER 94-2

IT IS ORDERED AS FOLLOWS:

**Section One:** Pursuant to the vote of the Circuit Judges of the Sixteenth Judicial Circuit, County of Kane, those persons hereinafter named are appointed and are authorized to appear in court on behalf of those defendants to whom they are from time to time assigned by order of court.

**Section Two:** Those persons herein designated as back-up counsel may appear in place of the designated court appointed counsel when the circumstances confronting appointed counsel may deem necessary.


**Section Three:** Those persons as court appointed counsel together with the indication of their back-up counsel, are as follows:

A. Carole Grahn-Hayes	--	Matthew Fuesting William Parkhurst
B. Shari Clancy Bertane	--	Josette Skelnik Mike Kalland
C. Kevin Busch	--	Joe Voiland Kathleen Colton
D. David Kliment	--	Vince Argento Claudia Kliment
E. Kathleen Colton	--	Stephen Wilson Gregory Brown
F. William Parkhurst	--	James R. Wyer Carole Grahn-Hayes

**Section Four:** Appointed counsel shall serve a term of one year unless they are removed, and shall serve upon the conditions and terms set forth in Kane County Board Resolution 93-14, pursuant to the Code of Professional Conduct and pursuant to Chapter 34, Section 3-4006.

**Section Five:** This Order supersedes General Order 92-26 and is effective January 5, 1994.

Enter this 5<sup>th</sup> day of January, 1994.

  
Gene Nottolini  
Chief Judge

GENERAL ORDER 94-1

**Section One:** Effective March 1, 1994, the Traffic and Misdemeanor court call for the City of Elburn, shall be transferred from the Aurora Branch Court to Courtroom CR 209 at the Kane County Judicial Center, located at 37W777 Rt. 39, St. Charles, Illinois, 60175.

**Section Two:** Said court call shall be heard on the second and fourth Friday morning of each month beginning Friday, March 11, 1994 at 9:30 a.m.

ENTER this 5<sup>th</sup> day of January, 1994.

  
\_\_\_\_\_  
Gene Nottolini  
Chief Judge

FILED  
ENTERED  
JAN 5 1 41 PM '94  
KANE COUNTY, ILL.

93 MK 1

STATE OF ILLINOIS  
COUNTY OF KANE

RESOLUTION NO 93-250

RESOLUTION FOR SOFTWARE UPGRADES

SEP 15 1993  
FILED  
CLERK

WHEREAS, the Clerk of the Circuit Court of Kane County is required by law to maintain accurate records of money judgments in all civil court cases; and

WHEREAS, the current software, CV1 Civil Case Management System has shortcomings that must be dealt with manually in order to maintain these records; and

WHEREAS, the volume of these records has increased to a level that makes the labor intensive manual process impractical and not cost effect; and

WHEREAS, it has been determined that certain required elements of data can be kept and maintained electronically on the CV1 system that will eliminate this situation; and

WHEREAS, Vanguard Management and Information Systems, Inc., Orlando, Florida is currently under contract with the 16th Judicial Circuit to provide on-going maintenance and enhancements to the CV1 System; and

WHEREAS, that the Chief Judge of the 16th Judicial Circuit has entered into a contract with Vanguard Management and Information Systems, Inc. for the installation of the required software upgrades for the contractual agreement made between the Chief Judge, Vanguard Management and Information Systems, Inc. and the Clerk of the Circuit Court of Kane County;

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman of the Board is hereby authorized to sign a contract on behalf of the Clerk of the Circuit Court of Kane County with Vanguard Management and Information Systems, Inc. for the installation and required software upgrades per the contractual agreement made between the Chief Judge of the 16th Judicial Circuit and the Clerk of the Circuit Court of Kane County;

BE IT FURTHER RESOLVED that the funds for said contract in the amount of \$20,254.00 shall be paid from the Kane County Court Automation Fund 062, line item 707 Computer Software.

Passed by the Kane County Board on September 14, 1993

Lorraine P. Sava  
Clerk, County Board  
Kane County, Illinois

Warren Kammert, Jr.  
Chairman, County Board  
Kane County, Illinois

9SOFTWARE.2pg


STATE OF ILLINOIS  
COUNTY OF KANE

DATE SEP 15 1993

I, Lorraine P. Sava, Kane County Clerk and Keeper of the Records in Kane County, Illinois do hereby certify that the attached is a true and correct copy of the original record on file.

In witness thereof, I have hereunto set my hand and affixed the Seal of the County of Kane at my office in Geneva, Illinois.

Lorraine P. Sava  
Lorraine P. Sava, Kane County Clerk



## PROJECT AGREEMENT

between

THE COURTS OF THE SIXTEENTH JUDICIAL CIRCUIT  
STATE OF ILLINOIS

and

VANGUARD MANAGEMENT & INFORMATION SYSTEMS, INC.

--- o O o ---

This Project Agreement is made effective on July \_\_\_\_\_, 1993 between the courts of the Sixteenth Judicial Circuit; to wit the counties of Kane, DeKalb and Kendall, State of Illinois ("*Circuit Court*") and Vanguard Management & Information Systems, Inc. ("*Vanguard*").

1. This Project Agreement sets forth terms and conditions for delivery of custom software alterations and related services and is formally referenced as the "Project Agreement re. Civil Judgment Book Accommodations 1993". Within this document it shall be cited as the "*CV1 Judgment Book Agreement*".
2. The CV1 Judgment Book Agreement provides for design, development, installation and training services for new civil case management functionality to be provided in compliance with license terms and conditions enumerated in applicable Circuit Court agreements. Vanguard will deliver the software and services set forth in Attachment "A" hereto [**Scope of Work**] to the Circuit Court in the Sixteenth Circuit, State of Illinois.
3. The software and labors delivered hereunder are acknowledged to be "Incremental Services" not accommodated within existing accords and as such delivered pursuant to an automation "*Support Agreement*" executed by the Circuit Court and Vanguard having a commencement date of December 1, 1989; and extended through November 30, 1993.
4. Vanguard shall supply the software and perform the services set forth in Attachment "A" [**Scope of Work**] and shall deliver such software and services in accordance with Attachment "B" [**Delivery & Fee Schedule**].
5. The Circuit Court shall pay Vanguard a total of **\$20,254** for software and services in accordance with Attachment "C" [**Payment Schedule**] attached hereto. The payments include costs associated with travel and subsistence for Vanguard personnel in performance of the analysis, installation and training services to be delivered on-site in Geneva, Illinois.



## CV1 JUDGMENT BOOK PROJECT AGREEMENT

### - ATTACHMENT "A" -

#### SCOPE OF WORK

PARTIES: COURTS OF THE 16TH JUDICIAL CIRCUIT - STATE OF ILLINOIS  
VANGUARD MANAGEMENT & INFORMATION SYSTEMS, INC.

#### *Activity I* VMIS On-Site Analysis

- A. Vanguard will perform an analysis of circuit judgment book posting and index procedures via an examination of current routines in Geneva, Illinois. The Vanguard evaluation shall include interviews with each Circuit Clerk in the circuit. Additional interviews will be conducted with key supervisory personnel. Vanguard shall engage in hands-on examination of current methodologies employed in maintaining judgment records. The examination and analysis performed in this activity shall be by Vanguard staff experienced with CV1 and Illinois case management standards.
- B. Vanguard will deliver a new CV1 module which will enable the appropriate Circuit Clerk personnel to 1] prepare indices for delivery to a third party in a generally accessible format;\*2] permit the generation of judgment page inserts; 3] provide basic "ad hoc" report capabilities; 4] Capture data necessary to record judgment and satisfactions whenever they might occur.

\* Such as ASCII for use with PC based software.

#### *Activity II* Technical Design & Software Development

- A. Vanguard will prepare and submit a design specification using input received from management in the several Circuit Clerk offices and with assistance from data processing professional staff in the Justice Tier, Kane County Data Processing, Geneva, Illinois.
- B. VMIS technical staff shall be available to support custom modifications installation and for validation operations. Further, Vanguard data processing staff shall support the formal training effort delivered as Activity IV herein. The 16th Circuit shall facilitate training and installation activities by its coordination of computer access in the Information Services Department, Kane County Government Center.

**Activity III Installation - Technical Support Services**

- A. Vanguard will install the custom CV1 judgment book source code and any necessary user code table modifications at the Kane County Data Processing Center in Geneva, Illinois.
- B. VMIS Technical Staff shall provide sixteen (16) hours on site in Geneva to install the custom module and perform validation operations.
- C. The 16th Circuit shall facilitate installation activities by coordinating access to resources in the Information Services Department, Kane County Government Center.

**Activity IV Training**

- A. Vanguard will prepare a plan of instruction to include media (i.e. screen projections and overhead slides, training aids, handouts and other instructional materials).
- B. A training block consisting of eight (8) person hours of on-site instruction in Geneva to no more than four (4) management and/or key supervisory staff detailing proper utilization of the delivered software including system setup, coding, report definition, document generation operations and administrative responsibilities associated with the maintenance of the CV1 Judgment Book Module. Instruction shall be delivered by Vanguard with support provided by the Data Processing Department in the Kane County Government Center.
- C. The 16th Circuit shall facilitate training activities by coordinating access to resources in the Information Services Department, Kane County Government Center.

**Activity V Complete Modification Testing - User Documentation**

- A. Vanguard will validate and test the installed Judgment Book module to insure that it will execute error free. The new code delivered is to be fully integrated with CV1 and shall be supported thereafter under existing Vanguard/16th Circuit Support Agreements. Vanguard shall coordinate testing efforts with the Kane County Data Processing Center in Geneva, Illinois.
- B. A documentation addendum which details the design and proper utilization of the Judgment Book Module shall be promulgated for insertion into the CV1 Planning Guide.

**CV1 JUDGMENT BOOK PROJECT AGREEMENT**

**- ATTACHMENT "B" -**

**FEE & DELIVERY SCHEDULE**

COURTS OF THE 16TH JUDICIAL CIRCUIT - STATE OF ILLINOIS  
PARTIES:  
VANGUARD MANAGEMENT & INFORMATION SYSTEMS, INC.

This table presents a breakout of deliverables for CV1 Judgment Book functionality contracted by the 16th Circuit. The total fees assessed for software and services is:

**\$20,254.<sup>00</sup>**

In this attachment Vanguard has attempted to present "*projected*" delivery dates for each "Activity" enumerated in Attachment "A". Actual dates may vary.

*Activity I*      **VMIS Analysis**

Analysis Period: August 1 through 27, 1993  
On-Site Analysis: August 23 through 25, 1993

*Activity II*      **Technical Design & Software Development**

Anticipated Dates: August 30, 1993 through September October 1, 1993

*Activity III*      **Installation/Technical Support**

Judgment Module Installation Dates: October 4 & 5, 1993  
On-Site Technical Support: October 4 - 6, 1993  
On-going Technical Support October 11 through October 29, 1993

*Activity IV*      **Formal Training**

Anticipated Delivery Date: October 6, 1993

*Activity V*      **Complete Modification Testing - User Documentation**

Anticipated Delivery Date: November 1, 1993

**CV1 JUDGMENT BOOK PROJECT AGREEMENT**

**- ATTACHMENT "C" -**

**AGREEMENT PAYMENT SCHEDULE**

COURTS OF THE 16TH JUDICIAL CIRCUIT - STATE OF ILLINOIS  
PARTIES:  
VANGUARD MANAGEMENT & INFORMATION SYSTEMS, INC.

Fees and Costs for Software, Services and Travel shall be invoiced pursuant to this Attachment "C" and Payment of Invoices shall be in full and in accordance with terms of this Project Agreement.

The Total Contract Amount Herein is **\$20,254.<sup>00</sup>**

The Schedule for Payments is as follows:

<u>SEQUENCE</u>	<u>DESCRIPTION OF EVENT</u>	<u>PAYMENT AMOUNT</u>
<i>Payment #1</i>	<i>Contract Award</i>	85% of Total (\$17,216.00)
<i>Payment #2</i>	<i>Completion of Activity III</i>	15% of Total (\$ 3,038.00)

***TRAVEL & INCREMENTAL EXPENSE***

Travel and subsistence expenses are being assumed by Vanguard as part of the "fixed price" character of this project agreement. Should additional travel be requested by the Circuit Court, the money amounts associated with such travel shall be considered incremental costs and will be the responsibility of the Courts of the Sixteenth Circuit.

6. The Circuit Court agrees to protect any software delivered by Vanguard that is proprietary as set forth in the VESAC License and Maintenance Agreement and the License Agreement for the Civil Case Management System (CV1).

7. Nothing in this agreement shall be construed so as to require Vanguard to perform custom programming, computer consulting or instructional services beyond that specified in Attachment "A". Should the parties agree that Vanguard will undertake additional programming or consulting it will be done by separate attachment to this CV1 Judgment Book Project Agreement or, in the alternative, by a new project agreement which will be independent as is this one, and in no way will the CV1 Judgment Book Project Agreement and any new agreement depend on each other for performance.

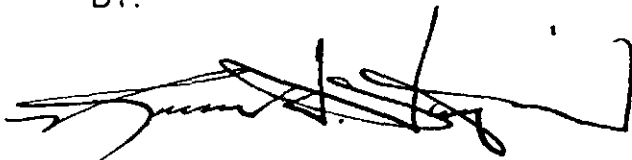
8. This "Project Agreement re. Civil Judgment Book Accommodations 1993" represents the entire understanding between the parties and supersedes all prior representations, negotiations, or agreements whether written or oral.

IN WITNESS WHEREOF, the parties hereto acknowledge that the terms hereof are made pursuant to and implement the terms of the Support Agreement between the parties; and that the Support Agreement together with the provisions of this CV1 Judgment Book Agreement - with Attachments "A", "B", and "C"- shall govern the relations between the Circuit Court and Vanguard with respect to the software and services being provided.

Accepted and Agreed to this 15<sup>TH</sup> <sup>SEPT.</sup> day of ~~July~~, 1993.

VANGUARD MANAGEMENT &  
INFORMATION SYSTEMS, INC.

BY:



Ronald D. Warfield, President

CIRCUIT COURT 16th JUDICIAL CIRCUIT  
GENEVA, ILLINOIS

BY:



Honorable Gene Nottolini, Chief Judge

CLERK OF THE CIRCUIT COURT  
KANE COUNTY, ILLINOIS

BY:



Honorable Jan Carlson, Circuit Clerk

In the Supreme Court of the State of Illinois

State of Illinois )  
City of Springfield )

Judicial Assignment Order  
Intercircuit Assignments

On the request of Chief Judge Gene L. Nottolini that Associate Judge  
Martin D. Hill of the 15th Judicial Circuit, Lee County, be  
assigned to hold court in the Circuit Court of the 16th Judicial Circuit, Kane  
County, for the period indicated below:

Week beginning October 4, 1993

And the Supreme Court having determined that the public necessary so requires:

IT IS ORDERED that the above named judge is hereby so assigned to serve for the period indicated.

Dated this 21st day of September, 19 93

*Gene L. Nottolini*

Chief Justice, Supreme Court of Illinois

*Robert E. Davis*

Director

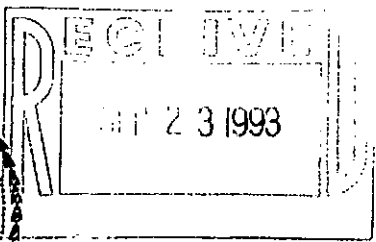
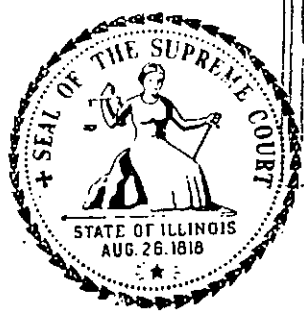
Administrative Office of the Illinois Courts

Juleann Hornyak, Clerk of the Supreme Court of the State of Illinois, and keeper of the records, files and Seal thereof, do hereby certify the foregoing to be a true copy of an Assignment Order filed in this office on the 21st day of September, 19 93.

*Juleann Hornyak*

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the Seal of said Court this

21 day of September, 19 93



urt of the State of Illinois

93MR1

GENERAL ORDER 93-18

APPOINTMENT OF COURT REPORTER

Pursuant to Illinois Revised Statutes, Chapter 37, Paragraph 654, the following person is hereby appointed as an Official Court Reporter for the Sixteenth Judicial Circuit, commencing December 13, 1993.

PAULA QUETSCH

ENTER this 17th day of December, 1993.

Gene Nottolini  
Gene Nottolini  
Chief Circuit Judge

FILED 95  
ENTER  
DEC 10 2 11 PM '93  
JUDICIAL CIRCUIT CLERK  
KANE COUNTY, IL

Post  
xc: All Supervisors

NOV 29 1993  
NOV 29 1993

GENERAL ORDER 93-17

IT IS HEREBY ORDERED THAT:

Section 1: General Order 91-13 remains effective and this order relates to the new Judicial Center located at 37W777 Route 38, St. Charles, Illinois, 60175.

Section 2: As to all places in which the court conducts business as a court of law or chancery, there is reserved to the court, upon direction of the judge presiding in such court, the right to order or direct a search by reasonable and lawful means available of any person and their property entering a court location.

If such a search is directed and there is thereby discovered any weapon listed as a dangerous weapon under ILCS720 Paragraph 5/33A-1, such weapon shall be subject to immediate seizure by the personnel authorized to conduct the search.

Where appropriate materials seized may be returned to the owner upon his or her departure from the court building.

Any material seized and not returned to the owner or person from whom taken after thirty days shall be delivered to the Kane County Sheriff to be destroyed or used in a display of weapons seized or for other educational purposes deemed appropriate by the Sheriff.

The owner of the material seized or the person from whom the material was taken, in those cases where the material is not returned shall be informed that he or she may within thirty (30) days petition the court for return of said materials. He or she shall be informed that failure to file such petition within the time specified shall result in a forfeiture of the material.

Section 3: As to all court locations in Kane County, in addition to the procedures in Section 2, the following search procedures shall be employed at all court locations equipped with metal detectors and/or x-ray screening devices:

A. All persons entering court locations in Kane County employing metal detectors and/or x-ray screening devices shall be required to pass through a metal detector and all packages, brief cases, files, boxes, backpacks, purses and the like shall be caused to pass through the x-ray screening device.

B. A person who activates the metal detector may be denied entry to the court facility without further questioning or search. A person whose package, briefcase, file, boxes, backpacks, purses and the like, upon passing through the x-ray screening device, discloses suspicious objects may be denied entry without further questioning or search.

87



C. A person who activates the metal detector may be permitted to pass through the detector a second time after removing all metal objects. If upon entering the detector a second time, a person activates the detector, that person shall not be permitted to enter that court facility unless the person consents to a patdown search and the officer authorized to conduct the search is satisfied that there is no weapon or dangerous material present.

D. A person whose package, briefcase, file, box, backpacks, purse or the like contains suspicious objects upon passing through the x-ray screening device may submit such items for inspection by the officer authorized to conduct such inspection. If such officer is satisfied there is no weapon or dangerous material present, the person may proceed to enter the court facility.

E. All packages, briefcases, files, boxes, backpacks, purses and the like are subject to search for dangerous materials at the time of screening or as deemed necessary by authorized security officers; but in not event may printed documents be examined.

Section 4: In furtherance of the protection of the public and those working in the Kane County Judicial Center located at 37W777 Route 38, St. Charles, Illinois, the following additional procedures shall be implemented upon the effective date of this Order:

A. All court staff and public shall enter the Judicial Center through the main front entrance.

B. All persons entering the Judicial Center located at 37W777 Route 38, St. Charles, Illinois, lawfully carrying a weapon, including sworn police officers, deputies, investigators and the like, shall check their weapons at the time of entry with designated court security personnel who shall secure said weapons in a professional weapons locker located in the Judicial Center. Weapons will be returned by court security personnel at the time the person depositing the weapon leaves the court building. Weapons being brought into the courthouse by an authorized police agency for use as evidence are not subject to this provision of this order.

C. Public access shall be from 8:00 a.m. to 4:30 p.m., except for scheduled education programs or Probation appointments or matters extended by order of court.

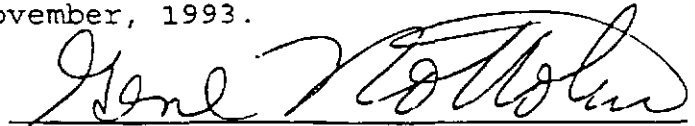
D. If a courtroom is in session after the regular court hours set forth herein, the bailiff/security officer assigned to that court shall contact building maintenance to insure proper lighting of all necessary hallways and staircases.

E. The Sheriff's Department commander of courthouse

security shall daily require his or her staff to check with all judges regarding the need for security after 4:30 p.m. and assign staff as necessary.

Section 5: The terms and conditions of this Order shall be effective November 18, 1993.

ENTER this 18<sup>th</sup> day of November, 1993.

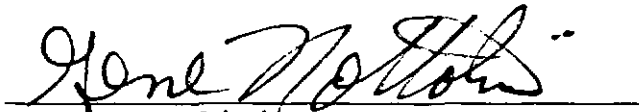


Gene Nottolini  
Chief Circuit Judge

GENERAL ORDER 93-16

IT IS HEREBY ORDERED that as a result of the move of the court facilities from the Kane County Courthouse, located at 100 South Third Street, and Family Court located at 210 South Sixth Street, Geneva, Illinois, to the Kane County Judicial Center, all courts except the Aurora and Elgin Branch Courts, and the Elgin Mental Health Call will be closed on Friday, October 1, 1993 and Monday, October 4, 1993. Any court related business or filings will be heard on the next business day, Tuesday, October 5, 1993.

ENTER this 28 day of September, 1993.

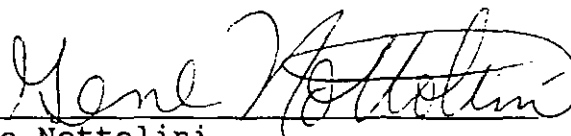
  
Gene Nottolini  
Chief Circuit Judge

FILED 05  
SEP 30 11 47 AM '93  
KANE COUNTY, ILL.

GENERAL 93-15

IT IS HEREBY ORDERED that Judge R. Peter Grometer is appointed Presiding Judge of the Kane County Courthouse, 100 South Third Street, Geneva, Il. 60134, as of October 5, 1993.

ENTER this 29th day of September, 1993.

  
Gene Nottolini  
Chief Circuit Judge

SEP 30 11 47 AM 1993  
KANE COUNTY, ILL.



GENERAL ORDER # 93-13  
REVISED ORDER

FILED  
ENTERED  
JUL 19 10 54 AM '93  
Circuit Court of Kane County, Illinois

IT IS HEREBY ORDERED THAT:

A. The Circuit Court for the Sixteenth Judicial Circuit, State of Illinois, shall adjourn, and the office of the Clerk of the Circuit Court of the counties of Kane, Kendall and DeKalb, shall be closed on the following legal holidays for the year 1994.

HOLIDAY

OBSERVED ON

New Year's Day (Observed)	Friday, December 31st, 1993
Martin Luther King Jr's Birthday	Monday, January 17th
Lincoln's Birthday	Friday, February 11th
Washington's Birthday	Monday, February 21st
Casimir Pulaski's Birthday	Monday, March 7th
Good Friday	Friday, April 1st
Memorial Day	Monday, May 30th
Independence Day	Monday, July 4th
Labor Day	Monday, September 5th
Columbus Day	Monday, October 10th
Election Day	Tuesday, November 8th
Veteran's Day	Friday, November 11th
Thanksgiving Day	Thursday, November 24th Friday, November 25th
Christmas Day (observed)	Monday, December 26th
New Year's Day (1995 observed)	Monday, January 2, 1995

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

Enter this 19th day of July, 1993.

*Gene Nottolini*  
Chief Judge Gene Nottolini  
16th Judicial Circuit, Kane County

A true copy of the original to file in my office.  
Attested to this 19th day of July, 1993.

*Jim Carlson*  
Clerk of the Circuit Court  
Kane County, Illinois  
*Debra A. Carlson*  
Deputy Clerk

IT IS HEREBY ORDERED THAT:

A. The Circuit Court for the Sixteenth Judicial Circuit, State of Illinois, shall adjourn, and the office of the Clerk of the Circuit Court of the counties of Kane, Kendall and DeKalb, shall be closed on the following legal holidays for the year 1994.

<u>HOLIDAY</u>	<u>OBSERVED ON</u>
New Year's Day (Observed)	Monday, January 3rd
Martin Luther King Jr's Birthday	Monday, January 17th
Lincoln's Birthday	Friday, February 11th
Washington's Birthday	Monday, February 21st
Casimir Pukaski's Birthday	Monday, March 7th
Good Friday	Friday, April 1st
Memorial Day	Monday, May 30th
Independence Day	Monday, July 4th
Labor Day	Monday, September 5th
Columbus Day	Monday, October 10th
Election Day	Tuesday, November 8th
Veteran's Day	Friday, November 11th
Thanksgiving Day	Thursday, November 24th Friday, November 25th
Christmas Day (observed)	Monday, December 26th
New Year's Day (1995 observed)	Monday, January 2, 1995

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

Enter this 13th day of July, 1993.

Gene Nottolini  
 Chief Judge Gene Nottolini  
 16th Judicial Circuit, Kane County

05

93MR1

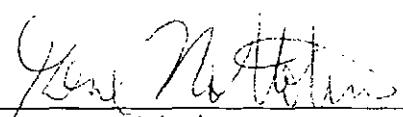
GENERAL ORDER 93-11

Section 1. In order to compile necessary data for the Youth Home Master Plan, for the Sixteenth Judicial Circuit, the following named consultants from the National Center for Juvenile Justice are authorized to review the individual probation case files of youths serviced by the Juvenile Court Services Department of the Sixteenth Judicial Circuit.

Consultants, National Center for Juvenile Justice:

1. Hunter Hurst
2. Douglas Thomas

ENTER this 30th day of June, 1993.



Gene Nottolini  
Chief Circuit Judge

FILED  
JUN 30 2 38 PM '93  
CLERK OF COURT




GENERAL ORDER 93-10

APPOINTMENT OF COURT REPORTER

Pursuant to Illinois Revised Statutes, Chapter 37, Paragraph 654, the following person is hereby appointed as an Official Court Reporter for the Sixteenth Judicial Circuit, commencing May 10, 1993.

MARIANN BUSCH

Enter this 10th day of May, 1993

  
\_\_\_\_\_  
Gene Nottolini  
Chief Circuit Judge

RECEIVED  
COURT REPORTER  
MAY 10 1993  
1620.05


GENERAL ORDER 93-9

Section 1: Upon the expiration date of a term of probation, and where no formal Probation Violation has been filed by the States Attorney, that term of probation is hereby ordered to be terminated.

Section 2: Said termination shall be, unless otherwise ordered, satisfactory. Upon termination, the Circuit Clerk is hereby authorized to close and terminate their case file in a manner that is in compliance with all required case reporting criteria as specified by the State of Illinois.

Section 3: The probation termination procedure herein set forth may be adopted in the other counties of the Sixteenth Judicial Circuit upon the approval and designation of the Presiding Judge of that county.

ENTER this 5<sup>th</sup> day of May, 1993.

  
Gene Nottolini  
Chief Circuit Judge

FILED 05  
ENTERED  
MAY 5 11 28 AM '93  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

GENERAL ORDER 93-8

Section 1.

Pursuant to Supreme Court Rule 21(b) the following judges are hereby assigned to the court assignments indicated below:

TRAFFIC DIVISION:

Courtroom 150 ----- Donald C. Hudson

Section 2.

On the first Wednesday morning of each month Judge Hallock and Judge Hudson shall exchange assignments and shall conduct bond call as well as the morning session of court.

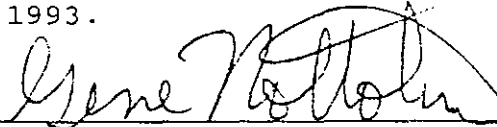
Section 3.

All other assignments as outlined in General Orders 92-20 and 93-4 not inconsistent with this order are still in effect.

Section 4.

This order shall become effective April 12, 1993.

ENTER this 21st day of April, 1993.


  
\_\_\_\_\_  
Gene Nottolini  
Chief Circuit Judge

CLERK  
APR 11 11 38 AM '93

GENERAL ORDER 93-7

IT IS HEREBY ORDERED that Judge R. Peter Grometer is appointed acting Chief Judge during any absence of the undersigned.

Dated this 13<sup>th</sup> day of April, 1993.

  
\_\_\_\_\_  
Gene Nottolini  
Chief Judge

FILED ... 05  
ENTERED ...  
APR 21 10 11 AM '93  
CLERK OF DISTRICT COURT  
STATE OF OHIO


GENERAL ORDER 93-5

IN RE: Appointment of Donald C. Hudson, Associate Circuit Judge for the Sixteenth Judicial Circuit.

The Chief Judge of the Sixteenth Judicial Circuit having been advised by the Director of the Administrative Office of the Illinois Courts that Donald C. Hudson has received the majority of the votes of the Circuit Judges of the Sixteenth Judicial Circuit to fill a vacancy in the office of Associate Judge created by the elevation of R. Peter Grometer to Circuit Judge;

IT IS HEREBY ORDERED that Donald C. Hudson is appointed as Associate Circuit Judge of the Sixteenth Judicial Circuit effective April 12, 1993.

ENTER this 7th day of April, 1993.

  
Gene Nottolini  
Chief Circuit Judge

FILED 05  
ENTERED  
APR 21 10 15 AM '93  
ILLINOIS COURT OF  
JUDICIAL ADMINISTRATION  
STATE COURTS

GENERAL ORDER 93-4

Section 1.

Pursuant to Supreme Court Rule 21(b) the following Judges are hereby assigned to the Court assignments indicated below:

ADMINISTRATION:

Courtroom 230

Gene L. Nottolini, Chief Judge

Administrative Call Monday and Wednesday 9:30 A.M.; Court Custody Call - Tuesday 2:00 P.M., Jail

Courtroom G-7

Tuesday and Fridays A.M. Probate. Contested Probate cases will be assigned to Judge Grometer

FAMILY DIVISION:

Courtroom 113

Donald Fabian, Presiding Judge

Courtroom G-7

Richard J. Larson, Monday A.M. and P.M., Paternities, Tuesday, A.M., Returns of Orders of Protection, Chambers G-31. Tuesday P.M. Special Settings Wednesday A.M. and P.M., States Attorney's Non-Support Call. Thursday A.M. and P.M., Clerk's Non-Support Call. Friday, Elgin Mental Health Call.

Section 2. This Order shall become effective April 1, 1993.

ENTER this 1st day of April, 1993.

Gene Nottolini  
Chief Circuit Judge

FILED  
ENTERED  
APR 2 2 13 PM '93  
CIRCUIT COURT OF  
KANE COUNTY, PA

93 MR 1

GENERAL ORDER 93-3

Pursuant to local Circuit Court Rule 15.23 and Kane County General Order 92-10 concerning the creation and operation of the KIDS, (Kids In A Divorcing Society) Program the court finds:

1. In order to provide efficient accounting of revenues the Circuit Clerk of Kane County is hereby charged to collect the \$50.00 registration fee of the KIDS Program.
2. The Kane County Circuit Clerk shall collect the fee at the time of filing the first pleading, paper or other appearance filed by each party in all Domestic Relations Case Types involving issues concerning child custody or visitation of minor children. Such fee shall be collected in the manner in which all other fees or costs are collected.
3. Clerk is also directed to collect KIDS Program fees for Paternity and Post-Decree cases, upon order of the court, and for Public-at-Large attendance to the classes.
4. Said KIDS Program Fees shall be remitted monthly by the Kane County Circuit Clerk to the Kane County Treasurer, to be retained by him in a special funds designated as the KIDS Program Fund, Fund 076.
5. The fee collection procedure herein set forth may be adopted in the other counties of the Sixteenth Judicial Circuit upon the approval and designation of the presiding Judge of that County.
6. All other conditions and articles found in General Order 92-10 and local Circuit Court Rule 15-23 not inconsistent with this order are still in effect.

ENTER this 1st day of April, 1993.

Gene Wotter  
Chief Circuit Judge

JAN CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

APR 1 9 13 AM '93

FILED 05  
ENTERED 32





GENERAL ORDER 93-1

Section One: Pursuant to Chapter 38, Section 1005-6-3, subsection 15(i), Illinois Revised Statutes all defendants sentenced in Kane County, Sixteenth Judicial Circuit to a period of conditional discharge, shall be monitored by the Adult Court Services Department.

Section Two: The presiding judges of Kendall and DeKalb Counties, may in their discretion order defendants sentenced in their counties to a period of conditional discharge to be monitored in the same fashion.

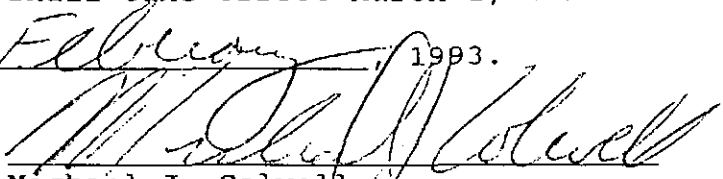
Section Three: In those counties monitoring persons sentenced to a period of conditional discharge, Adult Court Services shall assign personnel to interview the defendant, gather appropriate information from the defendant, make referrals to other agencies where appropriate, conduct a criminal history check at mid-point of the sentence, and conduct a criminal history check at the end of the sentence.

Section Four: Prior to termination of a defendant from conditional discharge, Adult Court Services personnel shall meet with the defendants sentenced to conditional discharge to verify that all terms have been met. If all conditions have been complied with, the court file shall be terminated and closed. In cases where there has been non-compliance by defendants, Adult Court Services personnel shall draft a letter or form to the State's Attorney of the County notifying the office of the defendants non-compliance with the terms and conditions of conditional discharge. A final written report on all cases will be filed by Adult Court Services with the Circuit Clerk in the court file and a copy shall be delivered to the State's Attorney.

Section Five: The judges sentencing defendants to conditional discharge shall assess a fee of \$50.00 on each conditional discharge case for each year or part thereof that the defendant is serving the conditional discharge sentence. The Clerk of the Circuit Court shall collect the fee and cause the fee to be deposited into Probation Services Fund, Account #067.

Section Six: This Order shall take effect March 1, 1993.

ENTER this 24 day of February, 1993.

  
Michael J. Colwell  
Chief Circuit Judge

FILED 05  
ENTE  
FEB 24 5 18 1993  
JAN COOK  
CIRCUIT CLERK  
KANE COUNTY, ILL.

92 MR 1

GENERAL ORDER 92-27

IT IS HEREBY ORDERED:

Section One: By vote of the Circuit Judges of the Sixteenth Judicial Circuit, the Local Rules previously adopted are amended in the following respects.

Section Two: Article 39: Kendall and DeKalb County Rules and Procedures.

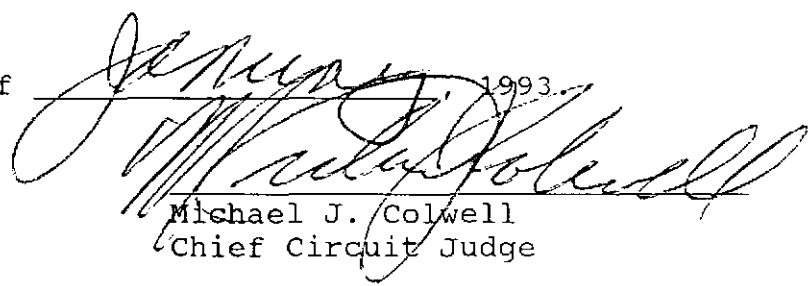
39.00 GENERAL

With the exception of Local Custom and Practice, all rules issued by the 16th Judicial Circuit and promulgated herein are binding on the attorneys, parties and court in all matters relating to general litigation whether Civil or Criminal.

To the extent that Local Custom, practice or usage deviates from the rules set forth herein, the same shall be controlling. Any variance or interpretation should be directed to the presiding judge for his or her final determination.

Section Three: This amended rule shall be effective immediately.

ENTER this 5<sup>th</sup> day of January, 1993.

  
Michael J. Colwell  
Chief Circuit Judge

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GENERAL ORDER 92-26

IT IS ORDERED AS FOLLOWS:

Section One: Pursuant to the vote of the Circuit Judges of the Sixteenth Judicial Circuit, County of Kane, those persons hereinafter named are appointed and are authorized to appear in court on behalf of those defendants to whom they are from time to time assigned by order of court.

Section Two: Those persons herein designated as back-up counsel may appear in place of the designated court appointed counsel when the circumstances confronting appointed counsel may deem necessary.

Section Three: Those persons as court appointed counsel together with the indication of their back-up counsel, are as follows:

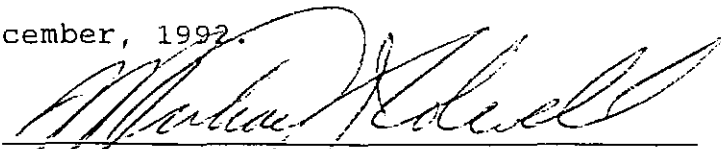
- |                     |    |                                  |
|---------------------|----|----------------------------------|
| A. Carole Grahn     | -- | Julie Doyle<br>Robert Janes      |
| B. Shari Bertane    | -- | Josette Skelnik<br>Mike Kalland  |
| C. Kevin Busch      | -- | Joe Voiland<br>Kathleen Coulton  |
| D. David Kliment    | -- | Vince Argento<br>Claudio Kliment |
| E. Kathleen Coulton | -- | Stephen Wilson<br>Walter Joy     |

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Section Four: Appointed counsel shall serve a term of one year unless they are removed, and shall serve upon the conditions and terms set forth in Kane County Board Resolution 87-7, pursuant to the Code of Professional Conduct and pursuant to Chapter 34, Section 3-4006.

Section Five: This Order supersedes General Order #91-25 and is effective January 4, 1993.

ENTER this 28th day of December, 1992.

  
\_\_\_\_\_  
Michael J. Colwell  
Chief Circuit Judge


GENERAL ORDER 92-24

IN RE: Appointment of Richard J. Larson, Associate Circuit Judge for the Sixteenth Judicial Circuit.

The Chief Judge of the Sixteenth Judicial Circuit having been advised by the Director of the Administrative Office of the Illinois Courts that Richard J. Larson has received the majority of the votes of the Circuit Judges of the Sixteenth Judicial Circuit to fill a vacancy in the office of Associate Judge created by the elevation of James T. Doyle to Circuit Judge;

IT IS HEREBY ORDERED that Richard J. Larson is appointed as Associate Circuit Judge of the Sixteenth Judicial Circuit effective December 28, 1992.

ENTER this 20th day of December, 1992.

  
\_\_\_\_\_  
Michael J. Colwell  
Chief Circuit Judge

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ENTER  
DEC 28 3 54 AM '92  
ILLINOIS COURTS  
SIXTEENTH JUDICIAL CIRCUIT

GENERAL ORDER 92-23

Pursuant to the applicable statutes, court rules and case law; and the court recognizing pursuant to these authorities that court facility security is the joint responsibility of the Chief Judge, Presiding Judges and the County Sheriffs of the 16th Judicial Circuit,

IT IS ORDERED AS FOLLOWS:

1. The presiding judges of Kendall and DeKalb Counties are authorized to establish court security committees in their respective counties.

2. The Court Facility Security Committee membership in each county shall include the Chief or Presiding Judge and the County Sheriff.

3. The Kane County Court Facility Security Committee membership shall include the following persons:

- Judge James T. Doyle - Chairman
- Sheriff John Randall or his designee - Member
- Larry Briggs, Central Services - Member
- Chairman, County Board Public Safety Committee -
- Hon. Jan Carlson, Circuit Clerk - Member
- or his designee -
- State's Attorney David Akemann, or his designee - Member
- Public Defender, Michael McInerney or his designee - Member
- Judge John L. Petersen - Member
- Judge Gene L. Nottolini - Member
- Judge Michael J. Colwell - Ex-Officio Member
- Designee of Kane County, Chiefs of Police Association - Member

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DEC 29 9 54 AM '92

4. The Court Security Committees shall have the responsibility for evaluating and reviewing all court facilities and circuit clerk facilities within the individual counties for the purpose of recommending modifications and improvements to court security within the Sixteenth Circuit.

5. No changes or modifications to court security may be made except with the specific consent of the Chief Judge in Kane County and the presiding judges in Kendall and DeKalb Counties.

ENTER this 22nd date of September 1992.

*Michael J. Colwell*  
Chief Circuit Judge

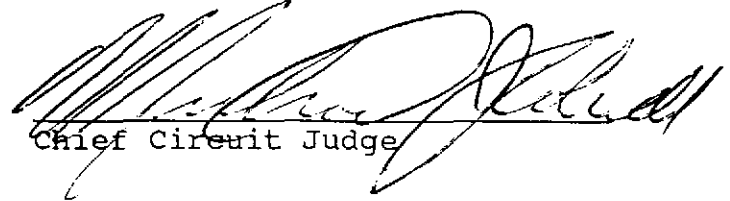
GENERAL ORDER 92-22

Pursuant to Chapter 34, Section 3-6023 and Section 5-1103 it is ordered as follows:

1. The Chief Judge specifically concurs with all court security fees imposed by County Ordinance in all three counties of the circuit upon the effective date of such ordinances.

2. Concurrence with Kane County Ordinance #92-236 is effective December 1, 1992.

ENTER this 22nd day of December, 1992.

  
Chief Circuit Judge

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KANE COUNTY, PA  
DEC 23 9 54 AM '92  
05

sion or, if in Chicago, through the system known as the Chicago Utility Alert Network.

#### 5-1097. Massage parlors and bathhouses

§ 5-1097. Massage parlors and bathhouses. A county board may regulate and license massage parlors and bathhouses in unincorporated areas of the county.

#### 5-1098. Cooperation with Department on Aging

§ 5-1098. Cooperation with Department on Aging. A county board may cooperate with the Department on Aging, created by the "Illinois Act on Aging",<sup>1</sup> and appropriate county funds and provide in kind services to assist such department in carrying out its programs.

<sup>1</sup> Chapter 23, § 6101 et seq.

#### 5-1099. Weed cutting on residential subdivision lots

§ 5-1099. Weed cutting on residential subdivision lots. In counties of less than 3,000,000 inhabitants, a county board may provide for the cutting of weeds on lots in subdivisions in residential areas in the unincorporated area of the county or any part thereof, when the owners of the subdivision lot refuse or neglect to cut them, and may collect from the owners the reasonable cost thereof. Notice of intention to cut weeds shall be given to the owners of subdivision lot involved at least 15 days before such action is intended to be taken, by mailing a written copy of such notice to the last known address of each such owner or owners. This cost is a lien upon the subdivision lot affected, superior to all other liens and encumbrances, except tax liens; provided that within 60 days after such cost and expense is incurred the county, or person performing the service by authority of the county in his or its own name, files notice of lien in the office of the recorder in the county in which such subdivision lot is located or in the office of the Registrar of Titles of the county if the subdivision lot affected is registered under the Torrens system. The notice shall consist of a sworn statement setting out (1) a description of the subdivision lot sufficient for identification thereof, (2) the amount of money representing the cost and expense incurred or payable for the service, and (3) the date or dates when such cost and expense was incurred by the county. However, the lien of such county shall not be valid as to any purchaser whose rights in and to such subdivision lot have arisen subsequent to the weed-cutting and prior to the filing of such notice, and the lien of the county shall not be valid as to any mortgagee, judgment creditor or other lienor whose rights in and to such subdivision lot arise prior to the filing of such notice. Upon payment of the cost and expense by the owner or persons interested in such property after notice of lien has been filed, the lien shall be released by the county or person in whose name this lien has been filed and the release may be filed of record as in the case of filing notice of lien.

Amended by P.A. 86-1028, Art. III, § 3-10, eff. Feb. 5, 1990.

#### 5-1100. Contracts for weather modification

§ 5-1100. Contracts for weather modification. A county board may contract or otherwise provide for weather modification. For purposes of this Section, "weather modification" means any activity intended to produce artificial changes in the composition, motions, and resulting behavior of the atmosphere.

#### 5-1101. Additional fees to finance court system

§ 5-1101. Additional fees to finance court system. A county board may enact by ordinance or resolution the following fees:

(a) A \$5 fee to be added to all fines imposed for violation of the Illinois Vehicle Code<sup>1</sup> other than Section 11-501<sup>2</sup> or violations of similar provisions contained in county or municipal ordinances committed in the county, and up to a \$30 fee to be added to all fines imposed for violation of Section 11-501 of the Illinois Vehicle Code or a violation of a similar provision contained in county or municipal ordinances committed in the county.

(b) In the case of a county having a population of 1,000,000 or less, a \$5 fee to be collected in all civil cases by the clerk of the circuit court.

(c) A fee to be added to all fines imposed under Section 5-9-1 of the Unified Code of Corrections,<sup>3</sup> as follows:

- (1) for a felony, \$50;
- (2) for a class A misdemeanor, \$25;
- (3) for a class B or class C misdemeanor, \$15;
- (4) for a petty offense, \$10;
- (5) for a business offense, \$10.

The proceeds of all fees enacted under this Section shall be placed in the county general fund and used to finance the court system in the county, unless the fee is subject to disbursement by the circuit clerk as provided under Section 27.5 of the Clerks of Courts Act.<sup>4</sup>

Amended by P.A. 86-1267, § 2, eff. Jan. 1, 1991; P.A. 87-670, § 2, eff. Jan. 1, 1992.

<sup>1</sup> Chapter 95½, § 11-100 et seq.

<sup>2</sup> Chapter 95½, § 11-501.

<sup>3</sup> Chapter 38, § 1005-9-1.

<sup>4</sup> Chapter 25, § 27.5.

#### 5-1102. Injuries caused by regional board of school trustees member—Indemnification

§ 5-1102. Injuries caused by regional board of school trustees member; indemnification. In case any injury to the person or property of another is caused by a member of the regional board of school trustees while the member is engaged in the performance of his or her duties as trustee, the county or counties in whose behalf the member is performing his or her duties as trustee may indemnify the member for any judgment recovered against the member as the result of such injury, except where the injury results from the wilful misconduct of the member.

If the regional board of school trustees is in a multi-county educational service region, the power to indemnify imposed by this Section shall extend to each county on a pro-rata basis, calculated by dividing the equalized assessed valuation of each county by the equalized assessed valuation of the educational service region.

#### 5-1103. Court services fee

§ 5-1103. Court services fee. A county board may enact by ordinance or resolution a court services fee dedicated to defraying court security expenses incurred by the sheriff in providing court services, including without limitation court services provided pursuant to Section 3-6023, as now or hereafter amended. Such fee shall be paid in civil cases by each party at the time of filing the first pleading, paper or other appearance; provided that no additional fee shall be required if more than one party

weapons and other police procedures as shall be appropriate in the exercise of the powers conferred upon them under this Division, which training and course of study shall be determined and provided by the sheriff of each county utilizing auxiliary deputies, provided that, before being permitted to carry a firearm an auxiliary deputy must have the same course of training as required of peace officers in Section 2 of the Peace Officer Firearm Training Act.<sup>1</sup> The county authorities shall require that all auxiliary deputies be residents of the county served by them. Prior to the appointment of any auxiliary deputy his or her fingerprints shall be taken and no person shall be appointed as such auxiliary deputy if he or she has been convicted of a felony or other crime involving moral turpitude.

Auxiliary deputies may not be paid a salary, except as provided in Section 3-6036,<sup>2</sup> but may be reimbursed for actual expenses incurred in performing their assigned duty. The County Board must approve such actual expenses and arrange for payment.

Nothing in this Division shall preclude an auxiliary deputy from holding a simultaneous appointment as an auxiliary policeman pursuant to Section 3-6-5 of the Illinois Municipal Code.<sup>3</sup>

Amended by P.A. 86-1475, Art. 3, § 3-19, eff. Jan. 10, 1991.

<sup>1</sup> Chapter 85, ¶ 516.

<sup>2</sup> Chapter 125, ¶ 31.

<sup>3</sup> Chapter 24, ¶ 3-6-5.

#### 3-6014. Return by special deputy

§ 3-6014. Return by special deputy. Such special deputy shall make return in the time and manner of serving such process, under his or her oath, and for making a false return he or she shall be guilty of perjury, and punished accordingly.

#### 3-6015. Powers of deputies

§ 3-6015. Powers of deputies. Deputy sheriffs, duly appointed and qualified, may perform any and all the duties of the sheriff, in the name of the sheriff, and the acts of such deputies shall be held to be acts of the sheriff.

#### 3-6016. Sheriff liable for acts of deputy and auxiliary deputy

§ 3-6016. Sheriff liable for acts of deputy and auxiliary deputy. The sheriff shall be liable for any neglect or omission of the duties of his or her office, when occasioned by a deputy or auxiliary deputy, in the same manner as for his or her own personal neglect or omission.

#### 3-6017. Sheriff custodian of courthouse and jail

§ 3-6017. Sheriff custodian of courthouse and jail. He or she shall have the custody and care of the courthouse and jail of his or her county, except as is otherwise provided.

#### 3-6018. Counties under 1,000,000—Control of internal operations

§ 3-6018. Counties under 1,000,000; control of internal operations. In counties of less than 1 million population, the sheriff shall control the internal operations of his office. Subject to the applicable county appropriation ordinance, the sheriff shall direct the county treasurer to

pay, and the treasurer shall pay, the expenditures for the sheriff's office, including payments for personal services, equipment, materials and contractual services. Purchases of equipment by the sheriff shall be made in accordance with any ordinance requirements for centralized purchasing through another county office or through the state which are applicable to all county offices.

#### 3-6019. Duties of sheriff—Office quarters and hours

§ 3-6019. Duties of sheriff; office quarters and hours. Sheriffs shall serve and execute, within their respective counties, and return all warrants, process, orders and judgments of every description that may be legally directed or delivered to them. A sheriff of a county with a population of less than 1,000,000 may employ civilian personnel to serve process in civil matters.

Each sheriff shall keep and maintain his or her office at the county seat of the county for which he or she is the sheriff, and shall in counties having a population of less than 500,000 keep his or her office open and attend to the duties thereof from 8 o'clock in the forenoon to 5 o'clock in the afternoon of each working day, excepting such days and half days as, under any law, are or may be legal holidays, or half holidays. The hours of opening and closing of the office of the sheriff may be changed and otherwise fixed and determined by the county board of such county. Such action taken by the county board shall be by an appropriate resolution passed at a regular meeting.

Amended by P.A. 86-1028, Art. II, § 2-17, eff. Feb. 5, 1990.

P.A. 86-1028, Art. II, resolved multiple actions in the 86th General Assembly and made certain technical corrections in P.A. 86-1 through P.A. 86-1009.

#### 3-6020. Contempt of court—Damages

§ 3-6020. Contempt of court; damages. The disobedience of any sheriff to perform the command of any warrant, process, order or judgment legally issued to him or her, shall be deemed a contempt of the court that issued the same, and may be punished accordingly; and he or she shall be liable to the party aggrieved for all damages occasioned thereby.

#### 3-6021. Conservator of the peace

§ 3-6021. Conservator of the peace. Each sheriff shall be conservator of the peace in his or her county, and shall keep the same, suppress riots, routs, affrays, fighting, breaches of the peace, and prevent crime; and may arrest offenders on view, and cause them to be brought before the proper court for trial or examination.

#### 3-6022. Posse comitatus

§ 3-6022. Posse comitatus. To keep the peace, prevent crime, or to execute any warrant, process, order or judgment he or she may call to his or her aid, when necessary, any person or the power of the county.

#### 3-6023. Attendance at courts

§ 3-6023. Attendance at courts. Each sheriff shall, in person or by deputy, attend upon all courts held in his or her county when in session, and obey the lawful orders and directions of the court. Court services customarily performed by sheriffs shall be provided by the sheriff or his deputies, rather than by employees of the court, unless



is represented in a single pleading, paper or other appearance. In criminal, local ordinance, county ordinance, traffic and conservation cases, such fee shall be assessed against the defendant upon a plea of guilty, stipulation of facts or findings of guilty, resulting in a judgment of conviction, or order of supervision, or sentence of probation without entry of judgment pursuant to Section 10 of the Cannabis Control Act,<sup>1</sup> Section 410 of the Illinois Controlled Substances Act,<sup>2</sup> Section 12-4.3 of the Criminal Code of 1961,<sup>3</sup> Section 10-102 of the Illinois Alcoholism and Other Drug Dependency Act,<sup>4</sup> or Section 10 of the Steroid Control Act.<sup>5</sup> In setting such fee, the county board may impose, with the concurrence of the Chief Judge of the judicial circuit in which the county is located by administrative order entered by the Chief Judge, differential rates for the various types or categories of criminal and civil cases, but the maximum rate shall not exceed \$15. No fee shall be imposed or collected, however, in traffic, conservation, and ordinance cases in which fines are paid without a court appearance. The fees shall be collected in the manner in which all other court fees or costs are collected and shall be deposited into the county general fund for payment solely of costs incurred by the sheriff in providing court security.

Amended by P.A. 86-1028, Art. II, § 2-17, eff. Feb. 5, 1990; P.A. 86-1269, § 1, eff. Jan. 1, 1991.

<sup>1</sup> Chapter 56½, ¶ 710.

<sup>2</sup> Chapter 56½, ¶ 1410.

<sup>3</sup> Chapter 38, ¶ 12-4.3.

<sup>4</sup> Chapter 111½, ¶ 6360-2.

<sup>5</sup> Chapter 56½, ¶ 2310.

P.A. 86-1028, Art. II, resolved multiple actions in the 86th General Assembly and made certain technical corrections in P.A. 86-1 through P.A. 86-1009.

P.A. 86-1269 incorporated the amendment by P.A. 86-1028.

#### 5-1103.1. Contract for police protection

§ 5-1103.1. Contract for police protection. In counties having fewer than 1,000,000 inhabitants, the county board may contract with one or more incorporated municipalities lying wholly or partly within the county to furnish police protection in the area of the county that is not within the incorporated area of any municipality having a regular police department.

Added by P.A. 86-1028, Art. II, § 2-17, eff. Feb. 5, 1990.

P.A. 86-1028, Art. II, resolved multiple actions in the 86th General Assembly and made certain technical corrections in P.A. 86-1 through P.A. 86-1009.

#### 5-1104. Removal of obstructions from streams, lakes, ponds, and other water courses—stream maintenance

§ 5-1104. Removal of obstructions from streams, lakes, ponds, and other water courses—stream maintenance. The county boards of the several counties in this State which have adopted by ordinance a Storm Water Management Plan may, in their respective counties:

(1) Cause the removal of, in such manner as they may direct, the driftwood and other obstructions from streams, lakes, ponds, natural and other water courses or from the channel, the banks, or within 10 feet inland from the top of the banks thereof;

(2) Provide that streams and other water courses that have been cleared of debris and obstructions will be main-

tained so that the flow of water will not be further impeded by causing:

(A) The regular removal of accumulations of rocks, boulders, construction materials, beaver dams, dead or diseased trees, logs, branches, twigs, refuse, wastes, and debris of any kind from the channel, the banks, or within 10 feet inland from the top of the banks of any streams, lakes, ponds, or water courses;

(B) The regular removal of accumulations of rocks, boulders, construction materials, beaver dams, dead or diseased trees, logs, branches, twigs, vegetation, refuse, wastes, and debris of any kind from the openings of bridges, culverts, sewer outfalls or any other man-made obstruction; and

(C) The regular removal of accumulations of sediment by dredging or other means;

(3) Provide for any inspection or survey required to clear or maintain any streams, lakes, ponds, or water courses; and

(4) For all of these purposes, after notice in writing to the owner at least 30 days prior thereto, enter upon the lands, streams, lakes, ponds, or waters of any such person, but subject to responsibility for all damages which shall be occasioned thereby.

Amended by P.A. 87-847, § 102, eff. Feb. 5, 1992.

#### 5-1104.1. Forest preserve districts—Comprehensive policy for management and maintenance of streams, lakes, ponds and water courses on district property—Exercise of powers

§ 5-1104.1. If a forest preserve district organized under the Downstate Forest Preserve District Act<sup>1</sup> has, either before or after the effective date of this amendatory Act of 1991, adopted a comprehensive policy for the management and maintenance of the streams, lakes, ponds and water courses located on the property owned by the district, the power conferred on a county board under Section 5-1104 shall be exercised in a manner consistent with such comprehensive policy and only pursuant to an intergovernmental agreement between the forest preserve district and the county specifying in detail the respective obligations of the parties.

Added by P.A. 87-847, § 102, eff. Feb. 5, 1992.

<sup>1</sup> Chapter 96½, ¶ 6300 et seq.

#### 5-1105. Lease from public building commission

§ 5-1105. Lease from public building commission. In addition to all the rights and powers conferred on any county board under this Code or any other Acts, a county board may acquire, under lease or otherwise, any real or personal property for county purposes, the county board in every county shall have the power:

(1) To lease from any Public Building Commission created pursuant to the provisions of the Public Building Commission Act, approved July 5, 1955, as heretofore or hereafter amended,<sup>1</sup> any real or personal property for any of its county purposes, for any period of time not exceeding 30 years.

(2) To pay for the use of the leased property in accordance with the terms of the lease and with the provisions of the Public Building Commission Act, approved July 5, 1955, as heretofore or hereafter amended.

(3) To enter into such lease without making a previous appropriation for the expense thereby incurred, notwith-

there are no deputies available to perform such services. The expenses of the sheriff in carrying out his duties under this Section, including the compensation of deputies assigned to such services, shall be paid to the county from fees collected pursuant to court order for services of the sheriff and from any court services fees collected by the county pursuant to Section 5-1103, as now or hereafter amended.

### 3-6024. Disability to hold other offices

§ 3-6024. Disability to hold other offices. No sheriff or deputy sheriff shall be eligible to the office of county treasurer, nor shall any county treasurer be permitted to act as deputy sheriff.

### 3-6025. No practice as attorney or security for another

§ 3-6025. No practice as attorney or security for another. No sheriff or deputy sheriff shall appear in any court as attorney at law for any party, or become security for any person in any civil or criminal action or proceeding.

### 3-6026. No purchase of property at own sale

§ 3-6026. No purchase of property at own sale. No sheriff or deputy sheriff shall become the purchaser, nor procure any other person to become the purchaser for him or her, of any property, real or personal, by him or her exposed to sale, by virtue of any judgment or process; and all such purchases made by any sheriff or deputy sheriff, or by any other person in his or her behalf, shall be utterly null and void.

### 3-6027. Penalty for neglect to pay over money collected

§ 3-6027. Penalty for neglect to pay over money collected. If any sheriff unreasonably neglects to pay any money collected by him on execution, fee bill or process, when demanded by the person entitled to receive the same, he may be proceeded against in the court from which the execution, fee bill or process issued, as for a contempt; and he shall also forfeit to the person injured five times the lawful interest of the money, from the time of the demand until paid, which may be recovered by action upon his bond, or against the sheriff alone, in any court of competent jurisdiction.

### 3-6028. Delivery of papers and property to successor

§ 3-6028. Delivery of papers and property to successor. When a sheriff leaves his or her office he or she shall deliver to his or her successor all process, paper and property attached or levied upon except such as he or she is authorized by law to retain, and also the possession of the court house and jail of his or her county, and shall take from his or her successor a receipt, specifying the papers and property so delivered over, and the prisoners in custody, if any—which receipt shall be sufficient indemnity to the person taking the same.

### 3-6029. Completion of collections

§ 3-6029. Completion of collections. Every sheriff leaving his or her office at the expiration of his or her term, and having any judgment or fee bill which he or she has levied but not collected, or any tax list uncollected, and which he or she is authorized to collect, may proceed and collect the same in the same manner as if his term of office had not expired.

### 3-6030. Vacancy—Power of deputies

§ 3-6030. Vacancy; power of deputies. In case of a vacancy in the office of sheriff, every deputy in office under him or her having a process in his or her possession at the time such vacancy happens, shall have the same authority and be under the same obligation to serve, execute and return the same as if the sheriff had continued in office.

Any vacancy occurring in the office of sheriff shall be filled as provided in The Election Code.<sup>1</sup>

In counties of over 2,000,000 inhabitants, until a vacancy in the office of sheriff is filled as provided in The Election Code, the undersheriff shall be the acting sheriff with all the powers and duties of a sheriff.

Amended by P.A. 86-1028, Art. II, § 2-17, eff. Feb. 5, 1990.

<sup>1</sup> Chapter 46, § 1-1 et seq.

P.A. 86-1028, Art. II, resolved multiple actions in the 86th General Assembly and made certain technical corrections in P.A. 86-1 through P.A. 86-1009.

### 3-6031. Sheriff in military service

§ 3-6031. Sheriff in military service. If any sheriff enters into the active military service of the United States, the office of sheriff shall not be deemed to be vacant during the time the sheriff is in such service, and the sheriff shall designate a deputy sheriff as acting sheriff who shall perform and discharge all the duties of sheriff of such county during the time such sheriff is in the active military service of the United States, but all powers and duties of such acting sheriff as sheriff shall cease upon the discharge of the sheriff from such service or upon the termination of the term of office for which the sheriff was elected. A certificate of such designation containing the name of the designated deputy and the date of the appointment, signed and acknowledged by the sheriff, shall be filed in the office of the circuit clerk of the county on the date of the designation.

### 3-6032. Minor identification and protection

§ 3-6032. Minor identification and protection. The sheriff of each county shall comply with the requirements of Section 3 of the Minor Identification and Protection Act.<sup>1</sup>

<sup>1</sup> Chapter 23, § 2453.

### 3-6033. Citizenship and residence

§ 3-6033. Citizenship and residence. It is unlawful for the sheriff of any county of fewer than 1,000,000 inhabitants, or the corporate authorities of any city, town or village to authorize, empower, employ or permit any person to act as deputy sheriff or special policeman for the purpose of preserving the peace, who is not a citizen of the United States.

Amended by P.A. 87-357, § 1, eff. Jan. 1, 1992.

### 3-6034. Violations

§ 3-6034. Violations. Any sheriff or public officer violating the provision of Section 3-6033 shall be deemed guilty of a petty offense.

GENERAL ORDER 92-2/

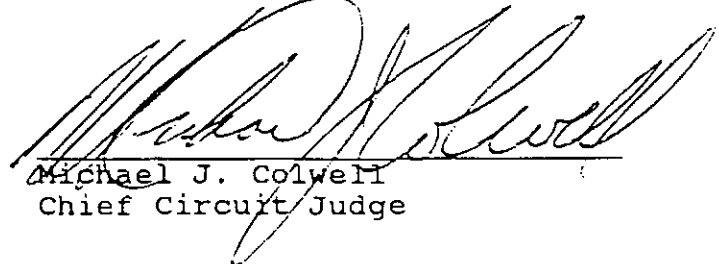
IT IS HEREBY ORDERED THAT:

Section 1. Pursuant to Ch. 46, Sec. 6-21 of the Illinois Revised Statutes, the Court being advised that the term of Charles R. Bond as a member of the Board of Election Commissioners of the City of Aurora, Kane County, Illinois does expire on the first day of December, 1992 and it appearing that said Charles R. Bond has performed the duties of his office since his appointment as a member of the said Election Commission in a lawful and proper manner, and continues to be a member of one of the two leading political parties of the State of Illinois, the court hereby re-appoints Charles R. Bond as a member of said Election Commission for a period of three (3) years from and after the expiration of his term, and until his successor is appointed.

Section 2. The said Charles R. Bond shall take his seat on such Board immediately upon filing the oath and bond as set forth in Section 6-24 of Ch. 46 of the Illinois Revised Statutes.

Section 3. This order shall take effect December 1, 1992.

ENTER this 1st day of December, A.D., 1992.

  
Michael J. Colwell  
Chief Circuit Judge

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DEC 3 2 37 PM '92  
CLERK OF COURT  
KANE COUNTY, ILL.

92MR1

GENERAL ORDER 92-20

FILED  
ENTERED  
DEC 2 3 41  
CIVIL COURT  
CARE COURT

Section 1.

Pursuant to Supreme Court Rule 21(b) the following judges are hereby assigned to the Court assignments indicated below:

ADMINISTRATION:

Courtroom 230 - Michael J. Colwell, Chief Judge  
Administrative Call  
Monday - Wednesday 9:30 a.m.  
Court Custody Call - Tuesday -  
2:00 p.m. - Jail  
Elgin Mental Health Call - Fridays  
Trials as assigned.

CIVIL DIVISION:

Courtroom 310 - Patrick J. Dixon  
Presiding Judge Civil Division  
L Jury and Non-Jury; LM, SC, Jury;  
#4 back-up Judge, LM, SC, Bench  
cases.

Courtroom 320 - Michael F. O'Brien  
L Jury and Non-Jury; LM, SC, Jury;  
#3 back-up Judge, LM, SC, Bench  
cases.

Courtroom 210 - Pamela K. Jensen  
L Jury and Non-Jury; LM SC, Jury;  
#2 back-up Judge, LM, SC, Bench  
cases.

Courtroom 240 - R. Peter Grometer  
CH, MR, ED, TX and MC cases.  
#1 back-up Judge, Elgin Mental  
Health Call

Courtroom 120 - Timothy Q. Sheldon  
SC, LM cases.

FELONY DIVISION:

Courtroom 340 - Barry E. Puklin - Presiding Judge  
and Trial Judge  
#4 Misdemeanor, Jury Demand and  
Mental Health Jury Demand back-up  
Judge.

Courtroom 213 -

Roger W. Eichmeier

JUVENILE DIVISION:

Courtroom 140 -

Richard D. Larson

SPECIAL ASSIGNMENT JUDGE:

Courtroom 110 -

Thomas E. Hogan  
#1 back-up Judge LM, SC cases  
#1 back-up Judge Misdemeanor  
Jury Demand and Mental Health Jury  
Demand cases.  
Vacation and illness coverage as  
assigned.  
Miscellaneous specially assigned  
cases.

KENDALL COUNTY:

James E. Wilson, Presiding Judge  
Grant S. Wegner

DEKALB COUNTY:

John W. Countryman, Presiding Judge  
Philip L. DiMarzio  
Douglas R. Engel  
Robert C. Jenkins

Section 2. SC and LM cases wherein a jury demand has been filed which involve non-complex issues and evidence may, in the discretion of the SC and LM judge be set for trial in room 120. All other SC and LM cases wherein a jury demand has been filed will be randomly assigned to the L Judges.

Section 3. Misdemeanor Jury Demands and Mental Health Jury Demands shall be set before Judge F. Keith Brown in courtroom 220. All Misdemeanor Jury Demand and Mental Health Jury Demand cases shall be set for jury trial on Mondays at 9:00 a.m. in Room 220. All Mental Health and Misdemeanor Jury Demand cases which the room 220 judge is unable to try shall be transferred on that judge's order to the Chief Judge for reassignment to the special assignment judge or an available felony judge in the order of preference established herein.

Section 4. All presiding judges of the respective divisions of the circuit court are authorized to and shall make all assignment orders indicated herein and all other orders for reassignment of judges as may be necessary from time to time to insure the administration of justice within their respective divisions.

Courtroom 430 - James T. Doyle - Trial Judge  
#2 Misdemeanor Jury Demand and  
Mental Health Jury Demand back-up  
Judge.

Courtroom 350 - Melvin E. Dunn - Trial Judge  
#3 Misdemeanor Jury Demand and  
Mental Health Jury Demand back-up  
Judge.

Courtroom 250 - John L. Petersen - Violation of  
Probation, Bond Reductions,  
Preliminary Hearings, Trials as  
assigned and #5 Misdemeanor Jury  
Demand and Mental Health Jury  
Demand back-up Judge.  
Misdemeanor and Traffic Cases as  
assigned by Chief Judge

MISDEMEANOR AND TRAFFIC DIVISION:

Courtroom 220 - F. Keith Brown - Presiding Judge

Courtroom 150 - Doyle Vacancy

Aurora Branch Ct. - Judith M. Brawka

Elgin Branch Ct. - James C. Hallock

The monthly rotation of  
assignments for Elgin, Aurora and  
Room 150 is terminated on the  
effective date of this Order.

PROBATE AND FAMILY DIVISION:

Courtroom G-7 - Gene L. Nottolini, Presiding Judge  
Paternities, Mondays A.M. and P.M.  
Probate, Tuesdays and Fridays,  
A.M. and P.M.  
State's Attorneys Non-Support Call,  
Wednesday, A.M. and P.M.  
Clerk's Non-Support Call,  
Thursdays, A.M. and P.M.  
#2 back-up Judge Elgin Mental  
Health call.

Courtroom 113 - Donald J. Fabian

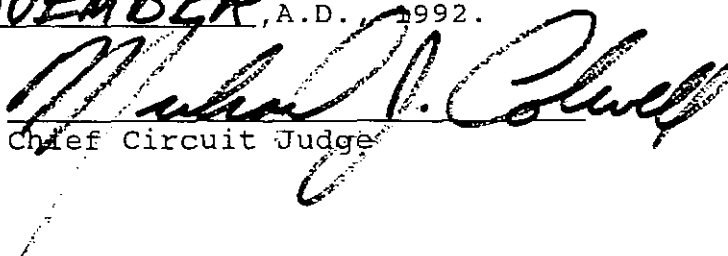
Courtroom 121 - Wiley W. Edmondson

Section 5. Weddings in Kane County shall be conducted Monday thru Thursday between the hours of 3:00 p.m. and 4:00 p.m. by all Associate Judges sitting in Geneva except the Special Assignment Judge. Friday weddings shall be conducted between 1:30 p.m. and 4:00 p.m. on a rotating basis by all Associate Judges sitting in Geneva, except the Special Assignment Judge. Administrative Assistant, Kathryn Lencioni shall prepare a wedding schedule commencing with the week of January 4, 1993 which provides for this method of alternate wedding schedules. A copy of that schedule is attached hereto as Attachment "A". It is the responsibility of the scheduled wedding judge to provide coverage in the event of an absence.

Section 6. Kane County weekend Bond calls are assigned to all Associate Judges sitting in Kane County. Kane County Bond call assignments are set forth in this Order in Attachment "B". Any changes in the published bond call schedule must be called to the attention of Kathryn Lencioni no later than the Friday morning before the changed assignment.

Section 7. This Order shall become effective January 4, 1993 except for those assignments covered in General Orders 92-18 and 92-19.

ENTER this 30th day of NOVEMBER, A.D., 1992.

  
Chief Circuit Judge

"ATTACHMENT A"

WEDDING SCHEDULE

JANUARY, 1993

				Fri. 1
				H O L I D A Y
Mon. 4 150	Tues. 5 Eichmeier	Weds. 6 Fabian	Thurs. 7 Grometer	Fri. 8 Petersen
Mon. 11 Brown	Tues. 12 R.D.Larson	Weds. 13 Petersen	Thurs. 14 Sheldon	Fri. 15 Sheldon
Mon. 18 HOLIDAY	Tues. 19 Edmondson	Weds. 20 150	Thurs. 21 Eichmeier	Fri. 22 Edmondson
Mon. 25 Fabian	Tues. 26 Grometer	Weds. 27 Brown	Thurs. 28 R.D. Larson	Fri. 29 150

FEBRUARY, 1993

Mon. 1 Petersen	Tues. 2 Sheldon	Weds. 3 Edmondson	Thurs. 4 150	Fri. 5 Eichmeier
Mon. 8 Eichmeier	Tues. 9 Fabian	Weds. 10 Grometer	Thurs. 11 Brown	Fri. 12 H O L I D A Y
Mon. 15 HOLIDAY	Tues. 16 R.D.Larson	Weds. 17 Petersen	Thurs. 18 Sheldon	Fri. 19 Fabian
Mon. 22 Edmondson	Tues. 23 150	Weds. 24 Eichmeier	Thurs. 25 Fabian	Fri. 26 Grometer

MARCH, 1993

Mon. 1 HOLIDAY	Tues. 2 Grometer	Weds. 3 Brown	Thurs. 4 R.D.Larson	Fri. 5 Brown
Mon. 8 Petersen	Tues. 9 Sheldon	Weds. 10 Edmondson	Thurs. 11 150	Fri. 12 R.D.Larson
Mon. 15 Eichmeier	Tues. 16 Fabian	Weds. 17 Grometer	Thurs. 18 Brown	Fri. 19 Petersen
Mon. 22 R.D.Larson	Tues. 23 Petersen	Weds. 24 Sheldon	Thurs. 25 Edmondson	Fri. 26 Sheldon
Mon. 29 150	Tues. 30 Eichmeier	Weds. 31 Fabian		



APRIL, 1993

			Thurs. 1 Grometer	Fri. 2 Edmondson
Mon. 5 Brown	Tues. 6 R.D.Larson	Weds. 7 Petersen	Thurs. 8 Sheldon	Fri. 9 HOLIDAY
Mon. 12 Edmondson	Tues. 13 150	Weds. 14 Eichmeier	Thurs. 15 Fabian	Fri. 16 150
Mon. 19 Grometer	Tues. 20 Brown	Weds. 21 R.D. Larson	Thurs. 22 Petersen	Fri. 23 Eichmeier
Mon. 26 Sheldon	Tues. 27 Edmondson	Weds. 28 150	Thurs. 29 Eichmeier	Fri. 30 Fabian

MAY, 1993

Mon. 3 Fabian	Tues. 4 Grometer	Weds. 5 Brown	Thurs. 6 R.D.Larson	Fri. 7 Grometer
Mon. 10 Petersen	Tues. 11 Sheldon	Weds. 12 Edmondson	Thurs. 13 150	Fri. 14 Brown
Mon. 17 Eichmeier	Tues. 18 Fabian	Weds. 19 Grometer	Thurs. 20 Brown	Fri. 21 R.D.Larson
Mon. 24 R.D.Larson	Tues. 25 Petersen	Weds. 26 Sheldon	Thurs. 27 Edmondson	Fri. 28 Petersen
Mon. 31 HOLIDAY				

JUNE, 1993

	Tues. 1 150	Weds. 2 Eichmeier	Thurs. 3 Fabian	Fri. 4 Sheldon
Mon. 7 Grometer	Tues. 8 Brown	Weds. 9 R.D.Larson	Thurs. 10 Petersen	Fri. 11 Edmondson
Mon. 14 Sheldon	Tues. 15 Edmondson	Weds. 16 150	Thurs. 17 Eichmeier	Fri. 18 150
Mon. 21 Fabian	Tues. 22 Grometer	Weds. 23 Brown	Thurs. 24 R.D.Larson	Fri. 25 Eichmeier
Mon. 28 Petersen	Tues. 29 Sheldon	Weds. 30 Edmondson		

JULY, 1993

			Thurs. 1 150	Fri. 2 Eichmeier
Mon. 5 HOLIDAY	Tues. 6 Fabian	Weds. 7 Grometer	Thurs. 8 Brown	Fri. 9 Grometer
Mon. 12 R.D.Larson	Tues. 13 Petersen	Weds. 14 Sheldon	Thurs. 15 Edmondson	Fri. 16 Brown
Mon. 19 150	Tues. 20 Eichmeier	Weds. 21 Fabian	Thurs. 22 Grometer	Fri. 23 R.D.Larson
Mon. 26 Brown	Tues. 27 R.D.Larson	Weds. 28 Petersen	Thurs. 29 Sheldon	Fri. 30 Petersen

AUGUST, 1993

Mon. 2 Edmondson	Tues. 3 150	Weds. 4 Eichmeier	Thurs. 5 Fabian	Fri. 6 Sheldon
Mon. 9 Grometer	Tues. 10 Brown	Weds. 11 R.D.Larson	Thurs. 12 Petersen	Fri. 13 Edmondson
Mon. 16 Sheldon	Tues. 17 Edmondson	Weds. 18 150	Thurs. 19 Eichmeier	Fri. 20 150
Mon. 23 Fabian	Tues. 24 Grometer	Weds. 25 Brown	Thurs. 26 R.D.Larson	Fri. 27 Eichmeier
Mon. 30 Brown	Tues. 31 150			

SEPTEMBER, 1993

		Weds. 1 Petersen	Thurs. 2 Sheldon	Fri. 3 Fabian
Mon. 6 HOLIDAY	Tues. 7 Edmondson	Weds. 8 150	Thurs. 9 Eichmeier	Fri. 10 Grometer
Mon. 13 Fabian	Tues. 14 Grometer	Weds. 15 Brown	Thurs. 16 R.D.Larson	Fri. 17 Brown
Mon. 20 Petersen	Tues. 21 Sheldon	Weds. 22 Edmondson	Thurs. 23 150	Fri. 24 R.D.Larson
Mon. 27 Eichmeier	Tues. 28 Fabian	Weds. 29 Grometer	Thurs. 30 Brown	

OCTOBER, 1993

Fri. 1  
Petersen

Mon. 4	Tues. 5	Weds. 6	Thurs. 7	Fri. 8
R.D.Larson	Petersen	Sheldon	Edmondson	Sheldon
Mon. 11	Tues. 12	Weds. 13	Thurs. 14	Fri. 15
HOLIDAY	150	Eichmeier	Fabian	Edmondson
Mon. 18	Tues. 19	Weds. 20	Thurs. 21	Fri. 22
Grometer	Brown	R.D.Larson	Petersen	150
Mon. 25	Tues. 26	Weds. 27	Thurs. 28	Fri. 29
Sheldon	Edmondson	150	Eichmeier	Eichmeier

NOVEMBER, 1993

Mon. 1	Tues. 2	Weds. 3	Thurs. 4	Fri. 5
Fabian	Grometer	Brown	R.D.Larson	Fabian
Mon. 8	Tues. 9	Weds. 10	Thurs. 11	Fri. 12
Petersen	Sheldon	Edmondson	HOLIDAY	Grometer
Mon. 15	Tues. 16	Weds. 17	Thurs. 18	Fri. 19
150	Eichmeier	Fabian	Grometer	Brown
Mon. 22	Tues. 23	Weds. 24	Thurs. 25	Fri. 26
Brown	R.D.Larson	Petersen	H O L I D A Y	
Mon. 29	Tues. 30			
Sheldon	Edmondson			

DECEMBER, 1993

		Weds. 1	Thurs. 2	Fri. 3
		150	Eichmeier	R.D.Larson
Mon. 6	Tues. 7	Weds. 8	Thurs. 9	Fri. 10
Fabian	Grometer	Brown	R.D.Larson	Petersen
Mon. 13	Tues. 14	Weds. 15	Thurs. 16	Fri. 17
Petersen	Sheldon	Edmondson	150	Sheldon
Mon. 20	Tues. 21	Weds. 22	Thurs. 23	Fri. 24
Eichmeier	Fabian	Grometer	Brown	HOLIDAY
Mon. 27	Tues. 28	Weds. 29	Thurs. 30	Fri. 31
R.D.Larson	Petersen	Sheldon	Edmondson	HOLIDAY

"ATTACHMENT B"  
1993 BOND CALL SCHEDULE

JANUARY

1, 2 & 3 ---- Hallock  
9 & 10 ---- Grometer  
16, 17 & 18 - Brown  
23 & 24 ---- Petersen  
30 & 31 ---- Fabian

FEBRUARY

6 & 7 ---- Hogan  
12 & 13 ---- Sheldon  
14 & 15 ---- Eichmeier  
20 & 21 ---- Brawka  
27, 28 & 3-1 Grometer

MARCH

6 & 7 ---- R.D. Larson  
13 & 14 ---- New Judge  
20 & 21 ---- Hallock  
27 & 28 ---- Edmondson

APRIL

3 & 4 ---- Brown  
9, 10 & 11 -- Petersen  
17 & 18 ---- Grometer  
24 & 25 ---- Petersen

MAY

1 & 2 ---- Fabian  
8 & 9 ---- Hogan  
15 & 16 ---- Sheldon  
22 & 23 ---- Eichmeier  
29, 30 & 31 - Fabian

JUNE

5 & 6 ---- Brawka  
12 & 13 ---- R.D. Larson  
19 & 20 ---- New Judge  
26 & 27 ---- Hallock

JULY

3, 4 & 5 ---- Hogan  
10 & 11 ---- Edmondson  
17 & 18 ---- Brown  
24 & 25 ---- Grometer

AUGUST

7/31 & 8/1 --- Petersen  
7 & 8 ---- Fabian  
14 & 15 ---- Hogan  
21 & 22 ---- Sheldon  
28 & 29 ---- Eichmeier

SEPTEMBER

4, 5 & 6 ---- Sheldon  
11 & 12 ---- Brawka  
18 & 19 ---- R.D. Larson  
25 & 26 ---- New Judge

OCTOBER

2 & 3 ---- Hallock  
9, 10 & 11 --- Eichmeier  
16 & 17 ---- Edmondson  
23 & 24 ---- Brown  
30 & 31 ---- Grometer

NOVEMBER

6 & 7 ---- R.D. Larson  
11, 13 & 14 -- Brawka  
20 & 21 ---- Fabian  
25 & 26 ---- Petersen  
27 & 28 ---- Hogan

DECEMBER

4 & 5 ---- Sheldon  
11 & 12 ---- Eichmeier  
18 & 19 ---- Brawka  
24, 25 & 26 -- New Judge  
31 & 1/1/93 - Edmondson

921121

GENERAL ORDER 92-19

Section One: Pursuant to Supreme Court Rule 21(b) the following judges are hereby assigned to the court assignments indicated below:

DeKalb County: John W. Countryman, Presiding Judge  
Philip L. DiMarzio  
Douglas R. Engel  
Robert C. Jenkins

Kendall County: James M. Wilson, Presiding Judge  
Grant S. Wegner

Section Two: DeKalb and Kendall Counties:


A. During any absence of Judge John W. Countryman from DeKalb County, Judge Philip L. DiMarzio is appointed Acting Presiding Judge of DeKalb County.

B. During any absence of James M. Wilson from Kendall County, Judge Grant S. Wegner is appointed Acting Presiding Judge of Kendall County.

Section Three: Acting Chief Judge: Judge Gene L. Nottolini is appointed Acting Chief Judge during any absence of the undersigned.

Section Four: This Order shall take effect December 7, 1992.

ENTER this 6th day of November, 1992.

  
\_\_\_\_\_  
Chief Circuit Judge  
Michael J. Colwell

ENTERED  
NOV 11 11 30 AM '92  
DEKALB COUNTY CLERK

GENERAL ORDER 92-18

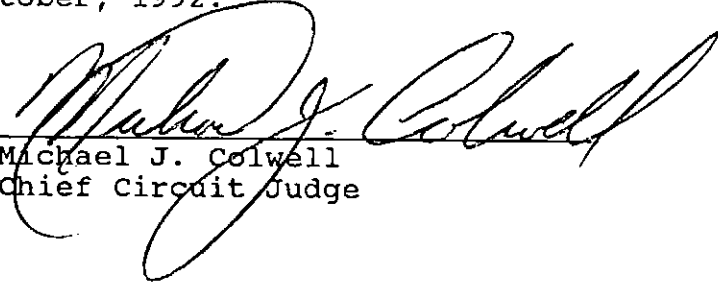
Section One: Pursuant to Supreme Court Rule 21(b) the following judges are hereby assigned to the court assignments indicated below:

Felony Division: Room 430 - James T. Doyle

Misdemeanor & Traffic Division: Room 150 - Main Courthouse - Thomas E. Hogan

Section Two: This Order shall take effect on December 7, 1992.

ENTER this 21st day of October, 1992.

  
Michael J. Colwell  
Chief Circuit Judge

FILED 05  
ENTERED \_\_\_\_\_  
Oct 21 3 12 PM '92  
JAN CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

GENERAL ORDER 92-17

IN THE CIRCUIT COURT FOR THE 16th JUDICIAL CIRCUIT,  
OF THE STATE OF ILLINOIS

IN THE MATTER OF THE APPOINTMENT )  
OF MICHAEL J. COLWELL, AS THE )  
CHIEF JUDGE OF THE 16th JUDICIAL )  
CIRCUIT, OF THE STATE OF ILLINOIS. )

The majority of the Circuit Judges in and for the Sixteenth Judicial Circuit of the State of Illinois, having voted to appoint Michael J. Colwell to be the Chief Judge of the Sixteenth Judicial Circuit of the State of Illinois, does hereby appoint Michael J. Colwell, Chief Judge of the Sixteenth Judicial Circuit, Illinois, effective December 7, 1992.

ENTER this 22 day of September, 1992.

Patrick J. Dixon  
Patrick J. Dixon

Philip DiMarzio  
Philip DiMarzio

Gene L. Nottolini  
Gene L. Nottolini

Barry E. Puklin  
Barry E. Puklin

Pamela K. Jensen  
Pamela K. Jensen

Richard J. Larson  
Richard J. Larson

Douglas R. Engel  
Douglas R. Engel

Michael J. Colwell  
Michael J. Colwell

Melvin E. Dunn  
Melvin E. Dunn

Michael F. O'Brien  
Michael F. O'Brien

James F. Quetsch  
James F. Quetsch

James M. Wilson  
James M. Wilson

John Countryman  
John Countryman

Grant S. Wegner  
Grant S. Wegner

FILED 15  
ENTERED  
SEP 24 1 39 PM '92  
JAN CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

GENERAL ORDER 92-16

IT IS HEREBY ORDERED:

Section 1: By vote of the Circuit Judges of the Sixteenth Judicial Circuit, the Local Rules previously adopted are amended in the following respects.

Section 2: Article 16: Small Claims and Law Medium

FILED  
SEP 21 1 53 PM '92  
COURT OF APPEALS  
KANSAS

16.00 (Reserved)

16.01 FORM OF SUMMONS AND COMPLAINT

15

(a) A summons form provided by the Clerk of the Court substantially in the form set forth in Supreme Court Rule 101(b) (Ill. Rev. Stat., Ch. 110A, Rule 101(b)) shall be served upon each defendant together with a copy of the complaint.

(b) The form of complaint to be used in Small Claims Action shall provide for a verified statement of claim setting forth the elements provided for in Supreme Court Rule 282. Small Claims Complaint forms shall be provided by the Clerk of the Court.

(c) The form of complaint to be used in Forcible Entry and Detainer Actions shall provide for a verified statement of claim setting forth the address of the premises and the amount of rent due and owing to the plaintiff. Forcible Entry and Detainer Complaint forms shall be provided by the Clerk of the Court.

16.02 SCHEDULING OF RETURNS, CITATIONS, MOTIONS AND TRIALS

(a) All motions for turnover orders and returns of summons and citations shall be scheduled for 9:00 A.M. on the first date determined by the Circuit Clerk to be available. Attorneys shall not schedule cases on Thursdays or Fridays without the permission of the Court. Pro Se Litigants shall not schedule cases on Tuesdays, Wednesdays or Thursdays without the permission of the Court.

(b) All motions (other than motions for turnover orders) shall be scheduled on 10:30 A.M. on the first date determined by the Circuit Clerk to be available. Attorneys shall not schedule cases on Thursdays or Fridays without the permission of the Court. Pro Se Litigants shall not schedule cases on Tuesdays, Wednesdays or Thursdays without the permission of the Court.

(c) All trials shall be set by court order for 1:00



P.M. unless the Court otherwise directs.

(d) Motions may be heard by the judge presiding in Small Claims court, unless the facts and circumstances require it to be heard by some other judge to whom the case has been assigned. Once a case has been set for trial and until judgment is entered, all motions shall be heard by the trial judge.

(e) Motions must be scheduled by the movant or movant's attorney by calling the Small Claims/Law Medium Team of the Circuit Clerk's Office. Motions not scheduled according to the following procedure will not be heard unless the respondent or respondent's attorney appears in court pursuant to the notice of motion.

(f) If any party shall make a timely demand for a jury trial and pay the required Clerk's fee the cause will be reassigned by the presiding Small Claims Court Judge to a Law Division Judge.

#### 16.03 MOTIONS, PETITIONS, AND ORDERS

(a) All motions and petitions must be fully titled to include the relief sought. Non-form orders must be similarly titled. Orders which are agreed must so state.

(b) All orders, including pre-printed form orders, shall be fully completed and must clearly state the specific relief granted. The presence or absence of the plaintiff or defendant and/or counsel appearing on their behalf must be indicated on any order presented. The name of the person preparing the order shall also appear.

(c) Neither a plaintiff nor plaintiff's counsel may represent the defendant(s). Orders presented by the plaintiff or plaintiff's counsel in absence of the defendant or defendant's counsel must be either on motion of the plaintiff or titled as agreed.

(d) Where cases are cited to the court in a written motion or pleading, or in oral argument, a complete and correct copy of the case shall be presented to the court.

(e) Motions for turn over of garnished sums or withheld wages must be presented to the court on notice to the judgment debtor and the garnishee or employer.

16.04 APPEARANCE AND ANSWER

Pro Se defendants in Small Claims and Forcible Entry and Detainer actions shall not be required to file a written answer or appearance, unless ordered to do so by the court.

16.05 SMALL CLAIMS: DISCOVERY; FILING OF COUNTERCLAIMS, CROSSCLAIMS, INTERVENOR SUITS AND THIRD PARTY COMPLAINTS

(a) Where discovery is a matter of right or where a party has been granted leave to engage in discovery pursuant to Supreme Court Rule 287, such discovery shall be automatically cut off 15 days prior to trial.

(b) No counterclaims, crossclaims, intervenor suits or third party complaints may be filed within 30 days prior to trial except upon order of court and for good cause shown.

16.06 CONTINUANCES

(a) There shall be no telephone continuances.

(b) There shall be no continuance for status or payment except by court order.

(c) Motions may be continued by agreement. Either the Clerk or the Judge must approve the continuance date. No motion shall be continued, however, for a period of greater than 90 days except for good cause shown. The order granting the continuance must provide that any other date for which the motion is scheduled is stricken.

(d) Trials will not be continued except upon motion brought in advance of the trial date and then only for good cause shown; provided, however, that if all parties (non-attorneys) are present in open court and request a continuance, the court shall consider the same. Orders setting a new date for trial shall include language striking the case from the trial call for the previously set date.

(e) Motions to continue a trial date may be filed by litigants or attorney's representing litigants in Small Claims cases.

(f) Cases settled in advance of the time set for trial may be continued by agreement for 30 (thirty) days for the entry of judgment or dismissal. One or both parties or counsel representing them must appear before the court to obtain such a continuance. All

matters so continued shall be scheduled for 9:00 A.M. on a date approved by the Clerk or the Judge. Orders granting such a continuance must include language striking the case from the call on the date set for trial. The failure to present an order of judgment or dismissal on the continuance date will result in an automatic dismissal.

#### 16.07 SERVICE OF SUMMONS, CITATIONS

(a) On the return of an initial summons or citation to discover assets, if service of process has not been had on the named defendant(s) or citation respondent(s), the plaintiff or plaintiff's counsel must appear and submit an order continuing the matter for a date certain six months from the date the original complaint was filed or citation issued and thereupon an alias summons or citation may issue. If the plaintiff or plaintiff's counsel fails to appear, the matter will be dismissed.

(b) If any alias summons or citation so issued is returned unserved prior to the expiration of the six months, neither plaintiff nor plaintiff's counsel shall be required to appear in court on the date set for return. Provided that the case is not scheduled for any other reason, it will be passed.

(c) If service has not been had upon the named defendant(s) or citation respondent(s) within six months, the case will be automatically dismissed unless the plaintiff or plaintiff's counsel appears in court on the six month date and can show good cause why the matter should not be so disposed. Nothing in this provision shall be construed to change or otherwise limit the power of the court to dismiss matters pursuant to General Order 4.2.

#### 16.08 DEFAULT JUDGMENTS; DISMISSALS FOR WANT OF PROSECUTION

(a) Failure of a served defendant or defendant's counsel to appear on the return date or at the time of trial will result in default. Proof of damages may be made by a verified complaint, affidavit, or such proof of claim as the court may determine to be sufficient. Verified complaints and affidavits must be signed by the plaintiff or plaintiff's agent, not by the plaintiff's attorney. Matters may be continued once for proof of damages. If the plaintiff or plaintiff's attorney is unable to prove damages after one continuance, a judgment will not be granted, except upon motion with notice to the defendant(s).

(b) Where a defendant or defendant's counsel appears on the return date or at the time of trial and the plaintiff or plaintiff's counsel fails to appear, the matter will be dismissed.

(c) In the event the court determines it appropriate to reinstate a complaint previously dismissed or vacate any default judgment, the court shall consider sanctions.

#### 16.09 CITATIONS TO DISCOVER ASSETS

In addition to the requirements set forth in S2-1402 of the Code of Civil Procedure and Illinois Supreme Court Rule 277 the following rules of court are hereby established concerning citation proceedings:

(a) If the citation respondent appears on the return date, he shall be sworn and examined subject to the discretion of the court. Upon completion of the examination an order shall be entered dismissing the citation, unless the court determines that it is necessary to continue the citation. Orders continuing a citation must set forth specifically the reason for the continuance and what is required to complete the citation. Continuances merely to permit a judgment debtor to complete an installment payment schedule or otherwise satisfy the judgment will not be allowed.

(b) If the citation respondent, having been duly served, fails to appear on the return date, a rule to show cause shall issue. No continuances in lieu of a rule will be granted, except where the court determines it necessary to do so to protect the rights and interests of all parties to the proceedings.

(c) Orders compelling respondent to make installment payments to be applied to the judgment must provide that the underlying citation is dismissed. Rules to show cause for the failure to comply with the terms of such a payment order shall issue only upon petition.

#### 16.10 RULES TO SHOW CAUSE, ORDERS FOR BODY ATTACHMENT

(a) Unserved rules or orders for body attachment may not be continued.

(b) Where a rule or body attachment is returned unserved:

(1) The first alias shall be returnable approximately 30 days from the date of issuance.

The second alias shall be returnable 60 days from the date of issuance.

The third alias shall be returnable approximately 90 days from the date of issuance.

(2) If the third alias is returned unserved, the supplementary proceeding will be dismissed with leave to reinstate upon showing that service can likely be obtained.

(c) Except upon affidavit showing lack of knowledge of the description of the body sought to be attached, no orders for body attachment shall issue unless a physical description of the body is provided in the appropriate space on the order. The order shall also contain notation as to the total amount of judgment plus court costs presently owed by the judgment debtor.

Section 3: Article 30: Criminal Proceedings.

30.05 ASSIGNMENT OF COURT INTERPRETERS

(a) Pursuant to Par. 165-11 and 165-13 (Ill. Rev. Stats., ch. 38) a judge shall assign an interpreter to a person accused of committing a felony or misdemeanor who is not capable of understanding nor expressing themselves in English. The appointment of the interpreter in a felony or misdemeanor is at county expense regardless of whether or not the defendant is indigent.

(b) Pursuant to Par. 8-1402 (Ill. Rev. Stats., ch. 110) a judge shall assign an interpreter to a deaf person who is a party to any legal proceeding of any nature, or a juror or witness therein, the court in all instances shall appoint a qualified interpreter of the deaf sign-language to interpret the proceedings to and the testimony of such deaf person. The court shall determine and allow a reasonable fee for all such interpreter's services which shall be paid out of general county funds.

(c) The trial Judge shall sign two copies of the Order for the Appointment of a Language/Sign Interpreter specifying the name of the interpreter and the case the Judge is assigning the interpreter.

(d) No County paid interpreter shall be assigned to a case unless he or she has signed the Interpreter's Standards of Conduct which shall be

kept on file in the Chief Judge's office.

(e) The interpreter will use the Petition for Payment of Language/Sign Interpreter's Fees and Expenses to document all services provided including time spent, location of the service, and related expenses with receipts (mileage, tolls).

(f) After the case is completed or from time to time during its pendency, the interpreter will submit the Petition for Payment of Language/Sign Interpreter's Fees and Expenses to the trial Judge for approval.

(g) After the trial Judge has approved the above fees and expenses, the interpreter will submit the Petition for Payment of Language/Sign Interpreter's Fees and Expenses to the Chief Judge for authorization of payment.

(h) One copy of the Order for the Appointment of a Language/Sign Interpreter and the Petition for Payment of Language/Sign Interpreter's Fees and Expenses will be returned to the assigning Judge and one copy of both forms shall be filed with the clerk.

(i) Official court interpreters, whether staff or contractual, are appointed to serve the court pursuant to Ill. Rev. Stats., ch. 38, Par. 165-11 and ch. 110, Par. 8-1402. In their capacity as official court interpreters, they are bound to a professional code of conduct as outlined in Interpreter's Standards of Conduct. Assigned court interpreters of the 16th Judicial Circuit shall willingly accept and agree to be bound by this code of conduct, and understand that appropriate sanctions may be imposed by the court for willful violations.

(j) The Sixteenth Judicial Circuit hereby adopts this Code of Professional conduct for court appointed interpreters.

(1) Court interpreters act strictly in the interests of the court they serve.

(2) Court interpreters reflect proper court decorum and act with dignity and respect to the officials and staff of the court.

(3) Court interpreters shall avoid professional and personal conduct which could discredit the court.

(4) Court interpreters, except upon court order, shall not disclose any information of confidential nature about court cases obtained while performing interpreting duties.

(5) Court interpreters shall refrain from solicitation of business in the courtroom and environs. Any violation of this will result in loss of privilege of providing services.

(6) Court interpreters shall refrain from giving advice of any kind to any party or individual and from expressing personal opinion in a matter before the court.

(7) Court interpreters shall maintain impartiality by avoiding undue contact with witnesses, attorneys, and defendants and their families, and any contact with jurors. This should not limit, however, those appropriate contacts necessary to prepare adequately for their assignment.

(8) Court interpreters shall not accept any remuneration, gifts, gratuities, or valuable consideration in excess of their authorized compensation in the performance of their official interpreting duties.

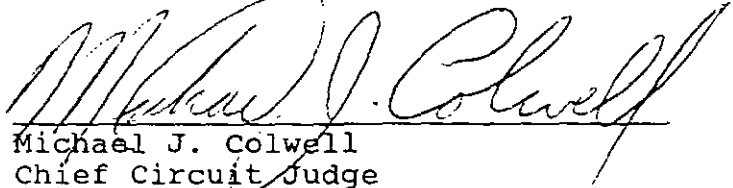
(9) Court interpreters shall not use, for private gain or advantage, their county time or the court's facilities, equipment or supplies, nor shall they use unwarranted privileges or exemptions for themselves or others.

(10) Court interpreters shall disclose to all parties concerned, and in court interpreting to the trial judge, any actual conflict of interest or the appearance of any conflict of interest. Any condition which impinges on the objectivity of the interpreter or affects his professional independence constitutes a conflict of interest. A conflict may exist whenever any of the following occur:

- (i) the interpreter is acquainted with any party to the action.
- (ii) the interpreter has, in any way, an interest in the outcome of the case.
- (iii) the interpreter is perceived as not being independent of the adversary parties (or related agencies in criminal cases).

Section 4. These amended rules shall be effective November  
2, 1992.

ENTER this 18<sup>th</sup> day of September A.D., 1992.

  
\_\_\_\_\_  
Michael J. Colwell  
Chief Circuit Judge



GENERAL ORDER 92-15

Pursuant to Supreme Court Rule 21(b), 42 U.S.C., Section 2000(e), et. seq., and Ill. Rev. Stat., Ch. 68, Sec. 2-101(E) and the Illinois Supreme Court's decision in Orenic it is ordered as follows:

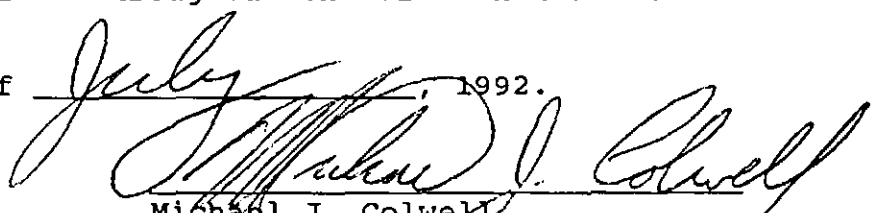
1. Attached hereto and made a part hereof is a document entitled "Sexual Harassment Policy Sixteenth Judicial Circuit Court".

2. Said policy is hereby adopted as a policy of the Sixteenth Judicial Circuit Court of the State of Illinois.

3. The Clerk's of the Circuit Court for the counties of Kane, Kendall and DeKalb, Illinois shall post copies of the policy in all court facilities in their counties as well as in their Clerk's offices and facilities.

4. The Executive Director of Court Services of the Sixteenth Judicial Circuit shall cause copies of this policy to be posted in all of its offices throughout the Sixteenth Judicial Circuit.

ENTER this 21<sup>st</sup> day of July, 1992.

  
Michael J. Colwell  
Chief Circuit Judge  
Sixteenth Judicial Circuit

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JUL 22 2 30 PM '92  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

**SEXUAL HARASSMENT POLICY  
SIXTEENTH JUDICIAL CIRCUIT COURT**

**I. Purpose**

Respect for the dignity and worth of each individual is a basic belief of the 16th Judicial Circuit Court. Each individual has the right to work in an environment that fosters equal opportunity and is free from discriminatory practices. For this reason sexual harassment is not tolerated by the 16th Judicial Circuit Court. All judges, attorneys and court personnel are responsible for ensuring that the workplace is free from this form of employment discrimination that is prohibited by law.

**II. Definition of Sexual Harassment**

Sexual harassment refers to any unwelcome sexual attention, sexual advances, requests for sexual favors and other verbal, visual or physical conduct of a sexual nature when:

- A. submission to such conduct is made either explicitly or implicitly a term or condition of an individual's employment.
- B. submission to or rejection of such conduct by an individual is used as the basis for employment decisions affecting such individual.
- C. such conduct has the purpose or effect of substantially interfering with an individual's work performance or creating an intimidating, hostile or offensive working environment.

Harassing behavior may be verbal, non-verbal, or physical. Sexual harassment includes, but is not limited to, threatening adverse employment actions if sexual favors are not granted; promising preferential treatment in return for sexual favors; unwanted and unnecessary physical contact; excessively offensive remarks, including unwelcome comments about appearance, obscene jokes or other inappropriate use of sexually explicit or offensive language; and the display in the workplace of sexually suggestive objects or pictures.

**III. Complaint Procedure**

A. Employees who feel that they or anyone else have been or are being sexually harassed by a co-worker, supervisor, and/or any other employee of the 16th Judicial Circuit Court should immediately bring the matter to the attention of the Court Administrator or Chief Circuit Judge or an appointed designee.

B. Employees making the complaint shall explain the facts of the incident(s) and the rationale for charging sexual

harassment.

C. All complaints that are made will be investigated by the Court Administrator and/or Chief Circuit Judge or a designee in as prompt a manner as possible and appropriate corrective action will be taken when warranted.

D. All individuals involved are to handle complaints discreetly, and, to the extent possible, are to maintain confidentiality, and do so in a manner that will minimize embarrassment to all involved.

E. Any employee of the 16th Judicial Circuit Court who is determined, as a result of such an investigation, and an opportunity to be heard on the part of the employee, pursuant to the employee's due process rights, to have engaged in sexual harassment in violation of this policy will be subject to appropriate disciplinary action. The disciplinary action can range from a reprimand to termination of employment.

F. Retaliation in any form against a complainant who exercises his or her right to make a complaint under this policy is strictly prohibited, and will be cause for appropriate disciplinary action.

G. This policy is not meant to replace nor does it supersede other disciplinary authorities such as the Judicial Inquiry Board or Attorney Registration and Disciplinary Commission.

#### IV. Dissemination of Sexual Harassment Policy to Employees

The 16th Judicial Circuit Court will periodically disseminate information about sexual harassment with such frequency and in such form as to ensure that all judges, attorneys and employees are aware of the various forms that sexual harassment can take, the court's strong disapproval of sexual harassment in any form, and the procedures that are available to enforce the policy. Dissemination may be done by any of the following means:

A. By conducting in-house training sessions on sexual harassment.

B. By posting sexual harassment policy on bulletin boards within the Circuit Court System.

C. By informing new employees of the policy through each new employee orientation program.

GENERAL ORDER #92-14

IT IS HEREBY ORDERED THAT:

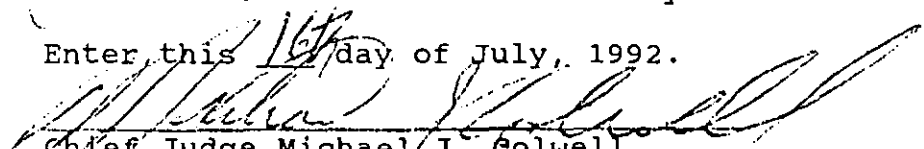
A. The Circuit Court for the Sixteenth Judicial Circuit, State of Illinois, shall adjourn, and the office of the Clerk of the Circuit Court of the counties of Kane, Kendall and DeKalb, shall be closed on the following legal holidays for the year 1993.

<u>HOLIDAY</u>	<u>OBSERVED ON</u>
New Year's Day	Friday, Jan. 1
Martin Luther King Jr's Birthday	Monday, Jan. 18
Lincoln's Birthday	Friday, Feb. 12
Washington's Birthday	Monday, Feb. 15
Casimir Pulaski's Birthday	Monday, March 1
Good Friday	Friday, April 9
Memorial Day	Monday, May 31
Independence Day	Monday, July 5
Labor Day	Monday, Sept. 6
Columbus Day	Monday, October 11
Veteran's Day	Thursday, Nov. 11
Thanksgiving Day	Thursday, Nov. 25 Friday, Nov. 26
Christmas Eve (observed)	Friday, Dec. 24
New Year's Day (1994) (observed)	Friday, Dec. 31

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

Enter this 16th day of July, 1992.

  
Chief Judge Michael J. Colwell  
16th Judicial Circuit



OFFICE OF THE CLERK  
KANE COUNTY, ILL.

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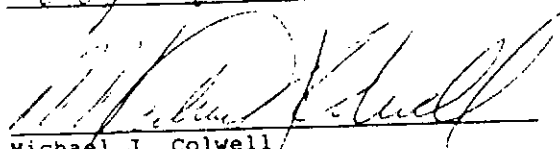
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GENERAL ORDER 92-12

Pursuant to Supreme Court 529(c) of the Illinois Supreme Court General Order 91-26 is amended to add to paragraph 2, sub-paragraph (d) as follows:

Had not within the preceding 12 months been sentenced to a period of court supervision for a traffic offense as defined by Ch. 95 1/2 of the Ill. Rev. Stats.

DATED this 27 day of April, 1992.

  
Michael J. Colwell  
Chief Circuit Judge

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CLERK OF COURT  
KANE COUNTY, ILL.

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AMENDED GENERAL ORDER 92-13

Section One: Until further order by the court and pursuant to Supreme Court Rule 553, the following law enforcement officers hereby designated by Office are authorized to release on individual bond without the posting of cash security, persons 17 years of age or older arrested for or charged with an offense covered by Supreme Court Rules 526, 527 and 528. These officers are as follows:

- (1) The designated or acting Shift Commanders of each Kane County Police Department or agency;
- (2) the acting Booking Officer for the Elgin and Aurora City Police Departments;
- (3) the Director of the Kane County Jail or, in his absence, the acting Booking Officer at the Kane County Jail;
- (4) the Shift Supervisor at each shift of the Kane County Sheriff's Department;
- (5) State Police Officers with the rank of Trooper and above;
- (6) Region II Conservation Police Officers and
- (7) Officers of the Secretary of State as set forth in General Order 89-3.

Section Two: When arrestees are released on individual bond pursuant to this order by said designated law enforcement officers, they shall cause to be prepared a Bail Bond form in current use in the County of Kane showing the amount of bail set by statute, the defendant's name and address, the offense charged and the date and court location of his next court appearance. If an arrestee is being held on a warrant which states "forthwith" as a court date the officer shall set a court date on the individual bond pursuant to this order NO SOONER THAN five working days (not counting Saturday or Sunday) before the judge before whom the case is pending or in the courtroom where the case is pending. In all other cases the officer shall insert on the individual bond form the court date set forth in the warrant. The Personal Recognizance box on the Bail Bond form should be checked and at the bottom of the form, the defendant should sign the Certificate of Defendant and the releasing officer should sign as peace officer. The defendant should receive a copy of this form. Individual bonds may also be executed by signing the citation or complaint agreeing to comply with its conditions.

Section Three: Pursuant to Supreme Court Rule 553(d) this type of release by the above designated law enforcement officers may be done except when:

- 1. The accused is unable or unwilling to establish his/her identity or submit to being fingerprinted as required by law; or
- 2. The accused is charged with an offense punishable by imprisonment and will pose a danger to any person or the community; or
- 3. The accused elects release on separate bail under Rule 503(a) (3) or 503(a) (4); or

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4. There is an outstanding warrant or detainer against the accused.

Section Four: In regard to persons under 17 years of age who cannot make bail, they may be released on individual bond as set by statute if the authorities cannot, within a reasonable time, locate a parent or adult standing in the place of a parent to execute the bond as surety.

Section Five: This Order shall become effective upon its issuance and does supersede General Order 91-3.

ENTERED: July 24, 1992

  
Chief Judge

GENERAL ORDER 92-13

Section One: Until further order by the court and pursuant to Supreme Court Rule 553, the following law enforcement officers hereby designated by Office are authorized to release on individual bond without the posting of cash security, persons 17 years of age or older arrested for or charged with an offense covered by Supreme Court Rules 526, 527 and 528. These officers are as follows:

- (1) The designated or acting Shift Commanders of each Kane County Police Department or agency;
- (2) the acting Booking Officer for the Elgin and Aurora City Police Departments;
- (3) the Director of the Kane County Jail or, in his absence, the acting Booking Officer at the Kane County Jail;
- (4) the Shift Supervisor at each shift of the Kane County Sheriff's Department;
- (5) State Police Officers with the rank of Trooper and above;
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- (7) Officers of the Secretary of State as set forth in General Order 89-3.

Section Two: When arrestees are released on individual bond pursuant to this order by said designated law enforcement officers, they shall cause to be prepared a Bail Bond form in current use in the County of Kane showing the amount of bail set by statute, the defendant's name and address, the offense charged and the date and court location of his next court appearance. If an arrestee is being held on a warrant which states "forthwith" as a court date the officer shall set a court date on the individual bond pursuant to this order within five working days (not counting Saturday or Sunday) before the judge before whom the case is pending or in the courtroom where the case is pending. In all other cases the officer shall insert on the individual bond form the court date set forth in the warrant. The Personal Recognizance box on the Bail Bond form should be checked and at the bottom of the form, the defendant should sign the Certificate of Defendant and the releasing officer should sign as peace officer. The defendant should receive a copy of this form. Individual bonds may also be executed by signing the citation or complaint agreeing to comply with its conditions.

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- 2. The accused is charged with an offense punishable by imprisonment and will pose a danger to any person or the community; or
- 3. The accused elects release on separate bail under 503(a) (3) or 503(a) (4); or

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4. There is an outstanding warrant or detainer against the accused.

Section Four: In regard to persons under 17 years of age who cannot make bail, they may be released on individual bond as set by statute if the authorities cannot, within a reasonable time, locate a parent or adult standing in the place of a parent to execute the bond as surety.

Section Five: This Order shall become effective upon its issuance and does supersede General Order 91-3.

ENTERED:

June 19, 1992

M. J. Howell  
Chief Judge

GENERAL ORDER 92-11

Pursuant to Resolution 92-3 and Resolution 92-58 of the Kane County, Illinois, County Board authorizing institution in Kane County of a six month pilot Electronic Monitoring Program for convicted defendants and/or as an option at the pre-trial release stage, it is ordered as follows:

1. For purposes of this pilot program the following judges are the only judges who are permitted to order defendants to wear electronic monitoring devices:

- A. F. Keith Brown
- B. John L. Petersen
- C. Timothy Q. Sheldon

2. The procedures and forms manual of the Kane County Electronic monitoring program as developed by Court Services the Sixteenth Judicial Circuit shall constitute the court's guidelines for the operation of this pilot program and are attached hereto and made a part hereof as if fully set forth herein.

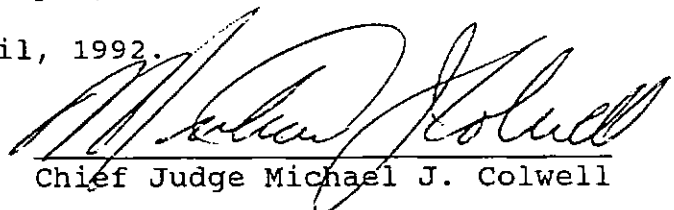
3. Court Services for the Sixteenth Judicial Circuit shall collect such data as is necessary during the operation of a pilot program so as to enable the County Board of Kane County to evaluate all aspects of the program including but not limited to the following:

- A. The reliability and effectiveness of the equipment.
- B. The cost effectiveness of the program.
- C. The impact of the program on the offender and the community.
- D. The ability of the program to reduce jail overcrowding.
- E. The impact on the court system as it relates to violations of electronic monitoring orders.

4. Defendants shall be charged for use of these devices pursuant to Kane County Board Resolution No. 92-58, and on the sliding scale developed by Court Services for the Sixteenth Judicial Circuit, both of which are attached hereto as if fully set forth herein.

5. The above named judges may commence sentencing of individuals to the pilot program under the terms and conditions of this General Order commencing May 1, 1992.

ENTER this 23<sup>rd</sup> day of April, 1992.

  
 Chief Judge Michael J. Colwell

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GENERAL ORDER 92-10

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KANE COUNTY ILLINOIS

Section 1.

WHEREAS, there are pending in the courts of Kane County hundreds of Petitions for Dissolution of Marriage, with approximately 60% of those involving children under the age of 18 years of age; and,

WHEREAS, there are pending in the courts of Kane County hundreds of post dissolution actions, with the vast majority involving custody, visitation, non-payment of support and maintenance orders, and modification of same; and,

WHEREAS, these petitions and post dissolution actions are creating considerable congestion in the Family Court of Kane County; and,

WHEREAS, pre-dissolution and post-dissolution arguing and manipulating of the parents by minor children and participation by those children in those proceedings has a detrimental effect on the emotional well being and health of those children; and,

WHEREAS, the court believes that participation in parent education workshops by the parties to pre and post-dissolution proceedings will assist them in avoiding those common problems depicted therein, and thereby benefit the parties, more particularly their children, and incidently the courts by reducing litigated issues and pre and post-dissolution actions; and

By reason of the vote of the Circuit Judges of the Sixteenth Judicial Circuit local rules previously adopted are amended in the following respect:

ARTICLE FIFTEEN: DOMESTIC RELATIONS is hereby amended by adding Rule 15.23 as follows: "KIDS COUNT" PARENT EDUCATION PROGRAM

1. There is created in the Sixteenth Judicial Circuit, Kane County, Illinois a program to be known as "Kids Count" Parent Education Program.

2. In all cases involving custody or visitation of minor children in the Family Court whether pre- or post-dissolution actions, the parties shall be required to attend the Kane County Kids Count Parent Education Program prior to entry of a final judgment disposing of the case. Upon good cause shown, the court may exempt any party from attendance at said program.

3. The judge shall order one or both of the parties to pay the costs attendant thereto. Fees for attendance by the parties shall be set by the presiding judge of Family Court.

4. In the event there remains a pre- or post-dissolution dispute over custody or visitation of minor children the case remains subject to mediation as set forth in Local Rule 15.22.

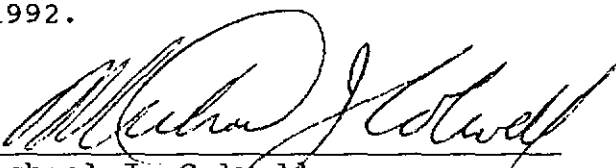
SECTION 2.

The effective date of this order shall be set by the presiding judge of Family Court.

SECTION 3.

The presiding judges of Kendall and DeKalb Counties may implement a "Kids Count" Program in their counties at their option.

ENTER this 7<sup>th</sup> day of April, 1992.

  
\_\_\_\_\_  
Michael J. Colwell  
Chief Circuit Judge

GENERAL ORDER 92-9

Pursuant to Chapter 37, Section 806-1(e) and in the exercise of the Chief Judge's supervisory authority over the Kane County Youth Home, it is ordered as follows:

1. Court Administrator, Douglas Naughton is directed to purchase and have installed a metal detector and related equipment at the Kane County Youth Home. With the approval of the Director of Court Services for the Sixteenth Judicial Circuit, and with the consent of the Chief Judge, such other security equipment as may be needed at the Youth Home from time to time may be purchased.

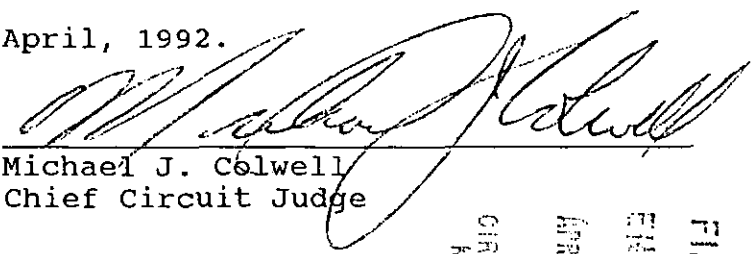
2. All persons entering the Kane County Youth Home for visitation with juveniles are subject to search and shall be required to pass through the metal detector prior to visitation at the Youth Home. All visitors are subject to search prior to leaving the Youth Home.

3. Visitation with detainees at the Youth Home is hereby limited to the parents, guardians or persons standing In loco parentis to the persons detained.

4. Visitation with the detainees by persons other than parents, guardians, or persons standing In loco parentis may be permitted by order of the judges of the circuit but such visitations are specifically discouraged and should be granted only under extraordinary circumstances due to the present level of staffing and population at the Kane County Youth Home.

5. Juvenile Court Services may establish such guidelines for visitation and such schedules and procedures as may be necessary to implement this order.

ENTER this 7th day of April, 1992.

  
Michael J. Colwell  
Chief Circuit Judge

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KANE COUNTY, ILL.

GENERAL ORDER 92-8

Pursuant to Supreme Court Rule 21(b) and Ch. 38, Sec. 1005-3-2 it is ordered as follows:

Section 1. All pre-sentence reports ordered to be prepared by a judge of the Sixteenth Circuit shall contain all items as set forth in Ch. 38, Sec. 1005-3-2, sub-section 5-3-2(a)(b)(c).

Section 2. The following items shall be eliminated from the pre-sentence reports:

1. Names and addresses of parents
2. Names and addresses of siblings
3. Defendant's interests, vocations, and use of leisure time
4. Family history
5. Geographic moves
6. Names and addresses of stepchildren
7. Special job skills

Section 3. All defendants who are not in custody shall appear at the designated Court Services Offices in the Sixteenth Circuit for purposes of obtaining information and signatures on the release forms for the preparation of the pre-sentencing report.

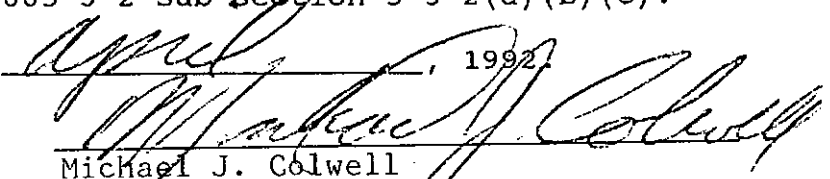
Section 4. Pre-sentencing reports for the Sixteenth Circuit shall contain the following items:

1. Criminal history (Juvenile/Adult)
2. Physical history
3. Mental history
4. Economic situation (assets/debts)
5. Educational history (past/present) (including vocational training)
6. Employment history (past/present) (24 months prior to offense)
7. Defendant's version of the offense
8. Status since arrest
9. Marital status
10. Military history
11. Alcohol and drug usage
12. Alcohol and drug treatment
13. Victim Impact
14. Special resources for defendant
15. Plan of supervision/author's recommendations
16. Summary

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 KANE COUNTY, ILL.

These elements will be included in all pre-sentence reports in the Sixteenth Judicial Circuit consistent with the statutory scheme as set forth in Sec. 1005-3-2 sub-section 5-3-2(a)(b)(c).

ENTER this 3rd day of April, 1992.

  
 Michael J. Colwell  
 Chief Circuit Judge


GENERAL ORDER 92-7

APPOINTMENT OF COURT REPORTER

Pursuant to Illinois Revised Statutes, Chapter 37, Paragraph 654, the following person is hereby appointed as an Official Court Reporter for the Sixteenth Judicial Circuit, commencing March 9, 1992.

DEBRA PROKASKI

Enter this 5<sup>th</sup> day of March, 1992.

  
Michael J. Colwell  
Chief Circuit Judge

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GENERAL ORDER 92-6

Adult Court Services of the 16th Judicial Circuit having established drug testing procedures and having obtained the necessary equipment and systems to perform said tests;

IT IS HEREBY ORDERED AS FOLLOWS:

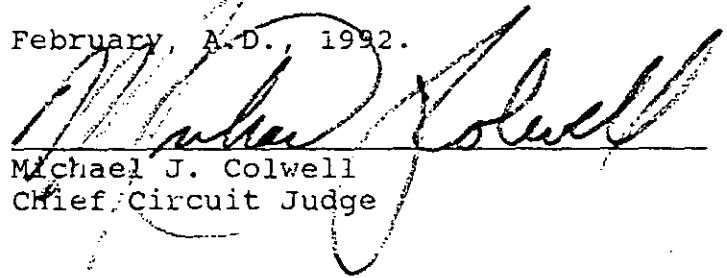
1. Whenever a probationer has his case transferred into the 16th Judicial Circuit from another Circuit and said probationer has been ordered to submit to substance abuse screening, said screening shall be performed by Adult Court Services personnel and said persons shall be required to pay a fee of \$10.00 per single test or \$70.00 per full screening.

2. Unless otherwise ordered by the trial judge, all probationers ordered to submit to substance abuse screening in the 16th Circuit shall have said screening performed by Adult Court Services of the 16th Judicial Circuit. Said tests shall be performed at the rate of \$10.00 per single test or \$70.00 per full screen.

3. Adult Court Services of the 16th Judicial Circuit is authorized to purchase chemical reagents from time to time to perform these tests, and is further authorized to use the probation fee fund to purchase said chemical reagents subject to the approval of the undersigned.

4. In cooperation with the Treasurer of Kane County, a segregated account shall be established to be used specifically for the drug testing activities set forth in this General Order.

ENTER this 26th day of February, A.D., 1992.

  
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Michael J. Colwell  
Chief Circuit Judge

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GENERAL ORDER 92-5

Pursuant to Supreme Court Rule 21(b) concerning the annual Associate Judges Conference of the Illinois Judicial Conference scheduled for p.m. March 11, 1992, a.m. and p.m. March 12, 1992, a.m., p.m. March 13, 1992, a.m., p.m.;

IT IS HEREBY ORDERED:

Section 1 - Kane County Bond Calls:

March 12, 1992 Bond Calls will be handled as follows:

- Elgin - Judge Pamela K. Jensen
- Geneva - Judge James F. Quetsch
- Aurora - Judge Richard J. Larson

March 13, 1992 Bond Calls will be handled as follows:

- Elgin - Judge Gene L. Nottolini
- Geneva - Judge Patrick J. Dixon
- Aurora - Judge Richard J. Larson

Section 2 - Weddings:

- March 11, 1992 - Judge Michael F. O'Brien
- March 12, 1992 - Judge Barry E. Puklin
- March 13, 1992 - Judge Melvin E. Dunn

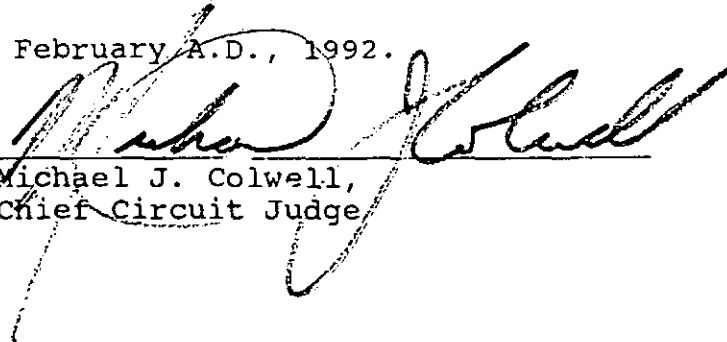
Section 3 - Elgin Mental Health Call:

Judge Gene Nottolini is assigned to cover the Elgin Mental Health Call for Friday, March 13, 1992.

Section 4 - All Associate Judge courtrooms within the circuit shall be closed to all further settings for these dates. All matters presently set on Associate Judge calls for p.m. March 11, 1992, a.m., p.m. March 12, 1992, a.m., p.m. March 13, 1992 shall be continued to new dates. Each Associate Judge is responsible for and shall clear his or her call of any matters set on these dates.

Section 5 - All Police agencies within the 16th Judicial Circuit are requested to make no cases returnable on these dates and to so advise their individual police officers. The Clerk of the Circuit Court of each County shall notify each police agency operating within their county of the entry of this Order.

ENTER this 26th day of February A.D., 1992.

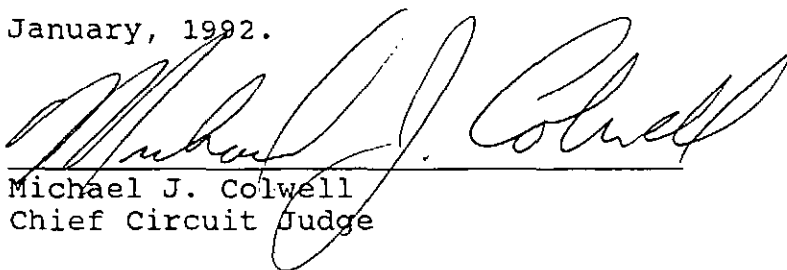
  
Michael J. Colwell,  
Chief Circuit Judge

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GENERAL ORDER 92-4

1. This Order is entered pursuant to Supreme Court Rule 21.
2. The Supreme Court through the Administrative Office of the Illinois Courts has advised the Chief Judges of its desire to encourage and assure attendance of all court reporters at the 1992 Official Court Reporters Seminar.
3. Judges presiding in courtrooms wherein court reporters are required by law, are directed to set no such matters for May 22, 1992 except on an emergency basis.
4. All court reporters of the circuit not attending the Administrative Office of Illinois Courts seminar on May 22, 1992 shall notify Kathryn Lencioni no later than May 1, 1992. Those court reporters not attending said seminar shall report for their regular duties as assigned on May 22, 1992.
5. Freelance reporters will be arranged for criminal trials in progress or emergency matters as required on May 22, 1992.
6. Execution and filing with the Circuit Clerks of this Order shall constitute notice of this Order to the practicing bar.

ENTER this 28th day of January, 1992.

  
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Michael J. Colwell  
Chief Circuit Judge

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CIRCUIT COURT CLERK  
KANE COUNTY, IL

92mr1

AMENDED GENERAL ORDER 92-3

Section 1. Pursuant to Supreme Court Rule 21(b) the following judges are hereby assigned to the court assignments indicated below:

PROBATE & FAMILY DIVISION:

Courtroom G-7

Gene L. Nottolini, Presiding Judge

- Paternities, Mondays A.M. and P.M.
- Probate, Tuesdays and Fridays, A.M. and P.M.
- State's Attorneys Non-Support Call, Wednesday, A.M. and P.M.
- Clerk's Non-Support Call, Thursdays, A.M. and P.M.

MISDEMEANOR & TRAFFIC DIVISION:

Courtroom 240

F. Keith Brown, Associate Judge

- Monday, Tuesday and Wednesday Room 220 and Room 150 back-up judge, A.M. and P.M.
- Thursday, A.M. - Returns, Orders of Protection, 9:00 A.M.
- F and D matters as assigned, 10:30 A.M.
- Thursday A.M. call conducted Chambers G-7, Family Court Building Thursday P.M. back-up, Room 220, Room 150 Friday A.M. and P.M., Elgin Mental Health Call

Branch Court Rotation: James C. Hallock

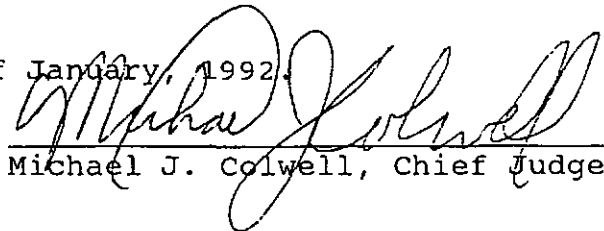
Section 2. Administrative Assistant, Kathryn Lencioni shall prepare and circulate a Branch Court Rotation Schedule substituting Judge Hallock for Judge Brown and shall prepare an appropriate revised wedding schedule.

Section 3. All provisions of General Order 91-20 not inconsistent herewith remain in full force and effect.

Section 4. General Order 92-3 is hereby vacated.

Section 5. This Order shall take effect on February 3, 1992.

ENTER this 29th day of January, 1992.



Michael J. Colwell, Chief Judge

FILED  
 ENTERED  
 JAN 29 2 15 PM '92  
 JAN CARLSON  
 CIRCUIT COURT CLERK  
 KANE COUNTY, IL

92mr1

GENERAL ORDER 92-3

Section 1. Pursuant to Supreme Court Rule 21(b) the following judges are hereby assigned to the court assignments indicated below:

PROBATE & FAMILY DIVISION:

Courtroom G-7

- Gene L. Nottolini, Presiding Judge
- Paternities, Mondays A.M. and P.M.
- Probate, Tuesdays and Fridays, A.M. and P.M.
- Clerk's Non-Support Call, Wednesday, A.M. and P.M.
- State's Attorneys Non-Support Call, Thursdays, A.M. and P.M.

MISDEMEANOR & TRAFFIC DIVISION:

Courtroom 240


- F. Keith Brown, Associate Judge
- Monday, Tuesday and Wednesday Room 220 and Room 150 back-up judge, A.M. and P.M.
- Thursday, A.M. - Returns, Orders of Protection, 9:00 A.M.
- F and D matters as assigned, 10:30 A.M.
- \* Thursday A.M. call conducted Chambers G-7, Family Court Building Thursday P.M. back-up, Room 220, Room 150 Friday A.M. and P.M., Elgin Mental Health Call

Branch Court Rotation: James C. Hallock

Section 2. Administrative Assistant, Kathryn Lencioni shall prepare and circulate a Branch Court Rotation Schedule substituting Judge Hallock for Judge Brown and shall prepare an appropriate revised wedding schedule.

Section 3. All provisions of General Order 91-20 not inconsistent herewith remain in full force and effect.

ENTER this 23rd day of January, 1992.

  
 Michael J. Colwell,  
 Chief Circuit Judge

FILED 05  
 JAN 28 2 44 PM '92  
 CIRCUIT CLERK  
 KANE COUNTY, IL

92mk1

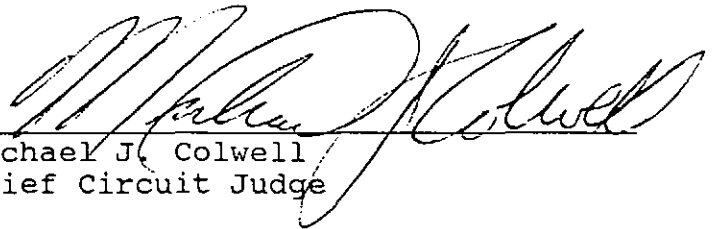
GENERAL ORDER 92-2

In Re: The appointment of James C. Hallock, Associate Circuit Judge for the Sixteenth Judicial Circuit.

The Chief Judge of the Sixteenth Judicial Circuit having been advised by the Acting Director of the Administrative Office of the Illinois Courts that James C. Hallock has received the majority of the votes of the Circuit Judges of the Sixteenth Judicial Circuit to fill a vacancy in the office of Associate Judge.

IT IS HEREBY ORDERED that James C. Hallock is appointed as Associate Judge of the Sixteenth Judicial Circuit effective February 1, 1992.

ENTER this 23rd day of January A.D., 1992.

  
Michael J. Colwell  
Chief Circuit Judge

FILED 05  
54  
JAN 24 9 41 AM '92

GENERAL ORDER 92-1

Pursuant to Supreme Court Rule 40 and Chapter 25 Section 27.1 and Section 27.1a(r)

IT IS ORDERED AS FOLLOWS:

1. The Clerk of the Circuit Court of Kane County shall collect the sum of ten (\$10.00) dollars for marriages in court pursuant to Chapter 25 Section 27.1a(r).

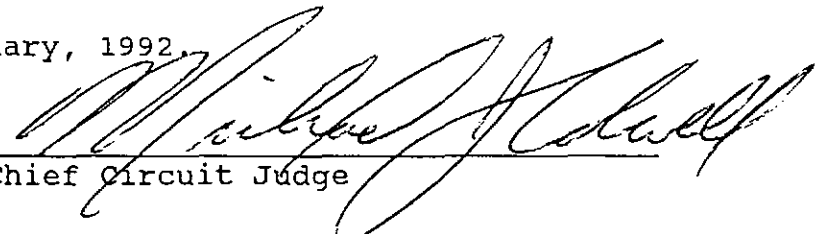
2. In addition to the fee collected pursuant to Chapter 25 Section 27.1a(r) for marriages in court in the amount of ten (\$10.00) dollars the Circuit Clerk in Kane County shall collect a fee of ten (\$10.00) dollars pursuant to Supreme Court Rule 40 for marriages in court.

3. In addition to the fee collected pursuant to Chapter 25 Section 27.1 in the amount of ten (\$10.00) dollars for marriages in court in DeKalb and Kendall Counties, the Presiding Judges secretary/assistant or the Clerk of the Circuit Court (at the presiding judges option) shall collect a fee of ten (\$10.00) dollars pursuant to Supreme Court Rule 40 for marriages in court.

4. Both fees collected pursuant to this Order shall be remitted to the marriage funds of the respective counties by the party collecting same.

5. This Order shall become effective January 2, 1992 and supersedes General Order 91-21.

ENTER this 2nd day of January, 1992.

  
Chief Circuit Judge

05  
JAN 7 9 14 AM '92  
CIRCUIT CLERK  
KANE COUNTY, ILL.

Rule 15.22 - FAMILY MEDIATION PROGRAM

1. A Family Mediation Program for the 16th Judicial Circuit is hereby established.

2. Any persons who meet the following criteria are eligible to serve as mediators for the purposes of this Rule:

- A. Satisfactory completion of 40 hour divorce mediation training program, and;
- B. Possession of a Masters Degree in Social Work, Mental Health, Clinical Psychology or a Juris Doctor Degree.

3. A. Persons providing mediation services shall be barred from subsequently representing either party or from providing professional services for either party individually, other than as a mediator, for a five year period.

- B. The mediator shall be barred from testifying as to confidential mediation issues in any proceeding except by leave of court for good cause shown.

4. All persons meeting the requirements in paragraph 2 and submitting to the conditions in paragraph 3 who are interested in acting as Court Appointed Mediators shall provide proof by way of affidavit of the aforesaid requirements to the presiding Judge of the Family Court, presiding Judge of Kendall County, and the presiding Judge of DeKalb County and shall then be eligible to serve as mediators. A periodic list shall be prepared by the presiding judges of the Kane County Family Court, Kendall County and DeKalb County; and approved by the Chief Circuit Judge with the names of those persons eligible to be appointed and/or retained as mediators.

5. Mediation may be ordered by the court if the court finds:

- A. A dispute exists involving child custody or visitation.
- B. There is reasonable likelihood that mediation can aid the parties in resolution of the dispute.

6. Where appropriate the Court may appoint a Guardian ad Litem and/or an attorney to represent the child or children during mediation and shall allocate the cost of such Guardian ad Litem and/or attorney between the parties if necessary.

7. A. The judge to whom the child custody or

visitation is assigned may make the necessary findings to order mediation. The presiding judge of Kane County Family Court or such other presiding judge as is applicable shall designate the particular mediator to be used on a rotating basis from the list of mediators fulfilling the criteria set forth in this Rule.

- B. The parties shall not be entitled to choose specific mediators. (This provision does not apply to court approved agreements between litigants which pre-date the dispute in issue.)
- C. If the mediator selected has any conflict of interest another mediator shall be appointed from the list.

8. A. Upon appointment of the mediator, the court shall set a 60 day status date for submission of the mediator's report to the court and respective counsel and the report shall be inadmissible as evidence in any subsequent proceeding. The report shall state the following:

- (1) Whether a settlement has been reached.
  - (2) Whether any additional mediation sessions are recommended.
  - (3) The number and duration of sessions conducted.
  - (4) Whether psychological evaluation is recommended.
- B. In the event a settlement is reached the mediator shall supply a written summary of the agreement to counsel and the court and same shall be included in any order or judgment disposing of the dispute.
  - C. In the event a settlement is not reached, the mediator shall supply a statement setting forth the areas of disagreement to the court and counsel.
  - D. The mediator shall have discretion as to the amount of time needed for mediation sessions. It shall be within the court's discretion to extend mediation after the 60 day status date.
  - E. Only written discovery shall be allowed until mediation is terminated by order of court.

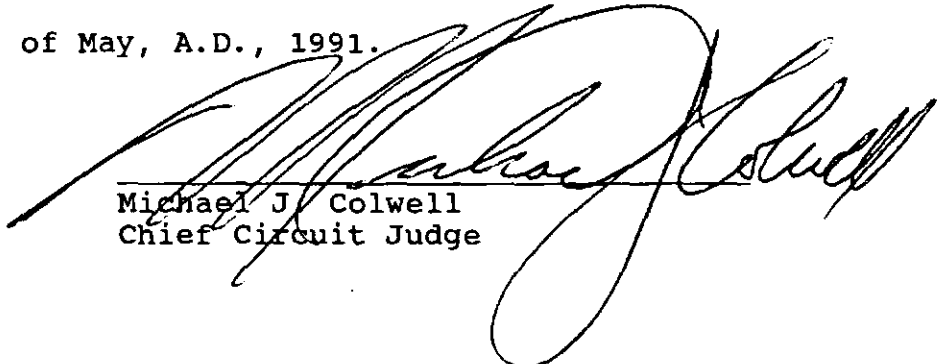
10. The mediation fee may be no higher than One Hundred (\$100.00) Dollars per hour, payable in advance to the mediator for services rendered. Initially, an advance deposit of the cost



of three hours of the mediators time shall be required for the first three hours of the mediation service. The Court shall allocate mediation costs between the parties if necessary.

11. This Rule shall be effective June 3, 1991.

ENTER this 16<sup>th</sup> day of May, A.D., 1991.



Michael J. Colwell  
Chief Circuit Judge

91MRI

GENERAL ORDER 91-26

Pursuant to Supreme Court Rule 529(c) of the Illinois Supreme Court and the standards set forth thereunder by the Conference of Chief Circuit Judges; the court finds:

1. That the Sixteenth Judicial Circuit and the Circuit Clerks of Kane, Kendall and DeKalb Counties in said circuit, and Waubensee Community College have entered into a certain contract dated November 21, 1991 whereby the National Safety Council's four hour Defensive Driving School Program shall be conducted by Waubensee Community College at various sights within Kane, Kendall and DeKalb Counties.
2. The aforesaid contract was approved by the Circuit Judges on October 3, 1991 and the Conference of Chief Circuit Judges on October 18, 1991.
3. The aforesaid contract calls for the start up of the instant program no later than six (6) months from the date of the contract's execution.

THIS COURT THEREFORE ORDERS AS FOLLOWS:

1. Waubensee Community College is hereby authorized to conduct a four hour defensive driving school program pursuant to the aforesaid contract of November 21, 1991 and any subsequent amendments thereto, and Illinois Supreme Court Rule 529(c).
2. Traffic tickets written in Kane, Kendall and DeKalb Counties, not requiring a court appearance (as set out in Illinois Supreme Court Rule 551), may be mailed to the Circuit Court requesting the aforesaid four hour course, and an order of supervision under paragraph 1005-6-3.1 of Chapter 38, Ill. Rev. Statutes may be entered upon a written plea of guilty, provided that the motorist:
  - a. Had not within the preceding 12 months attended a court ordered traffic safety school;
  - b. Pays the fines and costs required by law and a specified tuition fee; and
  - c. Successfully completes the defensive driving school program within the time set by the court.
3. That nothing herein prohibits the granting of supervision in traffic court proceedings upon such terms as the judge considers appropriate, including without limitation, referral to the defensive driving school program, under the conditions of sub-paragraphs a, b and c of paragraph 2 hereunder.

DATED this 25th day of November, 1991.

Michael J. Colwell, Chief Judge

CIRCUIT CLERK  
 KANE COUNTY  
 NOV 26 10 25 AM '91  
 32  
 15

GENERAL ORDER 91-26

Pursuant to Supreme Court Rule 529(c) of the Illinois Supreme Court and the standards set forth thereunder by the Conference of Chief Circuit Judges, the court finds:

1. That the Sixteenth Judicial Circuit and the Circuit Clerks of Kane, Kendall and DeKalb Counties in said circuit, and Waubesa Community College have entered into a certain contract dated November 21, 1991 whereby the National Safety Council's four hour Defensive Driving School Program shall be conducted by Waubesa Community College at various sites within Kane, Kendall and DeKalb Counties.

2. The aforesaid contract was approved by the Circuit Judges on October 3, 1991 and the Conference of Chief Circuit Judges on October 18, 1991.

3. The aforesaid contract calls for the start up of the program no later than six (6) months from the date of the contract's execution.

THIS COURT THEREFORE ORDERS AS FOLLOWS:

1. Waubesa Community College is hereby authorized to conduct a four hour defensive driving school program pursuant to the aforesaid contract of November 21, 1991 and any subsequent amendments thereto, and Illinois Supreme Court Rule 529(c).

2. Traffic tickets written in Kane, Kendall and DeKalb Counties, not requiring a court appearance (as set out in Illinois Supreme Court Rule 551) may be mailed to the Circuit Court requesting the aforesaid four hour course, and an order of supervision under paragraph 1005-6-3.1 of Chapter 38, Ill. Rev. Statutes may be entered upon a written plea of guilty, provided that the motorist:

- a. Had not within the preceding 12 months attended a court ordered traffic safety school;
- b. Pays the fines and costs required by law and a specified tuition fee; and
- c. Successfully completes the defensive driving school program within the time set by the Court.

3. That nothing herein prohibits the granting of supervision in traffic court proceedings upon such terms as the judge considers appropriate, including without limitation, referral to the defensive driving school program, under the conditions of sub-paragraphs a, b and c of paragraph 2 hereunder.

DATED this 25th day of November, 1991.

Michael J. Colwell, Chief Judge

NOV 25 10 56 AM '91  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.

9/1/91

GENERAL ORDER 91-25

It is ordered as follows:

Section 1. Pursuant to vote of the Circuit Judges of the Sixteenth Judicial Circuit, County of Kane, those persons hereinafter named are appointed and are authorized to appear in court on behalf of those defendants to whom they are from time to time assigned by order of court.

Section 2. Those persons herein designated as back-up counsel may appear in place of the designated court appointed counsel when the circumstances confronting appointed counsel make it necessary.

Section 3. Those persons appointed as court appointed counsel together with the indication of their back-up counsel, are as follows:

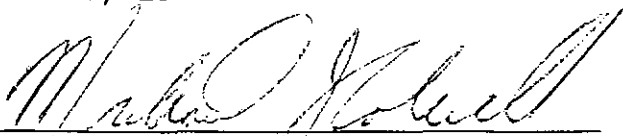
- A. David Kliment - Claudia Kliment  
Vincent C. Argento
- B. Shari C. Bertane - Mary Robinson  
Josette Skelnick
- C. Carole Grahn-Hayes - Julie Doyle  
Susan Shivers
- D. David C. Camic - Kathleen Colton  
Stephen C. Wilson

FILED  
 DEC 4 1 56 PM '91  
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Section 4. Appointed counsel shall serve a term of one (1) year unless earlier removed, and shall serve upon the conditions and terms set forth in Kane County Board Resolution 87-7, pursuant to the code of professional conduct and pursuant to Chapter 34, Sec. 3-4006.

Section 5. This General Order supersedes General Order No. 89-26 and is effective January 2, 1992.

ENTER this 4th day of December, 1991.

  
 \_\_\_\_\_  
 Chief Circuit Judge

91MR1

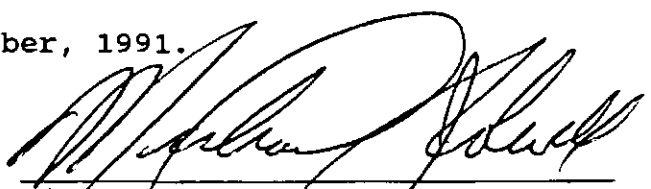
GENERAL ORDER 91-24

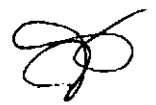
MENTAL HEALTH COURT FILES

IT IS HEREBY ORDERED:

Effective immediately whenever the Director of the Elgin Mental Health Center or any other mental health center located within the Sixteenth Judicial Circuit discharges a patient for whom there is in existence a court proceeding brought under Ch. 91 1/2, of the Illinois Revised Statutes said discharge by said mental health centers shall constitute authority for the Circuit Clerk in the respective counties of the circuit to close and terminate the court file involving that hospitalization from the active file list in the respective circuit clerk's offices.

ENTER this 21st day of November, 1991.

  
\_\_\_\_\_  
Michael J. Colwell  
Chief Circuit Judge



FILED 05  
NOV 21 3 08 PM '91  
CIRCUIT CLERK  
KANE COUNTY, IL

GENERAL ORDER 91-23

IT IS HEREBY ORDERED THAT:

Section 1. Pursuant to Ch. 46, Sec. 6-21 of the Illinois Revised Statutes, the Court being advised that the term of G. William Richards as a member of the Board of Election Commissioners of the City of Aurora, Kane County, Illinois does expire on the first day of December, 1991 and it appearing that said G. William Richards has performed the duties of his office since his appointment as a member of the said Election Commission in a lawful and proper manner, and continues to be a member of one of the two leading political parties of the State of Illinois, the court hereby re-appoints G. William Richards as a member of said Election Commission for a period of three (3) years from and after the expiration of his first term, and until his successor is appointed.

Section 2. The said G. William Richards shall take his seat on such Board immediately upon filing the oath and bond as set forth in Section 6-24 of Ch. 46 of the Illinois Revised Statutes.

Section 3. This Order shall take effect December 1, 1991.

ENTER this 20th day of November, A.D., 1991.

  
Michael J. Colwell  
Chief Circuit Judge

CLERK OF COURT  
NOV 21 3 08 PM '91

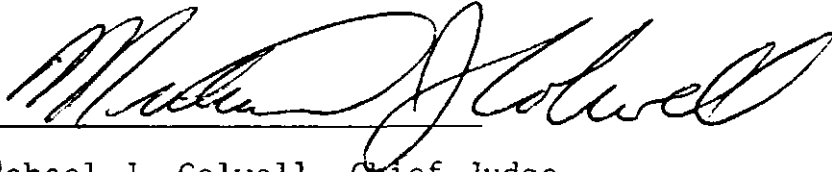
General Order 91-22

APPOINTMENT OF COURT REPORTER

Pursuant to Illinois Revised Statutes, Chapter 37, Paragraph 654, the following person is hereby appointed as an Official Court Reporter for the Sixteenth Judicial Circuit, commencing November 12, 1991.

VICKI L. COHEN

Enter this 1st. day of November, 1991.



Michael J. Colwell, Chief Judge  
Sixteenth Judicial Circuit

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54  
ENTERED  
NOV 11 10 33 AM '91  
CIRCUIT CLERK  
KANE COUNTY, ILL.

GENERAL ORDER 91-21

Pursuant to Supreme Court Rule 40 and Chapter 25 Section 27.1,

IT IS ORDERED AS FOLLOWS:

1. In addition to the fee collected pursuant to Chapter 25 Section 27.1 for marriages in Court in the amount of \$10.00 the Circuit Clerk in Kane County shall collect a fee of ten (\$10.00) dollars pursuant to Supreme Court Rule 40 for marriages in court.

2. In addition to the fee collected pursuant to Chapter 25 Section 27.1 in the amount of \$10.00 for marriages in court in DeKalb and Kendall Counties, the Presiding Judges secretary/assistant or the Clerk of the Circuit Court (at the presiding judges option) shall collect a fee of ten (\$10.00) dollars pursuant to Supreme Court Rule 40 for marriages in court.

3. Both fees collected pursuant to this Order shall be remitted to the marriage funds of the respective counties by the party collecting same.

4. This Order shall become effective October 1, 1991.

ENTER this 13<sup>th</sup> day of September, 1991

*Michael J. Colwell*  
Chief Circuit Judge

FILED 15 ENTERED  
SEP 17 10 25 AM '91  
JAN CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL



91 MR1

GENERAL ORDER 91-20

Section 1.

Pursuant to Supreme Court Rule 21(b) the following judges are hereby assigned to the Court assignments indicated below:

CIVIL DIVISION:

Courtroom 240 - Michael J. Colwell, Chief Judge  
Presiding Judge Civil Division.

Administrative Call  
Monday - Wednesday 9:00 a.m.

Trials as assigned.

Courtroom 210 - Pamela K. Jensen  
L Jury and Non-Jury; LM, SC, Jury;  
#2 back-up Judge, LM, SC, Bench  
cases.

Courtroom 320 - Michael F. O'Brien  
L Jury and Non-Jury; LM, SC, Jury;  
#3 back-up Judge, LM, SC, Bench  
cases.

Courtroom 310 - Patrick J. Dixon  
L Jury and Non-Jury; LM, SC, Jury;  
#4 back-up Judge, LM, SC, Bench  
cases.

Courtroom 110 - James F. Quetsch  
CH, MR, ED, TX and MC cases.

Courtroom 120 - R. Peter Grometer  
SC, LM cases.

FELONY DIVISION:

Courtroom 340 - Barry E. Puklin - Presiding Judge  
and Trial Judge  
#4 Misdemeanor, Jury Demand and  
Mental Health Jury Demand back-up  
Judge.

Courtroom 430 - Thomas E. Hogan - Trial Judge  
#3 Misdemeanor Jury Demand and  
Mental Health Jury Demand back-up  
Judge.

FILED

JUL 22 9 35 AM '91

JOHN CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

ENTERED

44

Courtroom 350 - Melvin E. Dunn - Trial Judge  
#2 Misdemeanor Jury Demand and  
Mental Health Jury Demand back-up  
Judge.

Courtroom 250 - John L. Petersen - Violation of  
Probation, Bond Reductions,  
Preliminary Hearings, Trials as  
assigned and #5 Misdemeanor Jury  
Demand and Mental Health Jury  
Demand back-up Judge.

MISDEMEANOR AND TRAFFIC DIVISION:

Courtroom 220 - Timothy Q. Sheldon, Presiding Judge

Courtroom 150 - James T. Doyle (includes the  
Paternity case call every Monday at  
1:30 p.m. and the first and third  
Fridays of every month at 1:30  
p.m.)

Paternity cases involving contested  
issues of custody, visitation and  
support may be directly assigned to  
Judge Gene L. Nottolini, by the  
presiding judge of Room 150. When  
assigned such cases shall be set on  
Wednesdays at 9:00 a.m. in Room G-7  
for status/setting or assignment to  
a Family Division judge.

Aurora Branch Ct. - Richard J. Larson

Elgin Branch Ct. - F. Keith Brown

PROBATE AND FAMILY DIVISION:

Courtroom G-7 - Gene L. Nottolini, Presiding Judge  
Probate - Monday - Wednesday  
Non-Support Call - Thursdays  
Mental Health - Elgin State  
Hospital - Fridays

Courtroom 113 - Judith M. Brawka

Courtroom 121 - Donald J. Fabian

Courtroom 213 - Roger W. Eichmeier

JUVENILE DIVISION:

Courtroom 140 -

Richard D. Larson

SPECIAL ASSIGNMENT JUDGE:

Courtroom 330 -

Wiley W. Edmondson  
#1 back-up Judge LM, SC cases  
#1 back-up Judge Misdemeanor  
Jury Demand and Mental Health Jury  
Demand cases.  
Vacation and illness coverage as  
assigned.  
Miscellaneous specially assigned  
cases.

KENDALL COUNTY:

James E. Wilson, Presiding Judge

Grant S. Wegner

DEKALB COUNTY:

Philip L. DiMarzio, Presiding Judge

John W. Countryman

Douglas R. Engel

Robert C. Jenkins

Section 2. All Jury Demand cases from Courtroom 120 shall be assigned directly by the Presiding Judge of courtroom 120 to Judges Jensen, O'Brien and Dixon on a rotating basis. All overflow bench trials from courtroom 120 will be assigned on the day of trial to the Presiding Judge of the Civil Division for reassignment to a back-up judge in the order of preference set forth herein.

Section 3. Misdemeanor Jury Demands and Mental Health Jury Demands shall be set before Judge Timothy Q. Sheldon in courtroom 220. All Misdemeanor Jury Demand and Mental Health Jury Demand cases shall be set for jury trial on Mondays at 9:00 a.m. in Room 220. All Mental Health and Misdemeanor Jury Demand cases which the room 220 judge is unable to try shall be transferred on that judge's order to the presiding judge of the Criminal Division for reassignment to the special assignment judge or an available felony judge in the order of preference established herein.

Section 4. All presiding judges of the respective divisions of the circuit court are authorized to and shall make all assignment orders indicated herein and all other orders for reassignment of judges as may be necessary from time to time to

REVISED BOND CALL SCHEDULE  
July, 1991 - January, 1992

Attachment "B"

JULY

4 (July 4th)	Grometer
6-7	Grometer
13-14	Petersen
20-21	Fabian
27-28	Hogan

DECEMBER

1	Brown
7-8	Doyle
14-15	Grometer
21-22	Petersen
25	Fabian
28-29	Hogan

AUGUST

3-4	Sheldon
10-11	Eichmeier
17-18	Brawka
24-25	Edmondson
31	Richard J. Larson

SEPTEMBER

1-2 (Labor Day)	Richard J. Larson
7-8	Richard D. Larson
14-15	Brown
21-22	Doyle
28-29	Grometer

OCTOBER

5-6	Petersen
12-13	Fabian
14 (Columbus Day)	Fabian
19-20	Hogan
26-27	Sheldon

NOVEMBER

2-3	Eichmeier
9-10	Brawka
11 (Veterans)	Brawka
16-17	Edmondson
23-24	Richard J. Larson
28-29 (T'giving)	Richard D. Larson
30	Brown

NOVEMBER

Mon. 4 Brawka	Tues. 5 Eichmeier	Weds. 6 Fabian	Thurs. 7 Doyle	Fri. 8 Sheldon
Mon. 11 Holiday	Tues. 12 Edmondson	Weds. 13 Grometer	Thurs. 14 Hogan	Fri. 15 Grometer
Mon. 18 Larson	Tues. 19 Petersen	Weds. 20 Sheldon	Thurs. 21 Brawka	Fri. 22 Larson
Mon. 25 Eichmeier	Tues. 26 Fabian	Weds. 27 Doyle	Thurs. 28 H-O-L-I-D-A-Y	Fri. 29

DECEMBER

Mon. 3 Edmondson	Tues. 4 Grometer	Weds. 5 Hogan	Thurs. 6 Larson	Fri. 7 Hogan
Mon. 9 Petersen	Tues. 10 Sheldon	Weds. 11 Brawka	Thurs. 12 Eichmeier	Fri. 13 Petersen
Mon. 16 Fabian	Tues. 17 Doyle	Weds. 18 Edmondson	Thurs. 19 Grometer	Fri. 20 Brawka
Mon. 23 Hogan Eichmeier	Tues. 24 close-noon Larson-11 a.m.	Weds. 25 HOLIDAY	Thurs. 26 Petersen	Fri. 27 Eichmeier

JANUARY, 1992

Mon. 30 Sheldon	Tues. 31 Brawka
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WEDDING SCHEDULE  
ATTACHMENT "A"

AUGUST

Mon. 5 Brawka	Tues. 6 Eichmeier	Weds. 7 Fabian	Thurs. 8 Doyle	Fri. 9 Brawka
Mon. 12 Edmondson	Tues. 13 Grometer	Weds. 14 Hogan	Thurs. 15 Larson	Fri. 16 Eichmeier
Mon. 19 Petersen	Tues. 20 Sheldon	Weds. 21 Brawka	Thurs. 22 Eichmeier	Fri. 23 Doyle
Mon. 26 Fabian	Tues. 27 Doyle	Weds. 28 Edmondson	Thurs. 29 Grometer	Fri. 30 Fabian

SEPTEMBER

Mon. 2 Holiday	Tues. 3 Hogan	Weds. 4 Larson	Thurs. 5 Petersen	Fri. 6 Sheldon
Mon. 9 Sheldon	Tues. 10 Brawka	Weds. 11 Eichmeier	Thurs. 12 Fabian	Fri. 13 Grometer
Mon. 16 Doyle	Tues. 17 Edmondson	Weds. 18 Grometer	Thurs. 19 Hogan	Fri. 20 Larson
Mon. 23 Larson	Tues. 24 Petersen	Weds. 25 Sheldon	Thurs. 26 Brawka	Fri. 27 Hogan
Mon. 30 Eichmeier				

OCTOBER

Mon.	Tues. 1 Fabian	Weds. 2 Doyle	Thurs. 3 Edmondson	Fri. 4 Petersen
Mon. 7 Grometer	Tues. 8 Hogan	Weds. 9 Larson	Thurs. 10 Petersen	Fri. 11 Brawka
Mon. 14 Holiday	Tues. 15 Sheldon	Weds. 16 Brawka	Thurs. 17 Eichmeier	Fri. 18 -Eichmeier
Mon. 21 Fabian	Tues. 22 Doyle	Weds. 23 Edmondson	Thurs. 24 Grometer	Fri. 25 Doyle
Mon. 28 Hogan	Tues. 29 Larson	Weds. 30 Petersen	Thurs. 31 Sheldon	

See Reverse Side

insure the administration of justice within their respective divisions.

Section 5. Weddings in Kane County shall be conducted Monday thru Thursday between the hours of 3:00 p.m. and 4:00 p.m. by all Associate Judges sitting in Geneva. Friday weddings shall be conducted between 1:30 p.m. and 4:00 p.m. on a rotating basis by all Associate Judges sitting in Geneva. Administrative Assistant, Kathryn Lencioni shall prepare a wedding schedule commencing with the week of August 5, 1991 which provides for this method of alternate wedding schedules. A copy of that schedule is attached hereto as Attachment "A". It is the responsibility of the scheduled wedding judge to provide coverage in the event of an absence.

Section 6. Kane County weekend Bond calls are assigned to all Associate Judges sitting in Kane County. Kane County Bond call assignments are set forth in this Order in Attachment "B". Any changes in the published bond call schedule must be called to the attention of Kathryn Lencioni no later than the Friday morning before the changed assignment.

Section 7. This Order shall become effective Thursday, August 1, 1991 and supersedes General Order 91-6.

ENTER this 19th day of July, A.D., 1991.

  
Chief Circuit Judge

91 me 1

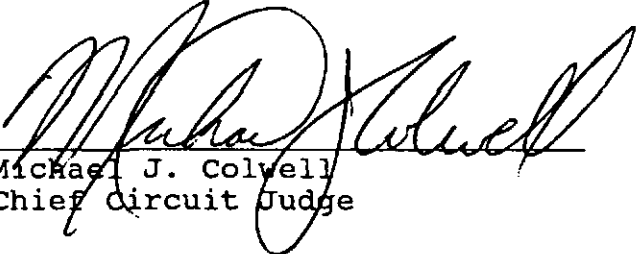
GENERAL ORDER 91-19

IN RE: Appointment of F. Keith Brown, Associate Circuit Judge for the Sixteenth Judicial Circuit.

The Chief Judge of the Sixteenth Judicial Circuit having been advised by the Acting Director of the Administrative Office of the Illinois Courts that F. Keith Brown has received the majority of the votes of the Circuit Judges of the Sixteenth Judicial Circuit to fill a vacancy in the office of Associate Judge.

IT IS HEREBY ORDERED that F. Keith Brown is appointed as Associate Judge of the Sixteenth Judicial Circuit effective August 1, 1991.

ENTER this 15<sup>th</sup> day of July, A.D. 1991.

  
Michael J. Colwell  
Chief Circuit Judge

FILED

JUL 15 10 30 AM '91

CLERK  
JAMES COONEY, IL

ENTERED  
44



91 MR1

GENERAL ORDER #91-18

IT IS HEREBY ORDERED THAT:

A. The Circuit Court for the Sixteenth Judicial Circuit, State of Illinois, shall adjourn, and the office of the Clerk of the Circuit Court of the counties of Kane, Kendall and DeKalb, shall be closed on the following legal holidays for the year 1992.

<u>HOLIDAY</u>	<u>OBSERVED ON</u>
New Year's Day	Wednesday, Jan. 1
Martin Luther King Jr's Birthday	Monday, Jan. 20
Lincoln's Birthday	Wednesday, Feb. 12
Washington's Birthday	Monday, Feb. 17
Casimir Pulaski's Birthday	Monday, March 2
Good Friday	Friday, April 17
Memorial Day	Monday, May 25
Independence Day	Friday, July 3
Labor Day	Monday, Sept. 7
Columbus Day	Monday, October 12
Election Day	Tuesday, Nov. 3
Veteran's Day	Wednesday, Nov. 11
Thanksgiving Day	Thursday, Nov. 26 Friday, Nov. 27
Christmas Eve (Closed at Noon)	Thursday, Dec. 24
Christmas Day	Friday, Dec. 25

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

Enter this 16th day of July, 1991.

*Michael J. Colwell*  
Chief Judge Michael J. Colwell

ENTERED  
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FILED  
JAN CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL  
JUL 18 10 53 AM '91

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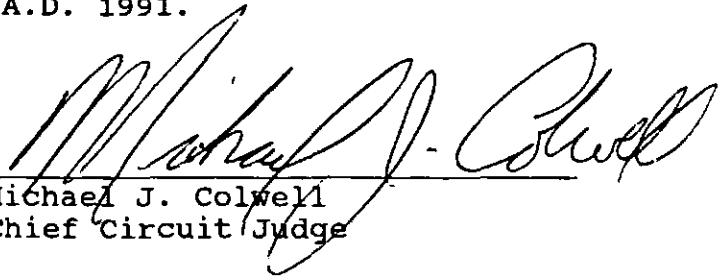
GENERAL ORDER 91-17

IN RE: Appointment of John L. Petersen, Associate Circuit Judge for the Sixteenth Judicial Circuit.

The Chief Judge of the Sixteenth Judicial Circuit having been advised by the Director of the Administrative Office of the Illinois Courts that John L. Petersen has received the majority of the votes of the Circuit Judges of the Sixteenth Judicial Circuit to fill a vacancy in the office of Associate Judge created by the resignation of Peter K. Wilson, Jr.;

IT IS HEREBY ORDERED that John L. Petersen is appointed as Associate Circuit Judge of the Sixteenth Judicial Circuit effective July 1, 1991.

ENTER this 6th day of June, A.D. 1991.

  
Michael J. Colwell  
Chief Circuit Judge

FILED  
JUN 6 1 45 PM '91  
CIRCUIT CLERK  
KANE COUNTY, IL

ENTERED  
32

FILED

MAY 17 12 22 PM '91

JOHN S. CARLSON  
CIRCUIT COURT CLERK  
LAKE COUNTY, IL

GENERAL ORDER 91-16

IT IS HEREBY ORDERED:

Section 1: By vote of the Circuit Judges of the Sixteenth Judicial Circuit the Local Rules previously adopted are amended in the following respects.

Section 2: Article Two: Clerk of the Circuit Court shall be amended by adding Rule 2.09 as follows:

JUDGES NOTES

At the request of any Judge the Clerk of the Circuit Court may for the sake of convenience and judicial economy keep and maintain a judges trial and/or hearing notes in the court file. These notes are the property of the judge and shall not be filed of record by the Clerk. Judges notes shall be placed in a kraft envelope, which shall be sealed and marked as "Judicial Notes - Impounded Documents" together with the name of the Judge requesting the notes be preserved and stored.

The Circuit Clerks may, at the time of microfilming or file destruction (pursuant to the Local Records Act and the retention schedules established by the Supreme Court of Illinois) dispose of judge's notes found in a court file by returning them to the judge or, if the judge approves, is retired, or deceased, by destroying them using approved methodology.

ARTICLE FIFTEEN:

Section 3: Domestic Relations is amended by adding Rule 15.22 as follows:

ENTERED  
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GENERAL ORDER 91-15

FILED

MAY 15 11 49 AM 1991

JAN 20 1991  
CIRCUIT COURT CLERK  
KANE COUNTY PA

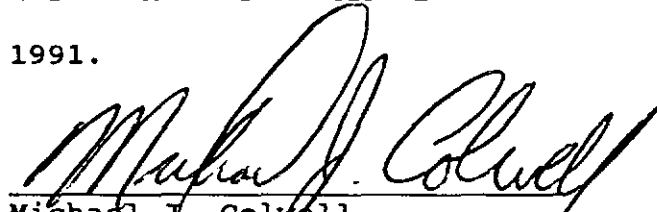
For the purpose of a more efficient administration of justice, and to aid in the revision of the current warrant system, it is hereby ordered:

That all warrants issued on those cases listed on the attached computer printout dated May 5, 1991, are to be recalled.

It is further ordered that upon the Circuit Clerk's receipt of the original or service copy of the warrant, from the appropriate holding Law Enforcement Agency, that those cases listed on the attached computer printout dated May 5, 1991, and whose warrants have been recalled are hereby dismissed with leave to reinstate.

This order and the original warrant listing shall be filed by the Clerk of the Circuit Court in file number MR KA 91-1.

ENTER this 15th day of May, 1991.

  
Michael J. Colwell,  
Chief Circuit Judge

ENTERED  
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91 MR 1

GENERAL ORDER 91-14

In Re: Reappointment of Associate Circuit Judges

The Chief Judge of the Sixteenth Judicial Circuit having been advised by the Director of the Administrative Office of the Illinois Courts that the following judges have received the requisite three-fifths (3/5) vote in favor or reappointment as Associate Judge, and the Director having declared them reappointed for another term commencing July 1, 1991 and ending June 30, 1995,

NOW THEREFORE, IT IS HEREBY ORDERED that the following judges are reappointed Associate Circuit Judges of the Sixteenth Judicial Circuit:

1. Judith M. Brawka
2. James T. Doyle
3. Wiley W. Edmondson
4. Roger W. Eichmeier
5. Donald J. Fabian
6. R. Peter Grometer
7. Thomas E. Hogan
8. Robert C. Jenkins
9. Richard D. Larson
10. Richard J. Larson
11. Timothy Q. Sheldon

ENTER this 14th day of May, A.D., 1991.

Michael J. Colwell  
Chief Circuit Judge

FILED

MAY 15 3 02 PM '91

CLERK  
COURT  
STATE OF ILL.

ENTERED

32

91MR1

GENERAL ORDER 91-13

APR 29 3 17 PM '91  
CIRCUIT COURT OF CLERK  
KANE COUNTY, PA

FILED

IT IS HEREBY ORDERED THAT:

Section 1: General Order 89-1 is hereby amended and superseded.

Section 2: As to all places in which the court conducts business as a court of law or chancery, there is reserved to the court, upon direction of the judge presiding in such court, the right to order or direct a search by reasonable and lawful means available of any person and their property entering a court location.

If such a search is directed and there is thereby discovered any weapon listed as a dangerous weapon under Chapter 38, Paragraph 33A-1, such weapon shall be subject to immediate seizure by the personnel authorized to conduct the search.

Where appropriate materials seized may be returned to the owner upon his or her departure from the court building.

Any material seized and not returned to the owner or person from whom taken after thirty days shall be delivered to the Kane County Sheriff to be destroyed or used in a display of weapons seized or for other educational purposes deemed appropriate by the Sheriff.

The owner of the material seized or the person from whom the material was taken, in those cases where the material is not returned shall be informed that he or she may within thirty (30) days petition the court for return of said materials. He or she shall be informed that failure to file such petition within the time specified shall result in a forfeiture of the material.

Section 3: As to all court locations in Kane County, in addition to the procedures in Section 2, the following search procedures shall be employed at all court locations equipped with metal detectors and/or x-ray screening devices:

A. All persons entering court locations in Kane County employing metal detectors and/or x-ray screening devices shall be required to pass through a metal detector and all packages, brief cases, files, boxes, backpacks, purses and the like shall be caused to pass through the x-ray screening device.

B. A person who activates the metal detector may be denied entry to the court facility without further questioning or search. A person whose package, briefcase, file, boxes, backpacks, purses and the like, upon passing through the x-ray screening device, discloses suspicious objects may be denied entry without further questioning or search.

ENTERED

32

C. A person who activates the metal detector may be permitted to pass through the detector a second time after removing all metal objects. If upon entering the detector a second time, a person activates the detector, that person shall not be permitted to enter that court facility unless the person consents to a patdown search and the officer authorized to conduct the search is satisfied that there is no weapon or dangerous material present.

D. A person whose package, briefcase, file, box, backpacks, purse or the like contains suspicious objects upon passing through the x-ray screening device may submit such items for inspection by the officer authorized to conduct such inspection. If such officer is satisfied there is no weapon or dangerous material present, the person may proceed to enter the court facility.

E. All packages, briefcases, files, boxes, backpacks, purses and the like are subject to search for dangerous materials at the time of screening or as deemed necessary by authorized security officers; but in no event may printed documents be examined.

Section 4: In furtherance of the protection of the public and those working in the main courthouse located at 100 South Third Street, Geneva, the following additional procedures shall be implemented upon the effective date of this Order:

A. The north and south doors shall be secured and shall not be used by the general public except as an emergency exit.

B. Judges, licensed attorneys, court employees and county employees working in the main courthouse located at 100 South Third Street, Geneva, shall be issued a county identification card upon compliance with procedures established by the Sheriff of Kane County and the Court Administrator for the Sixteenth Judicial Circuit. Each county identification card shall be equipped with a computerized bar code which will activate the electronic lock at the north door enabling those who possess the county identification card to access the building through the secured north door. Persons possessing the county identification card may not permit persons who do not possess the card to enter the north door. Anyone who violates this provision of the General Order will lose their county identification card privilege. All persons possessing the county identification card remain subject to all other provisions of this General Order.

C. All persons entering the main courthouse located at 100 South Third Street, Geneva, lawfully carrying a weapon including sworn police officers, deputies, investigators and the like, shall check their weapons at the time of entry with designated court security personnel who shall secure said weapons in a professional weapons locker located in the main courthouse. Weapons will be returned by court security personnel at the time

the person depositing the weapon leaves the court building. Weapons being brought into the courthouse by an authorized police agency for use as evidence are not subject to this provision of this order.

D. The first floor mens washroom in the main courthouse will be closed for public use and shall be used only for handicapped individuals and designated personnel.

E. Public access to the stairwell between the first and second floors of the main courthouse on the west side of the building is eliminated and may be used only by designated court personnel upon the effective date of this order.

F. The east and west doors of the main courthouse will be open on Mondays, 7:30 a.m. to 4:30 p.m. and 8:30 a.m. to 4:30 p.m. Tuesday through Friday.

G. The north door of the main courthouse will be open from 7:00 a.m. to 5:00 p.m. for those judges, states attorneys personnel, public defender personnel, circuit clerk personnel, employees of the judiciary and county maintenance personnel who possess county identification cards.

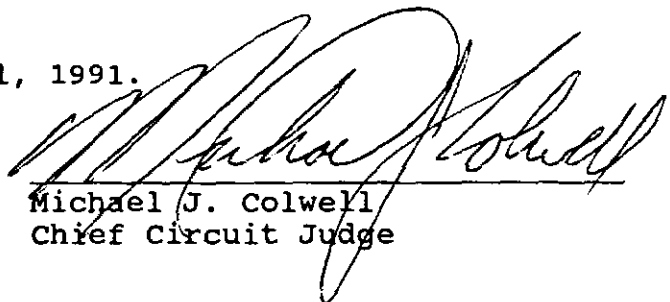
H. The north door of the main courthouse will be open to licensed attorneys from 8:30 a.m. to 4:30 p.m. Monday through Friday, provided they possess county identification cards.

I. If a courtroom is in session after the regular court hours set forth herein, the bailiff/security officer assigned to that court shall contact building maintenance to insure proper lighting of all necessary hallways and staircases.

J. The Sheriff's department commander of courthouse security shall daily require his or her staff to check with all judges regarding the need for security after 4:30 p.m. and assign staff as necessary.

Section 5: The terms and conditions of this Order shall be effective May 6, 1991.

ENTER this 24th day of April, 1991.

  
Michael J. Colwell  
Chief Circuit Judge



91MR1

GENERAL ORDER 91-12

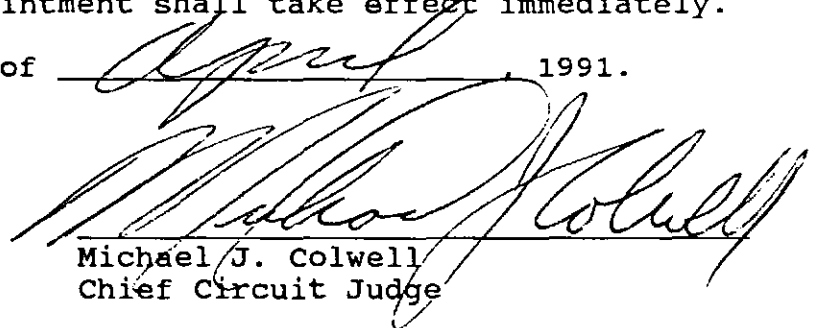
FILED  
APR 23 2 45 PM '91  
CIRCUIT COURT OF JUDICIAL DISTRICT NO. 1  
KANE COUNTY, ILLINOIS

IT IS HEREBY ORDERED THAT:

Section 1: Pursuant to Chapter 46, Section 6-2 of the Illinois Revised Statutes, a vacancy having occurred on the Board of Election Commission for the City of Aurora, by reason of the resignation from the Commission of Associate Circuit Judge, R. Peter Grometer, and the nominee hereinafter named being a resident of the City of Aurora, County of Kane, State of Illinois for more than two (2) years and otherwise satisfying the requirements of Section 6-21 and 6-22; Associate Circuit Judge Donald Fabian is hereby appointed to fill the vacancy created by reason of the resignation of Associate Judge R. Peter Grometer, as an Election Commissioner of the Board of Election Commissioners of the City of Aurora.

Section 2: This appointment shall take effect immediately.

ENTER this 2nd day of April, 1991.

  
Michael J. Colwell  
Chief Circuit Judge

ENTERED  
P/C 1

91MK1  
FILED

APR 23 2 42 PM '91  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

GENERAL ORDER 91-11

Pursuant to the applicable Supreme Court Rules it is ordered as follows:

The Clerks of the Circuit Court are authorized to recall warrants as follows:

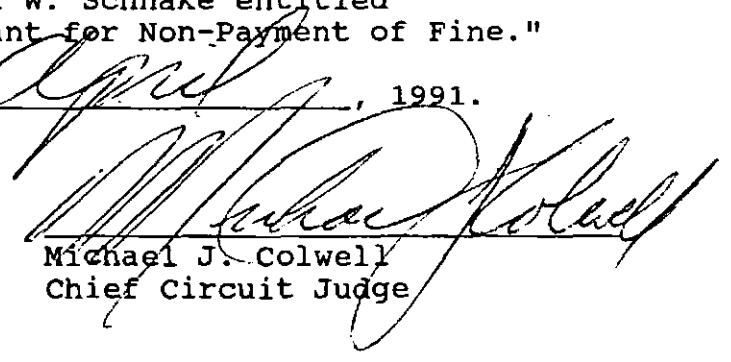
1. In any OV, TR, or CM must appear case where a warrant issues ONLY for failure to pay fine and costs the circuit clerks upon receipt of all applicable fines and costs may endorse on the court file "Warrant Recalled Pursuant to General Order 91-11" and the warrant shall be recalled without an individual judges signature.

2. In any OV, TR, or CM non-must appear case where a warrant issues for failure to pay fine and costs the circuit clerks upon receipt of all applicable fines and costs may endorse on the court file "Warrant Recalled Pursuant to General Order 91-11" and the warrant shall be recalled without an individual judges signature.

3. This procedure is not applicable to felony proceedings.

4. This order supercedes a document dated July 20, 1981 under signature of Honorable Paul W. Schnake entitled "Proceedings on Issuance of Warrant for Non-Payment of Fine."

ENTER this 2nd day of April, 1991.



Michael J. Colwell  
Chief Circuit Judge

ENTERED  
P/C 1

91MRI

GENERAL ORDER 91-10

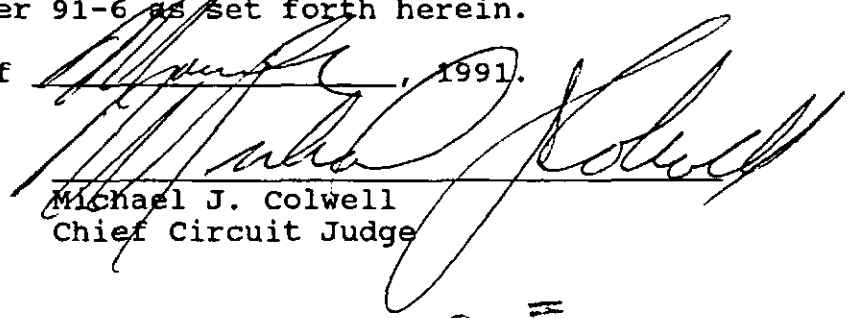
Pursuant to Supreme Court Rule 21(b) the following Judges are hereby assigned to the court assignments indicated below:

Family Division: Courtroom 113  
Judith M. Brawka, acting Presiding Judge until July 1, 1991 or until further order of court.

Probate Division: Room G-7  
Pursuant to the authorization of the Illinois Supreme Court in its Order dated March 26, 1991, Honorable Joseph M. McCarthy, retired Circuit Judge recalled to active service.  
Probate - Monday - Wednesday  
Non-Support Call - Thursdays  
Mental Health, Elgin State Hospital - Fridays

The provisions of this Order shall become effective April 1, 1991 and modify General Order 91-6 as set forth herein.

ENTER this 27th day of March, 1991.

  
Michael J. Colwell  
Chief Circuit Judge

FILED  
MAR 28 10 35 AM '91  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

ENTERED  
P/C 4

91MR1

GENERAL ORDER NO. 91-9

It appearing that the Kendall County Board has passed Ordinance No. 91-1 requesting the establishment of a Court Security Fund pursuant to Illinois Revised Statutes, Chapter 125, Section 19, (1983) as amended;

It further appearing that Ordinance No. 91-1 established a fee schedule for the collection of fees and has provided for the means to implement said collection of fees;

IT IS THEREFORE ORDERED that the Clerk of the Circuit Court for Kendall County shall collect fees pursuant to the schedule set out in Kendall County Ordinance 91-1 effective April 1, 1991 and remit said fees not less than monthly.

IT IS FURTHER ORDERED that the Kendall County Treasurer shall establish a special fund, separate and segregated from the General Fund, into which all said fee receipts from said Clerk shall be held until expended.

IT IS FURTHER ORDERED that no expenditures from said fund shall be made without the expressed written consent of the Chief Judge of the Sixteenth Judicial Circuit, or his designate.

IT IS FURTHER ORDERED that the Clerk shall file a copy of this order and Kendall County Ordinance No. 91-1 in his office and that copies of each document be provided to the Kendall County Treasurer.

Dated this 27th day of February, 1991.

*M. J. Powell*  
Chief Circuit Judge

MAR 7 10 00 AM 1991  
CLERK OF THE CIRCUIT COURT  
KANE COUNTY, ILL.

FILED

ENTERED  
P/C 1

JAN 24 1991  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.

MAR 7 10 01 AM '91

FILED

91MR1

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT  
KANE COUNTY, ILLINOIS

GENERAL ORDER 91-8

FILED

MAR 10 2 08 PM '91  
JAN CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

State of Illinois     )  
                              ) SS.  
County of Kane        )

In Re: Appointment of Attorney Thomas McCulloch, Kane County Public Defender.


The Chief Judge of the Sixteenth Judicial Circuit having been advised that there being a vacancy in the office of the Kane County Public Defender:

IT IS HEREBY ORDERED THAT: Attorney Thomas McCulloch is appointed as Interim Public Defender until the selection of a permanent Kane County Public Defender is made pursuant to Ch. 34 Sec. 3-4004.

ENTER this 27th day of February, A.D. 1991.

  
\_\_\_\_\_  
Chief Judge

Spread upon the records of  
the Circuit Court of Kane County  
this 8th day of March 1991.

  
\_\_\_\_\_  
Jan Carlson Clerk of the Circuit Court

ENTERED  
P/C 3

91MR1

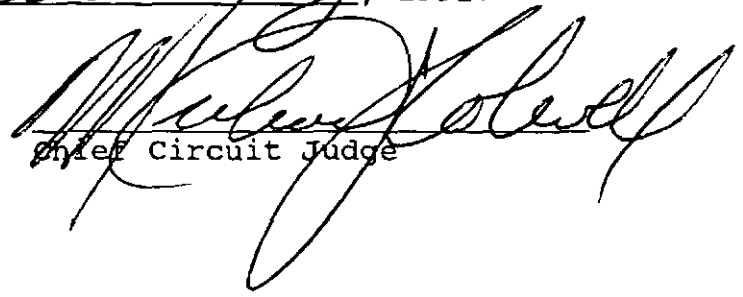
GENERAL ORDER 91-8

Pursuant to Ch. 34 Sec. 3-4001 et seq. and the applicable Supreme Court Rules, it is hereby ordered as follows:

There being a vacancy in the office of Kane County Public Defender, Attorney Thomas McCullouch is hereby appointed Interim Public Defender until the selection of a permanent Kane County Public Defender is made pursuant to Ch. 34 Sec. 3-4004.

This Order shall take effect on March 16, 1991.

ENTER this 27<sup>th</sup> day of February, 1991.

  
Chief Circuit Judge

MAR 5 10 40 AM '91  
JAN CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

FILED

ENTERED  
P/C 3

91MR1

GENERAL ORDER 91-7

In Re: Appointment of Richard J. Larson, Associate Circuit Judge for the 16th Judicial Circuit.

The Chief Judge of the 16th Judicial Circuit having been advised by the Director of the Administrative Office of Illinois Courts that Richard J. Larson has received the majority of the votes of the Circuit Judges of the 16th Judicial Circuit to fill a vacancy in the office of Associate Judge;

IT IS HEREBY ORDERED that Richard J. Larson is appointed as Associate Circuit Judge of the 16th Judicial Circuit effective February 25, 1991.

ENTER this 24 day of February, A.D. 1991.

*[Handwritten Signature]*  
Chief Circuit Judge

FEB 13 11 26 AM '91  
JAN 22 1991  
CIRCUIT CLERK  
KANE COUNTY, IL

FILED

ENTERED  
P/C 3

91MRI

GENERAL ORDER 91-6

FEB 13 11 26 AM '91  
JAN 20 1991  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

FILED

Section 1.

Pursuant to Supreme Court Rule 21(b) the following judges are hereby assigned to the Court assignments indicated below:

CIVIL DIVISION:

Courtroom 240 - Michael J. Colwell, Chief Judge  
Presiding Judge Civil Division.

Administrative Call  
Monday - Wednesday 9:00 a.m.

Trials as assigned.

Courtroom 210 - Pamela K. Jensen (former Judge  
Colwell call)  
L Jury and Non-Jury;  
LM, SC, Jury;  
#2 back-up Judge, LM, SC,  
Bench cases.

Courtroom 320 - Michael F. O'Brien -  
L Jury and Non-Jury;  
LM, SC, Jury;  
#3 back-up Judge, LM, SC,  
Bench cases.

Courtroom 310 - Patrick J. Dixon - (former Judge  
Quetsch call)  
L Jury and Non-Jury;  
LM, SC, Jury;  
#4 back-up Judge, LM, SC,  
Bench cases.

Courtroom 110 - James F. Quetsch -  
CH, MR, ED, TX and MC cases.

Courtroom 120 - R. Peter Grometer -  
SC, LM cases.

FELONY DIVISION:

Courtroom 340 - Barry E. Puklin - Presiding Judge  
and Trial Judge  
#4 Misdemeanor, Jury Demand and  
Mental Health Jury Demand back-up  
Judge

ENTERED  
P/C 3



Courtroom 430 - Thomas E. Hogan - Trial Judge  
#3 Misdemeanor Jury Demand and  
Mental Health Jury Demand back-up  
Judge.

Courtroom 350 - Melvin E. Dunn - Trial Judge  
#2 Misdemeanor Jury Demand and  
Mental Health Jury Demand back-up  
Judge.

Courtroom 250 - John L. Petersen - Violation of  
Probation, Bond Reductions,  
Preliminary Hearings, Trials as  
assigned and #5 Misdemeanor Jury  
Demand and Mental Health Jury  
Demand back-up Judge.

MISDEMEANOR AND TRAFFIC DIVISION:

Courtroom 220 - Timothy Q. Sheldon, Presiding Judge

Courtroom 150 - James T. Doyle (includes the  
Paternity case call every Monday at  
1:30 p.m. and the first and third  
Fridays of every month at 1:30  
p.m.)

Paternity cases involving contested  
issues of custody, visitation and  
support may be directly assigned to  
Judge Judith M. Brawka, by the  
presiding judge of Room 150. When  
assigned such cases shall be set on  
Wednesdays at 9:00 a.m. in Room G-7  
for status/setting.

Aurora Branch Ct. - Richard J. Larson

Elgin Branch Ct. - Wiley W. Edmondson

FAMILY DIVISION:

Courtroom 113 - Peter K. Wilson, Jr., Presiding  
Judge

Courtroom 121 - Donald J. Fabian

Courtroom 213 - Roger W. Eichmeier

PROBATE DIVISION:

Room G-7 - Judith M. Brawka -  
Probate - Monday - Wednesday

Non-Support Call - Thursdays  
Mental Health - Elgin State  
Hospital - Fridays

JUVENILE DIVISION:

Courtroom 140 - Gene L. Nottolini

SPECIAL ASSIGNMENT JUDGE:

Courtroom 330 - Richard D. Larson,  
#1 back-up Judge LM, SC cases  
#1 back-up Judge Misdemeanor  
Jury Demand and Mental Health Jury  
Demand cases.  
Vacation and illness coverage  
as assigned  
Miscellaneous specially assigned  
cases.

KENDALL COUNTY:

James E. Wilson, Presiding Judge  
Grant S. Wegner

DEKALB COUNTY:

Philip L. DiMarzio, Presiding Judge  
John W. Countryman  
Douglas R. Engel  
Robert C. Jenkins

Section 2. All Jury Demand cases from Courtroom 120 shall be assigned directly by the Presiding Judge of courtroom 120 to Judges Jensen, O'Brien and Dixon on a rotating basis. All overflow bench trials from courtroom 120 will be assigned on the day of trial to the Presiding Judge of the Civil Division for reassignment to a back-up judge in the order of preference set forth herein.

Section 3. Misdemeanor Jury Demands and Mental Health Jury Demands shall be set before Judge Timothy Q. Sheldon in courtroom 220. All Misdemeanor Jury Demand and Mental Health Jury Demand cases shall be set for jury trial on Mondays at 9:00 a.m. in Room 220. All Mental Health and Misdemeanor Jury Demand cases which the room 220 judge is unable to try shall be transferred on that judge's order to the presiding judge of the Criminal Division for reassignment to the special assignment judge or an available felony judge in the order of preference established herein.

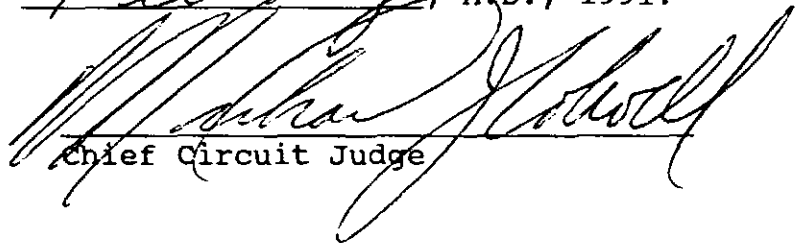
Section 4. All presiding judges of the respective divisions of the circuit court are authorized to and shall make all assignment orders indicated herein and all other orders for reassignment of judges as may be necessary from time to time to insure the administration of justice within their respective divisions.

Section 5. Weddings in Kane County will be conducted Monday thru Thursday in the Family Court Building between 3:00 and 4:00 p.m. Each judge sitting in that building shall be responsible for weddings one of these days each week. Friday weddings will be conducted between 1:30 and 4:00 p.m. on a rotating basis by all Associate Judges sitting in Geneva. Kathryn Lencioni shall prepare and circulate the appropriate Friday wedding schedule. Any changes in the published Friday wedding schedule must be called to the attention of Kathryn Lencioni in advance of the affected date.

Section 6. Kane County weekend Bond calls are assigned to all Associate Judges sitting in Kane County. Kane County Bond call assignments are set forth in this Order in Attachment "A". Any changes in the published bond call schedule must be called to the attention of Kathryn Lencioni no later than the Friday morning before the changed assignment.

Section 7. This Order shall become effective Monday, February 25, 1991 and supersedes General Order 90-21.

ENTER this 13<sup>th</sup> day of February, A.D., 1991.

  
Chief Circuit Judge

## ATTACHMENT "A"

## 1991 BOND CALL SCHEDULE

JANUARY

5-6 Petersen  
 12-13 Doyle  
 19-20 Grometer  
 21 (M.L. King) Grometer  
 26-27 Wilson

FEBRUARY

2-3 Fabian  
 9-10 Hogan  
 12 (Lincoln B'Day) Hogan  
 16-17 Sheldon  
 18 (Washington B'Day) Sheldon  
 23-24 Eichmeier

MARCH

2-3 Brawka  
 4 (Pulaski) Brawka  
 9-10 Edmondson  
 16-17 Larson (Richard D.)  
 23-24 Richard J. Larson  
 29 (Good Friday) Petersen  
 30-31 Petersen

APRIL

6-7 Doyle  
 13-14 Grometer  
 20-21 Wilson  
 27-28 Fabian

MAY

4-5 Hogan  
 11-12 Sheldon  
 18-19 Eichmeier  
 25-26 Brawka  
 27 (Memorial Day) Brawka

JUNE

1-2 Edmondson  
 8-9 Richard J. Larson  
 15-16 Larson (Richard D.)  
 22-23 Petersen  
 29-30 Doyle

JANUARY, 1992

1 Richard J. Larson

JULY

4 (July 4th) Grometer  
 6-7 Grometer  
 13-14 Wilson  
 20-21 Fabian  
 27-28 Hogan

AUGUST

3-4 Sheldon  
 10-11 Eichmeier  
 17-18 Brawka  
 24-25 Edmondson  
 31 Richard J. Larson

SEPTEMBER

1-2 (Labor Day) Richard J. Larson  
 7-8 Larson (Richard D.)  
 14-15 Petersen  
 21-22 Doyle  
 28-29 Grometer

OCTOBER

5-6 Wilson  
 12-13 Fabian  
 14 (Columbus) Fabian  
 19-20 Hogan  
 26-27 Sheldon

NOVEMBER

2-3 Brawka  
 9-10 Edmondson  
 11 (Veterans) Edmondson  
 16-17 Richard J. Larson  
 23-24 Larson (Richard D.)  
 28-29 (T'giving) Petersen  
 30 Doyle

DECEMBER

1 Doyle  
 7-8 Grometer  
 14-15 Wilson  
 21-22 Fabian  
 25 Hogan  
 28-29 Brawka

91MR1

GENERAL ORDER 91-5

Pursuant to Supreme Court Rule 21(b) it is hereby ordered as follows:

1. All L Jury and L Non-Jury cases initiated by the law firm of Brady, McQueen, Martin, Collins & Jensen which would normally be assigned to the Honorable Pamela K. Jensen shall be assigned to Judge Patrick J. Dixon or Judge Michael F. O'Brien on a rotating basis.

2. All cases transferred to the "L" Division from courtroom 120 i.e. SC/LM cases wherein the law firm of Brady, McQueen, Martin, Collins & Jensen is counsel of record, shall be assigned to Judge Patrick J. Dixon or Judge Michael F. O'Brien on a rotating basis.

3. All other cases on Judge Jensen's call requiring recusal of Judge Jensen upon the appearance of the law firm of Brady, McQueen, Martin, Collins & Jensen shall be transferred to the Chief Judge for reassignment.

ENTER this 29th day of January, 1991.

*[Handwritten Signature]*  
Chief Circuit Judge

JAN 31 9 24 AM '91  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

FILED

ENTERED  
P/C 2

91m21

GENERAL ORDER 91-4

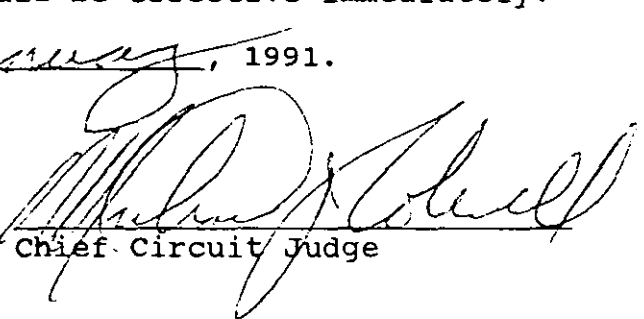
IT IS HEREBY ORDERED:

Section One: Pursuant to the election of the Presiding Judge in DeKalb County, the probation fee authorized in General Order 89-16 shall be imposed in cases arising in DeKalb County.

Section Two: The procedure set forth in Order 89-16 shall apply to all applicable cases arising in DeKalb County.

Section Three: This Order shall be effective immediately.

Dated this 28th day of January, 1991.

  
Chief Circuit Judge

JAN 31 9 14 AM '91  
JAN. NELSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

FILED

ENTERED  
P/C 2

91MR1

JAN 31 9 15 AM '91  
JAN 31 1991  
CIRCUIT CLERK  
KANE COUNTY, ILL.

FILED

GENERAL ORDER 91-3

Section One. Until further order by the court and pursuant to Supreme Court Rule 553, the following law enforcement officers hereby designated by Office are authorized to release on individual bond without the posting of cash security, persons 17 years of age or older arrested for or charged with an offense covered by Supreme Court Rules 526, 527 and 528. These officers are as follows:

(1) The designated or acting Shift Commanders of each Kane County Police Department or agency; (2) the acting Booking Officer for the Elgin and Aurora City Police Departments; (3) the Director of the Kane County Jail or, in his absence, the acting Booking Officer at the Kane County Jail; (4) the Shift Supervisor at each shift of the Kane County Sheriff's Department; (5) State Police Officers with the rank of Trooper and above; (6) Region II Conservation Police Officers and (7) Officers of the Secretary of State as set forth in General Order 89-3.

Section Two: When arrestees are released on individual bond pursuant to this order by said designated law enforcement officers, they shall cause to be prepared a Bail Bond form in current use in the County of Kane showing the amount of bail set by statute, the defendant's name and address, the offense charged and the date and court location of his next court appearance. The Personal Recognizance box on the Bail Bond form should be checked and at the bottom of the form, the defendant should sign the Certificate of Defendant and the releasing officer should sign as peace officer. The defendant should receive a copy of this form. Individual bonds may also be executed by signing the citation or complaint agreeing to comply with its conditions.

Section Three: Pursuant to Supreme Court Rule 553 (d) this type of release by the above designated law enforcement officers may be done except when:

1. The accused is unable or unwilling to establish his/her identity or submit to being fingerprinted as required by law; or
2. The accused is charged with an offense punishable by imprisonment and will pose a danger to any person or the community; or
3. The accused elects release on separate bail under Rule 503(a) (3) or 503(a) (4); or
4. There is an outstanding warrant or detainer against the accused.

ENTERED  
P/C 2

Section Four: In regard to persons under 17 years of age

who cannot make bail, they may be released on individual bond as set by statute if the authorities cannot, within a reasonable time, locate a parent or adult standing in the place of a parent to execute the bond as surety.

Section Five: This Order shall become effective upon its issuance and does supersede General Order 89-7.

ENTERED:

*January 28, 1991*  
*[Signature]*  
Chief Judge



91 MR 1

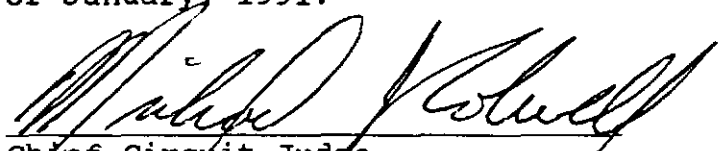
GENERAL ORDER 91-2

Pursuant to Supreme Court Rule 21(b), IT IS ORDERED AS FOLLOWS:

During any absence of the Hon. Philip L. DiMarzio, the Hon. John Countryman shall act as presiding judge of DeKalb County.

During any absence of the Hon. James M. Wilson, the Hon. Grant S. Wegner will act as presiding judge of Kendall County.

ENTER this 7th day of January, 1991.

  
Chief Circuit Judge

FILED

JAN 9 3 03 PM '91  
JAN SAMPSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

ENTERED  
P/C 3

91MRI

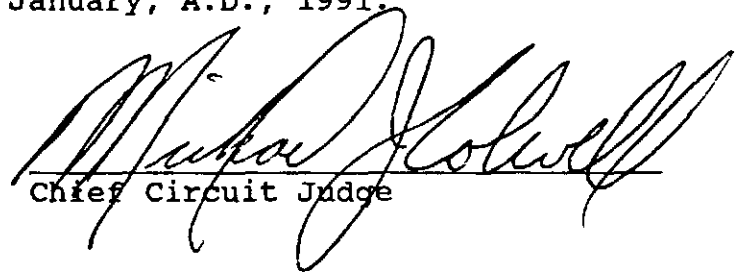
GENERAL ORDER 91-1

Pursuant to Ch. 34 Sec. 3-4001 et. seq. and the applicable Supreme Court Rules, IT IS HEREBY ORDERED AS FOLLOWS:

Kane County Public Defender, Judith Brawka, having been elected as Associate Circuit Judge of the Sixteenth Judicial Circuit and a vacancy occurring in the office of Kane County Public Defender, Attorney Paul Rogers is hereby appointed Interim Public Defender until the selection of a permanent Kane County Public Defender is made, pursuant to Ch. 34 Sec. 3-4004.

This order shall take effect on January 12, 1991.

ENTER this 8th day of January, A.D., 1991.

  
Chief Circuit Judge

JAN 9 3 03 PM '91  
JAN CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

FILED

ENTERED  
P/C 3

90MR1

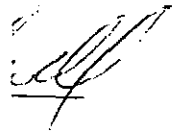
GENERAL ORDER 90-28

Pursuant to Supreme Court Rule 21(b), IT IS HEREBY ORDERED AS FOLLOWS:

Section 1. Effective January 2, 1991 all defendants sentenced on this date and hereafter who as a condition of their sentence are required to pay restitution and/or probation fees shall direct their payments to the Circuit Clerk of Kane County.

ses  
County

Section 2. Upon receipt of money for the payment of restitution the Circuit Clerk shall process these funds and issue a check to the victim of the offense as stated by court order on a timely basis. The Circuit Clerk shall update the courts financial records to show receipt and disbursement of restitution monies for the purpose of monitoring defendant's compliance with the court order by the Kane County Court Services Department.



Section 3. Upon receipt of monies for the payment of probation fees, the Circuit Clerk shall collect and remit these monies on a not less than monthly basis to the Kane County Treasurer for deposit in the Probation Fee Fund, Fund 067. The Circuit Clerk shall update the court's financial records to show receipt and disbursement of probation fee monies for the purpose of monitoring defendant's compliance with the court order by the Kane County Court Services Department.

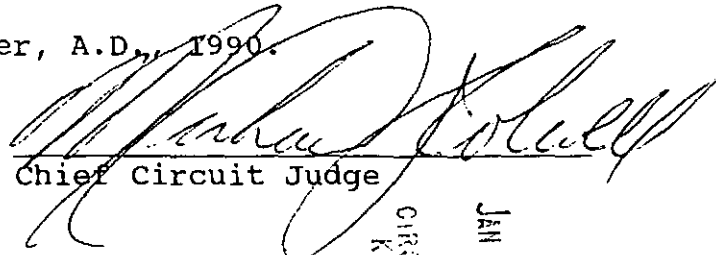
Section 4. The Court Services Department for Kane County is responsible to collect restitution and probation fees from all persons sentenced to these conditions prior to January 2, 1991. The Court Services Department shall continue to follow the procedures as outlined in General Order 89-16.

JAN 4 11 28 AM '91

FILED

Section 5. In all cases where the defendant is required to make payments for restitution and/or probation fees the Court Services Department for Kane County is responsible for the monitoring of the defendant's compliance in satisfying the financial obligation as ordered by the court. In the event of nonpayment or failure to pay on a timely basis the Court Services Department shall begin actions to insure payment of monies as ordered by the court.

ENTER this 31st day of December, A.D., 1990.

  
Chief Circuit Judge

JAN 4 11 28 AM '91  
BARBARA J. BULL  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

FILED

ENTERED  
F/S 3

GENERAL ORDER 90-26

Section 1. Priorities for the refund of bonds posted in criminal cases are established by statute and for purposes of administrative clarity are set forth herein in the priority to which they shall be deducted.

- 1. Bail bond costs, 10% of cash deposited pursuant to Ch. 38 Sec. 110-7.
- 2. Case management expenses pursuant to Ch. 25, Secs. 27.1, 27.2, 27.3(a), 27.3(c), and Ch. 34, Secs. 5-1101, 5-1103.
- 3. Reimbursement expenses authorized by Statute Ch. 38, Sec. 180-3 and any reimbursement ordered to the Office of Public Defender.
- 4. Specific fines imposed pursuant to Ch. 38, Sec. 1005-9-1.2.
- 5. General fines pursuant to Ch. 38, Sec. 1005-9-1.

Proportional deductions for the police training surcharge pursuant to Ch. 38, Sec. 1005-9-1(c); the drivers education fee pursuant to Ch. 95 1/2, Sec. 16-104(a); and the victim compensation fee pursuant to Ch. 70, Sec. 510.

- 6. Court ordered restitution pursuant to Ch. 38, Sec. 1005-5-6 (e).
- 7. Court ordered advanced payment of probation fees pursuant to Ch. 38 Sec. 1005-6-3.
- 8. Any remaining bond after all of the above items have been paid are properly payable to the defendant or other party posting bond.

Section 2. Bond assignments to criminal defense attorneys are last in priority and no bond money may be paid to the defense attorney until all of the above priorities have been satisfied.

ENTER this 31st day of December, A.D., 1990.

*Maureen Kolwell*  
Chief Circuit Judge

JAN 9 3 03 PM '91  
JAN CARLSON  
CIRCUIT COURT CLERK  
KAHNE COUNTY, IL

FILED

ENTERED  
P/C 3

GENERAL ORDER 90-25

IT IS HEREBY ORDERED:

Section 1. Pursuant to Supreme Court Rule 21 (a) and in the interest of expediting requests from probationers for permission to leave the state, consent is hereby given to a probationer to leave the state for good cause shown as follows:

1. Upon the prior notification to and written approval of probationer's probation officer and the approval of a Supervisor of Court Services; or

2. Upon the prior notification to and written approval of probationer's probation officer and the approval of a Director of Court Services; or

3. Upon the prior notification to and written approval of probationer's probation officer and the Executive Director of Court Services.

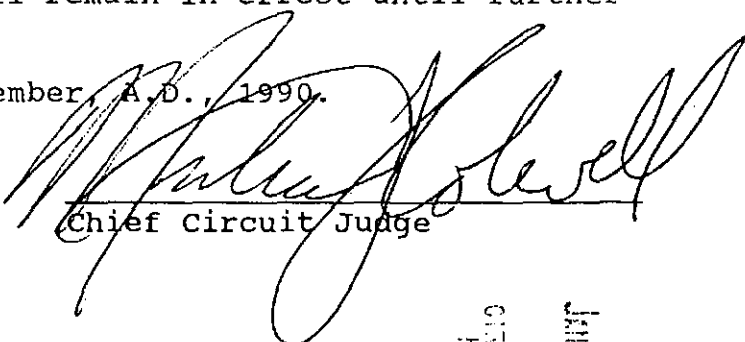
Out of state travel requests in excess of fifteen (15) days and out of country travel requests shall require the approval of the Director of Court Services or judicial approval.

Section 2. This order is effective immediately to each and every order of probation or conditional discharge heretofore entered or hereafter entered as part of a sentence and pending before this court, active or inactive and supersedes General Order 89-13.

Section 3. Such provision shall be part of any Order of probation as if fully set forth in such order.

Section 4. This Order shall remain in effect until further order of this court.

DATED this 31st day of December, A.D., 1990.

  
Chief Circuit Judge

JAN 4 11 28 AM '91  
JAN CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

FILED

ENTERED  
P/C 3

GENERAL ORDER 90-24

It is ordered as follows:

Section 1. Pursuant to vote of the Circuit Judges of the Sixteenth Judicial Circuit, County of Kane, those persons hereinafter named are appointed and are authorized to appear in court on behalf of those defendants to whom they are from time to time assigned by order of court.

Section 2. Those persons herein designated as back-up counsel may appear in place of the designated court appointed counsel when the circumstances confronting appointed counsel make it necessary.

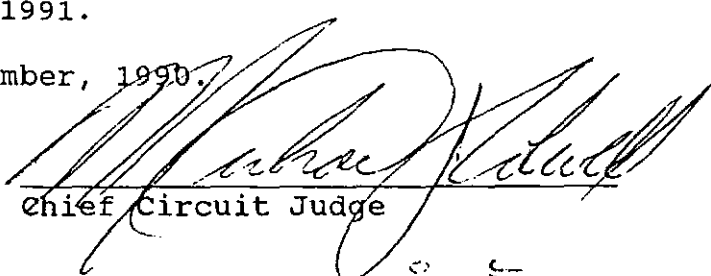
Section 3. Those persons appointed as court appointed counsel together with the indication of their back-up counsel, are as follows:

A. David Kliment -	Claudia Kliment Keith Brown
B. Shari C. Bertane -	Manuel Barbosa
C. Carole J. Grahn -	Julie Doyle Meg Goblet
D. David C. Camic -	Marcy Litwiller Stephen C. Wilson

Section 4. Appointed counsel shall serve a term of one (1) year unless earlier removed, and shall serve upon the conditions and terms set forth in Kane County Board Resolution 87-7, pursuant to the code of professional conduct and pursuant to Chapter 34 Sec. 3-4006.

Section 5. This General Order supersedes General Order No. 89-26 and is effective January 2, 1991.

ENTER this 3<sup>rd</sup> day of December, 1990.

  
Chief Circuit Judge

JAN 4 11 28 AM '91  
JAMES G. HESON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

FILED

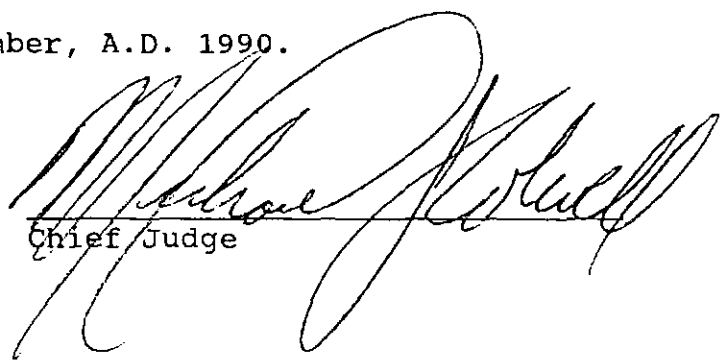
ENTERED  
P/C 3

GENERAL ORDER 90-23 (B)

In re: Appointment of Wiley W. Edmondson, Associate Circuit Judge for the Sixteenth Judicial Circuit.

The Chief Judge of the Sixteenth Judicial Circuit having been advised by the Director of the Administrative Office of the Illinois Courts that Wiley W. Edmondson has received the majority of the votes of the Circuit Judges of the Sixteenth Judicial Circuit to fill a vacancy in the office of Associate Judge; IT IS HEREBY ORDERED THAT: Wiley W. Edmondson is appointed as Associate Circuit Judge of the Sixteenth Judicial Circuit effective January 14, 1991.

ENTER this 31<sup>st</sup> day of December, A.D. 1990.

  
Chief Judge

FILED  
JAN 4 11 28 AM '91  
WILEY W. EDMONDSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

ENTERED  
P/C 3

GENERAL ORDER 90-23(A)

In re: Appointment of Judith M. Brawka, Associate Circuit Judge for the Sixteenth Judicial Circuit.

The Chief Judge of the Sixteenth Judicial Circuit having been advised by the Director of the Administrative Office of the Illinois Courts that Judith M. Brawka has received the majority of the votes of the Circuit Judges of the Sixteenth Judicial Circuit to fill a vacancy in the office of Associate Judge; IT IS HEREBY ORDERED THAT: Judith M. Brawka is appointed as Associate Circuit Judge of the Sixteenth Judicial Circuit effective January 14, 1991.

ENTER this 31st day of December, A.D. 1990.

  
Chief Judge

FILED  
JAN 4 11 23 AM '91  
JAMES GUNLISON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

ENTERED  
P/C 3



GENERAL ORDER 90-22

Pursuant to Supreme Court Rule 21 (b) concerning the annual Associate Judge's Conference of the Illinois Judicial Conference scheduled for P.M. March 13, 1991, A.M./P.M. March 14, 1991, A.M./P.M. March 15, 1991; IT IS HEREBY ORDERED:

Section 1. Kane County Bond Calls: March 14, 1991 bond calls will be handled as follows:

Elgin - Judge Gene L. Nottolini  
Geneva - Judge James F. Quetsch  
Aurora - Judge Michael J. Colwell

March 15, 1991 bond calls will be handled as follows:

Elgin - Judge Pamela K. Jensen  
Geneva - Judge Patrick J. Dixon  
Aurora - Judge Grant Wegner

Section 2. Weddings. March 13, 1990 - Judge James Quetsch.  
March 14, 1991 - Judge Michael F. O'Brien;  
March 15, 1991 - Judge Barry Puklin

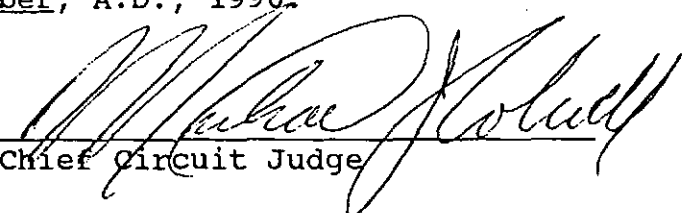
Section 3. Elgin Mental Health Call:

Judge Melvin E. Dunn is assigned to cover the Elgin Mental Health call for Friday, March 15, 1991 at 9:00 AM,

Section 4. All Associate Judge courtrooms within the circuit shall be closed to all further settings for these dates. All matters presently set on Associate Judge calls for P.M. March 13, 1991, A.M./P.M. March 14, 1991, A.M./P.M. March 15, 1991 shall be continued to new dates. Each Associate Judge is responsible for clearing his or her call of any matters set on these dates.

Section 5. All police agencies within the Sixteenth Judicial Circuit are requested to make no cases returnable on these dates and to so advise their individual police officers. The Clerk of the Circuit Court of each county shall notify each police agency operating within their county of the entry of this order.

ENTER this 31st day of December, A.D., 1990.

  
Chief Circuit Judge

FILED FOR CLERK  
KANE COUNTY, ILL.  
JAN 4 11 29 AM '91

FILED

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P/C 3

0011121

GENERAL ORDER 90-21

Section 1.

Pursuant to Supreme Court Rule 21(b) the following judges are hereby assigned to the Court assignments indicated below:

CIVIL DIVISION:

Courtroom 240 - Michael J. Colwell - Chief Judge  
Presiding Judge Civil Division.

Administrative Call  
Monday - Wednesday 9:00 a.m.

Trials as assigned.

Courtroom 210 - Pamela K. Jensen - (former  
Judge Colwell call)  
L Jury and Non-Jury;  
LM, SC, Jury;  
#1 back-up Judge, LM, SC,  
Bench cases.

Courtroom 320 - Michael F. O'Brien -  
L Jury and Non-Jury;  
LM, SC, Jury;  
#2 back-up Judge, LM, SC,  
Bench cases.

Courtroom 310 - Patrick J. Dixon - (former Judge  
Quetsch call)  
L Jury and Non-Jury;  
LM, SC, Jury;  
#3 back-up Judge, LM, SC,  
Bench cases.

Courtroom 110 - James F. Quetsch -  
CH, MR, ED, TX and MC cases.

Courtroom 120 - R. Peter Grometer -  
SC, LM cases.

FELONY DIVISION:

Courtroom 340 - Barry E. Puklin - Presiding Judge  
and Trial Judge - Misdemeanor Jury  
Demand and Mental Health Jury  
Demand cases - #3 back-up Judge.

Dec 21 12 59 PM '90  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

FILED

ENTERED  
P/C 2

Courtroom 430 - Thomas E. Hogan - Trial Judge  
 #2 Misdemeanor, Jury  
 Demand and Mental Health  
 Jury Demand back-up Judge.

Courtroom 350 - Melvin E. Dunn - Trial Judge  
 #1 Misdemeanor Jury Demand  
 and Mental Health Jury Demand  
 back-up Judge.

Courtroom 250 - John L. Petersen - Violation  
 of Probation, Bond Reductions,  
 Preliminary Hearings, Trials  
 as assigned and #4 Misdemeanor  
 Jury Demand and Mental Health  
 Jury Demand back-up Judge.

MISDEMEANOR AND TRAFFIC DIVISION:

Courtroom 220 - Timothy Q. Sheldon, Presiding  
 Judge

Courtroom 150 - James T. Doyle (includes the  
 Paternity case call every  
 Monday at 1:30 p.m. and the  
 first and third Fridays of  
 every month at 1:30 p.m.)

Aurora Branch  
 Court - Richard D. Larson

Elgin Branch  
 Court - Wiley W. Edmondson

FAMILY DIVISION:

Courtroom 113 - Peter K. Wilson, Jr.,  
 Presiding Judge

Courtroom 121 - Donald J. Fabian

Courtroom 213 - Roger W. Eichmeier

PROBATE DIVISION:

Room G-7 - Judith M. Brawka -  
 Family Ct. Bldg. Probate - Monday - Wednesday  
 Non-Support Call - Thursdays  
 Mental Health - Elgin State  
 Hospital - Fridays

JUVENILE DIVISION:

Courtroom 140 - Gene L. Nottolini

KENDALL COUNTY:

James W. Wilson, Presiding  
Judge

Grant S. Wegner

DEKALB COUNTY:

Philip L. DiMarzio, Presiding  
Judge

John W. Countryman

Douglas R. Engel

Robert C. Jenkins

Section 2. All Jury Demand cases from Courtroom 120 shall be assigned directly by the Presiding Judge of courtroom 120 to judges Jensen, O'Brien and Dixon on a rotating basis. All overflow bench trials from courtroom 120 will be assigned on the day of trial to the Presiding Judge of the Civil Division for reassignment to a back-up judge in the order of preference set forth herein.

Section 3. Misdemeanor Jury Demands and Mental Health Jury Demands shall be set before Judge Timothy Q. Sheldon in courtroom 220. All Misdemeanor Jury Demand and Mental Health Jury Demand cases shall be set for jury trial on Mondays at 9:00 a.m. in Room 220. All Mental Health and Misdemeanor Jury Demand cases which the room 220 judge is unable to try shall be transferred on that judge's order to the presiding judge of the Criminal Division for reassignment to an available felony judge in the order of preference established herein.

Section 4. All presiding judges of the respective divisions of the circuit court are authorized to and shall make all assignment orders indicated herein and all other orders for reassignment of judges as may be necessary from time to time to insure the administration of justice within their respective divisions.

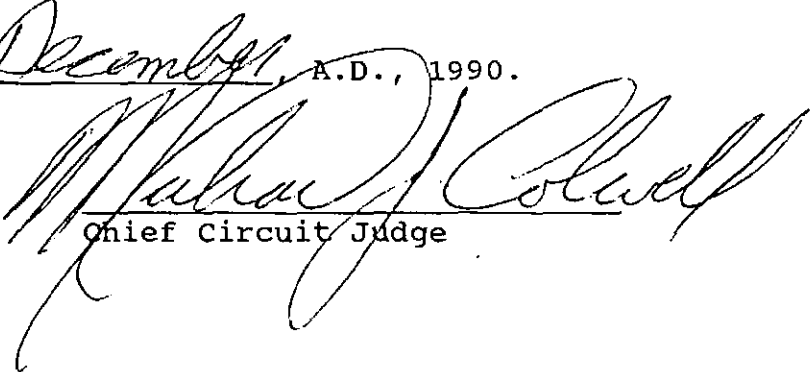
Section 5. Weddings in Kane County will be conducted Monday thru Thursday in the Family Court Building between 3:00 and 4:00 p.m. Each judge sitting in that building shall be responsible

for weddings one of these days each week. Friday weddings will be conducted between 1:30 and 4:00 p.m. on a rotating basis by all Associate Judges sitting in Geneva. Kathryn Lencioni shall prepare and circulate the appropriate Friday wedding schedule. Any changes in the published Friday wedding schedule must be called to the attention of Kathryn Lencioni in advance of the affected date.

Section 6. Kane County weekend Bond calls are assigned to all Associate Judges sitting in Kane County. Kane County Bond call assignments are set forth in this Order in attachment "A". Any changes in the published bond call schedule must be called to the attention of Kathryn Lencioni no later than the Friday morning before the changed assignment.

Section 7. This Order shall become effective Tuesday, January 22, 1991.

ENTER this 21st day of December, A.D., 1990.

  
Chief Circuit Judge

## ATTACHMENT "A"

## 1991 BOND CALL SCHEDULE

JANUARY

5-6 Petersen  
 12-13 Doyle  
 19-20 Grometer  
 21 (M.L. King) Grometer  
 26-27 Wilson

FEBRUARY

2-3 Fabian  
 9-10 Hogan  
 12 (Lincoln B'Day) Hogan  
 16-17 Sheldon  
 18 (Washington B'Day) Sheldon  
 23-24 Eichmeier

MARCH

2-3 Brawka  
 4 (Pulaski) Brawka  
 9-10 Edmondson  
 16-17 Larson  
 23-24 New Assoc.  
 29 (Good Friday) Petersen  
 30-31 Petersen

APRIL

6-7 Doyle  
 13-14 Grometer  
 20-21 Wilson  
 27-28 Fabian

MAY

4-5 Hogan  
 11-12 Sheldon  
 18-19 Eichmeier  
 25-26 Brawka  
 27 (Memorial Day) Brawka

JUNE

1-2 Edmondson  
 8-9 New Assoc.  
 15-16 Larson  
 22-23 Petersen  
 29-30 Doyle

JANUARY, 1992

1 (New Assoc. #3)

JULY

4 (July 4th) Grometer  
 6-7 Grometer  
 13-14 Wilson  
 20-21 Fabian  
 27-28 Hogan

AUGUST

3-4 Sheldon  
 10-11 Eichmeier  
 17-18 Brawka  
 24-25 Edmondson  
 31 New Assoc.

SEPTEMBER

1-2 (Labor Day) New Jdg.  
 7-8 Larson  
 14-15 Petersen  
 21-22 Doyle  
 28-29 Grometer

OCTOBER

5-6 Wilson  
 12-13 Fabian  
 14 (Columbus) Fabian  
 19-20 Hogan  
 26-27 Sheldon

NOVEMBER

2-3 Brawka  
 9-10 Edmondson  
 11 (Veterans) Edmondson  
 16-17 New Assoc.  
 23-24 Larson  
 28-29 (T'giving) Petersen  
 30 Doyle

DECEMBER

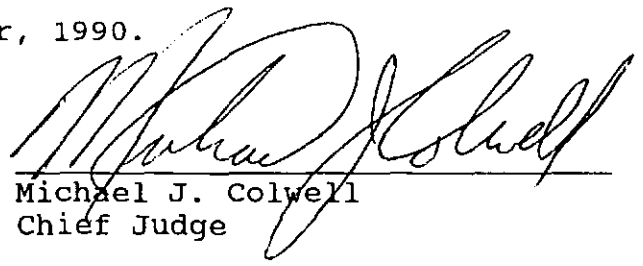
1 Doyle  
 7-8 Grometer  
 14-15 Wilson  
 21-22 Fabian  
 25 Hogan  
 28-29 Brawka

90MRI

GENERAL ORDER #90-20

IT IS HEREBY ORDERED that Judge Gene Nottolini is appointed acting Chief Judge during any absence of the undersigned.

DATED this 3rd day of December, 1990.

  
Michael J. Colwell  
Chief Judge

**FILED**  
DEC 4 2 35 PM '90  
JAMES EARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

**ENTERED  
P/C 4**

90MRI

FILED

GENERAL ORDER 90-19

Nov 15 1 30 PM '90

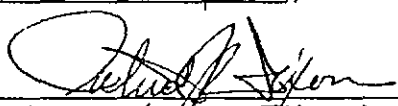
JAN DIXON  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.

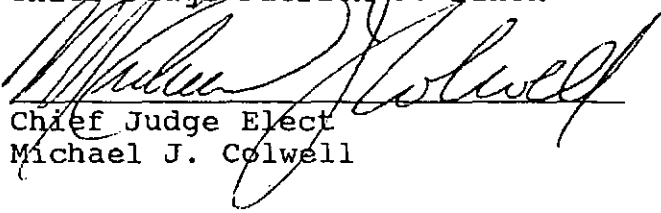
IT IS HEREBY ORDERED AS FOLLOWS:

A swearing in ceremony for newly elected and retained Circuit Judges is hereby scheduled for 9:00 a.m. on December 3, 1990 in the third floor courtroom of the DeKalb County Courthouse.

Pursuant to Supreme Court Rule 21 (b) all cases set for December 3, 1990 in any courtroom within the circuit are hereby continued to December 3, 1990 at 10:30 a.m. The Clerks of the Circuit Court of Kane, Kendall and DeKalb Counties are directed to post a copy of this General Order on the door of each courtroom within the circuit.

ENTER this 14 day of November, 1990.

  
\_\_\_\_\_  
Chief Judge Patrick J. Dixon

  
\_\_\_\_\_  
Chief Judge Elect  
Michael J. Colwell

ENTERED  
P/C 3



FILED

GENERAL ORDER 90-18


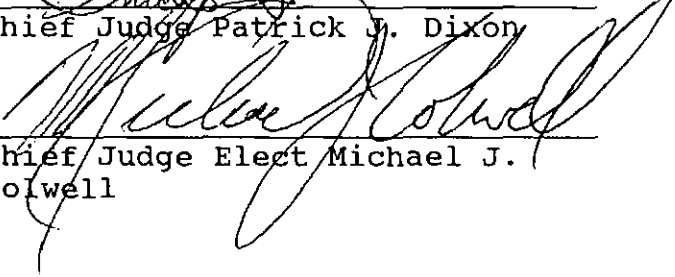
Nov 15 1 30 PM '90

IT IS HEREBY ORDERED AS FOLLOWS:

JAN CALLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

1. Pursuant to Supreme Court Rule 21 (b) all Probate (P) matters presently assigned to Judge Dixon in room 430 are hereby assigned to Judge Colwell in room 240 effective December 3, 1990 until further order of court.

2. Pursuant to Supreme Court Rule 21 (b) all preliminary hearings set on Thursdays before Judge Melvin E. Dunn in room 240 are hereby set before Judge Melvin E. Dunn in room 350 effective December 3, 1990, or to such other Judge as assigned by Barry Puklin, Presiding Judge of the Criminal Division of the Circuit Court until further order of court.

ENTER this 14 day of November, 1990.  
\_\_\_\_\_  
Chief Judge Patrick J. Dixon  
\_\_\_\_\_  
Chief Judge Elect Michael J. ColwellENTERED  
P/C 3

GENERAL ORDER 90-17

FILED  
NOV 9 9 58 AM '90  
JAN 27 1990  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

IT IS HEREBY ORDERED THAT:

Section 1. Pursuant to Illinois Supreme Court Rule 215(b) the following judges are hereby assigned to the Court assignments indicated below:

Felony Division:

- Courtroom 340 - Barry Puklin, Presiding Judge and Trial Judge
- Courtroom 430 - Thomas E. Hogan, Trial Judge
- Courtroom 350 - Melvin E. Dunn, Trial Judge

Civil Division: (Judge Michael J. Colwell, Presiding Judge)

- Courtroom 240 - Michael J. Colwell, Presiding Judge and Chief Circuit Judge  
Administrative Call 9:00 a.m. - Monday through Wednesday  
Trials as assigned
- Courtroom 310 - Patrick J. Dixon (former Judge Quetsch call)
- Courtroom 320 - Michael F. O'Brien
- Courtroom 210 - Douglas R. Engel (former Judge Colwell call)
- Courtroom 110 - James F. Quetsch, CH, MR, ED, TX, and MC matters

Circuit Court of DeKalb County:

- Philip DiMarzio - Presiding Judge and Trial Judge
- John Countryman - Trial Judge
- Robert Jenkins - Court calls as assigned by DeKalb County Presiding Judge

Circuit Court of Kendall County:

- James Wilson - Presiding Judge and Trial Judge
- Grant Wegner - Trial Judge

Section 2. All cases previously pending on Judge Colwell's call in courtroom 310 are hereby reassigned to Judge Douglas R. Engel in courtroom 210. All L, LM and SC cases presently assigned to Judge Quetsch in courtroom 210 are hereby reassigned to Judge Patrick J. Dixon in courtroom 310.

Section 3. All CH, MR, ED, TX, and MC cases presently assigned to Judge Quetsch in courtroom 210 shall remain assigned to Judge Quetsch in courtroom 110.

ENTERED  
P/C 1

90MR1

IN THE CIRCUIT COURT FOR THE 16th JUDICIAL CIRCUIT,  
OF THE STATE OF ILLINOIS

JAMES M. WILSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL


NOV 14 2 42 PM '90

FILED


IN THE MATTER OF THE APPOINTMENT )  
OF MICHAEL J. COLWELL, AS THE )  
CHIEF JUDGE OF THE 16h JUDICIAL )  
CIRCUIT, OF THE STATE OF ILLINOIS. )

The majority of the Circuit Judges in and for the Sixteenth Judicial Circuit of the State of Illinois, having voted to appoint Michael J. Colwell to be the Chief Judge of the Sixteenth Judicial Circuit of the State of Illinois, does hereby appoint Michael J. Colwell, Chief Judge of the Sixteenth Judicial Circuit, Illinois, effective December 3, 1990.

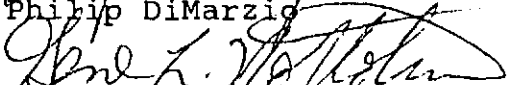
ENTER this 14th. day of November, 1990.




Patrick J. Dixon



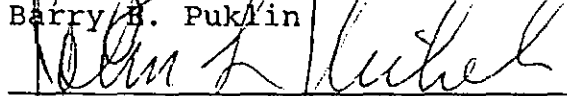
Philip DiMarzio



Gene L. Nottolini



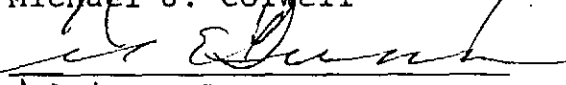
Barry B. Puklin



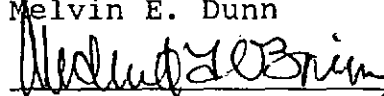
John L. Nickels



Michael J. Colwell



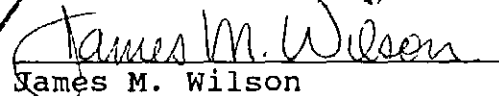
Melvin E. Dunn



Michael F. O'Brien



James F. Quetsch



James M. Wilson

ENTERED  
P/C 1

GENERAL ORDER NO. 15


IT IS ORDERED:

Section 1. Pursuant to Chapter 46}6-21 of the Illinois Revised Statutes, a vacancy having occurred on the Board of Election Commission, for the City of Aurora and the nominee hereinafter named being a resident of the City of Aurora, County of Kane, State of Illinois for more than two years and otherwise satisfying the requirements of sections 6-21 and 6-22; G. William Richards be and is appointed to fill the unexpired term as election commissioner of the Board of Election Commissioners of the City of Aurora.

Section 2. The said G. William Richards shall take his seat on such board immediately upon filing the requisite oath and bond as set forth in Section 6-24.

Section 3. This order shall take effect immediately.

ENTER this 11 day of October, A.D. 1990.

  
\_\_\_\_\_  
Chief Judge

Oct 12 12 23 PM '90  
JAN. SAMPSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

FILED

ENTERED  
P/C 3

90mR1

GENERAL ORDER #90-14

FILED  
SEP 5 1 02 PM '90

IT IS HEREBY ORDERED THAT:


A. The Circuit Court for the Sixteenth Judicial Circuit, State of Illinois, shall adjourn, and the office of the Clerk of the Circuit Court of the counties of Kane, Kendall and DeKalb, shall be closed on the following legal holidays for the year 1991.

<u>HOLIDAY</u>	<u>OBSERVED ON</u>
New Year's Day	Tuesday, Jan. 1
Martin Luther King Jr's Birthday	Monday, Jan. 21
Lincoln's Birthday	Tuesday, Feb. 12
Washington's Birthday	Monday, Feb. 18
Casimir Pulaski's Birthday	Monday, March 4
Good Friday	Friday, March 29
Memorial Day	Monday, May 27
Independence Day	Thursday, July 4
Labor Day	Monday, Sept. 2
Columbus Day	Monday, October 14
Veteran's Day	Monday, Nov. 11
Thanksgiving Day	Thursday, Nov. 28 Friday, Nov. 29
Christmas Eve (Closed at Noon)	Tuesday, Dec. 24
Christmas Day	Wednesday, Dec. 25

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

Enter this 5 day of September, 1990.

  
\_\_\_\_\_  
Chief Judge Patrick J. Dixon

ENTERED  
PIC 3

90 MR 1

GENERAL ORDER 90-13

IT IS HEREBY ORDERED:

Section 1. To improve efficiency in the administration of justice and to aid in the revision of the current warrant system in cooperation with the Kane County State's Attorney and the Circuit Clerk, in those cases listed on the attached printout (dated July 24, 1990) judgment be and is hereby entered to forfeit the cash bond.

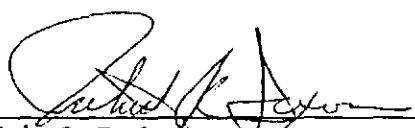
Section 2. That, all warrants previously issued on those cases listed on the attached printout (dated July 24, 1990) are to be recalled.

Section 3. It is further ordered that upon the Circuit Clerk's receipt of the original or service copy of the warrant, from the appropriate holding Law Enforcement Agency, that those cases listed on the attached computer printout (dated July 24, 1990) and whose warrants have been recalled are hereby dismissed with leave to reinstate.

Section 4. This order and the attached computer printout shall be filed by the Circuit Clerk in file number MR KA 90-1.

Section 5. This order shall be effective immediately.

ENTER this 30 day of July, 1990.

  
\_\_\_\_\_  
Chief Judge

ENTERED  
P/C 3

JAN CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL  
JUL 31 10 57 AM '90

FILED

90MR-1

IT IS HEREBY ORDERED:


Section 1. To improve efficiency in the administration of justice and to aid in the revision of the current warrant system in cooperation with the Kane County States Attorney and the Circuit Clerk, all bonds posted in those cases listed on the attached printout (dated June 24, 1990) shall be issued a "Notice of Cash Bond Forfeiture."

Section 2. A hearing date is hereby set for Monday, July 30, 1990 at 9:00 a.m. in courtroom 150 in the Kane County Courthouse, Geneva, Il. for the purpose of hearing the petition for forfeiture.

Section 3. This order and the attached computer printout shall be filed by the Circuit Clerk in file number MR-KA 90-1.

Section 4. This order shall be effective immediately.

Enter this 25 day of June, 1990.

  
\_\_\_\_\_  
Chief Judge

FILED

JUN 25 3 25 PM '90

JAN CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

ENTERED  
P/C 3

GENERAL ORDER 90-10

JUN 26 10 30 AM '90  
JAN CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

FILED

IT IS HEREBY ORDERED:

Section 1. By vote of the Circuit Judges for the Sixteenth Judicial Circuit the Local Rules previously adopted are amended in the following respects.

Section 2. Article I Section 1.19 shall be amended as follows:

1.19 MEETINGS

The Judges of the Sixteenth Judicial Circuit shall meet every other month beginning in January, 1991 on the second Thursday of the month. The meetings shall begin at 4:30 p.m. The place and circumstances shall be announced in advance by the Chief Judge. A special meeting may be called at any time by the Chief Judge or by any two Circuit Judges by giving notice to all Circuit Judges.

Section 3. Article 6 Section 6.04 shall be amended by adding the following sub-paragraphs (h) (i).

(h) Manner of Notice

Notice of Service shall be given in the manner and to the persons described in Supreme Court Rule 11. Service as prescribed in Supreme Court Rule 11(b) (2) may be affected by service of the Notice of Motion and other pertinent documents through electronic facsimile mailing (FAX). Service by FAX shall be effective only if, at the time of court presentation of the Notice of Motion, the movant produces an affidavit setting forth the date and time of service and telephone number to which documents were transmitted and a statement that the sending office has orally confirmed with the receiving office that the documents have been received.

FAX transmissions shall not be permitted where the opposing party or counsel does not have a FAX machine.

(i) Time of Notice

If Notice of Hearing is given by personal service, the Notice shall be delivered by 4:00 p.m. of the second court date preceding the hearing of the Motion. Delivery by FAX authenticated as described in sub-paragraph (h) above, shall be sent by 4:00 p.m. of the third court date preceding the hearing of the Motion. If the Notice is given by mail, then Notice shall be deposited in the United States Post Office or Post Office Box on the 5th day preceding the hearing of the motion.

ENTERED  
P/C 4



Section 4. Article 7 at Sections 7.00 (c), (d) and (e) is modified as follows:

ARTICLE 7: DISCOVERY

7.00 GENERAL

- (a) Discovery shall proceed in accordance with the order and sequence of its initiation, no matter by what party, unless otherwise agreed by the parties or ordered by the Court.
- (b) The obligation to comply with and complete discovery shall not depend on the opponent's completion of compliance, but shall simply be in compliance with the specific requirements of Supreme Court Rules, unless otherwise ordered by the Court.
- (c) Objections or motions for protection or supervisory orders pertaining to discovery shall be brought to argument before the Court no later than sixty (60) days after the objection is made or dispute regarding discovery arises. Objections to written or oral interrogatories or other discovery shall be brought before the Court for hearing by the party who initiated that particular discovery to which objection is made. Of course, motions for protective or supervisory orders shall be brought to hearing pursuant to notice, by the movant.
- (d) All discovery of any kind shall be completed no later than sixty (60) days before the trial date, unless otherwise authorized by the Court or agreed by counsel. (This does not change the Rule 220 requirement for completion of "expert" discovery no later than sixty (60) days before trial.)
- (e) Rule 220 - Disclosure and Discovery. Within thirty (30) days after appearing in the case, defense counsel shall confer with all other attorneys of record in the case for the purpose of agreeing on the sequence of disclosure and discovery under Illinois Supreme Court Rule 220; and, within thirty (30) days after such conference or at the time of the "automatic" or initial status call (whichever is sooner), shall present to the Court an agreed order sequencing disclosure and discovery in compliance with Illinois Supreme Court Rule 220.

Section 5. Article 9 Section 9.02 (a), (b) and (c) shall be modified as follows:

9.02 PRE-TRIAL MOTIONS

All pre-trial motions of any type must be filed and brought to argument before the judge soon enough so as not to be used as a reason for requesting a continuance of trial.

(a) Unless otherwise ordered by the Court:

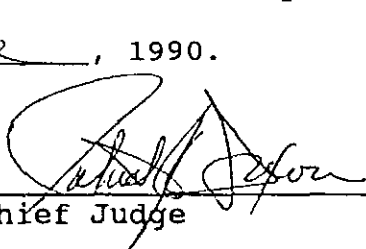
All motions in limine or for rulings regarding discovery or evidence depositions must be presented in writing and brought before the judge for argument and ruling no later than the ten (10) days before the commencement of trial unless the grounds arise or become known only later or during the course of trial.

(b) All dispositive-type motions (e.g., motions to dismiss, motions for judgment on the pleadings, motions for summary judgment, etc.) must be filed and brought to argument (pursuant to notice) before the judge no later than ninety (90) days before the assigned trial date.

(c) All counterclaims, actions over, contribution actions, third party complaints, etc. must be filed no later than sixty (60) days before the trial; and in no event shall the filing or pendency of such actions be construed to compel the Court to continue the trial not impair the Court's authority to sever such actions.

Section 6. This Order shall take effect immediately.

ENTER this 25<sup>th</sup> day of June, 1990.

  
\_\_\_\_\_  
Chief Judge

90 MRI

GENERAL ORDER 90 -9

IT IS ORDERED AS FOLLOWS:

Section 1. Pursuant to vote of the Judges of the Sixteenth Judicial Circuit the following named person together with those named as back-up counsel shall serve the unexpired term of Kathy Kushnir as conflict counsel: Shari Clancy Bertane - David Camic and Manuel Barbosa.

Section 2. This appointment shall be subject to the terms and conditions set forth in General Order 89-26.

Section 3. This order is effective as of June 11, 1990.

ENTER this 12 day of June A.D., 1990.

*[Signature]*  
\_\_\_\_\_  
Judge

FILED

JUN 14 10 55 AM '90

JAN CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

A true copy of the original on file in my office  
Attested to this 14<sup>th</sup> day of June 19 90  
**Jan Carlson**  
Clerk of the Circuit court  
Kane County, Illinois  
By Michael J. Fitzpatrick  
Deputy Clerk

ENTERED  
P/C 3

90 MK

GENERAL ORDER 90-8

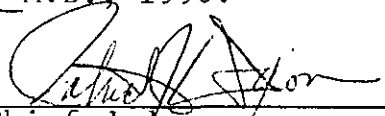
IT IS HEREBY ORDERED:

Section 1. Pursuant to Supreme Court Rule 21 (b) with respect to those misdemeanor charges authorized and filed against a resident patient of the Elgin Mental Health Hospital which charge also involves as a victim an employee of Elgin Mental Health, another patient at Elgin Mental Health or a medical person regularly attending patients at Elgin Mental Health, all matters concerning the misdemeanor charge shall be heard by that judge from time to time assigned to the Mental Health Call.

Section 2. The misdemeanor charges so authorized in the above said circumstances shall be made returnable at the Elgin Mental Health Facility, Elgin, Illinois in the Administrative Building on Friday, at 9:00 a.m.

Section 3. This order shall become effective immediately.

ENTER this 28 day of March A.D., 1990.

  
\_\_\_\_\_  
Chief Judge

FILED

HAR 28 2 37 PM '90  
JAN. 1990  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

ENTERED  
LAW 5

90MR1

GENERAL ORDER 90-7

IT IS HEREBY ORDERED:

Section 1. That in those cases where a defendant has been sentenced pursuant to Chapter 38§1005-6-1(c), Chapter 56½§710 or Chapter 56½§1410 the defendant shall be considered discharged satisfactorily and the case dismissed without judgment entered at the conclusion of the period of supervision unless one or more of the following circumstances obtains:

- (a) The order of sentencing requires the defendant to appear in court at the conclusion of the period of supervision or there is otherwise a stated return date.
- (b) The sentencing judge by the sentencing order specifically provides that the automatic provisions of this order shall not apply.
- (c) There is filed and pending a petition to revoke the supervision.
- (d) The supervision in part or in whole has been extended and then the automatic dismissal provisions would apply, if otherwise appropriate, at the conclusion of the extended period of supervision.
- (e) The order of supervision is subsequently converted to a non supervision form of sentence.

Section 2. In those cases where a dismissal is appropriate under this general order the Circuit Clerk may enter the appropriate designation of dismissal in its records at the conclusion of the supervision.

Section 3. That in those cases where a defendant has been sentenced pursuant to Chapter 38§1005-6-1 (b) the sentence of conditional discharge shall be considered satisfactorily discharged and the conditional discharge terminated unless one or more of the following circumstances obtains:

- (a) The order of sentencing requires the defendant to appear in court at the conclusion of the period of conditional discharge or there is otherwise a stated return date.

JAN G. L. SON  
CIRCUIT CLERK  
FRANK COUNTY, ILL.

MAR 20 3 15 PM '90

FILED

ENTERED  
P/C 3

- (b) The sentencing judge by the sentencing order specifically provides that the automatic provisions of this order shall not apply.
- (c) There is filed and pending a petition to revoke the conditional discharge.
- (d) The conditional discharge is extended in whole or in part and then the automatic termination provisions would apply, if otherwise appropriate, at the conclusion of the extended period.
- (e) The order of conditional discharge is subsequently converted to a non-conditional discharge form of sentence.

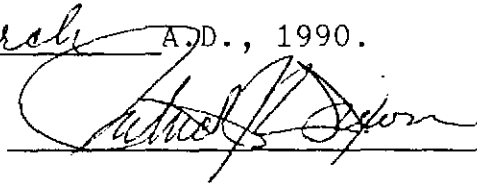
Section 4. That in those cases where termination is appropriate under this general order the Circuit Clerk may enter the appropriate designation of termination in its records at the conclusion of the conditional discharge.

Section 5. The purpose of this order is to recognize the existing law and to permit the disposal of those cases which are without designated return dates. Nothing herein purports to change existing law or should be construed as modifying the sentences of the individual sentencing judges.

Section 6. The provisions of this order shall be applicable to all orders currently in effect or those hereinafter entered.

Section 7. This order is effective April 2, 1990.

ENTER this 19 day of March A.D., 1990.

  
\_\_\_\_\_

90 MRI

GENERAL ORDER # 90 - 6

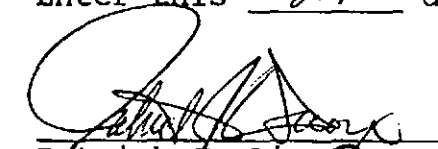
APPOINTMENT OF KENDALL COUNTY JURY COMMISSIONERS


IN CONJUNCTION WITH THE KENDALL COUNTY BOARD RESOLUTION adopted February 13, 1990, authorizing the appointment of jury commissioners for said County pursuant to chapter 78, section 24, et. seq., of the Illinois Revised Statutes, as amended the majority of the Circuit Judges in and for the Sixteenth Judicial Circuit of the State of Illinois, do hereby appoint the following individuals to serve as jury commissioners pursuant to said statute for such terms as stated herein, and for three (3) year terms thereafter effective July 1, 1990:

- JANET M. STROUP - ONE (1) YEAR
- SHIRLEY R. LEE - TWO (2) YEARS
- REBECCA S. MORGANEGG - THREE (3) YEARS

FILED  
MAR 9 10 52 AM '90  
JANET M. STROUP  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

Enter this 27<sup>th</sup> day of February, 1990.

  
Patrick J. Dixon

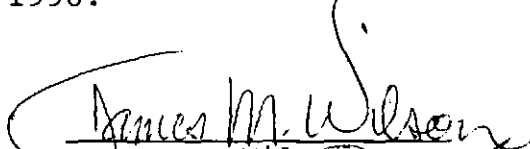
  
Barry F. Puklin

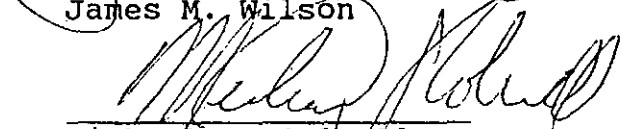
  
James F. Quetsch

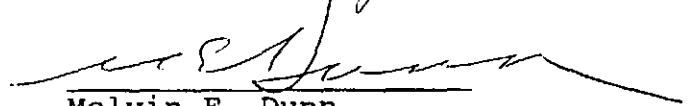
  
Michael F. O'Brien

  
Gene L. Nottolini

  
Rex F. Meilinger

  
James M. Wilson

  
Michael J. Colwell

  
Melvin E. Dunn

  
Philip L. DiMarzio

  
John L. Nickels

ENTERED  
P/C 3

90MR 1


GENERAL ORDER 90-5

Section 1. Pursuant to Chapter 83§204-7 (2)(b) of the Illinois Revised Statutes Jim Mueller is hereby appointed as Executive Director of the Court Services Program of the Sixteenth Judicial Circuit which Circuit is comprised of the Counties of Kane, Kendall and DeKalb.

Section 2. Said executive director shall serve at the pleasure of the Chief Judge.

Section 3. This appointment shall become effective February 19, 1990.

Enter this 20 day of February A.D. 1990.

  
\_\_\_\_\_  
Judge

JAMES E. SMITH  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

FEB 22 1 52 PM '90

FILED

ENTERED  
P/C 3



GENERAL ORDER 90-4

90MR-1

Volume I

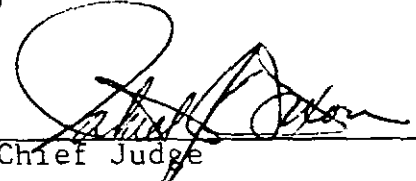
Section 1: It is ordered that all cases emanating from arrests made by the Secretary of State and set for hearing at the Kane County Courthouse in Geneva, Illinois shall be heard in courtroom 150 on each Friday at 9:00 a.m.

Section 2: The arresting officer shall cause all issued tickets to be returnable at the Kane County Courthouse on a Friday at 9:00 a.m.

Section 3: Previous General or Administrative Orders assigning a court date for the Secretary of State are hereby superseded.

Section 4: This order shall become effective March 19, 1990.

Enter this 5 day of February, 1990.

  
\_\_\_\_\_  
Chief Judge

CLERK  
KANE COUNTY  
ILL.  
FEB 12 11 50 AM '90

ENTERED  
P/C 2

90 MRT

SPECIAL ADMINISTRATIVE ORDER NO. 90-3

IT APPEARING that extremely heavy snowfall has made all roads in the county impassable; and

IT FURTHER APPEARING to the Court that the Chairman of the Kane County Board, Frank Miller, has ordered that all county facilities be closed.

IT IS THEREFORE ORDERED that the Kane County Courthouse shall be and will remain closed effective 1:00 p.m. January 25, 1990.

IT IS FURTHER ORDERED that all traffic tickets shall be continued to the officer's next courtdate, and that the Clerk of said Court shall send all defendants notice of such continuance;

IT IS FURTHER ORDERED herein that all summonses having been served with a return date of January 25, 1990 shall be returnable on the next court date;

IT IS FURTHER ORDERED that the time for the filing of all other documents required to be filed on or before said date of January 25, 1990 be and the same hereby is extended to the next court date;

IT IS FURTHER ORDERED that all matters set for hearing on this date shall be and the same hereby are continued to the next court date, or to such further date as may be agreed upon by the parties, or a new notice for hearing served therein.

ENTER this 25 day of January, 1990.

*[Signature]*  
Chief Judge

FILED  
JAN 29 3 13 PM '90  
KANE COUNTY CLERK  
KANE COUNTY, IL

ENTERED  
P/C 3

1001181

GENERAL ORDER 90-2

Section 1. It is hereby ordered that General Order 89-7 be and is amended to add to paragraph (1) in that order those individuals who are officers of Secretary of State Police so that said persons are authorized to release individuals on bond as set forth in Order 89-7.

Section 2. For the purpose of the above amendment those persons named in General Order 89-3 and identified by badge number therein are incorporated herein as if named specifically in General Order 89-7.

Enter this 29 day of January, 1990.

  
\_\_\_\_\_  
Chief Judge

JAN 29 3 13 PM '90  
JAMES CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

FILED

ENTERED  
P/C 3

GENERAL ORDER 90-1  
MENTAL HEALTH HEARINGS

CIRCUIT CLERK  
KANE COUNTY  
JAN 17 3 23 PM '90

FILED

IT IS HEREBY ORDERED:

Section 1. Effective immediately, with respect to hearings required pursuant to Chapter 91½ § 3-611 (emergency admission upon certificate), Chapter 91½ § 3-901 (discharge of mentally ill) and Chapter 91½ § 4-307 (petition for review of admission of developmentally disabled) concerning the setting of hearing dates; it is ordered that a hearing be and is hereby set on each petition at 9:00 A.M. at the Elgin Mental Health Facility, Elgin, Illinois in the Administrative Building on the next Friday following the date of filing of the requisite petition with the Circuit Clerk.

Section 2. Effective immediately, with respect to hearings required pursuant to Chapter 91½ § 3-403 (objection to voluntary discharge) and Chapter 91½ § 2-509 (review of minors admission) concerning the setting of hearing dates; it is ordered that a hearing be and is hereby set on each petition at 9:00 A.M. at the Elgin Mental Health Facility, Elgin, Illinois in the Administration Building on the next Friday following the date of filing of the requisite petition with the Circuit Clerk provided, however, that nothing herein shall be construed as res judicata to foreclose the particular judge assigned to the Mental Health call that day from another interpretation of the words: "upon receipt of the petition" as they determine the time in which the hearing must be held.

Section 3. Effective immediately, with respect to hearings required pursuant to Chapter 91½ § 3-706 (admission by court order), Chapter 91½ § 4-306 (a) (objection to discharge of adult developmentally disabled), Chapter 91½ § 4-4-7 (emergency admission of mentally retarded), Chapter 91½ § 4-502 (c) and 4-505 (admission of mentally retarded by court order), concerning the setting of hearing dates, it is ordered that a hearing be and is hereby set on each matter at 9:00 A.M. at the Elgin Mental Health Facility, Elgin, Illinois in the Administrative Building on the next Friday following the date of filing with the Circuit Clerk of the requisite, certificate, petition, report or diagnostic report respectively; provided, however, that nothing herein shall be construed as res judicate to foreclose the particular judge assigned to the Mental Health call that day from another interpretation of the word "receipt" as it determines the time in which the hearing must be held.

Section 4. Effective immediately with respect to the above referenced statutory procedures and concerning the legal representation of respondent at the specified hearing it is ordered that the Kane County Public Defender be and hereby is appointed upon the filing of the requisite document specified in the respective statute.

ENTERED  
P/C 1

General Order 90-1


For that purpose notice of the time and place of the hearing shall be served upon the public defender together with a copy of the document filed. If respondent retains private counsel this appointment of the Public Defender shall be vacated.

Section 5. An order shall be entered in the individual file by the judge presiding at the hearing confirming the appointment of the Public Defender and the setting and referencing this General Order; provided, however, entering such an order is not a condition precedent to the efficacy of this General Order.

Section 6. Pursuant to Chapter 91½ sections: 3-509, 3-611, 3-901, 4-307 and 4-407 it is hereby ordered that the Department of Mental Health and Developmental Disabilities through the Facility Director at the facility where the respondent is residing shall be responsible for insuring that notice is sent as required under the relevant statutes (to those persons entitled to notice) and shall provide actual notice until such time as pursuant to §3-201 a form is developed which permits sufficiently reasonable generation of the notice with the Circuit Clerk.

Section 7. Pursuant to Chapter 91½ sections: 3-706 and 4-505 it is hereby ordered that the Circuit Clerk shall provide notice to those persons entitled to notice as is required under the relevant statutes and for that purpose the Circuit Clerk may require that the petitioner in each instance provide the Clerk with the requisite forms and information.

ENTER this 17 day of January, A.D., 1990.

  
\_\_\_\_\_  
Chief Judge

JAN 17 3 23 PM '90  
JAMES W. JOHNSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

FILED

*Mr. KA'84 01*

*See 99-2 for update*

In furtherance of an expeditious case processing flow at the lowest possible cost, each party commencing an action or proceeding in case types L, LM, SC, TX, ED, MR, CH, F, D, P, J, MH or MC shall complete the Case Information Sheet provided by the office of the Clerk of this Court, and present the said sheet at the time of filing the complaint, petition or other paper initiating said action or proceeding.

ENTERED  
*[Signature]*

The Clerk shall assign to each such action or proceeding a General Number, which shall be endorsed on all pleadings, notices, orders and other papers filed therein. Such General Number shall consist of (1) a two position case type prescribed by the Administrative Office of the Illinois Courts; (2) a two position Court location indicator containing the letters KA representing Kane County; (3) a two position number indicating the year in which such action or proceeding was commenced; and (4) a consecutive case number. Pending actions or proceedings shall continue under the numbers heretofore assigned with the addition of the Court location identifier. Pending case number will be reformatted into the style set forth herein for new cases, retaining the original year and consecutive case number.

In Criminal and Quasi-Criminal cases, no warrant shall issue for the arrest of any defendant and no defendant shall be let to bond until the complaint upon which the warrant is based is properly filed with the Clerk of the Court and a General Number assigned. The General Number shall appear on any such warrant or bond. The above styled case numbering system shall not apply to Traffic, Criminal and Quasi-Criminal matters.

(Revised January 3, 1984)

*[Signature]*

John A. Krause, Chief Judge

A true copy of this order shall be filed in my office.  
 Approved: *January 7, 1984*

By *[Signature]*

*Mr. KA'84 01*

In furtherance of an expeditious case processing flow at the lowest possible cost, each party commencing an action or proceeding in case types L, LM, SC, TX, ED, MR, CH, F, D, P, J, MH or MC shall complete the Case Information Sheet provided by the office of the Clerk of this Court, and present the said sheet at the time of filing the complaint, petition or other paper initiating said action or proceeding.

ENTERED  
*12*

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(Revised January 3, 1984)

*[Signature]*  
 John A. Krause, Chief Judge

A true copy of this order on file in my office.  
 Approved: *January 7, 1984*

By *[Signature]*

*Mr. KA'84 01*

In furtherance of an expeditious case processing flow at the lowest possible cost, each party commencing an action or proceeding in case types L, LM, SC, TX, ED, MR, CH, F, D, P, J, MH or MC shall complete the Case Information Sheet provided by the office of the Clerk of this Court, and present the said sheet at the time of filing the complaint, petition or other paper initiating said action or proceeding.

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ENTERED  
*12*

(Revised January 3, 1984)

*[Signature]*  
 John A. Krause, Chief Judge

A true copy of this order shall be on file in my office.  
 Entered *January 7, 1984*

By *[Signature]*



1/1 KA'84 01

In furtherance of an expeditious case processing flow at the lowest possible cost, each party commencing an action or proceeding in case types L, LM, SC, TX, ED, MR, CH, F, D, P, J, MH or MC shall complete the Case Information Sheet provided by the office of the Clerk of this Court, and present the said sheet at the time of filing the complaint, petition or other paper initiating said action or proceeding.

The Clerk shall assign to each such action or proceeding a General Number, which shall be endorsed on all pleadings, notices, orders and other papers filed therein. Such General Number shall consist of (1) a two position case type prescribed by the Administrative Office of the Illinois Courts; (2) a two position Court location indicator containing the letters KA representing Kane County; (3) a two position number indicating the year in which such action or proceeding was commenced; and (4) a consecutive case number. Pending actions or proceedings shall continue under the numbers heretofore assigned with the addition of the Court location identifier. Pending case number will be reformatted into the style set forth herein for new cases, retaining the original year and consecutive case number.

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ENTERED  
12

(Revised January 3, 1984)

*[Signature]*  
 John A. Krause, Chief Judge

A true copy of this order is on file in my office.  
 Attest to: *January 9, 1984*

By *[Signature]*


GENERAL ORDER 89- 31

For the purpose of a more efficient administration of justice and to aid in the revision of the current warrant system, it is hereby ordered:

The Companion cases to Driving Under the Influence charges previously disposed per General Order #89-22 named on the attached listing are hereby dismissed with leave to reinstate.

This order and the original listing shall be filed by the Clerk of the Circuit Court in file number MR KA 89-1.

Entered this 26 day of December, 1989.

  
Patrick J. Dixon  
Chief Judge

FILED  
DEC 26 3 54 PM '89  
PATRICK J. DIXON  
CLERK  
CIRCUIT COURT  
KANE COUNTY, IL

~~ENTERED~~

Companion Cases to Driving Under the Influence Charges Previously Disposed per  
General Order #89-22

86 TR 2747	Smith, Clifford	86 TR 51860	Grandberry, Percy
86 TR 2811	Toumey, Daniel P.	86 TR 51861	Grandberry, Percy
86 TR 4802	Cepeda, Alfredo	86 TR 51862	Grandberry, Percy
86 TR 5086	Rodriguez, Martin	87 TR 5273	Reyes, U.S.
86 TR 5088	Rodriguez, Martin	87 TR 5274	Reyes, U.S.
86 TR 6456	Gzik, R.J.	87 TR 5275	Reyes, U.S.
86 TR 6457	Gzik, R.J.	87 TR 5276	Reyes, U.S.
86 TR 6458	Gzik, R.J.	87 TR 14899	Kozinski, L.A.
86 TR 5767	Anderson, John	87 TR 14900	Kozinski, L.A.
86 TR 10402	Amezcuca, Jose	87 TR 15501	Kozinski, L.A.
86 TR 12514	Williams, Marvin	87 TR 16606	Olson, Lamont
86 TR 12515	Williams, Marvin	87 TR 16607	Olson, Lamont
86 TR 14925	Martinez, Sergio	87 TR 16608	Olson, Lamont
86 TR 14926	Martinez, Sergio	87 TR 16609	Olson, Lamont
86 TR 14977	Salgado, Eduardo	87 TR 25031	Robles, Rafael
86 TR 14978	Salgado, Eduardo	87 TR 25032	Robles, Rafael
86 TR 14979	Salgado, Eduardo	87 TR 25033	Robles, Rafael
86 TR 33323	Morales, Rodrigo	87 TR 25034	Robles, Rafael
86 TR 37257	Brown, John P.	87 TR 27273	Herrera, Entimi
86 TR 39195	Tinajero, Martin	86 TR 2810	Toumey, Daniel
86 TR 39196	Tinajero, Martin		
86 TR 39197	Tinajero, Martin		
86 TR 40615	Fincham, Wesley B.		
86 TR 45826	Pena, Avelino		
86 TR 48080	Buckshaw, Scott A.		
86 TR 49025	Noble, Kevin		
86 TR 49026	Noble, Kevin		
86 TR 49027	Noble, Kevin		

GENERAL ORDER 89- 30

For the purpose of a more efficient administration of justice and to aid in the revision of the current warrant system, it is hereby ordered:

That the warrants issued on the cases on the attached listing are to be recalled.

It is further ordered that upon the Circuit Clerk's receipt of the original or service copy of the warrant, from the appropriate Law Enforcement Agency, that those cases on the attached listing whose warrants have been recalled, are hereby dismissed with leave to reinstate.

This order and the original warrant listing shall be filed by the Clerk of the Circuit Court in file number MR KA 89-1.

Entered this 26 day of December, 1989.



Patrick J. Dixon  
Chief Judge

FILED  
DEC 26 3 54 PM '89  
PATRICK J. DIXON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

~~ENTERED~~

Warrant Cases Which Are Companions to Charges Previously Disposed per General Order #89-22

82 CM 2280	Jones, Ken	86 CM 299	Stevens, Earl L.
83 TR 17607	Kolka, Scott A.	86 CM 473	Medrano, Carlos
83 TR 20924	Moreno, Rene	86 CM 1578	Baldwin, Corintha
83 TR 38776	LaBagnara, Michael H.	86 CM 1672	Carrero, Gladys E.
83 TR 54699	Moreno, Rene	86 CM 4337	Franklin, Cerita V.
84 CM 1763	Warner, Tami R.	86 CM 4779	Escobar, Eustolio
84 CM 1854	Miller, Richard aka Ferguson	86 CM 3389	Caballero, Cenobio
84 CM 1866	Ferguson, Richard	86 TR 7827	Parr, Bradley J.
84 TR 23955	Ferguson, Richard	86 TR 7828	Parr, Bradley J.
84 TR 23956	Ferguson, Richard	86 TR 10296	Cordero, Benjamin
84 TR 23960	Ferguson, Richard	86 TR 35078	Hernandez, Isidoro
84 TR 56447	Contreras, Gregario	86 TR 35804	Navar, Juan R.
84 TR 60891	Duran, Guadalupe C.	86 TR 35805	Navar, Juan R.
85 CM 2395	Flanagan, Ricky	86 TR 35808	Navar, Juan R.
85 CM 3259	Wallington, Jennifer S.	86 TR 37316	Caballero, Cenobio
85 CM 3765	Franz, Gerald H.	86 TR 37317	Caballero, Cenobio
85 TR 12306	Bustamante, Gilberto B.	86 TR 41444	Franco, Efrain
85 TR 24944	Sandvik, Mark A.	86 TR 42918	Bonales, Martin
85 TR 27871	Swaggirt, Cathy J.	86 TR 42919	Bonales, Martin
85 TR 29204	Skog, Roy B.	86 TR 43340	Gonzales, Jose A.
85 TR 29467	Brooks, Donald R.	86 TR 44890	Perez, B.
85 TR 30503	Patino, Raul M.	86 TR 54441	Realzola, J.A.
85 TR 31864	Black, Keith	86 TR 58727	Richardson, H.W.
85 TR 32277	Cartwright, John	87 CM 1002	Weiss, Richard D.
85 TR 35420	Myers, Tawara	87 TR 4490	Gaffney, Richard E.
85 TR 48213	Trevino, Robert A.	87 TR 14636	Garcia, Juan Vega
85 TR 48214	Trevino, Robert A.	87 TR 17764	Olson. Lamont
85 TR 49734	Lores, Maximo	87 TR 20247	Gallegos, Antonio

89 MR 1

GENERAL ORDER #89-29

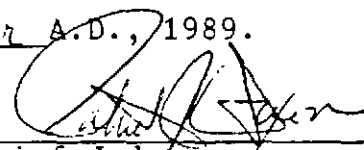
Section 1. Pursuant to Chapter 37§806-4 of the Illinois Revised Statutes 1987, Timothy Brown Psy.D. is hereby appointed Senior Psychologist of the Kane County Diagnostic Center.

Section 2. Said Timothy Brown shall act in the status of Director of the Diagnostic Center for the purposes of his relationship with the director of Juvenile Court Services and the Director of Adult Court Services.


Section 3. The duration of his appointment shall be at the pleasure of the Chief Judge.

Section 4. This order shall be effective December 18, 1989 A.D.

Entered this 18 day of December A.D., 1989.

  
\_\_\_\_\_  
Chief Judge

FILED  
DEC 20 11 11 AM '89  
CLERK  
KANE COUNTY ILL.

ENTERED  


WESTINGHOUSE  
TR/comp/CF  
Court  
Schedule

GENERAL ORDER 89-28

Section 1. All violations of local traffic laws or other ordinance violations for the following municipalities shall be returnable to the Carpentersville City Hall Chambers at 9:00 A.M. Wednesday of each week:

- a. Carpentersville
- b. East Dundee
- c. West Dundee
- d. Gilberts
- e. Sleepy Hollow
- f. Burlington
- g. Algonquin (Kane County portion)
- h. Barrington Hills

FILED  
DEC 15 10 49 AM '89  
CIRCUIT CLERK  
JUDICIAL

Section 2. Check in at the Carpentersville Branch court shall be at 9:00 A.M. and court will commence at 9:30 A.M.

Section 3. Trials set by the northend branch trial court shall be heard at the Elgin City Court on Wednesday of each week commencing at 1:00 P.M. or thereafter.

Section 4. All violations of state traffic laws or misdemeanors (not presently heard in Geneva) for the above named municipalities shall be returnable to the Elgin City Court on Thursday of each week at either 9:00 A.M. or 1:00 P.M.

Section 5. It is reserved to the Chief Judge the authority to further designate the division of cases returnable in the morning or in the afternoon each Thursday if caseload management requires such intervention. It is currently the express understanding of the police agencies involved as well as the circuit clerk that the goal is to balance evenly the caseload not only over the year but between A.M. & P.M. calls.

Section 6. The calls, times and court locations for the northend branch for Monday, Tuesday and Friday shall remain unchanged.

Section 7. This order shall take effect January 3, 1990.

ENTER this 14 day of December A.D., 1989.

ENTERED

*[Signature]*

GENERAL ORDER 89-27

Section One: Pursuant to vote of the Circuit Judges for the Sixteenth Judicial Circuit, Bradley Schwager duly qualified pursuant to Chapter 34§5601 et seq., is hereby appointed to the Office of Public Defender for Kendall County.

Section Two: The appointment herein shall become effective immediately upon the filing of an Oath of Office pursuant to Chapter 34§5603.

Section Three: This order shall be effective immediately.

ENTER this 14 day of December A.D., 1989.

*[Handwritten Signature]*

A true copy of the original on file in my office.  
 Attested to this 15 day of Dec, 1989

*Jan E. Carlson*  
 Clerk of the Circuit Court 16, Judicial Circuit  
 Kane County, Illinois

*Chris DeLo*  
 Deputy Clerk

FILED

DEC 15 10 47 AM '89

CLERK OF THE CIRCUIT COURT  
 KANE COUNTY, ILL.

ENTERED *[Handwritten Signature]*



GENERAL ORDER 89-26

IT IS ORDERED AS FOLLOWS:

Section 1. Pursuant to vote of the Circuit Judges for the Sixteenth Judicial Circuit, County of Kane, those persons hereinafter named are appointed and authorized to appear in court on behalf of those defendants to whom they are from time to time assigned by order of court.

Section 2. Those persons herein designated as back up counsel may appear in place of the designated court appointed counsel when the circumstances confronting appointed counsel make it necessary.

Section 3. Those persons appointed as court appointed counsel, together with indication of their back up counsel, are as follows:

- a. David Kliment - Claudia Kliment, Vincent Argento
- b. Kathy Kushnir - Joseph Voiland, Matt Shaw
- c. Carole Grahm - Julie Doyle, Rita Farrell
- d. Keith Brown - Herb Hill, William Feda

Section 4. Appointed counsel shall serve a term of one year, unless earlier removed, and shall serve upon the conditions and terms set forth in Kane County Board Resolution 87-7, pursuant to the Code of Professional Conduct and pursuant to Chapter 34§5604.

Section 5. This General Order supercedes General Order #89-4 and is effective January 2, 1990.

ENTER this 20 day of December A.D. 1989.

*[Handwritten Signature]*  
\_\_\_\_\_

ENTERED  
*[Handwritten Signature]*

DEC 20 11 33 AM '89  
CLERK  
KANE COUNTY, PA

FILED

GENERAL ORDER 89-25


Section One: The following named persons are hereby appointed to the Courthouse Space Planning Committee (previously established by Resolution 83-117):

- Judge Michael O'Brien
- Judge Michael Colwell
- Judge Patrick J. Dixon, Chief Judge
- Attorney Susan Tatnall, President of Bar Association

Section Two: The above said appointments shall remain in full force and effect until further order.

Section Three: This order supercedes previous appointments and is effective immediately.

ENTER this 15 day of November, A.D.

  
 \_\_\_\_\_  
 Chief Judge

1109 10 11 05 AM '89  
 1109 10 11 05 AM '89  
 1109 10 11 05 AM '89

ENTERED  


89MR-1

GENERAL ORDER 89-24

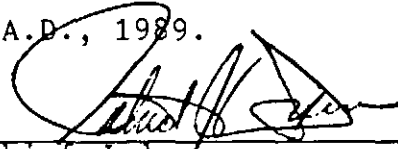
SECTION ONE: Pursuant to Chapter 38 § 108A-1 Associate Judges Grant Wegner, Thomas Hogan, James Doyle and Donald Fabian are assigned the power to issue orders authorizing and approving the use of eavesdropping devices by law enforcement officers or agencies upon appropriate application.

SECTION TWO: The power assigned hereunder shall be plenary and shall remain in full force and effect until rescinded by the Chief Judge of the Sixteenth Judicial Circuit.

SECTION THREE: Authorization by a judge hereunder shall be pursuant to Chapter 38 § 108A and the laws of this state.

SECTION FOUR: This order shall be effective immediately.

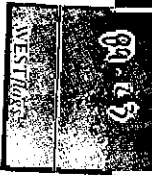
DATED this 7 day of November A.D., 1989.

  
\_\_\_\_\_  
Chief Judge

Nov 7 10 36 AM '89  
JAN. HANCOCK  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

FILED

~~ENTERED~~



SECTION ONE: It is hereby ordered that fees shall be charged by Juvenile Court Services for conducting adoption or divorce/custody investigations for courts of the 16th Judicial Circuit at the following rates:

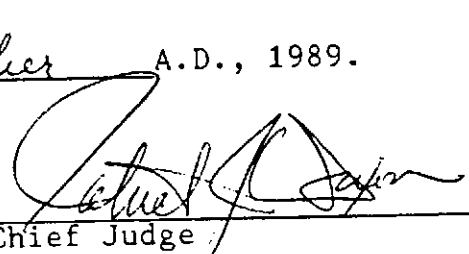
- a) \$100.00 for an adoption
- b) \$100.00 per litigant in a custody matter.

SECTION TWO: All fees shall be paid to Juvenile Court Services in advance of the investigation.

SECTION THREE: This order shall supercede Administrative Order 130 heretofore entered on October 24, 1989.

SECTION FOUR: This order shall be effective December 1, 1989.

ENTER this 6 day of November A.D., 1989.

  
 \_\_\_\_\_  
 Chief Judge

Nov 6 1 54 PM '89  
 JUVENILE COURT CLERK  
 KANE COUNTY, IL

FILED

ENTERED  


90000

89-MR-1  
GENERAL ORDER #89-22

CRIMINAL JUSTICE  
CENTRAL  
KANE COUNTY

OCT 29 11 09 53

For the purpose of a more efficient administration of justice, and to aid in the revision of the current warrant system, it is hereby ordered:

That all warrants issued on those cases listed on the attached computer printout dated October 25, 1989, are to be recalled.

It is further ordered that upon the Circuit Clerk's receipt of the original or service copy of the warrant, from the appropriate holding Law Enforcement Agency, that those cases listed on the attached computer printout dated October 25, 1989, and whose warrants have been recalled are hereby dismissed with leave to reinstate.

This order and the original warrant listing shall be filed by the Clerk of the Circuit Court in file number MR-KA 89-1.

Enter this 26 day of October, 1989



Patrick J. Dixon, Chief Judge

**ENTERED**

89111R 04

GENERAL ORDER #89-21

FILED  
SEP 18 AM 11:45  
CIRCUIT COURT  
KANE COUNTY

IT IS HEREBY ORDERED THAT:

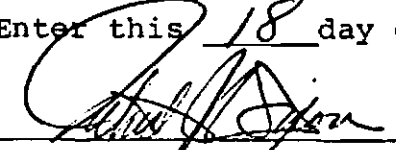
A. The Circuit Court for the Sixteenth Judicial Circuit, State of Illinois, shall adjourn, and the office of the Clerk of the Circuit Court of the counties of Kane, DeKalb, and Kendall, shall be closed on the following legal holidays for the year, 1990.

<u>HOLIDAY</u>	<u>OBSERVED ON</u>
New Year's Day	Monday, January 1, 1990
Martin Luther King Jr's Birthday	Monday, January 15, 1990
Lincoln's Birthday	Monday, February 12, 1990
Washington's Birthday	Monday, February 19, 1990
Casimir Pulaski's Birthday	Monday, March 5, 1990
Good Friday	Friday, April 13, 1990
Memorial Day	Monday, May 28, 1990
Independence Day	Wednesday, July 4, 1990
Labor Day	Monday, September 3, 1990
Columbus Day	Monday, October 8, 1990
Election Day	Tuesday, November 6, 1990
Veteran's Day	Monday, November 12, 1990
Thanksgiving Day	Thursday, November 22, 1990 Friday, November 23, 1990
Christmas Eve	Monday, December 24, 1990
Christmas Day	Tuesday, December 25, 1990

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

Enter this 18 day of September, 1989.

  
\_\_\_\_\_  
Chief Judge Patrick J. Dixon

ENTERED  


**FILED**  
 IN OPEN COURT  
 8-30-89  
 DATE  
 JAN CARLSON  
 CLERK OF THE CIRCUIT COURT

CIRCUIT COURT FOR THE 16TH JUDICIAL CIRCUIT  
 KANE COUNTY, ILLINOIS

GEN. NO. \_\_\_\_\_  
 JURY  NON-JURY

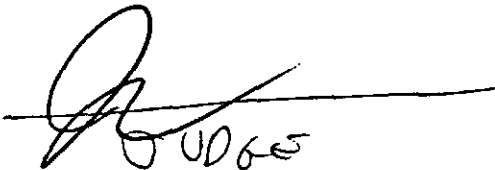
PEOPLE  PLAINTIFF (S)	vs.	MARIO ARZOLA  DEFENDANT (S)
-----------------------------	-----	-----------------------------------

JUDGE <u>Doyle</u>	COURT REPORTER	PLTF. ATTY. _____ CHECK IF PRESENT
DEPUTY CLERK	A copy of this order <input type="checkbox"/> should be sent to: <input type="checkbox"/> has been sent to:	DEFT. ATTY. _____

ORDER

Δ, AFTER BEING WARNED ABOUT HIS BEHAVIOR  
 IN OPEN COURT, CONTINUED MISBEHAVING,  
 HELD IN DIRECT CONTEMPT  
 SENTENCED TO 1 HOUR IN APD LOCKUP.

8/30/89

  
 JUDGE

GENERAL ORDER NO. 89-20

IT IS ORDERED THAT:

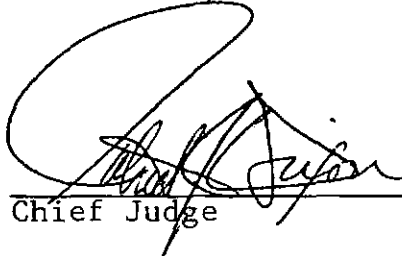
Section 1. Bradley Schwager, duly licensed as an attorney at law in the State of Illinois be and is appointed, on an interim basis, as acting Public Defender for the County of Kendall in the Sixteenth Judicial Circuit.

Section 2. Bradley Schwager shall have and enjoy all the authority and be subject to the same duties as if he were appointed Public Defender pursuant to Chapter 34 Paragraph 5601 et seq.

Section 3. The term of office shall be until a successor public defender is appointed or until further order whichever occurs first.

Section 4. This order shall become effective upon the date of resignation of the present public defender; to wit: September 1, 1989.

DATED: *August 25, 1989*

  
\_\_\_\_\_  
Chief Judge

CAN  
CANTON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

209 AUG 28 AM 9 28

FILED

*McK*  
*sc.*



GENERAL ORDER NO. 89-19  
Casa Volunteers

FILED  
1989 AUG -4 AM 10:48  
JAN CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.

IT IS HEREBY ORDERED:

Section 1. Casa - Kane County, an Illinois not-for profit corporation is recognized by the Sixteenth Judicial Circuit as an organization established to provide volunteer workers on one to one basis with abused and neglected children, to investigate facts involving cases of abuse and neglect, to report on those facts to the Juvenile Court Judge and to submit recommendations as to permanent placement to the Juvenile Court Judge in those cases where so ordered by a judge.

Section 2. The assigned Juvenile Court Judge or a judge presiding in Juvenile Court may by written order appoint a Casa trained volunteer if the judge finds it is appropriate, to any case pending in that court if there are allegations or a reasonable belief on the part of the judge that a child may have suffered abuse or neglect.

Section 3. The Juvenile Court Judge shall administer an oath to the volunteer (either at the time of appointment or at such prior time as is deemed appropriate) which oath shall bind the volunteer to faithfully perform the duties hereinafter set forth together with the specific duties pertaining to any particular court appointment and to further forswear divulging any information whatsoever which was obtained in the course of performing those duties except upon court order.

Section 4. The court may direct the volunteer or others to supply a copy of the appointing order to Casa - Kane County, Inc. at their administrative offices.

Section 5. As a condition of appointment Casa - Kane County, Inc. and the Casa volunteer shall agree to undertake and shall undertake the following:

1. Interview the child.
2. Interview other family members, foster family members or persons living in the family residence.
3. Interview teachers, social workers, friends, employees and other persons as is necessary to determine the factual background.
4. Investigate available placement alternatives for the child including but not limited to relatives, foster placement and group homes.
5. Prepare a written report to be submitted, sealed, to the court no less than four (4) days prior to the scheduled hearing and therein set forth findings and recommendations as to disposition.

~~ENTERED~~

6. Appear in Court at the scheduled hearings.
7. Continue contact with the child, family or others as ordered by the court to monitor progress.
8. If appropriate submit supplemental written reports to the court concerning changes in circumstances, recommendations for modifications in disposition or compliance with the orders of the court.

Section 6. For the purpose of carrying out his/her responsibility once appointed a Casa - Kane County volunteer shall be entitled to receive copies of notices, pleadings and other documents filed in the case and to be notified prior thereto of any court proceedings sought or scheduled.

Section 7. The court in which the case is heard may authorize the Casa - Kane County volunteer to have access to the juvenile court file and all medical, psychological or other records obtained by subpoena by any party to the proceeding.

Section 8. Unless otherwise specifically ordered, the Casa - Kane County volunteer shall be considered terminated and his or her obligation discharged upon the entry by the judge of a dispositional order permanently placing the child.

Section 9. This order shall take effect immediately.

ENTER this 4 day of August, A.D. 1989.

  
\_\_\_\_\_  
Chief Judge

89 APR-1

STATE OF ILLINOIS )  
COUNTY OF KANE )

FILED  
AUG 15 AM 11:40  
JAN GATLISON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

ORDER

It is hereby ordered by the undersigned Circuit Judges of the Sixteenth Judicial Circuit that Article 15, Section 15.09 of the Local Rules heretofore adopted be and are modified as follows:

15.09 ATTORNEY'S FEES

- (a) No award of attorneys fees on behalf of an attorney against his client shall be made without the prior filing of a verified petition for attorneys fees and an itemization of the billing including the hourly cost, the time spent on the case, and an itemization of the tasks performed.
- (b) Notice for any Petition for attorneys fees on behalf of an attorney against his client shall be in substantial compliance with the following:

You are hereby notified that on \_\_\_\_\_, the \_\_\_ day of \_\_\_\_\_, at \_\_\_\_\_ or as soon thereafter as counsel may be heard, the undersigned shall appear before the Hon. Judge \_\_\_\_\_, in Room \_\_\_\_\_, at the Kane County Courthouse, Family Court Building, Geneva, Illinois, and then and there present a Petition for Attorney's Fees pursuant to Section 508 of the IMDMA.

The law requires that you be advised of your right to a copy of that Petition and an itemized copy of the bill, copies of which are attached, and further provides for a right to a hearing on the Petition, and a right to be represented at your expense at that hearing by an attorney other than one associated with the undersigned. If you do not appear, a judgment may be entered in accordance with the Petition.

- (c) No agreed order for attorney fees on behalf of an attorney against his client, or consent judgment, shall be entered unless the requirements of subparagraph (a) have been met and the client is present in open court and knowingly waives his/her right to a hearing and separate representation.

DATED this 3<sup>rd</sup> day of July, 1989.

Charles J. Brown  
Bay L. Brown  
Michael J. Brown  
Michael J. Brown  
J. L. Brown  
Gene Hottel

Robert M. Hottel  
John L. Hottel  
Chris L. Dimaggio  
E. Hottel  
James M. Wilson

GENERAL ORDER NO. 89-17

89GR-1

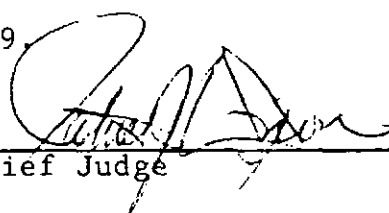
IT IS HEREBY ORDERED:

Section 1. Pursuant to the election of the Presiding Judge in Kendall County the probation fee authorized in General Order No. 89-16 shall be imposed in cases arising in Kendall County.

Section 2: The procedure set forth in 89-16 shall apply to all applicable cases arising in Kendall County.

Section 3: This order shall be effective immediately.

DATED this 27 day of July, 1989.

  
\_\_\_\_\_  
Chief Judge

RECEIVED  
JUL 27 11 32  
KENDALL COUNTY

ENTERED  


GENERAL ORDER NO. 89-16

Probation Fee

Section 1. Pursuant to Public Act 85-1256, effective May 1, 1989, each person placed on probation in Kane County shall be assessed a probation fee of \$25.00 per month for each month that probationer is ordered to probation.

Section 2. The trial court in which the probationer was sentenced may upon a specific finding of inability to pay, waive the fee or order a lower fee (no less than \$8.00 per month).

Section 3. The procedure for collection of probation fees shall be the same as the procedures in place in the county for collection of restitution. Payment may be made in the aggregate if agreed between the probationer and the Court Services otherwise monthly. Probation fees may be taken from bond when funds are available if agreed to by the probationer or ordered by a Court. The collection of probation fees shall be junior in priority to all other statutory or court ordered monies.


Section 4. In the event a probationer fails to comply with payment of probation fees, the court services officer shall follow those procedures authorized under the statute and otherwise as is the case with failure to pay other court ordered monies.

Section 5. Probation fees received by the probation department shall be turned over to the court treasurer on a monthly basis. A record shall be maintained of those receipts and those transfers.

Section 6. This probation fee and procedure herein set forth may be adopted in the other counties of the 16th Judicial Circuit upon the approval and designation of the presiding Judge of that County.

Section 7. General Order No. 89-6 is superceded by this Order.

Enter this 2<sup>nd</sup> day of July, A.D. 1989.

  
\_\_\_\_\_  
Patrick J. Dixon, Chief Judge  
16th Judicial Circuit

  
RECEIVED

89MR-011

GENERAL ORDER NO. 89- 15

JUL 19 1989  
CIRCUIT COURT  
WANE COUNTY

IT IS HEREBY ORDERED:

Section 1: Pursuant to Public Act 85-1443, all Juvenile Probation Field Officers and Supervisors in the 16th Judicial Circuit are designated as authorized to make initial detention decisions pertaining to juveniles.

Section 2: Where possible or as from time to time the Director of Juvenile Court Services directs by policy, a field officer shall seek approval from a supervisor prior to signing an authorization provided, however, that failure to make contact with a supervisor will not effect the field officer's authority hereunder.


Section 3: In the event a field officer or supervisor authorizes detention, same shall be reduced to writing by the next work day and said document shall be maintained in each juvenile's permanent probation file, a copy maintained at the detention facility and a copy made available to the judge at the detention hearing.

Section 4: The form of written document used shall be determined and amended by the Director of Juvenile Court Services but shall in all events require that the following information be set forth:

- a) Name of minor
- b) Date and time authorization was made
- c) Facility where the minor is to be held
- d) A shorthand designation of statutory reason(s) for detention
- e) A statement explaining circumstances requiring detention
- f) Signature of person authorizing detention

Section 5: This order shall become effective July 1, 1989.

Enter this 10 day of July, A.D. 1989.

  
\_\_\_\_\_  
Chief Judge

ENTERED  
L.C.

WEST JUDGE  
Probation  
File

GENERAL ORDER NO. 89-14

IT IS HEREBY ORDERED:

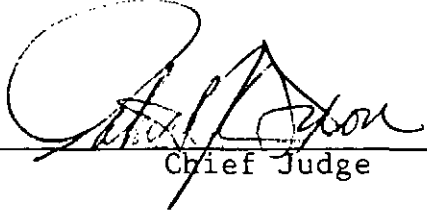
Section 1: Pursuant to Supreme Court Rule 21(b) Judge Roger W. Eichmeier is assigned to hear contested preliminary hearings, bond reduction motions and other pretrial matters from time to time assigned to him at 1:00 p.m. on Monday afternoon of each week beginning July 10, 1989 to be conducted in Room 150.

Section 2: Pursuant to Supreme Court Rule 21(b) Judge Melvin E. Dunn is assigned to hear preliminary hearings commencing at 9:00 a.m. and 1:00 p.m. on Thursday of each week beginning August 10, 1989 to be conducted in Room 240.

Section 3: Except as specifically set forth herein, the judges named herein shall otherwise retain their assignments as previously ordered.

Section 4: This order shall become effective July 10, 1989.

Enter this 3 day of July, A.D. 1989.

  
\_\_\_\_\_  
Chief Judge

FILED  
1989 JUL -3 PM 2:54  
JAN CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

ENTER  




GENERAL ORDER NO. 89-14

IT IS HEREBY ORDERED:


Section 1: Pursuant to Supreme Court Rule 21(b) Judge Roger W. Eichmeier is assigned to hear contested preliminary hearings, bond reduction motions and other pretrial matters from time to time assigned to him at 1:00 p.m. on Monday afternoon of each week beginning July 10, 1989 to be conducted in Room 150.

Section 2: Pursuant to Supreme Court Rule 21(b) Judge Melvin E. Dunn is assigned to hear preliminary hearings commencing at 9:00 a.m. and 1:00 p.m. on Thursday of each week beginning August 10, 1989 to be conducted in Room 240.

Section 3: Except as specifically set forth herein, the judges named herein shall otherwise retain their assignments as previously ordered.

Section 4: This order shall become effective July 10, 1989.

Enter this 3 day of July, A.D. 1989.

  
\_\_\_\_\_  
Chief Judge

FILED  
89 JUL -3 PM 2:54  
DAN CAMPBELL  
CIRCUIT CLERK  
KANE COUNTY, IL

*Ran*  
*MD*  
*DR*  
*S.C.*

No General Order

89-13 Received

89MRO1

GENERAL ORDER NO. 89-12

IT IS HEREBY ORDERED THAT:

Section 1: Pursuant to Supreme Court Rule 21(b) Judge Nottolini is assigned to preside in Room 140 and preside over the juvenile and related matters constituting the call previously assigned to him.

Section 2: This order shall become effective July 3, 1989.

ENTER this 27 day of June, 1989.

*[Handwritten signature]*

Chief Judge

A true copy of the original on file in my office.  
 Attested to this 27 day of June 1989  
*Jan Carlson*  
 Clerk of the Circuit Court  
 Kane County, Illinois  
 By *[Handwritten signature]*  
 Deputy Clerk

FILED  
 1989 JUN 22 PM 2:25  
 JAN CARLSON  
 CIRCUIT COURT CLERK  
 KANE COUNTY, ILL.

ENTERED  
*[Handwritten signature]*

89MB1

GENERAL ORDER NO. 89- 11

IT IS HEREBY ORDERED THAT:

Section 1: Pursuant to Supreme Court Rule 21(b) Judge Jenkins is assigned to preside in Room G-7 at the Family Court on each Thursday and preside over the child support calls usually conducted thereon.

Section 2: Except as aforesaid Judge Jenkins shall continue in his present assignment; to-wit: D.U.I. cases Monday through Wednesday and SM/LM trials on Friday.

Section 3: Judge Jenkins is, except for Thursday, hereby assigned to courtroom 240 and Judge Petersen is assigned to courtroom 220.

Section 4: This order shall become effective July 6, 1989.

ENTER this 21 day of June, 1989.

*Charles Petersen*  
\_\_\_\_\_

FILED  
1989 JUN 22 PM 12: 09  
SARA CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, PA

ENTERED  
*[Signature]*

294A-1

IT IS HEREBY ORDERED:

Section 1. Pursuant to Cl10A § 21(a) and in the interest of expediting requests from probationers for permission to leave the state, consent is hereby given to a probationer to leave the state for good cause shown upon the prior notification to and written approval of probationer's probation officer and the approval of the Director of Court Services.

Section 2. This order is effective immediately to each and every order of probation or conditioned discharge heretofore entered or hereafter entered as part of a sentence and pending before this court, active or inactive.

Section 3. Such provision shall be part of any order of probation as if fully set forth in such order.

Section 4. This order shall remain in effect until further order of this court.

Dated this 20 day of June A.D. 1989.

Philip D. Mayo  
James P. [Signature]  
[Signature]  
[Signature]  
[Signature]  
[Signature]  
[Signature]  
[Signature]  
[Signature]  
[Signature]

[Signature]  
[Signature]

FILED  
 1989 JUN 23 AM 10:21  
 JAN CARLSON  
 CIRCUIT COURT CLERK  
 KANE COUNTY, PA

ENTERED  
[Signature]

GENERAL ORDER 89-9

WEEKEND AND HOLIDAY BOND CALL PROCEDURE

IT IS ORDERED THAT:

Section 1. Until further order of this Court, weekend and holiday bond call in Kane County, Illinois will be conducted in the following manner:

- a. Saturday, Sunday and holiday bond calls will commence at 8:30 a.m. in what is commonly known as the Bond Call Room located at the Kane County Jail on Fabyan Parkway, Batavia, Illinois, commencing at 8:30 a.m.
- b. The Judge assigned on a particular day to bond call will hold bond call at the Kane County Jail for such persons being held at the jail regardless of the nature of the charge.
- c. The bond call Judge will telephone the Aurora Police Department and Elgin Police Department and conduct a bond call by telephone for persons held at those facilities on any charge other than a felony charge. If video facilities become available same may also be employed by the bond call Judge and that Judge may at any time travel to the location to conduct bond call if deemed necessary.
- d. All other police departments within Kane County who have individuals for misdemeanor bond call shall have the responsibility to call the bond call Judge by 9:30 a.m. to advise the Judge of that fact so that the Judge may conduct a telephone bond call for those individuals.
- e. Any police department having an individual requiring a felony bond call shall have the responsibility to transport that individual to the Kane County Jail for the purpose of a bond call. They shall enter the jail through the first floor entrance to the bond call room as opposed to through the booking area of the jail.
- f. On new felony charges requiring the preparation of Complaint for Preliminary Hearing, Warrant and like, it shall be the responsibility of the arresting agency to call the State's Attorneys clerk at the County Jail prior to transporting the prisoner for bond call so that the felony documents can be prepared in advance and be ready at the bond call location upon arrival of the prisoner. It is also the responsibility of the arresting agency to have a properly completed signed and notarized felony synopsis sheet accompany the prisoner.

JUN 19 1989  
12 2 01 100

WESTFILE  
Bond Call

G.D.C.D

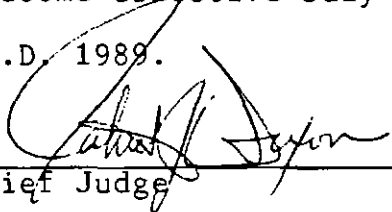
ENTERED

In the absence of a properly completed felony synopsis sheet or an officer to testify on the issue of probable cause the bond call Judge may release the person charged on a recognizance bond only.

- g. It is within the discretion of the bond call Judge to determine the order in which the bond call shall be conducted. However, the bond call Judge should take into consideration prisoners who have been transported by agencies outside of the Kane County Jail so as to minimize the waiting time for the officers involved. In the event of an unusually large number of felony prisoners at any location within the County on a given day, the bond call Judge shall have the discretion to travel to that location for the purpose of conducting a bond call. In the event that the bond call Judge determines that it is necessary to do so, the Circuit Clerk assigned to bond call and the State's Attorneys Clerk, if needed, shall go to that location to assist the Judge in conducting the bond call.

Section 2. This Order shall become effective July 15, 1989.

Enter this 19th day of June, A.D. 1989.

  
\_\_\_\_\_  
Chief Judge

IN THE CIRCUIT COURT FOR THE SIXTEENTH CIRCUIT

*XC: All Supervisors  
Staff*

(STATE OF ILLINOIS)  
COUNTY OF KANE }

*I do assume  
have copies of this.*  
MAY 12 1989  
Circuit Court  
Kane County, Ill.  
PH 11

ORDER

It is hereby ordered by the undersigned Circuit Judge of the Sixteenth Judicial Circuit that Article 34 of the Local Rules heretofore adopted be and are amended as follows:

Article 34 shall be titled: Driving under the influence of alcohol

Rule 34.05 is hereby vacated and superceded by the following:

34.05 SCHEDULING OF CASES

- (a) First return dates for DUI citations shall be set by the arresting law enforcement agency. The first return date shall be not less than fourteen days but within forty-nine days after the date of arrest, whenever practicable.
- (b) A request for hearing on a petition to rescind statutory summary suspension shall only be made in open court. Upon such a request made in open court, the court will set the matter hearing on a date and time consistent with the court's availability to hear matters requiring evidentiary hearing. Any other practice shall not be considered a "request for hearing" for the purpose of commencing the thirty-day period within which the defendant/petitioner is entitled to a hearing under the applicable statute.
- (c) All charges of driving under the influence of alcohol and driving while license revoked wherein the State's Attorney enhances the charge from a misdemeanor to a felony shall be initiated in and heard in and by the DUI Division as opposed to the Felony Division of this court.



DATED THIS 28 DATE OF APRIL, 1989

Barry R. Miller  
[Signature]

Michael D. Brown

James J. [Signature]

Philip J. Maggio

Gene [Signature]

John L. [Signature]

[Signature]

James M. [Signature]

Charles [Signature]

[Signature]

IN THE CIRCUIT COURT FOR THE SIXTEENTH CIRCUIT

STATE OF ILLINOIS )  
COUNTY OF KANE }

89-112-1  
FILED  
MAY -2 PM 3:20  
CIRCUIT COURT OF  
KANE COUNTY, ILL.

ORDER

It is hereby ordered by the undersigned Circuit Judge of the Sixteenth Judicial Circuit that Article 34 of the Local Rules heretofore adopted be and are amended as follows:

Article 34 shall be titled: Driving under the influence of alcohol

Rule 34.05 is hereby vacated and superceded by the following:

34.05 SCHEDULING OF CASES

- (a) First return dates for DUI citations shall be set by the arresting law enforcement agency. The first return date shall be not less than fourteen days but within forty-nine days after the date of arrest, whenever practicable.
- (b) A request for hearing on a petition to rescind statutory summary suspension shall only be made in open court. Upon such a request made in open court, the court will set the matter hearing on a date and time consistent with the court's availability to hear matters requiring evidentiary hearing. Any other practice shall not be considered a "request for hearing" for the purpose of commencing the thirty-day period within which the defendant/petitioner is entitled to a hearing under the applicable statute.
- (c) All charges of driving under the influence of alcohol and driving while license revoked wherein the State's Attorney enhances the charge from a misdemeanor to a felony shall be initiated in and heard in and by the DUI Division as opposed to the Felony Division of this court.

ENTERED  
*[Signature]*

DATED THIS 28 DATE OF APRIL, 1989

Barry R. Smith  
[Signature]

Michael D. Brown

James J. [Signature]

Joseph DiMaggio

Gene [Signature]

John L. [Signature]

[Signature]

James M. Wilson

Charles J. [Signature]

[Signature]

89-41R-1

GENERAL ORDER NO. 89-7

FILED  
1993 APR 24 PM 4:26  
JAIL CANTON  
CIRCUIT COURT CLERK  
KANE COUNTY, II

Section One. Until further order by the court and pursuant to Supreme Court Rule 553, the following law enforcement officers hereby designated by Office are authorized to release on individual bond without the posting of cash security, persons 17 years of age or older arrested for or charged with an offense covered by Supreme Court Rules 526, 527 and 528. These officers are as follows:

- (1) The designated or acting Shift Commanders of each Kane County Police Department or agency;
- (2) the acting Booking Officer for the Elgin and Aurora City Police Departments;
- (3) the Director of the Kane County Jail or, in his absence, the acting Booking Officer at the Kane County Jail;
- (4) the Shift Supervisor at each shift of the Kane County Sheriff's Department;
- (5) State Police Officers with the rank of Trooper and above;
- (6) Region II Conservation Police Officers and
- (7) officers of the Secretary of State as set forth in General Order 89-3.

Section Two: When arrestees are released on individual bond pursuant to this order by said designated law enforcement officers, they shall cause to be prepared a Bail Bond form in current use in the County of Kane showing the amount of bail set by statute, the defendant's name and address, the offense charged and the date and court location of his next court appearance. The Personal Recognizance box on the Bail Bond form should be checked and at the bottom of the form, the defendant should sign the Certificate of Defendant and the releasing officer should sign as peace officer. The defendant should receive a copy of this form. Individual bonds may also be executed by signing the citation of complaint agreeing to comply with its conditions.

Section Three: Pursuant to Supreme Court Rule 553 (d) this type of release by the above designated law enforcement officers may be done except when:

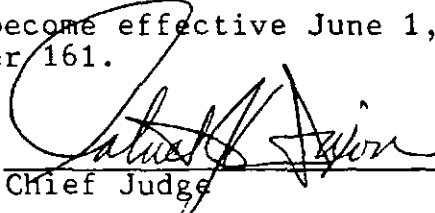
- 1. The accused is unable or unwilling to establish his/her identity or submit to being fingerprinted as required by law; or
- 2. The accused elects release on separate bail under Rule 503(a) (3); or
- 3. There is an outstanding warrant or detainer against the accused; or
- 4. Detention is necessary to prevent imminent bodily harm to the accused or to another.

ENTERED  
OKK

Section Four: In regard to persons under 17 years of age who cannot make bail, they may be released on individual bond as set by statute if the authorities cannot, within a reasonable time, locate a parent or adult standing in the place of a parent to execute the bond as surety.

Section Five: This Order shall become effective June 1, 1989 and does supercede Administrative Order 161.

Entered April 24, 1989

  
\_\_\_\_\_  
Chief Judge

GENERAL ORDER NO. 89 - 6

87 9R-1

Probation Fee

Section 1: Pursuant to Public Act 85-1256, effective May 1, 1989, each person placed on probation in Kane County shall be assessed a probation fee of \$25.00 per month for each month that probationer is ordered to probation.

Section 2: The trial court in which the probationer was sentenced may upon a specific finding of indigency upon petition by the probationer and a sufficient showing of inability to pay, waive the fee or order a lower fee (no less than \$8.00 per month).

Section 3: The procedure for collection of probation fees shall be identical to the procedures in place in the county for collection of restitution. Payment may be made in the aggregate or monthly as agreed between the probationer and the Court Services or as ordered by court. Probation fees may be taken from bond when funds are available. The collection of probation fees shall be junior in priority to all other statutory or court ordered monies.


Section 4: In the event a probationer fails to comply with payment of probation fees, the court services officer shall follow those procedures authorized under the statute and otherwise as is the case with failure to pay other court ordered monies.

Section 5: Probation fees received by the probation department shall be turned over to the court treasurer on a monthly basis. A record shall be maintained of those receipts and those transfers.

Section 6: This probation fee and procedure herein set forth may be adopted in the other counties of the 16th Judicial Circuit upon the approval and designation of the presiding judge of that county.

FILED  
APR 17 PM 2:22  
CLERK OF COURT  
KANE COUNTY, ILL.

Enter this 13 day of April, A.D. 1989.

  
Patrick J. Dixon, Chief Judge  
16th Judicial Circuit

ENTERED  


89 MR-1-

GENERAL ORDER NO. 89-5

EXPUNGEMENT ORDERS

IT IS ORDERED AS FOLLOWS:

That there is hereby delegated to the following designated judges the authority to hear, act upon and enter orders of expungement upon a petition for expungement made pursuant to statute:

- A. The presiding judge as from time to time designated in Kendall and DeKalb Counties.
- B. The presiding judge of the Felony Division in Kane County.

Entered this 21 day of March, A.D. 1989

  
\_\_\_\_\_  
Chief Judge

CIRK  
KX  
MAR 21 3 35 PM '89

711 EP

Adoro

89 MR-1-

GENERAL ORDER NO. 89-5


EXPUNGEMENT ORDERS

IT IS ORDERED AS FOLLOWS:

That there is hereby delegated to the following designated judges the authority to hear, act upon and enter orders of expungement upon a petition for expungement made pursuant to statute:

- A. The presiding judge as from time to time designated in Kendall and DeKalb Counties.
- B. The presiding judge of the Felony Division in Kane County.

Entered this 21 day of March, A.D. 1989

  
 \_\_\_\_\_  
 Chief Judge

MAR 21 1989  
 CIRK  
 DEKALB COUNTY  
 GA

ENTERED  
 PB



GENERAL ORDER NO. <sup>89</sup>88-4

89-MR-1

Court Appointed Counsel

In conjunction with Kane County Board Resolution No. 88-207 and subject to the resolution terms and conditions, it is hereby ordered that the following attorneys are appointed to the position of Court Appointed Counsel for the County of Kane, Sixteenth Judicial Circuit. Those attorneys listed as backup support are authorized to appear in court on behalf of the appointed attorney when necessary or convenient.

Appointees

Backup Support

Glenn Sowa

John Donahue  
Joseph Bugos

Patricia Lindner

Debra Smiley Brauer  
Sharon Law Larson

David P. Kliment

Claudia Kliment  
Vincent C. Argento


CIRCUIT CLERK  
KANE COUNTY, ILL.


JAN 30 3 25 PM '89

FILED

These appointments are effective January 1, 1989.

Enter this 30 of January, 1989.

  
Patrick J. Dixon  
Chief Judge

ENTERED  


GENERAL ORDER 89- 3

89-3-1

Section 1: It is hereby ordered that the following persons being Officers of the Secretary of State Police be authorized to release individuals on individual bond in the manner as set forth in Administrative Order No. 161 dated April 13, 1988:

	<u>I.D. Number</u>
Anderson, Ronald W.	21
Block, Jeffrey D.	100
Boone, Jeffrey N.	131
Bowers, Susan M.	207
Busby, Jerry N.	43
Cnudde, Marvin M.	108
Faith, Glen R.	82
Gresham, Donelle M.	146
Hansen, Richard H.	92
Henry, Charles M.	71
Hooks, Kirk Y.	216
Jackson, Gerald W.	172
Jett, Donald L.	211
Johns, William E.	65
Johnson, Lawrence E.	107
Kucera, John P.	126
Kuzma, David J.	138
Leden, Robert J.	141
Misfeldt, Wayne E.	130
Morrissey, William P.	104
Paschall, Michael R.	189
Pratt, Lyle L.	88
Raske, Sheila A.	221
Sandona, Robert A.	2
Speck, Robert B.	192
Stark, Michael R.	106
Stubblefield, Dan D.	165
Walker, Frank, F.	151
Wenskunas, Thomas M.	46
Wood, Raymond A.	30

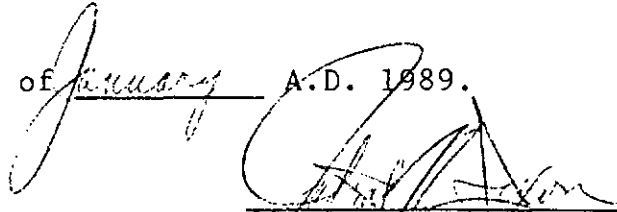
CIRC  
 K3  
 JAN 7 11 24 AM '89  
 RX

11 24 AM '89

Section 2: For the purpose of this order the provisions of Administrative Order No. 161 are incorporated herein.

Section 3: The authority granted herein shall continue until either this order No. 89-3 is vacated, superceded or modified or Administrative Order No. 161 is vacated, superceded or modified.

ENTER this 27 day of January A.D. 1989.

  
 \_\_\_\_\_  
 Patrick J. Dixon  
 Chief Judge

## GENERAL ORDER 89- 3

89 AIR-1

Section 1: It is hereby ordered that the following persons being Officers of the Secretary of State Police be authorized to release individuals on individual bond in the manner as set forth in Administrative Order No. 161 dated April 13, 1988:

	<u>I.D. Number</u>
Anderson, Ronald W.	21
Block, Jeffrey D.	100
Boone, Jeffrey N.	131
Bowers, Susan M.	207
Busby, Jerry N.	43
Cnudde, Marvin M.	108
Faith, Glen R.	82
Gresham, Donelle M.	146
Hansen, Richard H.	92
Henry, Charles M.	71
Hooks, Kirk Y.	216
Jackson, Gerald W.	172
Jett, Donald L.	211
Johns, William E.	65
Johnson, Lawrence E.	107
Kucera, John P.	126
Kuzma, David J.	138
Leden, Robert J.	141
Misfeldt, Wayne E.	130
Morrissey, William P.	104
Paschall, Michael R.	189
Pratt, Lyle L.	88
Raske, Sheila A.	221
Sandona, Robert A.	2
Speck, Robert B.	192
Stark, Michael R.	106
Stubblefield, Dan D.	165
Walker, Frank, F.	151
Wenskunas, Thomas M.	46
Wood, Raymond A.	30

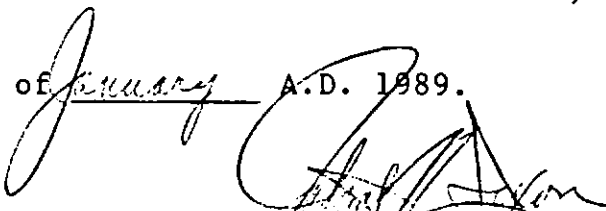
REC'D  
 JAN 21 11 24 AM '89  
 CIRC. OF SUPERIOR COURT  
 KANSAS  
 RK

1510  
 ALL

Section 2: For the purpose of this order the provisions of Administrative Order No. 161 are incorporated herein.

Section 3: The authority granted herein shall continue until either this order No. 89-3 is vacated, superceded or modified or Administrative Order No. 161 is vacated, superceded or modified.

ENTER this 24 day of January A.D. 1989.


  
 Patrick J. Dixon  
 Chief Judge

89 MR 01

GENERAL ORDER #89-2

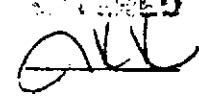
It is hereby ordered that Judge Michael J. Colwell is appointed Acting Chief Judge during any absence of the undersigned.

ENTER this 18 day of January, 1989.



Patrick J. Dixon, Chief Judge

OFFICE OF THE CLERK  
JAN 19 1989

ENTERED  


89mR01  
A0000

GENERAL ORDER NO. 89-1

IT IS HEREBY ORDERED THAT:

Section 1: General Order 88-4 is hereby amended and superceded.

Section 2: As to all places in which the court conducts business as a court of law or chancery, there is reserved to the court, upon direction of the judge presiding in such court, the right to order or direct a search by reasonable and lawful means available of any person and their property entering a court location.

If such a search is directed and there is thereby discovered any weapon listed as a dangerous weapon under Chapter 38, Paragraph 33A-1, such weapon shall be subject to immediate seizure by the personnel authorized to conduct the search.

Where appropriate materials seized may be returned to the owner upon his or her departure from the court building.

Any material seized and not returned to the owner or person from whom taken after thirty days shall be delivered to the Kane County Sheriff to be destroyed or used in a display of weapons seized or for other educational purposes deemed appropriate by the Sheriff.

The owner of the material seized or the person from whom the material was taken, in those cases where the material is not returned shall be informed that he or she may within thirty (30) days petition the court for return of said materials. He or she shall be informed that failure to file such petition within the time specified shall result in a forfeiture of the material.

Section 3: As to the main Courthouse in Geneva and the Family Courthouse in Geneva in addition to the procedures in Section 2, the following search procedures may be employed as equipment is available:

A. All persons entering designated areas employing metal detectors shall be required to pass through a metal detector.

B. A person who activates the metal detector may be denied entry without further questioning or search.

ENTERED

PE

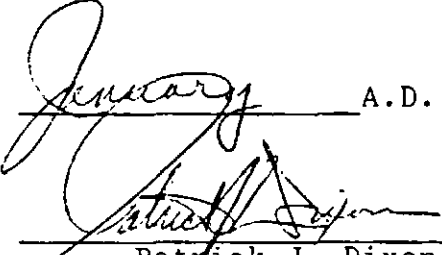
C. A person who activates the metal detector may be permitted to pass through the detector a second time after removing all metal objects

D. If upon entering the detector a second time, a person activates the detector, that person shall not be permitted to enter the area or building as the case may be unless the person consents to a pat down search and the officer authorized to conduct the search is satisfied there is no weapon or dangerous material present.

E. Bags, purses, briefcases and other parcels which could contain weapons shall be subjected to search for dangerous materials; but no printed documents may be examined.

Section 4: Nothing herein shall be construed as imposing a duty upon any agency or personnel to institute any particular procedure or any procedure of surveillance, search or security.

Enter this 5<sup>th</sup> day of January A.D. 1989.

  
\_\_\_\_\_  
Patrick J. Dixon  
Chief Judge

CIRCUIT COURT FOR THE 16TH JUDICIAL CIRCUIT  
KANE COUNTY, ILLINOIS

GEN. NO. 89 MAR 21  
 JURY  NON-JURY


<p>In re: Kane County Grand Jury</p> <p style="text-align: right;">VS.</p> <p style="text-align: center;">PLAINTIFF (S)</p>	<div style="border: 1px solid black; padding: 5px; text-align: center;"> <p><b>FILED 23</b> IN OPEN COURT <b>JUN 27 1989</b> DATE JAN CARLSON CLERK OF THE CIRCUIT COURT</p> </div> <p style="text-align: right;">DEFENDANT (S)</p>
---	---

<p>JUDGE <u>DIXON</u></p>	<p>COURT REPORTER <u>—</u></p>	<p>PLTF. ATTY. <u>JOHNSON</u> CHECK IF PRESENT <input checked="" type="checkbox"/></p>
<p>DEPUTY CLERK <u>Miller</u></p>	<p>A copy of this order <input type="checkbox"/> should be sent to: <input type="checkbox"/> has been sent to:</p>	<p>DEFT. ATTY.</p>

ORDER

Cause coming for the unpanelling of a new grand jury, the Chief Judge being advised that grand juror Paul Seriman is unable to attend grand jury proceedings on 6/27/89 for good cause shown (vacation), it is hereby ordered that Mr. Seriman is excused for duty permanently & that John Duffy shall serve as a grand juror for the remainder of this grand jury's term. Both administered.

Date: 6/27/89

  
 \_\_\_\_\_  
 CHIEF JUDGE

ENTERED

J.C.

88 MR 01

GENERAL ORDER # 88-12

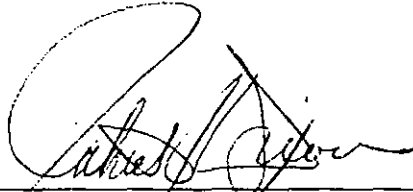
IT IS ORDERED AS FOLLOWS:

Section 1. All L non-jury cases pending in Kane County, not presently assigned to the Hon. Barry E. Puklin, Circuit Judge, shall be assigned as in the case of all other L cases to one of the three judges currently handling L cases.

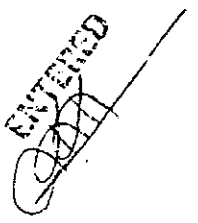
Section 2. Hereinafter all L cases whether a jury demand has been made or not shall be assigned on the same random rotating basis employed by the clerk.

Section 3. The Administrative Order entered 7-24-87 is hereby vacated.

Enter this 27 day of December A.D. 1988.

  
Patrick J. Dixon  
Chief Judge

FILED  
1988 DEC 28 PM 2:51  
JAN CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL





88MR01

GENERAL ORDER NO. 88-11

IT IS HEREBY ORDERED THAT:

Section 1. Pursuant to Supreme Court Rule 21(b) the following rooms are designated and the following judges are assigned and the following presiding judges are named:

CIVIL DIVISION

- Courtroom 430 - Patrick J. Dixon (Chief Judge & Presiding Judge)
- Courtroom 320 - Michael F. O'Brien
- Courtroom 310 - Michael J. Colwell
- Courtroom 210 - James F. Quetsch
- Courtroom 110 - Melvin E. Dunn
- Courtroom 120 - Pamela K. Jensen

FELONY DIVISION

- Courtroom 340 - Barry E. Puklin (Presiding Judge)
- Courtroom 350 - Thomas E. Hogan
- Courtroom 250 - Philip DiMarzio

FAMILY DIVISION

- Courtroom 113 - R. Peter Grometer (Presiding Judge)
- Courtroom 121 - Timothy Q. Sheldon
- Courtroom 213 - Peter K. Wilson

MISDEMEANOR DIVISION

- Courtroom 240 - John L. Petersen (Presiding Judge)
- Courtroom 150 - Roger W. Eichmeier
- Courtroom 220 - Robert C. Jenkins
- Aurora Branch Ct. - Donald J. Fabian
- Elgin Branch Ct. - James T. Doyle
- Courtroom 140 - Gene L. Nottolini

KENDALL COUNTY:

- James M. Wilson (Presiding Judge)
- Grant S. Wegner

DEKALB COUNTY

- Rex F. Meilinger (Presiding Judge)
- John L. Nickels
- Richard D. Larson
- Douglas R. Engel

1988 DEC 30 AM 9:44  
 FILED  
 JAMES EARLSON  
 CIRCUIT COURT CLERK  
 KANE COUNTY, IL

Section 2. A. All pending cases requiring reassignment shall be transferred to the Presiding Judge of the respective division and shall be reassigned to another judge within the division. The presiding judge may seek reassignment outside the division through the office of the Chief Judge.

B. The Presiding Judge shall reassign, within the division, all cases designated "closed" or "inactive" which reappear on a court call of any judge formerly but not presently assigned to the division.

Section 3. This order shall become effective January 17, 1989.

Enter this 29 day of December, A.D. 1988



Patrick J. Dixon  
Chief Judge

GENERAL ORDER # 88-10

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL  
CIRCUIT OF THE STATE OF ILLINOIS

CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL  
CIRCUIT OF THE STATE OF ILLINOIS

Dec 1 8 40 AM '88

FILED

IN THE MATTER OF THE APPOINTMENT)  
OF PATRICK J. DIXON AS THE CHIEF)  
JUDGE OF THE SIXTEENTH JUDICIAL )  
CIRCUIT OF THE STATE OF ILLINOIS)

SS.

The majority of the Circuit Judges in and for the Sixteenth  
Judicial Circuit of the State of Illinois having voted to appoint  
Patrick J. Dixon to be the Chief Judge of the Sixteenth Judicial  
Circuit of the State of Illinois, do hereby appoint PATRICK J.  
DIXON CHIEF JUDGE of the Sixteenth Judicial Circuit, Illinois,  
effective December 5, 1988.

Enter this 28th. day of November, 1988.

*ATX*

*Joseph M. McCarthy*  
Joseph M. McCarthy, Chief Judge

*John L. Nickels*  
John L. Nickels, Circuit Judge

*Wilson Burnell*  
Wilson Burnell, Circuit Judge

*Michael F. O'Brien*  
Michael F. O'Brien, Circuit  
Judge

*Michael J. Colwell*  
Michael J. Colwell, Circuit Judge

*Barry E. Puklin*  
Barry E. Puklin, Circuit Judge

*Melvin E. Dunn*  
Melvin E. Dunn, Circuit Judge

*James F. Quetsch*  
James F. Quetsch, Circuit Judge

*Rex Meilinger*  
Rex Meilinger, Circuit Judge

88MR01

GENERAL ORDER #88-9

The following judges are assigned as designated and shall preside in the court rooms designated until further notice.

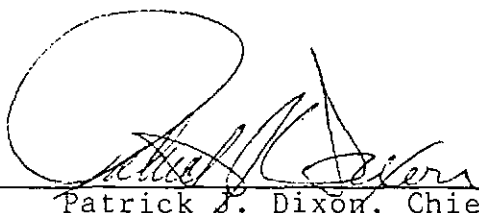
Judge Philip DiMarzio - Felony Division - Rm. 350

Judge Peter Wilson - General Division - Rm. 330

Judge Robert C. Jenkins - DeKalb County

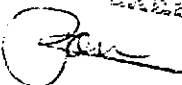
This order shall become effective Dec. 5, 1988.

Enter this 5<sup>th</sup> day of December, A.D.1988.

  
Patrick J. Dixon, Chief Judge

DEC 6 9 24 AM '88  
CLERK OF SUPERIOR COURT  
DEKALB COUNTY, GA

FILED

ENTERED  


88MR01

GENERAL ORDER NO. 88-8

IN RE: Appointment of PETER K. WILSON as ASSOCIATE JUDGE

The Court having been advised by the Director of the Administrative Office of the Illinois Court that PETER K. WILSON has received a majority of the votes of the Circuit Judges of the Sixteenth Judicial Circuit to fill the vacancy of the office of Associate Judge;

IT IS HEREBY ORDERED THAT:

PETER K. WILSON is appointed as Associate Circuit Judge of the Sixteenth Judicial Circuit effective December 5, 1988.

ENTER this 28th day of November, A.D. 1988.

*James R. McLeathly*  
CHIEF JUDGE

11 10

Dec 2 10 07 AM '88

CIRCUIT CLERK  
KAYE S. ...  
RK

*per*

**16th Judicial Circuit  
County of Kane**

P.O. Box 556  
Court House, Geneva, IL. 60134  
Telephone (312) 232-3400



OFFICE OF THE CHIEF JUDGE  
AND COURT ADMINISTRATOR

88MR-1

IT IS HEREBY ORDERED that the Clerk of the Circuit Court of Kane County deposit all escrow accounts, established by Court Order, in a separate sub-ledger at the First National Bank of Geneva under regular savings passbook routine at the regular savings rate then declared by said Bank (the present rate being 5.5%).

All pursuant to a proposal by said institution directed to the office of said Clerk dated September 16, 1988.

Joseph M. McCarthy  
Chief Judge

FILED  
1988 NOV -7 PM 3:34  
JAN CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

ENTERED  
*SC*

IT IS HEREBY ORDERED THAT:

A. The Circuit Court for the Sixteenth Judicial Circuit, State of Illinois, shall adjourn, and the office of the Clerk of the Circuit Court of the counties of Kane, DeKalb, and Kendall, shall be closed on the following legal holidays for the years, 1989.

<u>HOLIDAY</u>	<u>OBSERVED ON</u>
New Year's Day Observance	Monday, January 2, 1989
Martin Luther King Jr's Birthday	Monday, January 16, 1989
Lincoln's Birthday	Monday, February 13, 1989
Washington's Birthday	Monday, February 20, 1989
Casimir Pulaski's Birthday	Monday, March 6, 1989
Good Friday	Friday, March 24, 1989
Memorial Day	Monday, May 29, 1989
Independence Day	Tuesday, July 4, 1989
Labor Day	Monday, September 4, 1989
Columbus Day	Monday, October 9, 1989
Veteran's Day	Friday, November 10, 1989
Thanksgiving Day	Thursday, November 23, 1989 Friday, November 24, 1989
Christmas Day	Monday, December 25, 1989

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

Enter this 24<sup>th</sup> day of October, 1988.

A true copy of the original on file in my office.  
 Attested to this 24<sup>th</sup> day of October, 1988  
 Jan Carlson  
 Clerk of the Circuit Court  
 Kane County, Illinois  
 By: [Signature]  
 Deputy Clerk

[Signature]  
 Joseph M. McCarthy, Chief Judge

**FILED**

OCT 24 1988

Jan Carlson  
 CLERK OF THE CIRCUIT COURT FOR  
 THE 16th JUDICIAL CIRCUIT,  
 KANE COUNTY, ILLINOIS

ENTERED

[Signature]

GENERAL ORDER #88-7

IT IS HEREBY ORDERED THAT:

A. The Circuit Court for the Sixteenth Judicial Circuit, State of Illinois, shall adjourn, and the office of the Clerk of the Circuit Court of the counties of Kane, DeKalb, and Kendall, shall be closed on the following legal holidays for the year, 1989.

HOLIDAY

OBSERVED ON

Martin Luther King Jr's Birthday	Monday, January 16th., 1989
Lincoln's Birthday	Monday, February 13th., 1989
Washington's Birthday	Monday, February 20th., 1989
Casimir Pulaski's Birthday	Monday, March 6th., 1989
Good Friday	Friday, March 24th., 1989
Memorial Day	Monday, May 29th., 1989
Independence Day	Tuesday, July 4th., 1989
Labor Day	Monday, September 4, 1989
Columbus Day	Monday, October 9, 1989
Veteran's Day	Friday, November 10, 1988
Thanksgiving Day	Thursday, November 23, 1989 Friday, November 24, 1989
Christmas Day	Monday, December 25, 1989

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

ENTER this 27<sup>th</sup> day of September, 1988.

Joseph M. McCarthy, Chief Judge

ENTERED

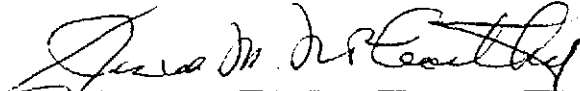


The Clerk of the Circuit Court of Kane County is hereby authorized and directed to affix to the original and a reasonable number of copies of each new petition for dissolution of marriage or other petition for original relief sought in Kane County and bearing the the designation "DKA" the following statement:

This matter is scheduled before the motion judge, Family Court, at 9 AM on \_\_\_\_\_ for setting or dismissal. If you fail to appear, the matter will be dismissed unless some other date has been scheduled by court order.

The Clerk is further authorized and directed to insert a date approximately 90 days from the date of filing as the "dismissal or setting" date.

Enter this 6th day of June, 1988

  
\_\_\_\_\_  
Joseph M. McCarthy, Chief Judge  
16th Judicial Circuit

FILED

JUN 7 8 59 AM '88

CIRCUIT CLERK  
KANE COUNTY

ENTERED  
Plu

GENERAL ORDER-88-5

88MR-1

APPOINTMENT OF COURT REPORTER

Pursuant to Illinois Revised Statutes, Chapter 37, Paragraph 654, the following person is hereby appointed as an Official Court Reporter for the Sixteenth Judicial Circuit, commencing July 1, 1988.

MARGARET M. LEDVORA

Enter this 2nd day of June, 1988.

Joseph M. McCarthy  
Joseph M. McCarthy, Chief Judge  
16th. Judicial Circuit

FILED  
1988 JUN -2 PM 1:27  
JANE GALLAGHER  
CLERK  
CIRCUIT COURT  
KANE COUNTY, ILL.

ENTERED

John

TH. D AMENDED ADMINISTRATIVE ORDER NO. 161

KANE COUNTY. ILLINOIS

Until further ordered by the court and pursuant to Supreme Court Rule 553, the following designated law enforcement officers hereby designated by Office, are hereby authorized to release on individual bond without the posting of cash security, persons 17 years of age or older arrested for or charged with an offense covered by Supreme Court Rules 526, 527, and 528. These officers are as follows:

- (1) The designated or acting Shift Commanders of each Kane County police department or agency;
- (2) the on duty Booking Officer for the Elgin and Aurora city jails;
- (3) the Director of the Kane County Jail or, in his absence, the acting Booking Officer at the Kane County Jail;
- (4) the Shift Supervisor at each shift of the Kane County Sheriff's Police;
- (5) State Police Officers with the rank of Trooper and above, and
- (6) Region II Conservation Police Officers.

When arrestees are released on individual bond pursuant to order by said designated law enforcement officers, they shall cause to be prepared a Bail Bond form in current use in the County of Kane showing the amount of bail set by statute, the defendant's name and address, the offense charged and the date and court location of his next court appearance. The Personal Recognizance box on the Bail Bond should be checked and at the bottom of the form, the defendant should sign the Certificate of Defendant and the releasing officer should sign as peace officer. The defendant should receive a copy of this form.

Pursuant to Supreme Court Rule 553D, this type of release by the above designated law enforcement officers may be done except when:

- (1) The accused has previously been convicted of a criminal offense;
- (2) The accused has previously been admitted to bail on one or more criminal charges and the charge or charges are currently pending;
- (3) The accused, at the time of arrest, is in possession of a dangerous weapon;
- (4) The accused is on parole, probation, conditional discharge or supervision;
- (5) There is an outstanding warrant, detainer or bond forfeiture against the accused;
- (6) The accused is unable or unwilling to establish his identity or submit to being fingerprinted as required by law; or
- (7) Detention is necessary to prevent imminent bodily harm to the accused or to another.

In regard to persons under 17 years of age who cannot make bail, they may be released on individual bond as set by statute if the authorities cannot, within a reasonable time, locate a parent or adult standing in the place of a parent to execute the bond as surety.

ENTER: April 13, 1955

Joseph M. McCarthy  
Joseph M. McCarthy  
Chief Judge

JAMES J. GUNN  
CIRKLE  
KANE COUNTY  
1908 APR 13 9 35 AM '55

FILED

RECORDED  
JMC

FILED

JAN 26 9 05 AM '88

CIRCUIT CLERK  
KANE COUNTY, ILL.

General Order No. 88-3  
(Kane County only)

88MR-1

DUI Procedure

It is hereby ordered that the following shall apply to practice in criminal cases charging, or arising out of, the offense of Driving Under the Influence of Alcohol in violation of Chapter 95½ Ill. Rev. Stats.:

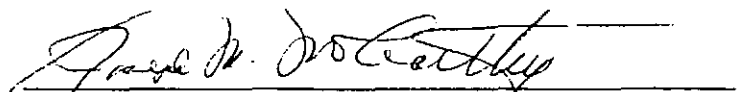
A. A request for hearing on a Petition to Rescind Statutory Summary Suspension must be made in open court at which time a hearing date and time will be set. Any other procedure shall not be deemed a request for hearing.

B. All requests for hearing on motions requiring evidentiary hearings shall be made in open court upon notice at which time a hearing date and time will be set.

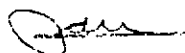
C. All felony charges based on the offense of "Driving Under the Influence of Alcohol" and "driving While License Revoked" shall be assigned to the "D.U.I. Division" for all proceedings.

D. This order shall supercede all previous orders and rules in conflict herewith in whole or in part as shall be effective as of this date.

Enter this 25<sup>th</sup> of January, 1988

  
Joseph M. McCarthy, Chief Judge

ENTERED



KANE COUNTY, ILLINOIS

88 MR-1

Until further ordered by the court and pursuant to Supreme Court Rule 553, the following designated law enforcement officers hereby designated by Office, are hereby authorized to release on individual bond without the posting of cash security, persons 17 years of age or older arrested for or charged with an offense covered by Supreme Court Rules 526, 527, and 528. These officers are as follows:

- (1) The designated or acting Shift Commanders of each Kane County police department or agency;
- (2) the on duty Booking Officer for the Elgin and Aurora city jails;
- (3) the Director of the Kane County Jail or, in his absence, the acting Booking Officer at the Kane County Jail;
- and (4) the Shift Supervisor at each shift of the Kane County Sheriff's Police.

When arrestees are released on individual bond pursuant to this order by said designated law enforcement officers, they shall cause to be prepared a Bail Bond form in current use in the County of Kane showing the amount of bail set by statute, the defendant's name and address, the offense charged and the date and court location of his next court appearance. The Personal Recognizance box on the Bail Bond form should be checked and at the bottom of the form, the defendant should sign the Certificate of Defendant and the releasing officer should sign as peace officer. The defendant should receive a copy of this form.

Pursuant to Supreme Court Rule 553D, this type of release by the above designated law enforcement officers may be done except when:

- (1) The accused has previously been convicted of a criminal offense;
- (2) The accused has previously been admitted to bail on one or more criminal charges and the charge or charges are currently pending;
- (3) The accused, at the time of arrest, is in possession of a dangerous weapon;
- (4) The accused is on parole, probation, conditional discharge or supervision;
- (5) There is an outstanding warrant, detainer or bond forfeiture against the accused;
- (6) The accused is unable or unwilling to establish his identity or submit to being fingerprinted as required by law; or
- (7) Detention is necessary to prevent imminent bodily harm to the accused or to another.

In regard to persons under 17 years of age who cannot make bail, they may be released on individual bond as set by statute if the authorities cannot, within a reasonable time, locate a parent or adult standing in the place of a parent to execute the bond as surety.

ENTER: January 25, 1985 Joseph M. McCarthy  
 JOSEPH M. MCCARTHY  
 CHIEF JUDGE

88. MR-1 2 02 JAN 25 2 41 PM '85

FILED

ENTERED  
[Signature]

88MR-1

Addendum

Kane County Administrative - Order #1

Exhibit 1 C

Geneva Miscellaneous Criminal Call

Effective February 1, 1988 and until further order of the Court, Preliminary Hearings are to be scheduled for Monday morning at 9:30 A.M. in Courtroom 330. This is to be in addition to the afternoon preliminary hearings.

Enter

January 25, 1988

Joseph M. McCarthy  
Joseph M. McCarthy, Chief Judge

RECEIVED  
KANE COUNTY COURT

JAN 25 2 41 PM '88

FILED

RECEIVED  
[Signature]

SPECIAL ADMINISTRATIVE ORDER NO. 87-10

87MR-1

IT APPEARING that extremely heavy snow fall has made all roads in the County impassable; and

IT FURTHER APPEARING to the Court that the Assistant Chairman of the Kane County Board, Fred Ledebuhr, has ordered that all county facilities be closed.

IT IS THEREFORE ORDERED that the Kane County Court House shall be and will remain closed on December 15, 1987.


IT IS FURTHER ORDERED that all traffic tickets shall be continued to the Officer's next court date, and that the Clerk of said Court shall send all defendants notice of such continuance;

IT IS FURTHER ORDERED herein that all summonses having been served with a return date of December 15, 1987 shall be returnable on the next court date;

IT IS FURTHER ORDERED that the time for the filing of all other documents required to be filed on or before said date of December 15, 1987, be and the same hereby is extended to the next court date;

IT IS FURTHER ORDERED that all matters set for hearing on this date shall be and the same hereby are continued to the next court date, or to such further date as may be agreed upon by the parties, or a new notice for hearing served therein.

ENTER: December 16, 1987

  
\_\_\_\_\_  
Chief Judge



COURT CLERK  
KANE COUNTY

DEC 16 11 44 AM '87

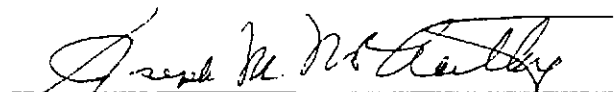
FILED

It is hereby order that:

Supervisors and Directors of the Kane County Adult Court Services are hereby granted authority to approve out of state travel requests from offenders who are under the supervision of Kane County, Adult Court Services Department. Out of state travel requests in excess of 15 (fifteen) days, as well as those requesting travel outside the continental United States, must have direct judicial consent.

Travel passes are not to be granted to those probationers who are not complying with all the terms and conditions of supervision or probation.

Enter this 8<sup>th</sup> day of October, 1987.

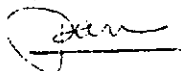
  
Joseph M. McCarthy, Chief Judge

FILED

1987 OCT -9 PM 2:27

JAN CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

ENTERED





EMMRCI

CFCHT

GENERAL ORDER 87-8

CONSENT FOR ADOPTION

Effective August 24, 1987 and in accordance with the Illinois Adoption Act regarding final and irrevocable consent for adoption, ALL JUDGES OF THIS SIXTEENTH JUDICIAL CIRCUIT, as designated below, are henceforth authorized to hear a parent acknowledge his or her consent for adoption.

- Wilson D. Burnell
- Patrick J. Dixon
- Marvin D. Dunn
- Melvin E. Dunn
- John A. Leifheit
- Joseph M. McCarthy
- Rex F. Meilinger
- John L. Nickels
- Michael F. O'Brien
- Barry F. Puklin
- James F. Quetsch
- Michael J. Colwell
- Douglas P. Engel
- R. Peter Grometer
- Thomas E. Hogan
- Robert C. Jenkins
- Pamela K. Jensen
- Richard D. Larson
- Gene L. Nottolini
- John L. Petersen
- Timothy Q. Sheldon
- Grant S. Wegner
- James M. Wilson
- Roger C. Eichmeier

STATE OF ILLINOIS  
CIRCUIT COURT OF THE  
SIXTEENTH JUDICIAL CIRCUIT

1987 AUG 25 PM 3:08

FILED

*Joseph M. McCarthy*  
Joseph M. McCarthy, Chief Judge

ENTERED  
*Dean*

27MR-1

We, the undersigned Circuit Judges in and for the 16th Judicial Circuit of the State of Illinois, pursuant to an act entitled "An Act in Relation to Jury Commissioners Authorizing the Judges of the Courts of Record to Appoint Jury Commissioners, and to Make Rules Concerning Their Powers and Duties," approved June 13, 19887 as amended, and

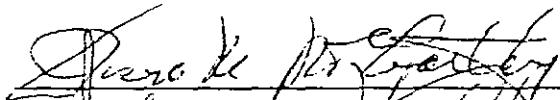
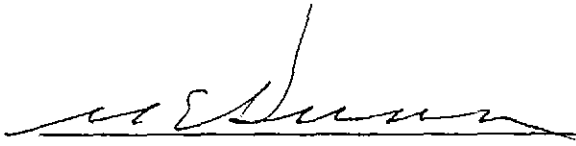


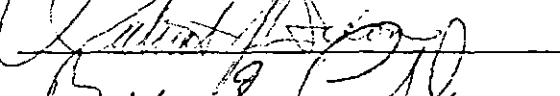
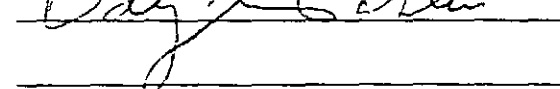
IT APPEARING that Lucille Heninger is a competent and discreet elector of Kane County and is not being chosen on account of any party affiliation as a Jury Commissioner for said County,

IT IS HEREBY ORDERED that Lucille Heninger, 32 McKinley Avenue, Geneva, Illinois be and she is hereby appointed to serve as Jury Commissioner in and for Kane County for a term expiring August 3, 1990.

IT IS FURTHER ORDERED THAT Lucille Heninger, at the earliest practicable time, take and subscribe to an oath of said office and execute the necessary bond in the amount of One Thousand Dollars (\$1,000) payable to the People of the State of Illinois, pursuant to the Statute in such case made and provided so that she may enter upon the duties of said office.

IT IS FURTHER ORDERED, that the necessary copies of this appointment be filed with the Kane County Clerk, Kane County Treasurer, and the Clerk of the Circuit Court of Kane County.

Dated this 17th day of July, 1987.

Circuit Judges in and for the 16th Judicial Circuit, State of Illinois, County of Kane

ENTERED

972

STATE CLERK  
JUL 20 1987

87MR-1

We, the undersigned Circuit Judges in and for the 16th Judicial Circuit of the State of Illinois, pursuant to an act entitled "An Act in Relation to Jury Commissioners Authorizing the Judges of the Courts of Record to Appoint Jury Commissioners, and to Make Rules Concerning Their Powers and Duties," approved June 13, 1887 as amended, and

IT APPEARING that Adeline Koscinski is a competent and discreet elector of Kane County and is not being chosen on account of any party affiliation as a Jury Commissioner for said County.

IT IS HEREBY ORDERED that Adeline Koscinski, 1496 Banbury Avenue, St. Charles, Illinois be and she is hereby appointed to serve as Jury Commissioner in and for Kane County for a term expiring August 3, 1990.

IT IS FURTHER ORDERED that Adeline Koscinski, at the earliest practicable time, take and subscribe to an oath of said office and execute the necessary bond in the amount of One Thousand Dollars (\$1,000) payable to the People of the State of Illinois, pursuant to the Statute in such case made and provided so that she may enter upon the duties of said office.

IT IS FURTHER ORDERED, that the necessary copies of this appointment be filed with the Kane County Clerk, Kane County Treasurer, and the Clerk of the Circuit Court of Kane County.

Dated this 17th day of July, 1987.

*James M. Keenly*  
*John L. Nichols*  
*James F. [unclear]*  
*Richard D. Brewer*  
*[unclear]*  
*Barry [unclear]*

*[Signature]*

Circuit Judges in and for the 16th Judicial Circuit, State of Illinois, County of Kane

ENTERED  
*[Signature]*

CLERK OF THE CIRCUIT COURT OF KANE COUNTY  
JUL 20 1987

87 MR-1

We, the undersigned Circuit Judges in and for the 16th Judicial Circuit of the State of Illinois, pursuant to an act entitled "An Act in Relation to Jury Commissioners Authorizing the Judges of the Courts of Record to Appoint Jury Commissioners, and to Make Rules Concerning Their Powers and Duties," approved June 13, 1887 as amended, and

IT APPEARING that Barbara Bieritz is a competent and discreet elector of Kane County and is not being chosen on account of any party affiliation as a Jury Commissioner for said County,

IT IS HEREBY ORDERED that Barbara Bieritz, 742 Center Street, Geneva, Illinois be and she is hereby appointed to serve as Jury Commission in and for Kane County for a term expiring August 3, 1990.

IT IS FURTHER ORDERED that Barbara Bieritz, at the earliest practicable time, take and subscribe to an oath of said office and execute the necessary bond in the amount of One Thousand Dollars (\$1,000) payable to the People of the State of Illinois, pursuant to the Statute in such case made and provided so that she may enter upon the duties of said office.

IT IS FURTHER ORDERED, that the necessary copies of this appointment be filed with the Kane County Clerk, Kane County Treasurer, and the Clerk of the Circuit Court of Kane County.

Dated this 17th day of July, 1987.

*[Handwritten signatures of five circuit judges]*

*[Handwritten signature]*

Circuit Judges in and for the 16th Judicial Circuit, State of Illinois, County of Kane

ENTERED  
*[Handwritten initials]*

GENERAL ORDER NO. 87 -7

IT IS HEREBY ORDERED THAT:

Section 1. That the following named judges are hereby assigned to the court assignments indicated below:

Felony Division:  
 Courtroom 350 - Joseph M. McCarthy (Chief Judge)  
 Courtroom 340 - John L. Nickels  
 Law Division: (Judge James F. Quetsch, Presiding Judge)  
 Courtroom 210 - James F. Quetsch  
 Courtroom 320 - Michael F. O'Brien  
 Courtroom 310 - Patrick J. Dixon  
 Courtroom 430 - Barry E. Puklin

Chancery, Miscellaneous Remedies and Probate Division:  
 Courtroom 110 - Michael J. Colwell

Family Court division: (Judge Melvin E. Dunn, Presiding Judge)  
 Domestic Relations:  
 Courtroom 113 - Melvin E. Dunn  
 Courtroom 121 - Timothy Q. Sheldon  
 Courtroom 213 - Grant S. Wegner  
 Juvenile Division:  
 Courtroom G-7 - R. Peter Grometer

General Division:  
 Courtroom 120 (LM/SC) - Thomas E. Hogan  
 Courtroom 220 (DUI) - John L. Petersen  
 Courtroom 330 (DUI,LM/SC) - Robert C. Jenkins  
 Courtroom 150 (Misdemeanors, traffic, preliminary hearings)  
 - Gene L. Nottolini

Aurora Branch Court: Roger W. Eichmeier  
 Elgin Branch Court: Pamela K. Jensen

Kendall County: Wilson D. Burnell (Presiding Judge) and  
 James M. Wilson

DeKalb County: Rex F. Meilinger (Presiding Judge), John A. Leifheit,  
 Richard D. Larson and Douglas R. Engel

Section 2. (a) All pending cases requiring reassignment within the Law Division and Family Court Division shall be transferred to the Presiding Judge of the division who shall reassign the case to another judge within the division. Pending cases in all other divisions requiring reassignment shall be transferred to the Chief Judge for reassignment.

(b) The Presiding Judge shall reassign, within the division, all cases designated "closed" or "inactive" which reappear on a court call of any judge formerly but not presently assigned to the division.

Section 3. This order shall become effective July 20, 1987.

Enter this 10<sup>th</sup> day of July, 1987.

*Joseph M. McCarthy*  
 Chief Judge

FILED  
 1987 JUL 13 AM 10:10  
 JAN CARLESON  
 CIRCUIT COURT CLERK  
 KANE COUNTY ILL.

ENTERED  
*[Signature]*

FILED  
MAY 27 PM 2:46

General Order No. 87-6

CIRCUIT COURT CLERK  
KANE COUNTY

87MR-1

It appearing that the Kane County Board has passed Ordinance number 87-96, requesting the establishment of a Court Security Fund pursuant to Illinois Revised Statutes, Chapter 125 Section 19, (1983) as amended;

It further appearing that Ordinance #87-96 established a fee schedule for the collection of fees and has provided for the means to implement said collection of fees;

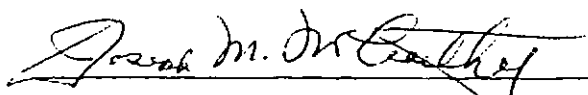
IT IS THEREFORE ORDERED that the Clerk of the Circuit Court for Kane County shall collect fees pursuant to the schedule set out in Kane County Ordinance 87-96 effective June 1, 1987, and remit said fees not less than monthly.


IT IS FURTHER ORDERED that the Kane County Treasurer shall establish a special fund, separate and segregated from the General Fund, into which all said fee receipts from said Clerk shall be held until expended.

IT IS FURTHER ORDERED that no expenditures from said fund shall be made without the expressed written consent of the Chief Judge of the Sixteenth Judicial Circuit, or his designate.

IT IS FURTHER ORDERED that the Clerk shall file a copy of this order and Kane County Ordinance #87-96 in his office and that copies of each document be provided to the Kane County Treasurer.

ENTER: This 27<sup>th</sup> day of May, 1987.

  
Joseph M. McCarthy, Chief Judge  
Sixteenth Judicial Circuit

ENTERED  


87MR-1

GENERAL ORDER #87-5

REAPPOINTMENT OF ASSOCIATE JUDGES

I hereby declare the reappointment of the following Associate Judges, for the Sixteenth Judicial Circuit, for another term commencing July 1, 1987, and ending June 30, 1991;

- 1. Michael Colwell
- 2. William Ellsworth
- 3. Douglas Engel
- 4. R. Peter Grometer
- 5. Thomas Hogan
- 6. Robert Jenkins
- 7. Pamela Jensen
- 8. Richard Larson
- 9. Gene Nottolini
- 10. John Petersen
- 11. Timothy Sheldon
- 12. Grant Wegner
- 13. James Wilson

FILED  
 EAST MAY 11 PM 2 11  
 JAMES PATRICK O'NEILL  
 CIRCUIT COURT CLERK  
 KANSAS COURTS

ENTER this 11<sup>th</sup> day of May, 1987.

*Joseph M. McCarthy*  
 \_\_\_\_\_  
 Joseph M. McCarthy, Chief Judge

**ENTERED**  
*[Signature]*

87MR-1


GENERAL ORDER #87 - 4

FILED  
30 APR 30 AM 8:49  
OFFICE OF THE CLERK  
JUVENILE COURT  
ROOM 211

Judge Barry E. Puklin is hereby assigned to the Family Court Division and shall preside as Juvenile Court Judge in Courtroom G-7 until further notice.

This order shall become effective May 1, 1987.

ENTER this 29<sup>TH</sup> day of April, 1987.

  
Joseph M. McCarthy, Chief Judge

ENTERED  
sd



GENERAL ORDER # 3- 87

APPOINTMENT OF COURT REPORTER

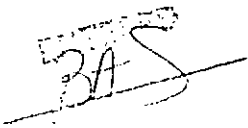
Pursuant to Illinois Revised Statutes, Chapter 37, Paragraph 654, the following person is hereby appointed as an Official Court Reporter for the Sixteenth Judicial Circuit, commencing May 1, 1987.

KATHERINE J. NIELSEN

Enter this 20<sup>th</sup> day of April, 1987.

A handwritten signature in cursive script, appearing to read "Joseph M. McCarthy", is written over a horizontal line.

Joseph M. McCarthy, Chief Judge

Handwritten initials "BAS" in a stylized, blocky font, with a horizontal line drawn through the letters.

GENERAL ORDER #87-2

87 MR-1

(For Kane County Only)

All cases emanating in Carpentersville or St. Charles relating to parking violations will be returnable to the Elgin Court location pursuant to the following schedule:

Carpentersville - 2nd and 4th Thursday at 9:00 A.M.

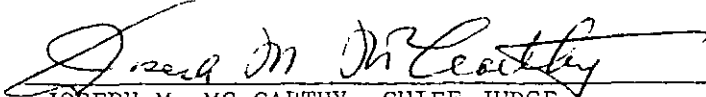
St. Charles - 2nd and 4th Thursday at 1:00 P.M.

This order shall take effect immediately and shall remain in effect until further order of this court.

Revised Administrative Order No. 39 is hereby amended accordingly.

ENTER this 10<sup>th</sup> day of April, 1987.

FILED  
1987 APR 13 AM 8:44  
JAN WATLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

  
JOSEPH M. MC CARTHY, CHIEF JUDGE

Distribution:

- State's Attorney
- Circuit Clerk
- Chief of Police - Carpentersville
- Chief of Police - St. Charles
- Hon. Timothy Q. Sheldon
- Village Attorney - Carpentersville

ENTERED  


STATE OF ILLINOIS )  
 )  
COUNTY OF KANE )

IN THE CIRCUIT COURT OF THE 16TH JUDICIAL CIRCUIT  
KANE COUNTY, ILLINOIS

IN THE MATTER OF SETTING ) KANE COUNTY  
AUTOMATIC STATUS DATES FOR ) ADMINISTRATIVE ORDER  
THE L DIVISION CASES ) NO. 87MR 01

IT IS HEREBY ORDERED:

At the time of the filing, with the Clerk of the Circuit Court of Kane County, Illinois of any Law ("L") Division case, such case shall be assigned an "Automatic Status" date as near as possible to but not less than (90) days from the date of filing, returnable at the time normally set for hearing the status call on such cases, before the judge to whom said case is assigned (the day and hour of their "Automatic Status" calls to be decided by each of the "L" Division judges; and such judges shall keep the circuit clerk informed of any change by the judge in that judge's available status call days).

It shall be the duty of the deputy circuit clerks receiving the filings of said "L" Division cases to assign such 90-day automatic status dates and hours, by appropriate notation on the summons and complaint at the time said cases are filed, to each of said cases.

This Order shall take effect immediately and shall remain in effect until further Order of this Court.

At the time of the "Automatic Status" call, the judge thereof may assign pre-trial and/or trial dates, set discovery limits, enter Rule 220 orders, and any other orders necessary to advance fairly the expeditious disposition of cases.

DATED: September 8, 1987

ENTER: James F. Quetsch  
JAMES F. QUETSCH  
Presiding Judge  
Law ("L") Division

FILED  
SEP 10 1987  
CIRCUIT CLERK  
KANE COUNTY, ILLINOIS

ENTERED  
DRC

CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT  
KANE COUNTY, ILLINOIS

87MR-1

ADMINISTRATIVE ORDER

(DATED: 7-27-87)

IT IS HEREBY ORDERED THAT whenever a jury demand is filed by any party in an SC or LM case pending in the Circuit Court of Kane County, the Judge assigned to the SC/LM courtroom shall forthwith enter an order transferring such case directly to the Judge (presently Hon. Barry E. Puklin) assigned to hear overflow jury trials and miscellaneous reassignments, for all further handling and disposition, and forward, instantler, a copy of said transfer order to both the Judge to whom the case has been transferred and the Presiding Judge of the "L" Division; upon receipt of such order of transfer, it shall be the responsibility of the Judge to whom said case is transferred to conduct all further proceedings necessary for disposition of said transferred case.

ENTER this 27<sup>th</sup> day of July, 1987.

  
CHIEF JUDGE

  
PRESIDING JUDGE, L DIVISION

FILED  


CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT  
KANE COUNTY, ILLINOIS

ADMINISTRATIVE ORDER  
(DATED: 7-24-87)

87-112A-1

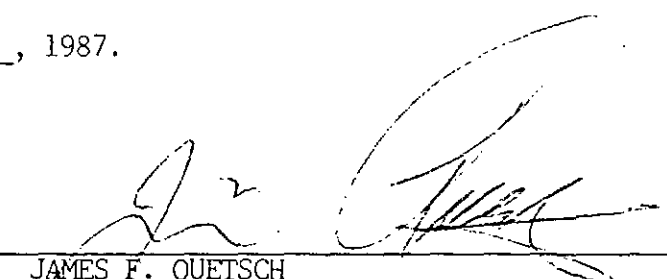
IT IS HEREBY ORDERED THAT all "L" non-jury cases presently pending in the Kane County Circuit Court, to which a trial or pre-trial date has not yet been assigned, are hereby transferred for all further proceedings and handling and disposition to the Hon. Barry E. Puklin, Circuit Judge.

Barbara Biddle, Case Flow Manager, in cooperation with the Office of the Hon. Jan E. Carlson, shall prepare and deliver to Circuit Judge Puklin, as soon as practicable, a list of all such L non-jury cases as above-described, and presiding "L" Division Judge shall enter an order of reassignment of such cases.

Any "L" case, filed after this date, which, by the time of such case's 90 day automatic status call, has not yet had a jury demand filed, will be transferred, by order of the Judge to whom such case was originally assigned, to the Judge (presently Hon. Barry E. Puklin) assigned to hear overflow jury trials and miscellaneous reassignments, for all further handling and disposition. A copy of said transfer order shall be delivered to both the Judge to whom the case has been transferred and the Presiding Judge of the "L" Division.

FILED  
JUL 24 1987  
KANE COUNTY, ILLINOIS  
CLERK OF COURT

ENTER this 24~~th~~ day of July, 1987.

  
\_\_\_\_\_  
JAMES F. QUETSCH  
Presiding Judge, L Division

FILED  
JUL 24 1987  
KANE COUNTY, ILLINOIS  
CLERK OF COURT

## KANE COUNTY, ILLINOIS

FEB 10 1987

Until further ordered by the court and pursuant to Supreme Court Rule 553, the following designated law enforcement officers hereby designated by Office, are hereby authorized to release on individual bond without the posting of cash security, persons 17 years of age or older arrested for or charged with an offense covered by Supreme Court Rules 526, 527, and 528. These Offices are as follows:

(1). The designated or acting Shift Commanders of each Kane County police department or agency; (2) the on duty Booking Officer for the Elgin and Aurora city jails; and (3) the Director of the Kane County Jail or, in his absence, the acting Booking Officer at the Kane County Jail.

When arrestees are released on individual bond pursuant to this order by said designated law enforcement officers, they shall cause to be prepared a Bail Bond form in current use in the County of Kane showing the amount of bail set by statute, the defendant's name and address, the offense charged and the date and court location of his next court appearance. The Personal Recognizance box on the Bail Bond form should be checked and at the bottom of the form, the defendant should sign the Certificate of Defendant and the releasing officer should sign as peace officer. The defendant should receive a copy of this form.

Pursuant to Supreme Court Rule 553D, this type of release by the above designated law enforcement officers may be done except when:

- (1) The accused has previously been convicted of a criminal offense;
- (2) The accused has previously been admitted to bail on one or more criminal charges and the charge or charges are currently pending;
- (3) The accused, at the time of arrest, is in possession of a dangerous weapon;
- (4) The accused is on parole, probation, conditional discharge or supervision;
- (5) There is an outstanding warrant, detainer or bond forfeiture against the accused;
- (6) The accused is unable or unwilling to establish his identity or submit to being fingerprinted as required by law; or
- (7) Detention is necessary to prevent imminent bodily harm to the accused or to another.

In regard to persons under 17 years of age who cannot make bail, they may be released on individual bond as set by statute if the authorities cannot, within a reasonable time, locate a parent or adult standing in the place of a parent to execute the bond as surety.

ENTER:

February 18, 1987Joseph M. McCarthyJoseph M. McCarthy  
Chief Judge

87MR-1

Administrative ORDER NO. 160

JUVENILE AND MENTAL HEALTH FILES

IT IS HEREBY ORDERED that due to the continued representation of a majority of juveniles and mental health respondents by the Office of the Public Defender of Kane County, the Public Defender is hereinafter granted access to those files under the CV1 computer system for inquiry only.

Enter this 1<sup>st</sup> day of February, 1987.

Joseph M. McLeath

Chief Judge-16th. Judicial Circuit

RECEIVED  
FEB 18 11 10 AM '87  
CLERK OF COURT  
KANE COUNTY, CO.

*[Handwritten initials]*

87MR-1

ADMINISTRATIVE ORDER NO. 159

Court Appointed Counsel

In conjunction with Kane County Board Resolution No. 87-7 and subject to the resolution terms and conditions, it is hereby ordered that the following attorneys are appointed to the position of Court Appointed Counsel for the County of Kane, Sixteenth Judicial Circuit. Those attorneys listed as backup support are authorized to appear in court on behalf of the appointed attorney when necessary or convenient.

Appointees

Backup Support

Glenn Sowa

John Donahue  
Joseph Bugos

Patricia Lindner

Claudia Kliment  
Dave Kliment

Gary Johnson

John McGuirk  
John Horcheit

RECEIVED  
CLERK OF COURT  
JAN 28 PM 1:27

These appointments are effective January 2, 1987.

Enter this 28<sup>th</sup> day of January, 1987.

Joseph M. McCarthy  
Joseph M. McCarthy, Chief Judge

*[Faint handwritten notes]*



87MR-1

IT IS HEREBY ORDERED THAT the following named judges are hereby assigned to the court assignments indicated below:

Aurora Branch Court: Judge Pamela K. Jensen

Courtroom 330 (DUI, LM/SC): Judge Robert C. Jenkins

This order shall become effective February 3, 1987.

ENTER this 3rd day of February, 1987.

Joseph M. McCarthy  
Joseph M. McCarthy, Chief Judge

RECEIVED  
JAN 28 1987  
COURT CLERK

ENTERED  
1/28

ADMINISTRATIVE ORDER 7.4  
(Revised Dec. 30, 1986)

87MR-1

WEST/legis™  
Motions  
JAN 13 AM 11:17  
CLERK OF COURT  
KANE COUNTY

7.4 Warrants and Warrant Calendar

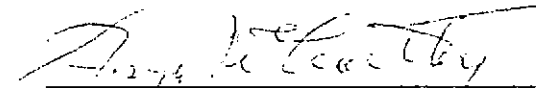
- 7.4.1 Whenever a warrant is issued pursuant to a complaint, information or indictment, such warrant shall command that the defendant against whom the complaint, information or indictment is made be brought before a Judge of this Court forthwith, or let to bond as provided by law. The case numbers of all companion or associated cases shall be listed on each warrant together with the case number of the case in which the warrant is actually issued.
- 7.4.2 Warrants: Upon issuance of any warrant the Clerk of this Court shall set the case in which the warrant is issued and any companion or associated cases growing out of the same incident for administrative review on the first business day of the next month, but in no case less than 60 days hence, for the purpose of determining if said warrant has been served.
- 7.4.2.1 If, at the time of said Administrative Review by the Clerk, the warrant has been served and the case is proceeding to disposition, or the Court has ordered the warrant to be quashed or withdrawn, no further action is required.
- 7.4.2.2 If, at the time of said Administrative Review by the Clerk, the warrant has not been served, the Clerk shall proceed in accordance with paragraph 7.4.3 hereof, as follows.
- 7.4.3 If the law enforcement agency to whom a warrant has been directed for service upon the defendant has been unable to locate or serve that defendant and the warrant has not been returned within the time limit set forth in paragraph 7.4.2 hereof, and the warrant remains unserved, the Clerk shall:
- 7.4.3.1 Transfer the case in which the warrant remains outstanding and unserved, and all companion cases associated therewith, to the Kane County Warrant Calendar.
- 7.4.3.2 Establish a review date not less than six months hence on the first business day of February, May, August or November.
- 7.4.3.3 On each review date established pursuant to paragraph 7.4.3.2 hereof, print a list of all warrant calendar cases, delivering the same to the State's Attorney or Municipal Prosecutor and the Chief Judge or his designee.

87MR-1  
u

- 7.4.3.4 Within 30 days after the printing and delivery of each Warrant Calendar list, the State's Attorney or Municipal Prosecutor will submit to the Chief Judge or his designee a report as to which cases must remain on the Warrant Calendar and those cases that may be stricken or dismissed.
- 7.4.3.5 Upon receiving the report of the State's Attorney or Municipal Prosecutor, the Court shall Order that each case: (1) remain on the Warrant Calendar and set a date at a regularly scheduled review of the warrant calendar 6 months hence in accordance with paragraph 7.4.3.2 hereof; (2) reinstate the case to active or pending status; or, (3) Order that the case be either stricken with leave to reinstate or dismissed.
- 7.4.4 If, subsequent to the transfer of a case to the Warrant Calendar, the defendant is served with the warrant, the Court shall, on motion of the State's Attorney or of the Court, transfer said case to the active or pending case calendar for appropriate disposition by establishing a future court date of not more than fourteen (14) business days from the date of said Order at the original court location.
- 7.4.4.1 The Clerk shall send Notice of the new court date to all persons as may be directed by the court's order.
- 7.4.5 Bench Warrants: Whenever the Court shall cause a warrant to issue against a defendant for his failure to appear in Court, or for any other reason pursuant to law, the process shall be the same as that for any other warrant, as set forth in paragraph 7.4.2 hereof.
- 7.4.6 Bond Forfeitures: If a defendant shall have posted a bond as set by the Court on a warrant, or as set pursuant to law or Rule of Court, and the defendant fails to appear as required, the State's Attorney or Municipal Prosecutor shall move the Court to forfeit the bond, setting a date for a hearing on the motion for judgment on said forfeiture in not less than 30 days, pursuant to Chapter 38, §110-7 or §110-8 of the Illinois Revised Statutes, and ask that a bench warrant issue.
- 7.4.6.1 In all cases, judgment on the forfeiture of the original bond posted shall occur at the hearing set by the Court pursuant to paragraph 7.4.6 hereof and the applicable statutes.
- 7.4.6.2 If the bench warrant is served on the defendant prior to the judgment of forfeiture of his original bond, he shall post a second bond, as required by the warrant being served, unless otherwise provided by Order of Court.

- 7.4.6.2.1           The defendant may then have two bonds on file with the Clerk, at least until the first bond is forfeited pursuant to the process established by paragraph 7.4.6.1.
- 7.4.7           Pursuant to the recommendation of the Supreme Court of Illinois, no case where a fugitive or unserved warrant exists and where the case has been assigned to the Warrant Calendar, shall, for statistical and reporting purposes, be considered to be an active or pending case.
- 7.4.7.1           When any case is removed from the Warrant Calendar and reinstated to active or pending status, the Clerk shall once again count such case for statistical and reporting purposes.
- 7.4.8           Administrative Order 7.4 entered November 10, 1986 is hereby vacated and replaced by this revision.

Enter: December 30, 1986

  
\_\_\_\_\_  
Joseph McCarthy, Chief Judge

REQUESTING ESTABLISHMENT OF A COURT SECURITY FUND

87MR-1

WHEREAS, the Sheriff of Kane County in person or by deputy, attends upon the courts held in Kane County when in session pursuant to Ill.Rev.Statutes, Ch.125, Sec.19 (1983); and

WHEREAS, the Sheriff of Kane County has the custody and care of the Kane County Courthouse pursuant to Ill.Rev.Statutes, Ch.125, Sec.14 (1983); and

WHEREAS, the County of Kane must fund the Kane County Sheriff's Department pursuant to pertinent Illinois statutes; and

WHEREAS, the financial capabilities of the County of Kane are such that it is necessary to pursue all avenues available in order to fund the Sheriff's Department; and

WHEREAS, it is deemed to be in the best interest of the citizens of the County of Kane to adopt an ordinance petitioning the Court to assess certain costs for expenses incurred by the Sheriff's Department during the time Court is in session; and

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chief Judge of the Sixteenth Judicial Circuit is requested to adopt an Administrative Order for the collection of a fee to be known as the "Court Security Fee" to help cover the expenses incurred by the Sheriff in relation to manpower and necessary security equipment, in carrying out his duties including general security of the Courthouse in providing a safe environment for the public and staff as well as obeying lawful orders and directions of the Court, pursuant to Ill.Rev.Statutes, Ch.125, Sec.19 (1983); and

BE IT FURTHER RESOLVED that it is recommended that said Administrative Order assess fees on all civil, criminal, quasi-criminal, traffic, ordinance, and conservation cases, said fees to be assessed by the Court in the amount of five dollars (\$5.00) to cover the minimum expenses incurred by the Sheriff in carrying out the above described duties in person or by deputy complete with necessary security equipment; and

BE IT FURTHER RESOLVED that the above recommended fees as to all civil cases except those having a statutory exemption be assessed against each party upon and at the time of filing the first pleading or other appearance, provided no additional fee shall be required if more than one party is presented in a single pleading or other appearance, and that the above recommended fees as to criminal, quasi-criminal, traffic, ordinance, and conservation cases be over and above any fine amount and be assessed only upon conviction in Court or order of supervision or order of 710 or 1410 probation imposed by the Court and not be applicable to fines that are paid over the counter; and

BE IT FURTHER RESOLVED that upon receipt of an Administrative Order assessing such Court Security Fee, the Circuit Clerk of the Sixteenth Judicial Circuit, Kane County, Illinois, shall remit such fees to the Kane County Treasurer not less than monthly; and

BE IT FURTHER RESOLVED that upon the receipt of the Administrative Order, the Kane County Treasurer shall establish a separate fund, known as the "Court Security Fund", as a fund collected for the Sheriff's Department pursuant to this ordinance for the purpose of covering expenses incurred by the Sheriff in carrying out his duties pursuant to Ill. Rev.Statutes, Ch.125, Sec.19 (1983); and

BE IT FURTHER RESOLVED that no funds are to be expended from the above named Court Security Fund without the expressed written consent of the Chief Judge of the Sixteenth Judicial Circuit; and

BE IT FURTHER RESOLVED that the Kane County Clerk forward a certified copy of this ordinance to the Chief Judge of the Sixteenth Judicial Circuit.

Passed by the Kane County Board on May 12, 1987

ENTERED  
*[Signature]*

Lorraine P. Sava  
Clerk, County Board  
Kane County, Illinois

Frank R. ...  
Chairman, County Board  
Kane County, Illinois

STATE OF ILLINOIS 28 1987

COUNTY OF KANE DATE MAY 28 1987

I, Lorraine P. Sava, Kane County Clerk and Keeper of the Records in Kane County, Illinois, do hereby certify that the attached is a true and correct copy of the original record on file.

In witness thereof, I have hereunto set my hand and affixed the Seal of the County of Kane at my office in Geneva, Illinois.



Lorraine P. Sava  
Lorraine P. Sava, Kane County Clerk

86MR-1

ADMINISTRATIVE ORDER NO. 157

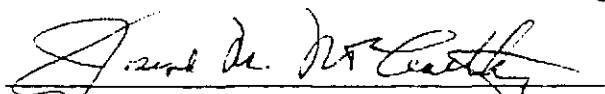
It is hereby ordered that in the absence of Chief Judge Joseph M. McCarthy, Judge John L. Nickels is authorized to sign any probation vouchers directed to him by the Administrative Office of the Illinois Courts.

ENTER this 17<sup>th</sup> day of December, 1986.

MARK GRIFFIN  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

008 DEC 17 PM 3:05

FILED

  
Joseph M. McCarthy, Chief Judge

GAAD

86MR-1

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL  
CIRCUIT OF THE STATE OF ILLINOIS

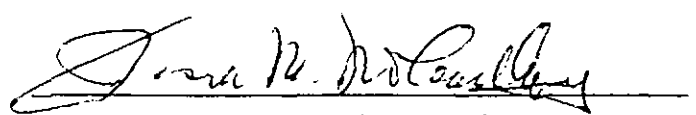
IN THE MATTER OF THE APPOINTMENT )  
OF ROBERT CARL JENKINS AS AN )  
ASSOCIATE JUDGE OF THE SIXTEENTH )  
JUDICIAL CIRCUIT OF THE STATE OF )  
ILLINOIS )

FILED  
1986 DEC 16 PM 3:43  
JAM CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

The Circuit Judges in and for the Sixteenth Judicial Circuit of the State of Illinois having voted to appoint Robert Carl Jenkins to be an Associate Judge of said circuit. Robert Carl Jenkins is hereby appointed Associate Judge of the Sixteenth Judicial Circuit of the State of Illinois, effective December 9, 1986.

ENTER this 16<sup>th</sup> day of December, 1986.

~~FILED  
1986 DEC 17 AM 9:56  
JAM CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL~~

  
Joseph M. McCarthy, Chief Judge

*[Faint, illegible text]*

ADMINISTRATIVE ORDER NO. 156

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL  
CIRCUIT OF THE STATE OF ILLINOIS

86MR-1

IN THE MATTER OF THE APPOINTMENT )  
OF Judith M. Brawka AS THE PUBLIC )  
DEFENDER OF THE COUNTY OF KANE OF )  
THE SIXTEENTH JUDICIAL CIRCUIT OF )  
THE STATE OF ILLINOIS )

JANET A. SOBE  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.


NOV DEC 10 AM 10:39

FILED

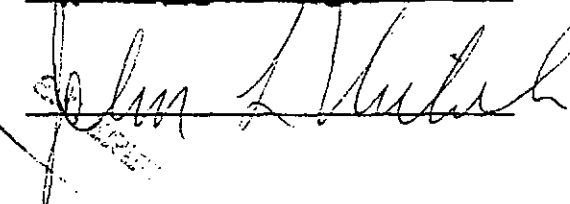
Pursuant to the authority granted by Chapter 34  
Paragraph 5602, Subsection 2 of the Illinois Revised  
Statutes, the majority of the Circuit Judges in and for  
the Sixteenth Judicial Circuit of the State of Illinois  
having voted to appoint Judith M. Brawka to be the Public  
Defender for the County of Kane in the Sixteenth Judicial  
Circuit of the State of Illinois, do hereby appoint Judith  
M. Brawka, Public Defender for the County of Kane in the  
Sixteenth Judicial Circuit, Illinois effective December  
8, 1986.

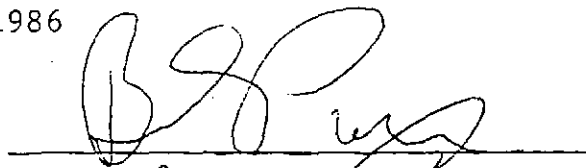
Entered the 8th Day of December 1986

  
Joseph McCarthy Chief Judge




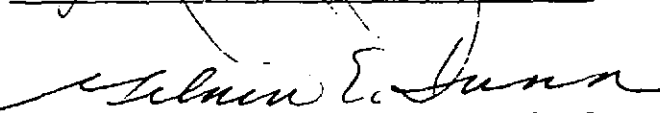














86 MR 1

ADMINISTRATIVE ORDER NO. 156

It is hereby ordered that Judge John L. Nickels is appointed Acting Chief Judge during any absence of the undersigned.

ENTER this 5<sup>th</sup> day of December, 1986.

Joseph M. McCarthy  
Joseph M. McCarthy, Chief Judge

FILED  
1986 DEC 9 AM 10:22  
JAN CARLSON  
CIRCUIT COURT CLERK  
KAHNE COUNTY, IL

RECORDED

NOTICE OF VACANCY

86 MR-1

SIXTEENTH JUDICIAL CIRCUIT

PURSUANT TO THE AUTHORITY BY THE SUPREME COURT FOR AN APPOINTMENT BY THE CIRCUIT JUDGES OF THE SIXTEENTH JUDICIAL CIRCUIT TO FILL THE VACANCY CAUSED BY THE ELEVATION OF THE HONORABLE MELVIN E. DUNN FROM ASSOCIATE CIRCUIT JUDGE TO CIRCUIT JUDGE FOR THE SIXTEENTH JUDICIAL CIRCUIT.

NOTICE IS HEREBY GIVEN OF THE VACANCY FOR SUCH POSITION AS AN ASSOCIATE JUDGE TO THE SIXTEENTH JUDICIAL CIRCUIT. ANY ATTORNEY LICENSED TO PRACTICE LAW IN THIS STATE SHALL, WITHIN 30 DAYS OF THIS DATE, FILE WITH THE CHIEF JUDGE OF THIS CIRCUIT AND WITH THE DIRECTOR OF THE ADMINISTRATIVE OFFICE OF THE ILLINOIS COURTS AN APPLICATION ON THE FORM PRESCRIBED AND FURNISHED BY THE DIRECTOR.

ANY INTERESTED PARTIES WHO PREVIOUSLY APPLIED FOR THE VACANCIES CREATED BY THE HONORABLE BARRY E. PUKLIN'S APPOINTMENT TO CIRCUIT JUDGE AND THE AUTHORIZATION OF AN ADDITIONAL ASSOCIATE JUDGE POSITION MAY REACTIVATE THEIR APPLICATIONS BY SUBMITTING A LETTER OF INTEREST TO THE CHIEF JUDGE'S OFFICE AND THE DIRECTOR OF THE ADMINISTRATIVE OFFICE OF THE ILLINOIS COURTS.

DATED THIS 2<sup>nd</sup> DAY OF December, 1986.

*Joseph M. McCarthy*  
JOSEPH M. MC CARTHY, CHIEF JUDGE

FILED  
1986 DEC - 2 AM 10:06  
JAN CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.

ENTERED  
*as*

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL  
CIRCUIT OF THE STATE OF ILLINOIS

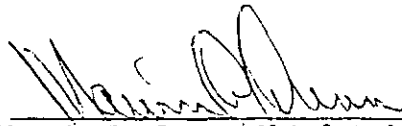
56 MRI

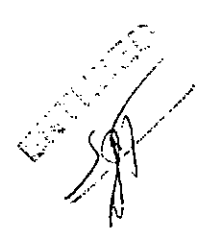
IN THE MATTER OF THE APPOINTMENT)  
OF TIMOTHY QUINLAN SHELDON AS AN)  
ASSOCIATE JUDGE OF THE SIXTEENTH)  
JUDICIAL CIRCUIT OF THE STATE )  
OF ILLINOIS )

FILED  
1986 NOV 26 PM 3:26  
JAN CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.

The Circuit Judges in and for the Sixteenth Judicial Circuit of the State of Illinois having voted to appoint Timothy Quinlan Sheldon to be an associate judge of said circuit, TIMOTHY QUINLAN SHELDON, is hereby appointed associate judge of the Sixteenth Judicial Circuit of the State of Illinois, effective December 1, 1986.

ENTER the 26th. day of November, 1986.

  
Marvin D. Dunn, Chief Judge



86MR-1

IT IS HEREBY ORDERED THAT:

Section 1. That the following named judges are hereby assigned to the court assignments indicated below:

Felony Division:

- Courtroom 350 - Joseph M. McCarthy (Chief Judge)
- Courtroom 340 - John L. Nickels

Law Division: (Judge James F. Quetsch, Presiding Judge)

- Courtroom 210 - James F. Quetsch
- Courtroom 320 - Michael F. O'Brien
- Courtroom 310 - Patrick J. Dixon
- Courtroom 430 - Barry E. Puklin (Assigned jury trials and miscellaneous reassignments)

Chancery, Miscellaneous Remedies and Probate Division:

- Courtroom 110 - Michael J. Colwell

Family Court Division: (Judge Melvin E. Dunn, Presiding Judge)

Domestic Relations:

- Courtroom 113 - Melvin E. Dunn
- Courtroom 121 - Grant S. Wegner
- Courtroom 213 - Thomas E. Hogan

Juvenile Division:

- Courtroom G-7 - William H. Ellsworth

General Division:

- Courtroom 120 (LM/SC) - Gene L. Nottolini
- Courtroom 220 (DUI) - John L. Petersen
- Courtroom 150 (Misdemeanors, traffic, preliminary hearings) - R. Peter Grometer

Aurora Branch Court: (To be filled by separate order)

Elgin Branch Court: Timothy Q. Sheldon

Courtroom 330 (DUI, LM/SC): (To be filled by separate order)

Kendall County: Wilson D. Burnell (Presiding Judge) and James M. Wilson

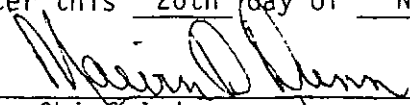
DeKalb County: Rex F. Meilinger (Presiding Judge), John A. Leifheit, Richard D. Larson and Douglas R. Engel

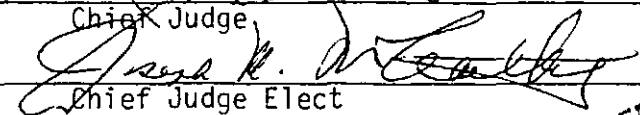
Section 2. (a) All pending cases requiring reassignment within the Law Division and Family Court Division shall be transferred to the Presiding Judge of the division who shall reassign the case to another judge within the division. Pending cases in all other divisions requiring reassignment shall be transferred to the Chief Judge for reassignment.

(b) The Presiding Judge shall reassign, within the division, all cases designated "closed" or "inactive" which reappear on a court call of any judge formerly but not presently assigned to the division.

Section 3. This order shall become effective December 2, 1986.

Enter this 26th day of November, 1986

  
 \_\_\_\_\_  
 Chief Judge

  
 \_\_\_\_\_  
 Chief Judge Elect

FILED  
 1986 NOV 26 PM 3:58  
 JAM CARLSON  
 CIRCUIT COURT CLERK  
 KANE COUNTY, IL

ENTERED  


56 MR 1

ADMINISTRATIVE ORDER 86

Guidelines for Court Personnel in Assisting Pro Se Litigants

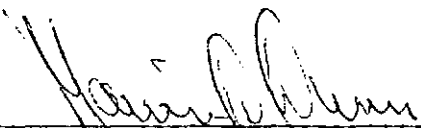
(a) A pro se litigant is one who does not retain an attorney and appears in court on his own behalf. A pro se, under the law, is held to the same standards and duties of an attorney. Pro se litigants are expected to know what the law requires and how to proceed in accordance with applicable statutes and court rules.

(b) Court personnel are prohibited by law, from giving legal advice or counseling to pro se litigants. This includes persons seeking advice in small claims, forcible entry and detainer, dissolution of marriage, and child support matters.

(c) Court personnel may give assistance to persons seeking information regarding to procedural matters unique to Kane County.

(d) Court personnel may assist pro se litigants by directing them to the Kane County Law Library and the Geneva Public Library. The Clerk may duplicate (for use by Pro Se litigants) forms from the Law Library's manual to assist pro se litigants, a list of reference material at the Public Library and applicable Administrative Orders and Statutes.

The Law Library contains, among other reference materials, the Kane County Forms Manual which has been compiled to assist pro se litigants as well as members of the bar. The manual contains sample petitions in small claims, forcible entry and detainer, dissolution of marriage, and child support.

  
\_\_\_\_\_  
Chief Judge.

Entered this 25<sup>th</sup> day of November 1986.

1006 NOV 26 PM 1:11  
JAN CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

FILED



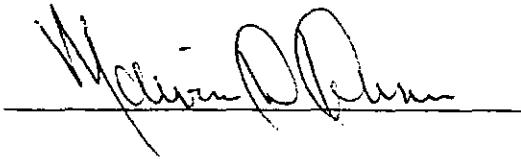
ADMINISTRATIVE ORDER #154  
APPOINTMENT OF COURT REPORTER

86 MR-1

Pursuant to Illinois Revised Statutes, Chapter 37, Paragraph 654,  
the following person is hereby appointed as an Official Court Reporter  
for the Sixteenth Judicial Circuit, commencing December 1, 1986.

DEBBI K. DEVRIES

Enter this 17<sup>th</sup> day of November, 1986.



Marvin D. Dunn, Chief Judge

FILED  
1986 NOV 17 PM 3:12  
JAN CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL



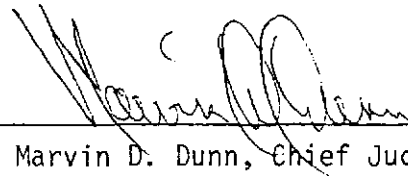
86MR-1

ADMINISTRATIVE ORDER NO. 153

Pursuant to the authority of the Circuit Judges of the Sixteenth Judicial Circuit, State of Illinois, Judith M. Brawka is hereby appointed Acting Public Defender of Kane County, Illinois, effective October 25, 1986, to serve until a successor is duly appointed to fill the vacancy in said office resulting from the resignation of Public Defender George W. Chabalewski.

October 22, 1986

Date



\_\_\_\_\_

Marvin D. Dunn, Chief Judge

ENTERED  
10

ADMINISTRATIVE ORDER NO. 152

86MRI

IT IS HEREBY ORDERED THAT:


A. The Circuit Court for the Sixteenth Judicial Circuit, State of Illinois, shall adjourn, and the office of the Clerk of the Circuit Court of the counties of Kane, DeKalb, and Kendall, shall be closed on the following legal holidays for the year, 1987.

<u>HOLIDAY</u>	<u>OBSERVED ON</u>
NEW YEARS DAY	THURSDAY, JANUARY 1, 1987
MARTIN LUTHER KING JR's BIRTHDAY	MONDAY, JANUARY 19, 1987
LINCOLN's BIRTHDAY	THURSDAY, FEBRUARY 12, 1987
WASHINGTON'S BIRTHDAY	MONDAY, FEBRUARY 16, 1987
GOOD FRIDAY	FRIDAY, APRIL 17, 1987 (Closed at NOON)
MEMORIAL DAY	MONDAY, MAY 25, 1987
INDEPENDENCE DAY OBSERVANCE	FRIDAY, July 3, 1987
LABOR DAY	MONDAY, SEPTEMBER 7, 1987
COLUMBUS DAY	MONDAY, OCTOBER 12, 1987
VETERAN's DAY	WEDNESDAY, NOVEMBER 11, 1987
THANKSGIVING DAY	THURSDAY, NOVEMBER 26, 1987 FRIDAY, NOVEMBER 27, 1987
DAY BEFORE CHRISTMAS	THURSDAY, DECEMBER 24, 1987 (Closed at NOON)
CHRISTMAS DAY	FRIDAY, DECEMBER 25, 1987

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

ENTER this 20<sup>th</sup> day of October, 1986.

  
\_\_\_\_\_  
Marvin R. Dunn, Chief Judge

ENTERED  
*arc*

10 OCT 20 1986  
CLERK



GENERAL ORDER NO. 9 (Amended)

FILED

1936 OCT 1 PM 3:00

9.1

CHIEF JUDGE, SELECTION AND REMOVAL.

J. J. DILLON  
CIRCUIT COURT CLERK

86MR1

- (a) Chief Judge: Pursuant to Article VI, Section 8 of the Illinois Constitution, a Chief Judge shall be elected in the month of September immediately preceding the expiration of a term of office for a term of two years, commencing the first Monday of December of each even numbered year.
- (b) Election: Whenever a Chief Judge is to be selected, a ballot containing the names of all of the Circuit Judges shall be given to each judge who shall indicate his selection as Chief Judge. An election committee appointed by the Chief Judge or Acting Chief Judge, as the case may be, shall canvas the votes and shall announce the votes cast on each ballot for each judge. If on any ballot a judge receives the votes of a majority of the Circuit Judges, that Judge shall be declared elected as Chief Judge. If on any ballot no judge receives a majority vote, then on each succeeding ballot only the names of the two judges receiving the highest number of votes and ties with the lower of the two shall be considered on the next succeeding ballot. Successive ballots shall be taken until a Chief Judge has been elected.
- (c) Removal: At any time by written order, a majority of the Circuit Judges may call a meeting at a time and place stated therein. A copy of such order shall be mailed or delivered to each Circuit Judge not joining therein at least five days before the time fixed for such meeting. If a majority of all the Judges shall at such meeting vote for removal of the Chief Judge the

**ENTERED**  
10/1/36

Judges shall proceed immediately to elect a new Chief Judge to take office at once.

(d) Acting Chief Judge: The Chief Judge may appoint one of the Circuit Judges to act as Chief Judge in his absence or during illness and such Acting Chief Judge shall have the same powers and duties as the Chief Judge.

(e) Vacancy in the Office of Chief Judge: Whenever a vacancy occurs in the office of Chief Judge from any cause not provided for in this order, the Acting Chief Judge shall call a meeting of the Circuit Judges for the purpose of electing a new Chief Judge to take office at once.

DATED this 18<sup>th</sup> day of September, 1986.

Harold D. ...  
Chief Judge

Robert ...

Nicholas ...

John L. ...

James ...

Richard ...

GENERAL ORDER NO. 9 (Amended)

FILED

1936 OCT 1 PM 3:00

9.1  
CHIEF JUDGE, SELECTION AND REMOVAL.

J. CARLSON  
CIRCUIT COURT CLERK

86MR1

- (a) Chief Judge: Pursuant to Article VI, Section 18 of the Illinois Constitution, a Chief Judge shall be elected in the month of September immediately preceding the expiration of a term of office for a term of two years, commencing the first Monday of December of each even numbered year.
- (b) Election: Whenever a Chief Judge is to be selected, a ballot containing the names of all of the Circuit Judges shall be given to each judge who shall indicate his selection as Chief Judge. An election committee appointed by the Chief Judge or Acting Chief Judge, as the case may be, shall canvas the votes and shall announce the votes cast on each ballot for each judge. If on any ballot a judge receives the votes of a majority of the Circuit Judges, that Judge shall be declared elected as Chief Judge. If on any ballot no judge receives a majority vote, then on each succeeding ballot only the names of the two judges receiving the highest number of votes and ties with the lower of the two shall be considered on the next succeeding ballot. Successive ballots shall be taken until a Chief Judge has been elected.
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ENTERED

Judges shall proceed immediately to elect a new Chief Judge to take office at once.

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- (e) Vacancy in the Office of Chief Judge: Whenever a vacancy occurs in the office of Chief Judge from any cause not provided for in this order, the Acting Chief Judge shall call a meeting of the Circuit Judges for the purpose of electing a new Chief Judge to take office at once.

DATED this 18<sup>th</sup> day of September, 1986.

Wesley D. Damm  
Chief Judge

Robert M. ...

Michael O'Brien

John L. ...

James R. ...

Richard A. ...

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

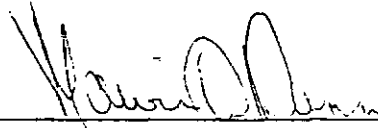
\_\_\_\_\_

86 MR-1

ADMINISTRATIVE ORDER NO. 151

It is hereby ordered that Hon. Michael F. O'Brien is  
Acting Chief Judge for the period of Wednesday, September 3,  
through Friday, September 5, 1986.

ENTER this 2nd day of Sept., 1986.

  
\_\_\_\_\_  
Marvin D. Dunn, Chief Judge

ENTERED  


STATE OF ILLINOIS

COUNTY OF KANE

ORDINANCE NO. 86-120

86MR-1

FEE FOR ADMINISTRATION  
OF CHILD SUPPORT PAYMENTS

WHEREAS, the Office of the Circuit Clerk, 16th Judicial Circuit, must expend considerable resources to administer the collection and disbursement of maintenance and child support payments; and

WHEREAS, the Kane County Board, pursuant to Illinois Revised Statute Ch. 25, para. 27.1, is entitled to authorize the Clerk to assess against the respondent in child support cases the sum of \$36 annually for the purpose of paying for said services; and

WHEREAS, the Kane County Board desires to authorize the Clerk to assess aforesaid fee;

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that:

1. The Office of the Circuit Clerk, 16th Judicial Circuit, be authorized to assess against and shall collect from any respondent in any order of maintenance or child support the sum of \$36 annually as costs for administering the collection and disbursement of maintenance and child support payments.

2. This ordinance shall be effective, nunc pro tunc, as of June 1, 1986.

Passed by the Kane County Board on SEP 9 1986.

*Roberta L. Harper*  
Clerk, County Board  
Kane County, Illinois

*Frank E. ...*  
Vice-Chairman, County Board  
Kane County, Illinois

FILED  
0905 SEP 12 AM 10:57  
JAM CARLSON  
CIRCUIT CLERK  
KANE COUNTY, ILL.

STATE OF ILLINOIS

COUNTY OF KANE

DATE SEP 11 1986

I, Roberta L. Harper, Kane County Clerk and Keeper of the Records in Kane County, Illinois, do hereby certify that the attached is a true and correct copy of the original record on file.



In witness thereof, I have hereunto set my hand and affixed the Seal of the County of Kane at my office in Geneva, Illinois.

*Roberta L. Harper*

Roberta L. Harper, Kane County Clerk

ENTERED  
*EC*

STATE OF ILLINOIS  
COUNTY OF KANE

ORDINANCE NO. 86 - 120

86 MR-1

FEE FOR ADMINISTRATION  
OF CHILD SUPPORT PAYMENTS

WHEREAS, the Office of the Circuit Clerk, 16th Judicial Circuit, must expend considerable resources to administer the collection and disbursement of maintenance and child support payments; and

WHEREAS, the Kane County Board, pursuant to Illinois Revised Statute Ch. 25, para. 27.1, is entitled to authorize the Clerk to assess against the respondent in child support cases the sum of \$36 annually for the purpose of paying for said services; and

WHEREAS, the Kane County Board desires to authorize the Clerk to assess aforesaid fee;

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2. This ordinance shall be effective, nunc pro tunc, as of June 1, 1986.

Passed by the Kane County Board on SEP 9 1986.

*Roberta L. Harper*  
Clerk, County Board  
Kane County, Illinois

*Frank P. ...*  
Vice-Chairman, County Board  
Kane County, Illinois

FILED  
SEP 11 1986  
CIRCUIT CLERK  
KANE COUNTY ILL

STATE OF ILLINOIS  
COUNTY OF KANE

DATE SEP 11 1986

I, Roberta L. Harper, Kane County Clerk and Keeper of the Records in Kane County, Illinois, do hereby certify that the attached is a true and correct copy of the original record on file.

In witness thereof, I have hereunto set my hand and affixed the Seal of the County of Kane at my office in Geneva, Illinois.



*Roberta L. Harper*  
Roberta L. Harper, Kane County Clerk

ENTERED  
2/3

ADMINISTRATIVE ORDER #150  
APPOINTMENT OF COURT REPORTER

86MR-1

Pursuant to Illinois Revised Statutes, Chapter 37, Paragraph 654, the following person is hereby appointed as an Official Court Reporter for the Sixteenth Judicial Circuit, commencing September 8, 1986.

BRENDA J. DE VRIES

Entered this 25<sup>th</sup> day of August, 1986.

  
\_\_\_\_\_  
Marvin D. Dunn, Chief Judge

ENTERED  
*ac*

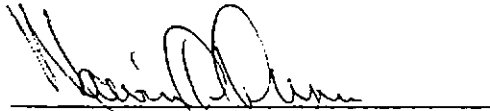


86MR-1

ADMINISTRATIVE ORDER NO. 149

During the absence of Chief Judge Marvin D. Dunn, it is hereby ordered that Judge John L. Nickels is appointed acting Chief Judge. The effective dates of this appointment will be from August 11, 1986, through August 24, 1986.

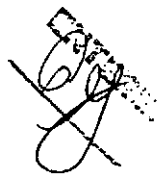
ENTER this 6th day of August, 1986.



Marvin D. Dunn, Chief Judge  
Sixteenth Judicial Circuit

CLERK OF COURT  
SIXTEENTH JUDICIAL CIRCUIT  
CHICAGO, ILLINOIS

AUG 13 - 8 AM 9 13



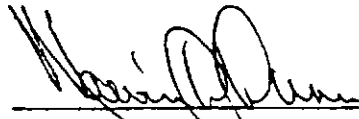
YC: All Supervisors  
Staff Assts.

86MR-1

ADMINISTRATIVE ORDER NO. 149

During the absence of Chief Judge Marvin D. Dunn, it is hereby ordered that Judge John L. Nickels is appointed acting Chief Judge. The effective dates of this appointment will be from August 11, 1986, through August 24, 1986.

ENTER this 6th day of August, 1986.




Marvin D. Dunn, Chief Judge  
Sixteenth Judicial Circuit

JAMES L. SOUL  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

306 AUG - 8 AM 9:13

FILED

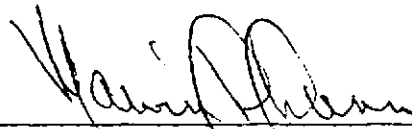


86MR-1

ADMINISTRATIVE ORDER NO. 148

During the absence of Chief Judge Marvin D. Dunn, it is hereby ordered that Judge Joseph M. McCarthy is appointed acting Chief Judge. The effective dates of this appointment will be from July 18, 1986 through July 27, 1986

ENTER this 17<sup>th</sup> day of July, 1986.



Marvin D. Dunn, Chief Judge  
Sixteenth Judicial Circuit

FILED  
JUL 18 AM 10:42  
JAILORSON  
CREDIT CONTROL CLERK  
COURT COUNTY, IL

SEARCHED  
Case

Effective August 11, 1986, the following named Judges are assigned to the assignments designated:

KANE COUNTY CIRCUIT COURT:

Room	Judge	Assignment
120	Hon. Barry E. Puklin	Small Claims, Law Medium
150	Hon. Michael J. Colwell	Traffic, Criminal

Family Court:

G-7	Hon. William H. Ellsworth	Juvenile, Family
121	Hon. Grant S. Wegner	Divorce

Branch Courts:

North/South (Hon. Thomas E. Hoqan  
Hon. Gene L. Nottolini)

KENDALL COUNTY CIRCUIT COURT:

Hon. James M. Wilson

ENTER this 16th day of July, 1986.

Marvin D. Dunn  
Marvin D. Dunn, Chief Judge

FILED

JUL 16 2 08 PM '86

JOHN E. CARLSON  
CLK. OF CIRCUIT CT.  
KANE CO. ILL.

ENTERED  
1

ADMINISTRATIVE ORDER NO. 146

86 MR-1

Court Assignment effective June 23, 1986:

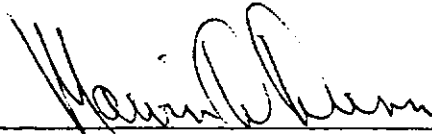
Hon. Grant S. Wegner

Aurora Branch Court

Hon. William H. Ellsworth

Kendall County Court,  
Yorkville, Illinois

ENTER this 17<sup>th</sup> day of June, 1986.

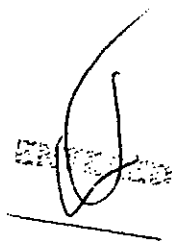


Marvin D. Dunn, Chief Judge

FILED

1986 JUN 17 PM 2:45

JUN 17 1986  
CIRCUIT COURT  
KENDALL COUNTY, ILL.



86 MR-1

AMENDED GENERAL ORDER NO. 4.2

All cases except Probate, Juvenile, Mental Health, Felony, Misdemeanor, Traffic Violations, Ordinance Violations, Conservation Violations, and those cases on the Military Calendar shall be set for trial within nine months of filing. In the event that an order has not been entered setting the case for trial (or pre-trial if it is a civil jury trial) within nine months after filing thereof, the Clerk of Court shall notify the attorneys of record, or any party who has filed an appearance, providing their address is recorded in the contents of the file, that the case will be called on a day certain on which day it will be dismissed on motion of the Court, except for good cause shown. Failure to appear shall constitute acknowledgement of the dismissal.

ENTER this 1st day of May, 1986.

FILED  
06 MAY -2 PM 0 48  
JAN 05 1986  
CIRCUIT COURT CLERK  
KANE COUNTY PA

<u>William A. Dunn</u>	<u>Richard A. Dixon</u>
<u>John B. Lynch</u>	<u>Walter C. Lynch</u>
<u>Paul W. Wheatley</u>	<u>Jeffrey Weinger</u>
<u>Michael J. Brown</u>	_____
<u>James R. Kuntz</u>	_____
<u>John L. Kuntz</u>	_____

ENTERED  
[Signature]

86 MR-1

AMENDED GENERAL ORDER NO. 4.2

All cases except Probate, Juvenile, Mental Health, Felony, Misdemeanor, Traffic Violations, Ordinance Violations, Conservation Violations, and those cases on the Military Calendar shall be set for trial within nine months of filing. In the event that an order has not been entered setting the case for trial (or pre-trial if it is a civil jury trial) within nine months after filing thereof, the Clerk of Court shall notify the attorneys of record, or any party who has filed an appearance, providing their address is recorded in the contents of the file, that the case will be called on a day certain on which day it will be dismissed on motion of the Court, except for good cause shown. Failure to appear shall constitute acknowledgement of the dismissal.

ENTER this 1st day of May, 1986.

FILED  
MAY -2 1986  
CLERK  
KANE COUNTY PA

<u>Walter A. Dunn</u>	<u>Paul Dixon</u>
<u>John B. Lyndell</u>	<u>Walter Burpee</u>
<u>James W. Wheatley</u>	<u>Jeff. Weinger</u>
<u>Michael J. Brown</u>	_____
<u>James R. Kutz</u>	_____
<u>John L. Kutz</u>	_____

6/11

Court Assignments for Kane County, Effective March 31, 1986

Room	Judge	Assignment
110	Hon. Marvin D. Dunn	Probate, Chancery; Chief Judge Admin Call
120	Hon. Gene L. Nottolini	Small Claims, Law Medium
150	Hon. James M. Wilson	Traffic, Criminal
210	Hon. James F. Quetsch	Civil Trials
220	Hon. John L. Petersen	Special Assignment
310	Hon. Patrick J. Dixon	Civil Trials
320	Hon. Michael F. O'Brien	Civil Trials
340	Hon. John L. Nickels	Criminal Trials
350	Hon. Joseph M. McCarthy	Criminal Trials
430	Hon. Richard Weiler	Civil, Criminal Trials

Family Court

G-7	Hon. Thomas E. Hogan	Juvenile, Family
113	Hon. Melvin E. Dunn	Presiding Judge - Divorce
121	Hon. Michael J. Colwell	Divorce
213	Hon. R. Peter Grometer	Divorce, Child Support

Branch Courts

North/South ) Hon. William H. Ellsworth  
 ) Hon. Barry E. Puklin

ENTER this 20<sup>th</sup> day of March, 1986.

WILLIAMSON  
DEPUTY CLERK  
KANE COUNTY, PA

1986 MAR 20 AM 11:10

FILED

Marvin D. Dunn, Chief Judge

ENTERED  
20



CIRCUIT COURT FOR THE 16TH JUDICIAL CIRCUIT  
KANE COUNTY, ILLINOIS

10000

STATE OF ILLINOIS )  
                          ) SS.  
COUNTY OF KANE    )

86 MR-1

Volume I

ADMINISTRATIVE ORDER 144

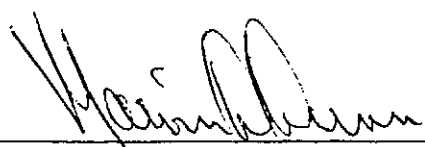
On December 31, 1985, Administrative Order No. 141 was entered to insure the efficient and timely implementation of Public Acts 84-272 and 84-899, which became effective January 1, 1986.

Administrative Order 141 established a schedule for each police agency operating in Kane County, setting forth the days of the week that the agencies should schedule initial return on charges issued pursuant to the Public Acts above-mentioned.

Many of the police agencies are failing to comply with the court schedule established by Administrative Order 141. Such non-compliance prevents the orderly administration of cases.

IT IS HEREBY ORDERED THAT the clerk of this Court is hereby empowered to re-schedule initial return dates on charges filed pursuant to Public Acts 84-272 and 84-899, when the initial return date is not in conformity with this Court's Administrative Order 141. The clerk shall give written notice of the reassigned return date to the defendant and the police agency in question. Reassigned court date shall not be more than ten (10) working days from the date initially designated by the arresting officer and shall be in conformity with Supreme Court Rule 505, whenever possible.

DATE March 18, 1986

  
\_\_\_\_\_  
Marvin D. Dunn, Chief Judge

RECEIVED  
MAR 16 PM 1:49  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.

86  
MR 1

ADMINISTRATIVE ORDER NO. 3

(Kendall County)

Until further order by the Court and pursuant to Supreme Court Rule, the shift supervisors of Illinois State Police District 5 are hereby authorized to release on individual bond, persons charged with offenses covered by Supreme Court Rules 526, 527, and 528 as provided in, and in keeping with, the terms and conditions outlined in Supreme Court Rule 553 (d).

FEB. 11, 1986

*Marvin D. Dunn*

Marvin D. Dunn, Chief Judge

A true copy of the original on file in my office.  
 Attested to this 13 day of Feb., 1986

*Joseph S. ...*  
 Clerk of the Circuit Court 14th Judicial Circuit  
 Kane County, Illinois

By *Chauncey Smith*  
 Deputy Clerk

*[Handwritten initials]*

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT  
KENDALL COUNTY, ILLINOIS

ADMINISTRATIVE ORDER # 2

PSMP-1

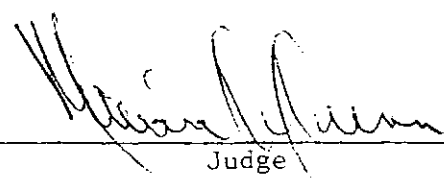
It being determined that a need exists for the appointment of two (2) part-time assistant public defenders for Kendall County, Illinois;

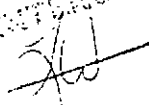
IT IS THEREFORE ORDERED, pursuant to the applicable statute in such case made and provided, that the public defender of Kendall County be and hereby is authorized to appoint, with the prior approval of the Chief Judge, two assistant public defenders in and for the County of Kendall.

IT IS FURTHER ORDERED that said assistant public defenders be paid such compensation as may from time-to-time be fixed by the Kendall County Board and it is further ordered that at least one of said assistant public defenders be present and available each court day at the Kendall County courthouse.

ENTER this 10th day of December, 1985.

FILED  
DEC 20 AM 10:58  
JAMES P. HARRIS  
CIRCUIT CLERK  
KENDALL COUNTY, ILL.

  
\_\_\_\_\_  
Judge

ENTERED  


85MRI

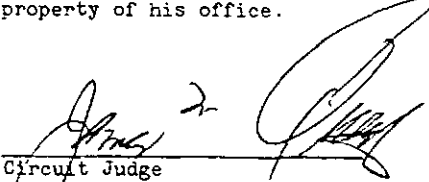
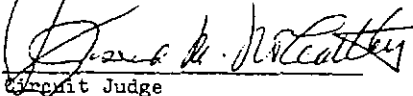
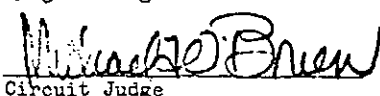
IN THE CIRCUIT COURT FOR THE  
SIXTEENTH JUDICIAL CIRCUIT, KANE COUNTY, ILLINOIS


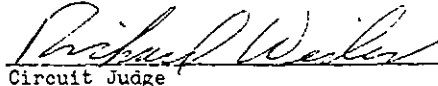
MR-1

IN THE MATTER OF THE BOARD OF )  
ELECTION COMMISSIONERS OF THE )  
CITY OF AURORA, KANE COUNTY, ) APPOINTMENT OF COMMISSIONER  
ILLINOIS )

Now upon this 20th day of November, 1985 it appearing to the Court that the term of office of Richard N. Michels as one of the members of the Board of Election Commissioners of the City of Aurora, Kane County, Illinois, does expire on the 22nd day of November, 1985, in consequence of which it becomes the duty of the Circuit Court of the County to appoint a successor, and since said Richard N. Michels has performed the duties of his office since his appointment as a member of said Election Commission in an eminently satisfactory manner, and continues to be a member of one of the two leading political parties of the State of Illinois, the Court hereby reappoints said Richard N. Michels as a member of said Election Commission for a period of three years from and after the expiration of his fifth term, and until his successor is appointed.

It is further ORDERED that before taking his seat as a member of said Board he take the oath of office required by the Statute, and that before taking said oath he give an official bond in the sum of Ten Thousand Dollars (\$10,000.00), with surety, or sureties, to be approved by the Judge of said Court, conditioned for the faithful and honest performance of his duties, and the preservation of the property of his office.

  
Circuit Judge  
  
Circuit Judge  
  
Circuit Judge

  
Chief Judge of the Circuit Court for the  
Sixteenth Judicial Circuit,  
Kane County, Illinois  
  
Circuit Judge

ENTERED  
16/1

FILED  
NOV 20 1985  
CLERK OF COURT  
KANE COUNTY ILLINOIS

I, Richard N. Michels, do solemnly swear that I am a citizen of the United States, and have resided in the City of Aurora, County of Kane, and the State of Illinois, for a period of at least twenty-two years last past, and that I am a legal voter and householder in said City and State. That I will support the Constitution of the United States and of the State of Illinois, and the laws passed in Pursuance thereof, to the best of my ability, and will faithfully and honestly discharge the duties of the office of election Commissioner for said city.

Richard N. Michels

Subscribed and sworn to before me,

Marvin D. Dunn, Chief Judge of the  
Circuit Court for the Sixteenth Judicial  
Circuit, of the County of Kane and State  
of Illinois, this 20th day of November,

A.D. 1985.

Marvin D. Dunn  
Chief Judge of the Circuit Court for the Sixteenth  
Judicial Circuit, Kane County, Illinois

ATTEST:

Jan Carlson  
Clerk of the Circuit Court

85MP-1

Court Assignments for Kane County, Effective November 4, 1985

Room	Judge	Assignment
110	Hon. Marvin D. Dunn	Probate, Chancery; Chief Judge Admin. Call
120	Hon. Gene L. Nottolini	Small Claims, Law Medium
150	Hon. James M. Wilson	Traffic, Criminal
210	Hon. James F. Quetsch	Civil Trials
220	Hon. John L. Petersen	Special Assignment
310	Hon. Patrick J. Dixon	Civil Trials
320	Hon. Richard Weiler	Civil Trials
340	Hon. Barry E. Puklin	Criminal Trials
350	Hon. Joseph M. McCarthy	Criminal Trials
430	Hon. John L. Nickels	Civil, Criminal Trials

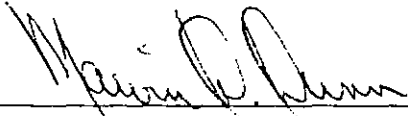
Family Court

G-7	Hon. Thomas E. Hogan	Juvenile, Family
113	Hon. Michael F. O'Brien	Presiding Judge - Divorce
121	Hon. Michael J. Colwell	Divorce
213	Hon. R. Peter Grometer	Divorce, Child Support

Branch Courts

North/South (Hon. William H. Ellsworth)  
(Hon. Melvin E. Dunn)

ENTER this 31st day of October, 1985

  
\_\_\_\_\_  
Marvin D. Dunn, Chief Judge

JAM CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

1985 OCT 31 AM 10:18

FILED




FSMR-1  
Volume I

ADMINISTRATIVE ORDER #139

It is ordered that all cases presently pending in the Circuit Court of Kane County involving claims for damages allegedly resulting from salmonella wherein the Jewel Companies is a defendant are hereby assigned to Judge James Quetsch and that any such cases that may hereafter be filed in Kane County are hereby assigned to said judge.

Enter this 9th day of September, 1985.

  
\_\_\_\_\_  
Marvin D. Dunn, Chief Judge

ENTERED  


ADMINISTRATIVE ORDER NO. 138

85 MR-1  
Volume I  
53  
=

IT IS HEREBY ORDERED THAT:

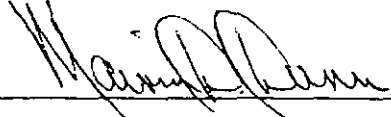
A. The Circuit Court for the Sixteenth Judicial Circuit, State of Illinois, shall adjourn, and the office of the Clerk of the Circuit Court of the counties of Kane, DeKalb, and Kendall, shall be closed on the following legal holidays for the year 1986:


<u>HOLIDAY</u>	<u>OBSERVED ON</u>
NEW YEAR'S DAY	WEDNESDAY, JANUARY 1, 1986
M.L. KING'S DAY	MONDAY, JANUARY 20, 1986
LINCOLN'S BIRTHDAY	WEDNESDAY, FEBRUARY 12, 1986
WASHINGTON'S BIRTHDAY	MONDAY, FEBRUARY 17, 1986
GOOD FRIDAY	FRIDAY, MARCH 28, 1986 (Close at Noon)
MEMORIAL DAY	MONDAY, MAY 26, 1986
INDEPENDENCE DAY	FRIDAY, JULY 4, 1986
LABOR DAY	MONDAY, SEPTEMBER 1, 1986
COLUMBUS DAY	MONDAY, OCTOBER 13, 1986
GENERAL ELECTION DAY	TUESDAY, NOVEMBER 4, 1986
VETERANS' DAY	TUESDAY, NOVEMBER 11, 1986
THANKSGIVING DAY	THURSDAY, NOVEMBER 27, 1986 FRIDAY, NOVEMBER 28, 1986
CHRISTMAS DAY	THURSDAY, DECEMBER 25, 1986

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

ENTER this 10th day of September, 1985.

  
\_\_\_\_\_  
Marvin D. Dunn, Chief Judge

ENTERED  




ADCRD

ADMINISTRATIVE ORDER NO. 137

85MR-1

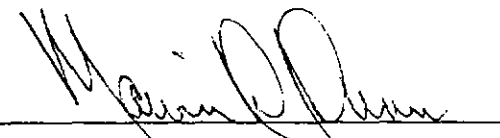
Appointment of Court Reporter.

Pursuant to Illinois Revised Statutes, Chapter 37, Paragraph 654, the following is hereby appointed as an Official Court Reporter for the Sixteenth Judicial Circuit:

MARGARET ELIZABETH EWEN

This appointment is effective August 26, 1985.

ENTER this 26th. day of August, 1985.

  
Marvin D. Dunn, Chief Judge

**ENTERED**  


ADMINISTRATIVE ORDER NO. 136

85MR-1

Volume I

Appointment of Court Reporter

Pursuant to Illinois Revised Statutes, Chapter 37, Paragraph 654, the following is hereby appointed as a temporary, per diem Official Court Reporter for the Sixteenth Judicial Circuit:

Jeffery T. Stoneberg

This appointment is effective until August 26, 1985.

ENTER this 1st day of July, 1985.

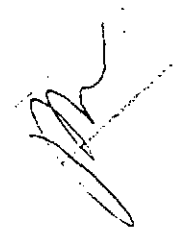
JUDICIAL CIRCUIT CLERK  
KANE CO. ILL.

JUL 1 4 10 PM '85

FILED



Marvin D. Dunn, Chief Judge



REVISED ADMINISTRATIVE ORDER NO. 39

Exhibit 1 C

TO: Chiefs of Police - Elgin Police Department  
 St. Charles Police Department  
 Carpentersville Police Department  
 East Dundee Police Department  
 West Dundee Police Department  
 Sleepy Hollow Police Department  
 Gilberts Police Department  
 Barrington Hills Police Department  
 Wayne Police Department  
 State Police District 2

85 MR-I  
 Volume I

FILED  
 JUN 19 9 15 AM 1985  
 CLERK OF COURT

FROM: Marvin D. Dunn, Chief Judge

Gentlemen:

The following schedule hereinafter set will be adopted, effective August 19, 1985. All departments should see to it that their officers write tickets in accordance with the following:

<u>DAY</u>	<u>PLACE</u>	<u>TIME</u>	<u>TYPE OF CASE</u>
<u>Mon.</u>	<u>Elgin</u>	9:00 AM	Warrant & Bond )
		9:30 AM	Local TR & OV ) Elgin & South Elgin
		1:00 PM	Elgin - Parking Building Code Local TR & OV
<u>Tues.</u>	<u>Elgin</u>	9:00 AM	Warrant & Bond
		9:30 AM	Elgin - State TR & CM South Elgin - State TR & CM Conservation Cases
		1:00 PM	Elgin - State TR & CM
<u>Wed.</u>	<u>Elgin</u>	8:30 AM	Warrant & Bond
<u>Wed.</u>	<u>Cptvl.</u>	10:00 AM	East Dundee - Local TR & OV 1st & 3rd Wed. each month - West Dundee - Local TR & OV 2nd & 4th Wed. each month Sleepy Hollow - Local TR, OV, & State 1st & 3rd Wed. each month Carpentersville - Local TR & OV Gilberts - Local TR & OV Barrington Hills - Local TR & OV Burlington - Local TR & OV

ENTERED

<u>DAY</u>	<u>PLACE</u>	<u>TIME</u>	<u>TYPE OF CASE</u>
<u>Wed.</u>	<u>Cptvl.</u>	1:00 PM	Carpentersville - State TR & CM West Dundee - State TR & CM East Dundee - State TR & CM Gilberts - State TR & CM Barrington Hills - State TR & CM Burlington - State TR & CM

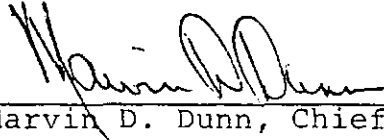
<u>Thurs.</u>	<u>Elgin*</u>	8:30 AM	Warrant & Bond
		9:30 AM	Special Settings
*2nd & 4th Thursday each month		1:00 PM	Special Settings
<u>Thurs.</u>	<u>Elgin</u>	8:30 AM	Warrant & Bond
<u>Thurs.</u>	<u>St. Chas.**</u>	10:00 AM	St. Charles - Local TR & OV State TR & OV
**1st & 3rd Thursday each month		1:00 PM	St. Charles - Local TR & OV Wayne - Local TR & OV State - TR & OV
		2:00 PM	St. Charles - CM

St. Charles Court address is now  
1000 E. Main St., St. Charles, Illinois 60174  
(Dunham Inn, Tyler Room)

<u>Fri.</u>	<u>Elgin</u>	9:00 AM	Warrant & Bond
		9:00 AM	Elgin Mental Health
		1:00 PM	Contested - Special settings Elgin - Cit v. Cit - State Charges

July 18, 1985

Enter

  
Marvin D. Dunn, Chief Judge

Cptvl - Carpentersville  
State - Charges under Motor Vehicle Law  
Local - Charges under local Municipal Ordinance  
TR - Traffic  
CM - Criminal Misdemeanor  
OV - Ordinance Violation  
Cit - Citizen

cc: Village Attorneys: Carpentersville, Elgin  
West Dundee, East Dundee, Sleepy Hollow

Jan E. Carlson, Circuit Clerk  
Robert Morrow, State's Attorney

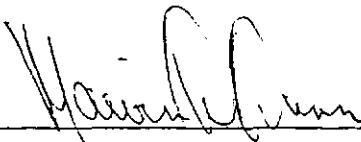
JUL 19 9 12 AM 1985  
 CLERK OF COURT  
 KANE COUNTY, ILL.

APPOINTMENT OF COURT REPORTERS

Pursuant to Illinois Revised Statutes, Chapter 37, Paragraph 654,  
the following are hereby Certified as Court Reporters for the  
Sixteenth Judicial Circuit:

- Bailey, Melanie A.
- Blickem, Ronald R.
- Fosse, George E.
- Grady, Roseann K.
- Gartland, Sandra N.
- Koutsoures, Lynn M.
- Lanza, Mariann S.
- LeComte, Kathleen D.
- Lemanski, Diane
- Lemke, Elizabeth A.
- Lukas, Ingrid
- Martensen, Mary K.
- Nielsen, Louis A.
- O'Connell, William C.
- Perina, Jeanine
- Streit, Mary E.
- Weistroffer, Catherine
- Weltmer, Jacqueline S.

Enter this 17th day of June, 1985.

  
 \_\_\_\_\_  
 Marvin D. Dunn, Chief Judge

A true copy of the original on file in my office.  
 Attested to this 17 day of June, 1985  
*Jan E. Carlson*  
 Clerk of the Circuit Court 16, Judicial Circuit  
 Kane County, Illinois  
*Chris King*  
 Deputy Clerk

ENTERED  


85MR-1

ADMINISTRATIVE ORDER NO. 135

Effective June 3, 1985, the Aurora Mercy Center Mental Health Court call will be assigned to the Presiding Judge of the Aurora Branch Court on Thursdays at 11:30 a.m. Family Court Judges who previously heard these proceedings shall revise their schedules accordingly.

ENTER this 29<sup>th</sup> day of May, 1985.



\_\_\_\_\_  
Marvin D. Dunn, Chief Judge



IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL  
CIRCUIT OF THE STATE OF ILLINOIS

85MR-1

IN THE MATTER OF THE APPOINTMENT)  
OF ROBERT PETER GROMETER AS AN )  
ASSOCIATE JUDGE OF THE SIXTEENTH)  
JUDICIAL CIRCUIT OF THE STATE )  
OF ILLINOIS )

RECEIVED  
MAY 27 1985  
CIRCUIT CLERK

The circuit judges in and for the Sixteenth Judicial Circuit of the State of Illinois having voted to appoint Robert Peter Grometer to be an associate judge of said circuit, ROBERT PETER GROMETER is hereby appointed Associate Judge of the Sixteenth Judicial Circuit of the State of Illinois, effective June 1, 1985.

Enter the 23rd. day of May, 1985.

  
\_\_\_\_\_  
Marvin Q. Dunn, Chief Judge

ENTERED  


ADMINISTRATIVE ORDER NO. 134

85MR-1

Court Assignments for Kane County, Commencing June 3, 1985

Room	Judge	Assignment
110	Hon. John L. Nickels	Probate, Chancery
120	Hon. Melvin E. Dunn	Small Claims, Law Medium
150	Hon. Gene L. Nottolini	Traffic, Criminal
210	Hon. James F. Quetsch	Civil Trials
220	Hon. John L. Petersen	Special Assignments
310	Hon. Marvin D. Dunn	Chief Judge - Administrative Call
320	Hon. Richard Weiler	Civil Trials
340	Hon. Patrick J. Dixon	Civil Trials
350	Hon. Joseph M. McCarthy	Criminal Trials
430	Hon. Barry E. Puklin	Criminal Trials

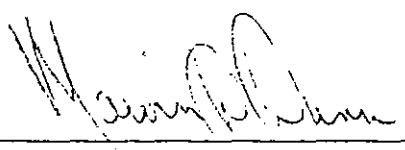
Family Court

G-7	Hon. Thomas E. Hogan	Juvenile, Family
113	Hon. Michael F. O'Brien	Presiding Judge - Divorce
121	Hon. Michael Colwell	Divorce, Child Support
213	Hon. James M. Wilson	Divorce

Branch Courts

North	Hon. William H. Ellsworth
South	Hon. R. Peter Grometer

ENTER this 23<sup>rd</sup> day of May, 1985.



Marvin D. Dunn, Chief Judge





85 MR-1

2.2 MASTER RECORD SHEET AND NUMBERING OF CASES

CLERK OF COURT  
KANE COUNTY  
MAY 9 1 6 PM '85  
FILED

(a) Master Record Sheet -

In furtherance of an expeditious case flow at the lowest possible cost, each party, commencing an action or proceeding, shall complete the master record sheet provided for by the Circuit Clerk's Office and present said sheet at the time of filing the complaint or other paper initiating said action or proceeding.

(b) Numbering of Cases -

The Clerk shall then give the action or proceeding a general number which shall be endorsed on all pleadings, notices, orders and other papers filed therein. such numbering shall indicate the year in which such action or proceeding was commenced, the case identification prescribed by the Administrative Office of the Illinois Courts, and its consecutive general number. Pending actions or proceedings shall continue under the numbers heretofore assigned.

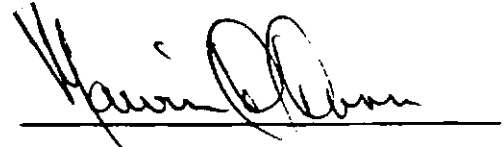
(c) Remanded Actions -

Every action remanded by the Appellate Court or the Supreme Court for a new trial or hearing, upon reinstatement, shall be renumbered by the Clerk in annual series with the number of the action preceded by the last two (2) figures of the current year and by the abbreviation of the division or district in which the action is filed, and the Clerk of the Court shall notify the parties of the new number. The case shall be set for trial on motion of either party.

(d) Issuance of Warrants -

In Criminal and Quasi-Criminal cases, no warrant shall issue for the arrest of any defendant until the complaint upon which the warrant is based is properly filed with the Clerk and a general number assigned. The case number shall appear in any such warrant.

(e) Nothing in this Order shall be construed to modify the procedure for numbering cases filed with Clerk of the Court in Kane County, Illinois as set forth in Administrative Order No. 113.



Marvin D. Dunn, Chief Judge

ENTERED  


# State of Illinois Supreme Court

At a Term of the Supreme Court, begun and held in Springfield, on Monday, the eleventh  
day of March, 1985.

Present: William G. Clark, Chief Justice

Justice Daniel P. Ward  
Justice Howard C. Ryan  
Justice Seymour Simon

Justice Joseph H. Goldenhersh  
Justice Thomas J. Moran  
Justice Ben Miller

In re: Judicial Vacancy

)  
) M.R. 1403  
)

85 MR-1

FILED  
APR 1 8 11 AM '85  
CLERK OF CIRCUIT CL.  
KANE CO. ILL.

### ORDER

A certain vacancy now exists in a judicial office and pursuant to the authority of section 12, subsection (c) of article VI of the Constitution of this State the following appointment is made:

Circuit Judge for the Sixteenth Judicial Circuit

Effective April 1, 1985, Michael Frederick O'Brien is appointed to fill the vacancy created by the retirement of the Hon. John A. Krause.

IN WITNESS WHEREOF, I have hereunto  
Subscribed my name and affixed the  
Seal of said Court this 28th day  
of March 1985.

*Julianne Horkyuk*  
Clerk,

Supreme Court of the State of Illinois.

**FILED**

MAR 28 1985

SUPREME COURT CLERK

*EJ*


85MR-1

ADMINISTRATIVE ORDER NO. 133

During the absence of Chief Judge Marvin D. Dunn, it is hereby ordered that Judge John L. Nickels is appointed acting Chief Judge.

Effective February 1, 1985.

Enter this 1<sup>st</sup> day of February, 1985.

  
\_\_\_\_\_  
Marvin D. Dunn, Chief Judge  
Sixteenth Judicial Circuit

ENTERED  


FILED  
FEB 1 1985  
CLERK OF COURT  
SIXTEENTH JUDICIAL CIRCUIT  
TAMPA, FLORIDA

85 MR-1

ADMINISTRATIVE ORDER NO. 132

Court-Appointed Counsel

RECEIVED  
JAN 10 1985  
COURT CLERK

In conjunction with Kane County Board Resolution No. 84-179 and subject to the resolution terms and conditions, it is hereby ordered that the following attorneys are appointed to the position of Court-Appointed Counsel for the County of Kane, Sixteenth Judicial Circuit. Those attorneys listed as backup support are authorized to appear in court on behalf of the appointed attorney when necessary or convenient.

Appointees

Backup Support

Robert I. Janes

Franklin D. Brewe  
Stephen C. Wilson

Patricia Lindner

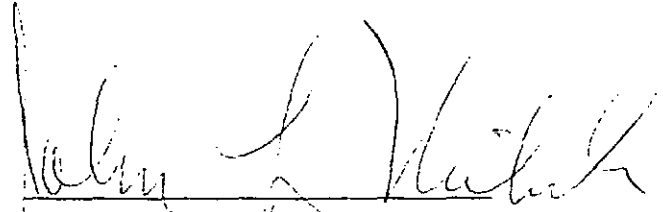
Susan Tatnall  
Melody Davist

Gary Johnson

John McGuirk  
John Horchiet

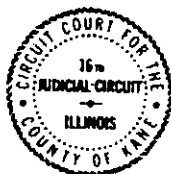
These appointments are effective January 2, 1985.

Enter this 30 day of January, 1985.



John L. Nickels, Acting Chief Judge





# Office of the Chief Judge For the Sixteenth Judicial Circuit

Counties of  
KANE  
DEKALB  
KENDALL

KANE COUNTY  
COURT HOUSE  
GENEVA, ILLINOIS  
60134

85 MR-1

January 21, 1985

To: Jan Carlson, Clerk of the Circuit Court  
From: John A. Krause, Chief Judge  
Re: Special Administrative Order 131 and Oath of Office

Please file Special Administrative Order 131 and  
also the attached Oath of Office.

FILED

JAN 23 9 27 AM '85

JAN CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL.

ENTERED

85MR-1

WHEREAS the undersigned, John A. Krause, not individually but as Chief Judge is a defendant in a certain lawsuit entitled COUNTY OF KANE, etc. v. JAN CARLSON, etc. et al;

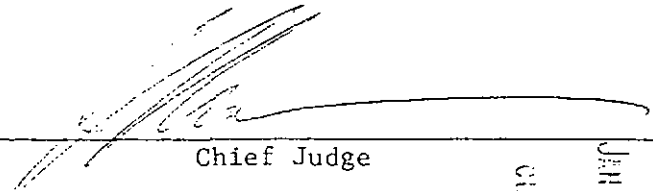
WHEREAS the Attorney General for the State of Illinois represents co-defendants Jan Carlson and the Illinois Labor Board;

WHEREAS John A. Krause, not individually but as Chief Judge has determined that there is a likelihood that a pleading should be filed wherein his position would be adverse to not only the County but also Jan Carlson and the Illinois Labor Board;

WHEREAS John A. Krause, not individually but as Chief Judge has determined that it would be in the best interest of the Judiciary to have independent counsel.

THEREFORE, IT IS HEREBY ORDERED that Robert F. Casey of Geneva, Illinois is hereby appointed special State's Attorney until further order of this Court.

EFFECTIVE this 21st day of January, 1985.

  
\_\_\_\_\_  
Chief Judge

CLERK OF COURT  
COUNTY OF KANE

JAN 21 9 1 1985

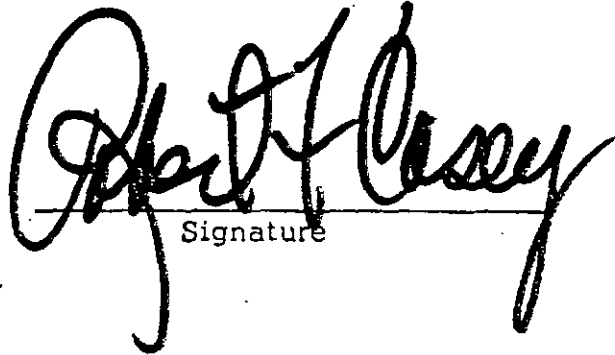
FILED

ENTERED  


OATH OF OFFICE

STATE OF ILLINOIS )  
 ) SS.  
COUNTY OF Kane )

I, Robert F. Casey do solemnly swear  
that I will support the Constitution of the United States and the  
Constitution of the State of Illinois, and that I will faithfully  
discharge the duties of ~~Special~~ States Attorney for the Sixteenth  
JUDICIAL CIRCUIT OF THE STATE OF ILLINOIS, according to the  
best of my ability.

  
\_\_\_\_\_  
Signature

Subscribed and sworn to before me,

This 21<sup>st</sup> day of January,

A.D. 19 85.

Luella E. Henniger  
Notary Public

JAN 23 9 27 AM '85  
CIRCUIT COURT CLERK  
KANE COUNTY, IL.

FILED



SPECIAL ADMINISTRATIVE ORDER 10

WHEREAS the undersigned, John A. Krause, not individually but as Chief Judge is a defendant in a certain lawsuit entitled COUNTY OF KANE, etc. v. JAN CARLSON, etc. et al;

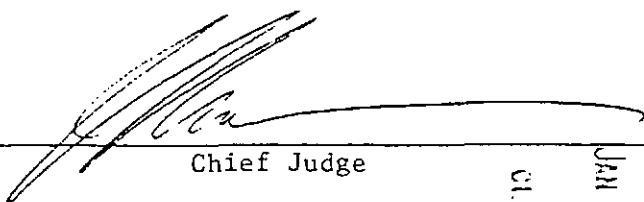
WHEREAS the Attorney General for the State of Illinois represents co-defendants Jan Carlson and the Illinois Labor Board;

WHEREAS John A. Krause, not individually but as Chief Judge has determined that there is a likelihood that a pleading should be filed wherein his position would be adverse to not only the County but also Jan Carlson and the Illinois Labor Board;

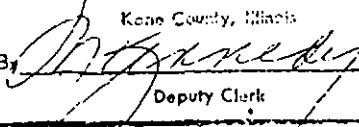
WHEREAS John A. Krause, not individually but as Chief Judge has determined that it would be in the best interest of the Judiciary to have independent counsel.

THEREFORE, IT IS HEREBY ORDERED that Robert F. Casey of Geneva, Illinois is hereby appointed special State's Attorney until further order of this Court.

EFFECTIVE this 21st day of January, 1985.

  
\_\_\_\_\_  
Chief Judge

FILED  
JAN 21 9 11 AM '85  
CLERK OF CIRCUIT COURT  
KANE COUNTY, ILL.

A true copy of the original on file in my office  
Attested to this 21 day of Jan, 1985  
Jan E. Carlson  
Clerk of the Circuit Court 16, Judicial Circuit  
Kane County, Illinois  
By   
Deputy Clerk

CIRCUIT COURT FOR THE 16TH JUDICIAL CIRCUIT  
KANE COUNTY, ILLINOIS

State of Illinois)  
                  ) SS.  
County of Kane )

85MR-1

Administrative Order 141

Public Acts 84-272 and 84-899, relating to offenses involving the operation of vehicles while under the influence of alcohol or other drugs, commonly referred to as the DUI law, is to become effective January 1, 1986. To insure the efficient and timely implementation of this law,

IT IS ORDERED that all police agencies served by the Circuit Court of Kane County shall schedule all DUI and related companion cases in accordance with the schedule contained herein, returnable to Courtroom 220, Kane County Courthouse, 100 So. Third Street, Geneva, Illinois, 60134, at the hour of 9:00 A. M.

The following police agencies shall schedule their DUI cases on Monday of each week, except the fifth Monday of any month where it occurs:

Kane County Sheriff	East Dundee
Geneva	West Dundee
Batavia	Elburn

The following police agencies shall schedule their DUI cases on Tuesday of each week, except the fifth Tuesday of any month where it occurs:

Aurora	Burlington
Carpentersville	Sleepy Hollow
North Aurora	Gilberts
Sugar Grove	

The following police agencies shall schedule their DUI cases on Wednesday of each week, except the fifth Wednesday of any month where it occurs:

Elgin	State Police Dist. 2
St. Charles	State Police Dest. 15
South Elgin	Hampshire
Montgomery	Maple Park
Wayne	

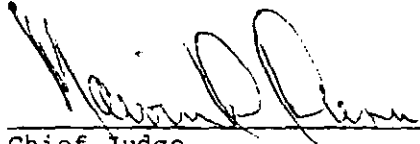
IT IS ORDERED that all police agencies forward their DUI tickets, related companion cases and other paperwork to the Clerk of this Court in a timely manner, separate from their other traffic citations. DUI and related companion cases should be listed on a separate transfer sheet and placed in a separate envelope clearly marked that the contents are DUI and related material.

ENTERED

To the extent that the new DUI statute and forms developed for use under such statute for an Alcohol and Drug Evaluation Report Summary requiring named judge to request such an evaluation, it is ordered that these evaluations be performed and returnable at the request of the presiding judge in Room 220 of the Kane County Courthouse, unless a specific judge is named as the requesting judge, in which case the evaluation report shall be returnable before the judge so named.

Enter:

December 31, 1985

  
Chief Judge

85 MR-1

SPECIAL ADMINISTRATIVE ORDER NO. 130a

SIXTEENTH JUDICIAL CIRCUIT

Whereas the Legislature of the State of Illinois has passed into law the Illinois Violent Crime Victims Assistance Act, found at Illinois Revised Statutes 1983 supp., Chapter 70, paragraph 510 and following;

And whereas Section 10 of said Act mandates that the Circuit Court shall impose stated fine amounts for convictions of certain listed offenses in specific listed amounts;

IT IS HEREBY ORDERED THAT:

A. For every person convicted of one of the offenses in the attached list, marked Schedule A, dated November 26, 1984, and incorporated by reference thereto into this order, the Court shall impose the noted fine amounts on such Schedule in compliance with Section 10 of the Illinois Violent Crime Victims Assistance Act.

B. The fine shall be collected by the Circuit Clerk of the Court in the amount specified in the attached Schedule A only upon the entry of a conviction on one of the listed offenses.

C. The Clerk shall then retain all fines collected pursuant to the Act in a separate account until their transfer to the State Treasurer on a monthly basis in a manner in keeping with the mandates of said Act.

D. For purposes of this Act, an order of court supervision as a disposition shall not be considered a conviction and the collection of the stated fine shall not apply in cases of court supervision disposition.

ENTER: December 31, 1984.

*[Signature]*  
JOHN A. KRAUSE, CHIEF JUDGE

JAN 2 1985  
CIRCUIT COURT CLERK  
KANE COUNTY, IL

FEB 19 10 29 AM '85

FILED

RECEIVED  
*[Handwritten initials]*

ADMINISTRATIVE ORDER 130

FILED  
OCT 21 1984  
JAN 21 1985  
84MR-1 Volume I

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT  
STATE OF ILLINOIS

A D M I N I S T R A T I V E   O R D E R

BE IT ORDERED, effective September 1, 1984, that rates charged by Juvenile Court Services for conducting adoption or divorce/custody investigations for courts of the 16th Judicial Circuit will be as follows:

- a. \$85.00 for an adoption
- b. \$85.00 for each side in a custody (\$170.00 for the entire.)

Said fees will be paid to Juvenile Court Services in advance of the investigation.

ENTERED  
*[Signature]*

ENTER: 10-24-84

*[Signature]*  
\_\_\_\_\_  
Judge

A true copy of the original on file in my office.	
Attested to this	<u>24</u> day of <u>Oct</u> , 19 <u>84</u>
<i>Jan E. Carlson</i>	
Clerk of the Circuit Court 16, Judicial Circuit Kane County, Illinois	
By	<i>[Signature]</i>
	Deputy Clerk

ncwfl

84MR-1

Volume I

ADMINISTRATIVE ORDER NO. 129

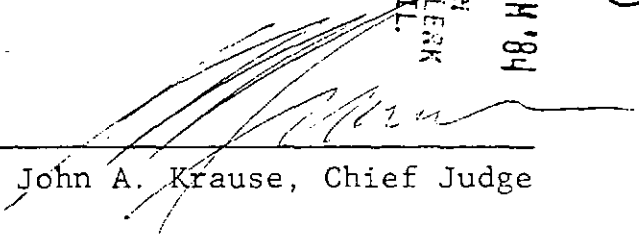
All cases in room 350 formerly assigned to Judge McCarthy and temporarily assigned to Judge Dixon are hereby assigned to Judge Dixon to be heard in room 340.

All cases heretofore assigned to Judge Nickels and/or Judge Krause in room 340 are hereby assigned to Judge McCarthy in room 350.

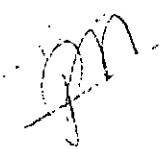
FILED

SEP 27 10 08 AM '84

JUD. CLERK  
CIRCUIT COURT  
KANE COUNTY, IL.

  
\_\_\_\_\_  
John A. Krause, Chief Judge

Enter this 26th day of September, 1984.




2000

84-MR-I  
Volume 1

ADMINISTRATIVE ORDER NO. 128

It is hereby ordered that the Honorable Richard Weiler, a resident Circuit Judge of the 16th. Judicial Circuit, Kane County, Illinois be and is officially designated

1. to appoint members to the Board of Election Commissioners of the City of Aurora, Illinois pursuant to the authority granted in Chapter 46, Section 6-19 of the Illinois Revised Statutes;
2. to certify the canvass of election returns as may be appropriate;
3. to hear and pass on appeals taken from rulings of the Board of Election Commissioners on objector petitions as described in sections 10-8 and 10-9 of Chapter 46, and
4. to perform whatever other duties that may from time to time be necessary and proper under the Constitution and the Laws of the State of Illinois.

  
\_\_\_\_\_  
John A. Krause, Chief Judge

Enter this 12th. day of September, 1984.

RD

ADAL

84 MR-1

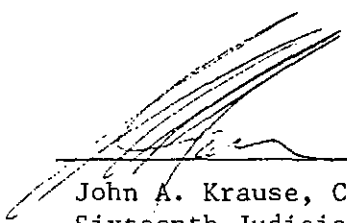
ADMINISTRATIVE ORDER NO. 127

Volume I

During the absence of Chief Judge John A. Krause, it is hereby ordered that Judge John L. Nickels is appointed acting Chief Judge.

Effective September 10, 1984.

Entered this 10th day of September, 1984.



John A. Krause, Chief Judge  
Sixteenth Judicial Circuit

SEP 11 1984  
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 1984

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AD 114

84MR-1

Volume I

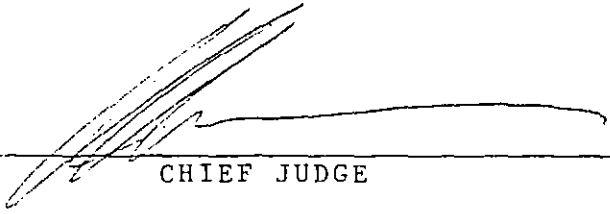
ADMINISTRATIVE ORDER NO. 126  
TEMPORARY ORDER

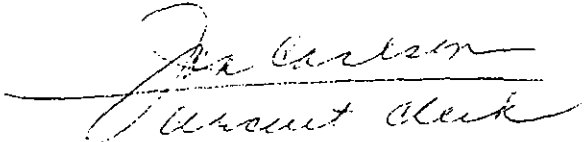
Effective immediately, Judge Dixon is assigned to Room 350 to preside over all cases now pending before Judge McCarthy.

Judge Petersen is hereby assigned to G-7 to hear juvenile matters now pending before Judge Dixon.

Judge McCarthy is hereby assigned to Room 430 as Special Assignment Judge.

ENTER this 22nd day of August, A.D. 1984.

  
\_\_\_\_\_  
CHIEF JUDGE

  
\_\_\_\_\_  
Court Clerk

JK

ADMINISTRATIVE ORDER NO. 125

84MR-1  
Volume I

IT IS HERBY ORDERED THAT:

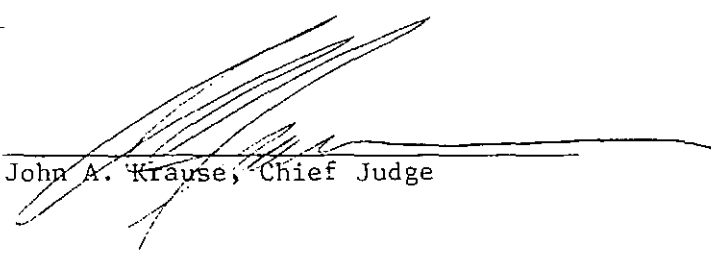
A. The Circuit Court of Kane County, Illinois shall adjourn, and the office of the Clerk of the Circuit Court of Kane County, shall be closed on the following legal holidays for the year 1985:

<u>HOLIDAY</u>	<u>OBSERVED ON</u>
New Year's Day	Tuesday, January 1, 1985
Martin Luther King Day	Tuesday, January 15, 1985
Lincoln's Birthday	Tuesday, February 12, 1985
Washington's Birthday	Monday, February 18, 1985
Good Friday (Close at NOON)	Friday, April 5, 1985
Memorial Day	Monday, May 27, 1985
Independence Day	Thursday, July 4, 1985
Labor Day	Monday, September 2, 1985
Columbus Day	Monday, October 14, 1985
Veteran's Day	Monday, November 11, 1985
Thanksgiving Day	Thursday, November 28, 1985
Day after Thanksgiving Day	Friday, November 29, 1985
Christmas Day	Wednesday, December 25, 1985

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

ENTER this 22nd. day of August, 1984.

  
John A. Krause, Chief Judge

*Pa*

40 PD



84MR-1  
Volume I

ADMINISTRATIVE ORDER NO. 124

All matters filed by the Circuit Clerk of Kane County in enforcement of payment of arrearage in child or family support ordered payable under a supplemental order requiring payment through the Clerk's office and all matters filed by the State's Attorney of Kane County in enforcement of child or family support payable under the reciprocal enforcement of child support statutes shall be set for hearing at either 9:00 A.M. or 1:00 P.M. on Wednesday of each week, commencing September 5, 1984, in Courtroom 121 at the Family Court or as otherwise directed.

ENTER this 13th day of August, 1984. A.D.

FILED  
AUG 15 2 34 PM '84

  
\_\_\_\_\_  
CHIEF JUDGE

GN

2070

84MR-1  
Volume I

ADMINISTRATIVE ORDER NO. 124

All matters filed by the Circuit Clerk of Kane County in enforcement of payment of arrearage in child or family support ordered payable under a supplemental order requiring payment through the Clerk's office and all matters filed by the State's Attorney of Kane County in enforcement of child or family support payable under the reciprocal enforcement of child support statutes shall be set for hearing at either 9:00 A.M. or 1:00 P.M. on Wednesday of each week, commencing September 5, 1984, in Courtroom 121 at the Family Court or as otherwise directed.

ENTER this 13th day of August, 1984. A.D.

  
\_\_\_\_\_  
CHIEF JUDGE

BN

AUG 10

ADMINISTRATIVE ORDER NO. 123

84 MR-1  
Volume I

Court assignments for Kane County, commencing September 1, 1984:

Room

110	Hon. John L. Nickels	Probate-Chancery
120	Hon. Melvin E. Dunn	Small Claims
150	Hon. Barry E. Puklin	Special Assignments
210	Hon. James F. Quetsch	Civil Trials
220	Hon. John A. Krause	Chief Judge-Adm. Call
310	Hon. Marvin D. Dunn	Civil Trials
320	Hon. Richard Weiler	Civil Trials
340	Hon. Patrick J. Dixon	Criminal Matters
350	Hon. Joseph M. McCarthy	Criminal Matters

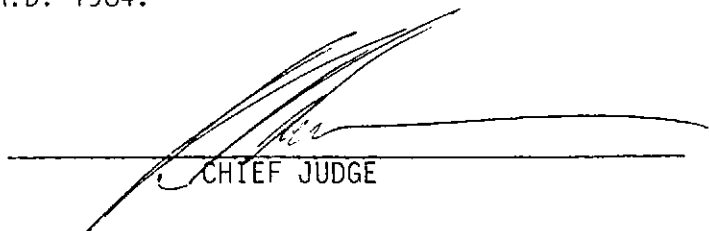
FAMILY COURT

G-7	Hon. Thomas E. Hogan	Family Division
113	Hon. Michael F. O'Brien Presiding Judge	Family Division
121	Hon. James M. Wilson	Family Division
213 )	Hon. John L. Petersen	Family Division
430 ) Court House		Special Assignments

BRANCH COURTS

Aurora	Hon. Michael J. Colwell
Elgin	Hon. William H. Ellsworth

ENTER this 7th day of August, A.D. 1984.

  
 \_\_\_\_\_  
 CHIEF JUDGE

-P.N.

SMALL CLAIMS & LAW MEDIUM PROCEDURES

84MR-1

Volume 1

- (A) Scheduling of returns, citations motions and trials:
- (1) All returns and citations shall be scheduled for 9:00 A.M. on the first date determined by the Circuit Clerk to be available. Emphasis shall be on Monday thru Wednesday settings.
  - (2) All motions shall be scheduled for 10:30 A.M. on the first date determined by the Circuit Clerk to be available. Emphasis shall be on Monday thru Wednesday settings.
  - (3) All trials shall be set by court order for 1:00 P.M. unless the court otherwise directs.
  - (4) Motions may be heard by the judge presiding in Small Claims court, unless the facts and circumstances require it be heard by some other judge to whom the case has been assigned. Once a case is set for trial and until judgment is entered, all motions shall be heard by the trial judge.
  - (5) If any party shall make a timely demand for a jury trial and pay the required Clerk's fee thereafter the cause will be reassigned.
- (B) Motions, petitions and orders:
- (1) All motions and petitions must be fully titled to include the relief sought. Non-form orders must be similarly titled. Orders which are agreed must so state.
  - (2) All orders, including pre-printed form orders, shall be fully completed and must clearly state the specific relief granted. The presence or absence of the plaintiff or defendant and/or counsel appearing on their behalf must be indicated on any order presented. The name of the person preparing the order shall also appear.
  - (3) Neither a plaintiff nor plaintiff's counsel may represent the defendant(s). Orders presented by the plaintiff or plaintiff's counsel in absence of the defendant or defendant's counsel must be either on motion of the plaintiff or titled as agreed.
  - (4) Where cases are cited to the court in a written motion, pleading, or in oral argument, a complete and correct copy of the case shall be presented to the court.
- (C) Discovery; filing of counterclaims, crossclaims, intervenor suits and third-party complaints:
- (1) Where discovery is a matter of right or where a party has been granted leave to engage in discovery pursuant to Supreme Court Rule 287, once a case is set for trial such discovery shall be automatically cut off 15 days prior to trial.
  - (2) No counterclaims, crossclaims, intervenor suits or third-party complaints may be filed within 30 days prior to trial except upon order of court and for good cause shown.

170

(D) Continuances:

- (1) There shall be no telephone continuances.
- (2) There shall be no continuances for status or payment.
- (3) Motions may be continued by agreement. Either the Clerk or the Law Assistant must approve the continuance date. No motion shall be continued, however, for a period greater than 90 days except for good cause shown. The order granting the continuance must provide that any other date for which the motion is scheduled be stricken.
- (4) Trials will not be continued except upon motion brought in advance of the trial date and then only for good cause shown; provided, however, that if all parties (non-attorneys) are present in open court and request a continuance, the court shall consider same. Orders setting a new date for trial shall include language striking the case from the trial call for the previously set date.
- (5) Cases settled in advance of the time set for trial may be continued by agreement for thirty (30) days for the entry of judgment or dismissal. One or both parties or counsel representing them must appear before the court to obtain such a continuance. All matters so continued shall be scheduled for 9:00 A.M. on a date approved by the Clerk or the Law Assistant. Orders granting such a continuance must include language striking the case from the call on the date set for trial. The failure to present an order of judgment or dismissal on the continuance date will result in an automatic dismissal.

(F) Service of summonses, citations:

- (1) On the return of an initial summons or citation to discover assets, if service of process has not been had on the named defendant(s) or citation respondent(s), the plaintiff or plaintiff's counsel must appear and submit an order continuing the matter for a date certain six months from the date the original complaint was filed or citation issued and thereupon an alias summons or citation may issue. If the plaintiff or plaintiff's counsel fails to appear, the matter will be dismissed.
- (2) If any alias summons or citation so issued is returned unserved prior to the expiration of the six months, neither plaintiff nor plaintiff's counsel shall be required to appear in court on the date set for return to obtain a continuance. Provided that the case is not scheduled for any other reason, it will be passed.
- (3) If service has not been had upon the named defendant(s) or citation respondent(s) within the six months, the case will be automatically dismissed unless the plaintiff or plaintiff's counsel appears in court on the six month date and can show good cause why the matter should not be so disposed. Nothing in this provision shall be construed to change or otherwise limit the power of the court to dismiss matters pursuant to General Order 4.2.

(G) Default judgments; dismissals for want of prosecution:

- (1) Failure of a served defendant or defendant's counsel to appear on the return date or at the time of trial will result in default. Proof of damages may be based upon a verified complaint, affidavit,

or such proof of claim as the court may determine to be sufficient. Matters may not be continued for proof of damages except upon order of court and for good cause shown.

- (2) Where a defendant or defendant's counsel appears on the return date or at time of trial and the plaintiff or plaintiff's counsel fails to appear, the matter will be dismissed.
- (3) In the event the court determines it appropriate to reinstate a complaint previously dismissed or vacate any default judgment, the court shall consider sanctions.

(H) Citations to Discover Assets:

In addition to the requirements set forth in § 2-1402 of the Code of Civil Procedure and Illinois Supreme Court Rule 277 the following rules of court are hereby established concerning citation proceedings:

- (1) If the citation respondent appears on the return date, he shall be sworn and examined subject to the discretion of the court. Upon completion of the examination an order shall be entered dismissing the citation, unless the court determines that it is necessary to continue the citation. Orders continuing a citation must set forth specifically the reason for the continuance and what is required to complete the citation. Continuances merely to permit a judgment debtor to complete an installment payment schedule or otherwise satisfy the judgment will not be allowed.
- (2) If the citation respondent, having been duly served, fails to appear on the return date, a rule to show cause shall issue. No continuances in lieu of a rule will be granted, except where the court determines it necessary to do so to protect the rights and interests of all parties to the proceedings.
- (3) Orders compelling a respondent to make installment payments to be applied to the judgment must provide that the underlying citation is dismissed. Rules to show cause for the failure to comply with the terms of such a payment order shall issue only upon petition and affidavit.

(I) Rules to Show Cause; Orders for Body Attachment:

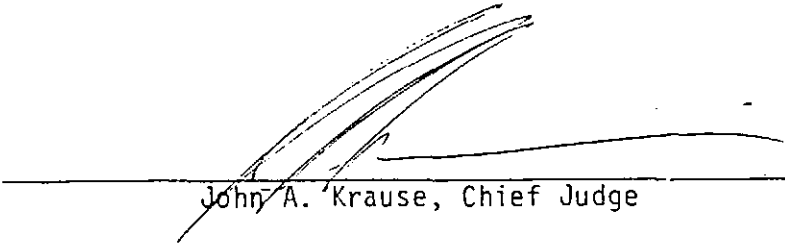
- (1) Unserved rules or orders for body attachment may not be continued. Alias rules and orders for body attachment may not issue except for good cause shown and upon order of court.
- (2) Where a rule or body attachment order is returned unserved:
  - (a) The first alias shall be returnable no later than 30 days from issuance thereof.  
  
The second alias shall be returnable no later than 60 days from issuance thereof.  
  
The third alias shall be returnable no later than 90 days from issuance thereof.
  - (b) If third alias is returned unserved, the supplementary proceeding will be dismissed with leave to reinstate upon showing that service can likely be obtained.



(3) Except upon affidavit showing lack of knowledge of the description of the body sought to be attached, no orders for body attachment shall issue unless a physical description of the body is provided in the appropriate space on the order. The order shall also contain notation as to the total amount of judgment plus costs presently owed by the judgment debtor.

(J) This order supersedes Administrative Order No. 109 entered October 4, 1983.

ENTERED this 1<sup>st</sup> day of August, 1984.

  
John A. Krause, Chief Judge

REVISED ADMINISTRATIVE ORDER NO. 39

Exhibit 1 A

TO: Chiefs of Police - Elgin Police Department  
 St. Charles Police Department  
 Carpentersville Police Department  
 East Dundee Police Department  
 West Dundee Police Department  
 Sleepy Hollow Police Department  
 Gilberts Police Department  
 Barrington Hills Police Department  
 Wayne Police Department  
 State Police District 2

84MR-1  
 Volume I

WESTERN

Ticket  
 Court  
 Schedule

JUL 21 10 51 AM '84

FILED

FROM: John A. Krause, Chief Judge

Gentlemen:

The following schedule hereinafter set will be adopted, effective July 2, 1984. All departments should see to it that their officers write tickets in accordance with the following:

<u>DAY</u>	<u>PLACE</u>	<u>TIME</u>	<u>TYPE OF CASE</u>
<u>Mon.</u>	<u>Elgin</u>	9:00 AM	Warrant & Bond ) Elgin & South Elgin
		9:30 AM	Local TR & OV )
		1:00 PM	Elgin - Parking Bldg. Code Local TR & OV
<u>Tues.</u>	<u>Elgin</u>	9:00 AM	Warrant & Bond
		9:30 AM	Elgin - State TR & CM South Elgin - State TR & CM Conservation Cases
		1:00 PM	Elgin - State TR & CM
<u>Wed.</u>	<u>Elgin</u>	8:30 AM	Warrant & Bond
<u>Wed.</u>	<u>Cptyl.</u>	10:00 AM	East Dundee - Local TR & OV 1st & 3rd Wed. each month West Dundee - Local TR & OV 2nd & 4th Wed. each month Sleepy Hollow - Local TR, OV, & State 1st & 3rd Wed. each month
		1:00 PM	Carpentersville - State TR & CM West Dundee - State TR & CM East Dundee - State TR & CM Gilberts - State TR & CM Barrington Hills - State TR & CM Burlington - State TR & CM

*[Handwritten signature]*

North-End Chiefs of Police - Schedule

<u>DAY</u>	<u>PLACE</u>	<u>TIME</u>	<u>TYPE OF CASE</u>
Thurs.	Elgin	8:30 AM	Warrant & Bond
<u>Thurs.</u>	<u>Cptvl.*</u>	10:00 AM	Carpentersville - Local TR & OV Gilberts - Local TR & OV Barrington Hills - Local TR & OV Burlington - Local TR & OV
*2nd & 4th Thursday each month			
		1:00 PM	Special settings
Thurs.	Elgin	8:30 AM	Warrant & Bond
	St.		
<u>Thurs.</u>	<u>Chas.**</u>	10:00 AM	St. Charles - Local TR & OV State TR & OV
**1st & 3rd Thursday each month			
		1:00 PM	St. Charles - Local TR & OV Wayne - Local TR & OV State - TR & OV
		2:00 PM	St. Charles - CM

Note-St. Charles Court address is now  
225 Dean St., St. Charles, Illinois 60174  
(St. Charles Township Building)

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<u>Fri.</u>	<u>Elgin</u>	9:00 AM	Warrant & Bond
		9:30 AM	Elgin Mental Health
		1:00 PM	Contested - Special settings Elgin - Cit v. Cit - State Charges

---

*19 June 1984*

*[Signature]*  
John A. Krause, Chief Judge

Enter

Abbreviations:

- Cptvl - Carpentersville
- State - Charges under Motor Vehicle Law
- Local - Charges under local Municipal Ordinance
- TR - Traffic
- CM - Criminal Misdemeanor
- V - Ordinance Violation
- Cit. - Citizen

cc: Village Attorneys: Carpentersville, Elgin,  
West Dundee, East Dundee, Sleepy Hollow

Jan E. Carlson, Circuit Clerk  
Robert Morrow, State's Attorney

ADMINISTRATIVE ORDER NO. 121

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL  
CIRCUIT OF THE STATE OF ILLINOIS

84 MR-1  
Volume I

IN THE MATTER OF THE APPOINTMENT )  
OF Douglas Naughton AS THE COURT )  
ADMINISTRATOR OF THE SIXTEENTH )  
JUDICIAL CIRCUIT OF THE STATE )  
OF ILLINOIS )

SS.

FILED  
JUN 2 1984  
CLERK OF COURT

The majority of the Circuit Judges in and for the Sixteenth  
Judicial Circuit of the State of Illinois having voted to appoint  
Douglas Naughton to be Court Administrator of the Sixteenth Judicial  
Circuit of the State of Illinois, do hereby appoint Douglas Naughton,  
Court Administrator of the Sixteenth Judicial Circuit, Illinois,  
effective July 1, 1984.

Entered the 21<sup>st</sup> day of June, 1984.

[Signature]  
John A. Krause, Chief Judge

[Signature]  
Judge John E. Mickels

[Signature]  
Judge Richard Weiler

[Signature]  
Judge Paul Schnake

[Signature]  
Judge James Quetsch

[Signature]  
Judge Marvin Dunn

[Signature]  
Judge James M. McCarthy

ENTERED  
[Signature]

File

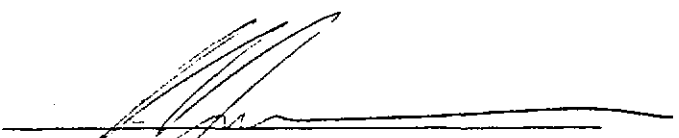
84 MR-1  
Volume I

SPECIAL ADMINISTRATIVE ORDER # 120

IT IS HEREBY ORDERED that effective Monday, April 30, 1984, the Associate Judges of the 16th Judicial Circuit listed below are reassigned to the following Divisions:

Judge Patrick Dixon	General, Special Assignment Judge	Room 220
Judge Melvin Dunn	Small Claims	Room 120
Judge William Ellsworth	Elgin Branch Court	
Judge Thomas Hogan	Aurora Branch Court	
Judge John Petersen	General, Special Assignment Judge	Room 430
Judge Barry Puklin	Traffic (Geneva)	Room 150
Judge James Wilson	Divorce (Family Court)	Room 121

Enter this 26<sup>th</sup> Day of April, 1984, A. D.



John A. Krause, Chief Judge

Newly assigned judges will automatically receive all cases from the previously assigned judge. If the previous judge feels that he should retain certain cases, please indicate said cases to the Chief Judge.

FILED  
 APR 25 10 59 AM '84  
 CIRCUIT CLERK  
 JUDICIAL CIRCUIT

ENTERED  




MRKA 84 /

CJ

2.2 MASTER RECORD SHEET AND NUMBERING OF CASES

(a) Master Record Sheet —

In furtherance of an expeditious case flow at the lowest possible cost, each party, commencing an action or proceeding, shall complete the master record sheet provided for by the Circuit Clerk's Office and present said sheet at the time of filing the complaint or other paper initiating said action or proceeding.

(b) Numbering of Cases —

The Clerk shall then give the action or proceeding a general number which shall be endorsed on all pleadings, notices, orders and other papers filed therein. Such numbering shall indicate the year in which such action or proceeding was commenced, the case identification prescribed by the Administrative Office of the Illinois Courts, and its consecutive general number. Pending actions or proceedings shall continue under the numbers heretofore assigned.

CIRCUIT CLERK  
KANE COUNTY  
FEB 10 1984  
FILED

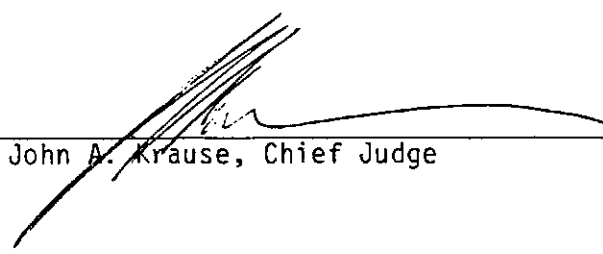
(c) Remanded Actions —

Every action remanded by the Appellate Court or the Supreme Court for a new trial or hearing, upon reinstatement, shall be renumbered by the Clerk in annual series with the number of the action preceded by the last two (2) figures of the current year and by the abbreviation of the division or district in which the action is filed, and the Clerk of the Court shall notify the parties of the new number. The case shall be set for trial on motion of either party.

(d) Issuance of Warrants —

In Criminal and Quasi-Criminal cases, no warrant shall issue for the arrest of any defendant until the complaint upon which the warrant is based is properly filed with the Clerk and a general number assigned. The case number shall appear in any such warrant.

(e) Nothing in this Order shall be construed to modify the procedure for numbering cases filed with Clerk of the Court in Kane County, Illinois as set forth in Administrative Order No. 113.

  
\_\_\_\_\_  
John A. Krause, Chief Judge

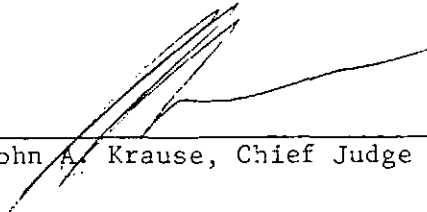
ENTERED  
CJC

85 MR-1  
Volume I

CAPTIONS OF PLEADINGS - ADDRESSES OF PARTIES AND ATTORNEYS

ENTERED  
12

In addition to the requirements of Supreme Court Rules 131 and 132, all pleadings and other papers shall be on standard letter sized paper (8½" X 11"). The original only shall be filed and "blue backs" or other covers shall be omitted. The first pleading or appearance shall contain the name and address of the plaintiff, defendant, petitioner, respondent or other party, by proper designation, in addition to name, address, telephone number and Attorney Registration Number of the attorneys of said parties. All subsequent pleadings or other papers shall also contain the name, address, telephone number and the Illinois Attorney Registration Number of the attorney filing said pleading. In the event multiple pleadings are filed in one document, all such pleadings shall be so designated. For example: "Answer and Counterclaim", "Answer to Count I and Motion to Strike Count II".

  
\_\_\_\_\_  
John A. Krause, Chief Judge

(Revised January 3, 1984)

A true copy of this order as made by office.  
Attested to this January 9, 1984  
\_\_\_\_\_  
Name \_\_\_\_\_  
By Shawn G. Borek  
Deputy Clerk



*Mr. KA'84 01*

In furtherance of an expeditious case processing flow at the lowest possible cost, each party commencing an action or proceeding in case types L, LM, SC, TX, ED, MR, CH, F, D, P, J, MH or MC shall complete the Case Information Sheet provided by the office of the Clerk of this Court, and present the said sheet at the time of filing the complaint, petition or other paper initiating said action or proceeding.

ENTERED  
*12*

The Clerk shall assign to each such action or proceeding a General Number, which shall be endorsed on all pleadings, notices, orders and other papers filed therein. Such General Number shall consist of (1) a two position case type prescribed by the Administrative Office of the Illinois Courts; (2) a two position Court location indicator containing the letters KA representing Kane County; (3) a two position number indicating the year in which such action or proceeding was commenced; and (4) a consecutive case number. Pending actions or proceedings shall continue under the numbers heretofore assigned with the addition of the Court location identifier. Pending case number will be reformatted into the style set forth herein for new cases, retaining the original year and consecutive case number.

In Criminal and Quasi-Criminal cases, no warrant shall issue for the arrest of any defendant and no defendant shall be let to bond until the complaint upon which the warrant is based is properly filed with the Clerk of the Court and a General Number assigned. The General Number shall appear on any such warrant or bond. The above styled case numbering system shall not apply to Traffic, Criminal and Quasi-Criminal matters.

(Revised January 3, 1984)

*[Signature]*  
 John A. Krause, Chief Judge

A true copy of this order is on file in my office.  
 Entered to *January 7, 1984*

By *[Signature]*

SUPREME COURT

STATE OF ILLINOIS

ASSIGNMENT ORDER - APPELLATE COURT

84 MR-1

IT IS ORDERED THAT Paul W. Schnake, Judge of the Circuit Court of the 16th Judicial Circuit, is assigned to duty in the Appellate Court for the Second District effective September 1, 1984, through August 31, 1985.

During such service on the Appellate Court, Judge Schnake is relieved from all his regular duties in the Circuit Court of the 16th Judicial Circuit.

And the Supreme Court having determined that the public necessity so requires;

IT IS ORDERED that the above named Judge is hereby so assigned to serve for the period indicated above.

Dated this 9<sup>th</sup> day of July, 1984.

RECEIVED

JUL 13 1984

Jan E. Carlson  
CLERK OF THE CIRCUIT COURT  
KANE COUNTY, ILLINOIS

*Harold C. Ryan*  
\_\_\_\_\_  
Chief Justice, Supreme Court of Illinois  
BY *Roy O. Sullivan*  
\_\_\_\_\_  
Director, Administrative Office of  
the Illinois Courts

I, Juleann Hornyak, Clerk of the Supreme Court of the State of Illinois, and keeper of the records, files and Seal thereof, do hereby certify the foregoing to be a true copy of an Assignment Order filed in this office on the 9<sup>th</sup> day of July, 1984.

IN WITNESS WHEREOF, I have hereunto  
Subscribed my name and affixed  
the Seal of said court this 9<sup>th</sup>  
day of July  
19 84.

(S E A L)

*Juleann Hornyak*  
\_\_\_\_\_  
Clerk,  
Supreme Court of the State of Illinois

IN THE COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT  
OF THE STATE OF ILLINOIS

0011

IN THE MATTER OF THE APPOINTMENT  
OF AN AURORA FIELD OFFICE SUPERVISOR  
FOR THE SIXTEENTH JUDICIAL  
CIRCUIT OF THE STATE OF ILLINOIS

SS. MR-KA-84-01

ORDER AND WARRANT

I, the undersigned Chief Circuit Judge, representing the Circuit Judges of the Sixteenth Judicial Circuit of the State of Illinois, pursuant to the authority vested in us by Chapter 38, Section 204-1, Sub-Section 9, of the Illinois Revised Statutes, 1984, DO HEREBY APPOINT Henry T. Behrens as a Supervisor for the Aurora Field Office for Adult Court Services of the Sixteenth Judicial Circuit as proposed by the Executive Director of Court Programs and the Director of Adult Court Services for the Sixteenth Judicial Circuit, which Circuit is comprised of the Counties of DeKalb, Kane and Kendall.

The duration of said appointment shall be during the pleasure of said Judge and/or the Executive Director of Court Programs and the Director of Adult Court Services of said Sixteenth Judicial Circuit and shall become effective June 1, 1984, A.D.

ENTERED this 1st day of June, 1984, A.D.

  
Honorable John A. Krause  
Chief Judge, Sixteenth Judicial Circuit

  
James E. Rudolph  
Executive Director of Court Programs

  
Thomas D. Scott  
Director of Adult Court Services

JAN E. CALLESON  
CLK. OF CIRCUIT CT.  
KANE CO. ILL.

AUG 29 3 07 PM '84

FILED

VED

IN THE COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT  
OF THE STATE OF ILLINOIS

6WA1

IN THE MATTER OF THE APPOINTMENT )  
OF A GENEVA OFFICE SUPERVISOR )  
FOR THE SIXTEENTH JUDICIAL )  
CIRCUIT OF THE STATE OF ILLINOIS )

SS. MR-KA-84-01

ORDER AND WARRANT

I, the undersigned Chief Circuit Judge, representing the Circuit Judges of the Sixteenth Judicial Circuit of the State of Illinois, pursuant to the authority vested in us by Chapter 38, Section 204-1, Sub-Section 9, of the Illinois Revised Statutes, 1984, DO HEREBY APPOINT Bruce B. Currie as a Supervisor for the Geneva/Tri-Cities Office for Adult Court Services of the Sixteenth Judicial Circuit as proposed by the Executive Director of Court Programs and the Director of Adult Court Services for the Sixteenth Judicial Circuit, which Circuit is comprised of the Counties of DeKalb, Kane and Kendall.

The duration of said appointment shall be during the pleasure of said Judge and/or the Executive Director of Court Programs and the Director of Adult Court Services of said Sixteenth Judicial Circuit and shall become effective July 15, 1984, A.D.

ENTERED this 15th day of July, 1984, A.D.

  
Honorable John A. Krause  
Chief Judge, Sixteenth Judicial Circuit

  
James E. Rudolph  
Executive Director of Court Programs

  
Thomas D. Scott  
Director of Adult Court Services

JAN 1 1985  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.

AUG 29 9 37 AM '84

FILED

UPD

IN THE MATTER OF THE APPOINTMENT )  
OF AN ADULT PROBATION OFFICER )  
FOR THE SIXTEENTH JUDICIAL )  
CIRCUIT OF THE STATE OF ILLINOIS )

SS. MR-KA-84-01

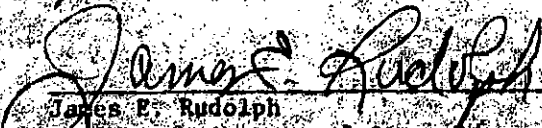
ORDER AND WARRANT

I, the undersigned Chief Circuit Judge, representing the Circuit Judges of the Sixteenth Judicial Circuit of the State of Illinois, pursuant to the authority vested in us by Chapter 38, Section 204-1, Sub-Section 9, of the Illinois Revised Statutes, 1984, DO HEREBY APPOINT Richard A. Eggert as a Probation Officer for Adult Court Services of the Sixteenth Judicial Circuit as proposed by the Executive Director of Court Programs and the Director of Adult Court Services for the Sixteenth Judicial Circuit, which Circuit is comprised of the Counties of DeKalb, Kane and Kendall.

The duration of said appointment shall be during the pleasure of said Judge and/or the Executive Director of Court Programs and the Director of Adult Court Services of said Sixteenth Judicial Circuit and shall become effective July 23, 1984, A.D.

ENTERED this 27th DAY OF July, 1984, A.D.

  
Honorable John A. Krause  
Chief Judge, Sixteenth Judicial Circuit

  
James E. Rudolph  
Executive Director of Court Programs

  
Thomas D. Scott  
Director of Adult Court Services

CIRCUIT CLERK  
KANE COUNTY ILL.

AUG 2 9 32 AM '84

FILED



IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT  
OF THE STATE OF ILLINOIS

IN THE MATTER OF THE APPOINTMENT )  
OF AN ADULT PROBATION OFFICER )  
FOR THE SIXTEENTH JUDICIAL )  
CIRCUIT OF THE STATE OF ILLINOIS )

SS. NR-KA-84-011

ENTERED  
JUL 11 3 53 PM '84  
CIRCUIT CLERK  
STATE OF ILLINOIS

ORDER AND WARRANT

I, the undersigned Chief Circuit Judge, representing the Circuit Judges of the Sixteenth Judicial Circuit of the State of Illinois, pursuant to the authority vested in us by Chapter 38, Section 204-1, Sub-section 9, of the Illinois Revised Statutes, 1984, DO HEREBY APPOINT Kimberly D. Turner as a Probation Officer for Adult Court Services of the Sixteenth Judicial Circuit as proposed by the Executive Director of Court Programs and the Director of Adult Court Services for the Sixteenth Judicial Circuit, which Circuit is comprised of the Counties of DeKalb, Kane and Kendall.

The duration of said appointment shall be during the pleasure of said Judge and/or the Executive Director of Court Programs and the Director of Adult Court Services of said Sixteenth Judicial Circuit and shall become effective July 5, 1984, A.D.

ENTERED THIS 5<sup>th</sup> DAY OF July, 1984, A.D.

Honorable John A. Krause  
Chief Judge, Sixteenth Judicial Circuit

James E. Rudolph  
Executive Director of Court Programs

Thomas D. Scott  
Director of Adult Court Services

ENTERED  
JUL 11 3 53 PM '84

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT OF

THE STATE OF ILLINOIS

IN THE MATTER OF THE APPOINTMENT )  
OF THE DIRECTOR OF ADULT COURT )  
SERVICES FOR THE SIXTEENTH )  
JUDICIAL CIRCUIT IN THE STATE )  
OF ILLINOIS )

SS. MR-KA-84-01

ORDER AND WARRANT

I, the undersigned Chief Circuit Judge of the Sixteenth Judicial Circuit of the State of Illinois, pursuant to the authority vested in me by Chapter 38, Section 204-1, Sub-section 9, of the Illinois Revised Statutes, DO HEREBY APPOINT Thomas D. Scott as Director of Adult Court Services for the Sixteenth Judicial Circuit, the State of Illinois. The duration of said appointment shall be during the pleasure of the Chief Judge and shall become effective July 1, 1984, A.D.

Entered this 30th Day of May, 1984, A.D.

  
\_\_\_\_\_  
Honorable John A. Krause, Chief Judge  
Sixteenth Judicial Circuit

JUN 4 2 48 PM '84  
JAN CATLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.

FILED

ENTERED  
1984

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT OF  
THE STATE OF ILLINOIS

IN THE MATTER OF THE WITHDRAWAL )  
OF THE DIRECTOR OF ADULT COURT )  
SERVICES FOR THE SIXTEENTH )  
JUDICIAL CIRCUIT OF THE STATE )  
OF ILLINOIS )

MR-KA-84-01

ORDER AND WARRANT

I, the undersigned Chief Circuit Judge, representing the Circuit Judges of the Sixteenth Judicial Circuit of the State of Illinois, pursuant to the authority vested in us by Chapter 38, of the Illinois Revised Statutes, as a result of his resignation submitted to me on May 30, 1984, DO HEREBY WITHDRAW the appointment of Stanislas Szara as Director of Adult Court Services of the Sixteenth Judicial Circuit, which Circuit is comprised of the Counties of Kane, DeKalb, and Kendall.

The withdrawal of said appointment shall be effective June 30, 1984, A.D. Entered this 30th Day of May, 1984, A.D.

  
Honorable John A. Krause, Chief Judge  
Sixteenth Judicial Circuit

JAN CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.

JUN 4 2 47 PM '84

FILED

ENTERED  
  
ENTERED



IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT OF  
THE STATE OF ILLINOIS

IN THE MATTER OF THE APPOINTMENT )  
OF THE DEPUTY DIRECTOR/KANE COUNTY )  
YOUTH HOME OF COURT SERVICES, )  
SIXTEENTH JUDICIAL CIRCUIT OF THE )  
STATE OF ILLINOIS. )

84MR-1  
Volume I

SS. MK-KA-84-1

CIRCUIT COURT CLERK  
KANE COUNTY, ILL.

FEB 23 9 36 AM '84

FILED

ORDER AND WARRANT

I, the undersigned Chief Circuit Judge, representing the Circuit Judges of the Sixteenth Judicial Circuit of the State of Illinois, pursuant to the authority vested in us by Chapter 37, Section 706-5, of the Illinois Revised Statutes, 1983, DO HEREBY APPOINT Stephen Victor Puskas as Deputy Director/Kane County Youth Home of Court Services as proposed by the Executive Director of Court Programs for the Sixteenth Judicial Circuit, which Circuit is comprised of the Counties of Kane, Kendall and DeKalb.

The duration of said appointment shall be during the pleasure of said Judge and shall become effective March 1, 1984, A.D.

Entered this 23rd Day of February, 1984, A.D.

Honorable John A. Krause, Chief Judge  
Sixteenth Judicial Circuit

James E. Rudolph, Executive  
Director of Court Programs

ENTERED  
Clerk

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT OF  
THE STATE OF ILLINOIS

84 MR-1  
Volume I

IN THE MATTER OF THE APPOINTMENT )  
OF THE DEPUTY DIRECTOR/DEKALB )  
COUNTY OF COURT SERVICES, SIXTEENTH )  
JUDICIAL CIRCUIT OF THE STATE OF )  
ILLINOIS. )

SS. MR-KA-84-1

ORDER AND WARRANT


CIRCUIT CLERK OF COURT  
KANE COUNTY, ILLINOIS  
FEB 23 9 36 AM '84

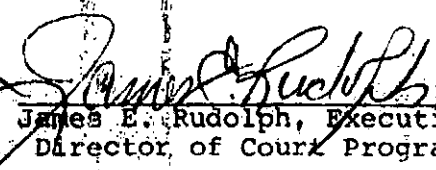
FILED

I, the undersigned Chief Circuit Judge, representing the Circuit Judges of the Sixteenth Judicial Circuit of the State of Illinois, pursuant to the authority vested in us by Chapter 38, of the Illinois Revised Statutes, 1983, DO HEREBY APPOINT Vernon Wennmaker as Deputy Director/DeKalb County Court Services as proposed by the Executive Director of Court Programs for the Sixteenth Judicial Circuit, which Circuit is comprised of the Counties of Kane, Kendall and DeKalb.

The duration of said appointment shall be during the pleasure of said Judge and shall become effective April 1, 1984, A.D.

Entered this 23rd Day of February, 1984, A.D.

  
\_\_\_\_\_  
Honorable John A. Kruase, Chief Judge  
Sixteenth Judicial Circuit

  
\_\_\_\_\_  
James E. Rudolph, Executive  
Director of Court Programs

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT OF  
THE STATE OF ILLINOIS

IN THE MATTER OF THE APPOINTMENT OF )  
THE PSYCHOLOGIST FOR THE KANE COUNTY )  
DIAGNOSTIC CENTER OF THE STATE OF )  
ILLINOIS )

SS.

~~84-111~~  
MR-KA-84-01

ORDER AND WARRANT

I, the undersigned Chief Circuit Judge, representing the Circuit Judges of the Sixteenth Judicial Circuit of the State of Illinois, pursuant to the authority vested in us by Chapter 37, Section 706-5, of the Illinois Revised Statutes, 1983, DO HEREBY APPOINT Timothy Brown as Psychologist of the Kane County Diagnostic Center as proposed by the Executive Director of Court Programs for the Sixteenth Judicial Circuit, which Circuit is comprised of the Counties of Kane, Kendall, and DeKalb.

The duration of said appointment shall be during the pleasure of said Judge and shall become effective January 17, 1984, A.D. Entered this 11th Day of January, 1984, A.D.

Honorable John A. Krause, Chief Judge

James E. Rucolph, Executive Director  
of Court Programs

ENTERED  
*[Signature]*

FILED

JAN 11 2 54 PM '84

Clerk of Court  
KANE COUNTY, ILLINOIS

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT OF  
THE STATE OF ILLINOIS

IN THE MATTER OF THE APPOINTMENT )  
OF THE DIRECTOR FOR THE KANE )  
COUNTY JUVENILE COURT SERVICES )  
OF THE STATE OF ILLINOIS )

SS. 84 MR 01

Volume 1

CIRCUIT CLERK  
KANE COUNTY, ILL.

JAN 9 9 01 AM '84

FILED

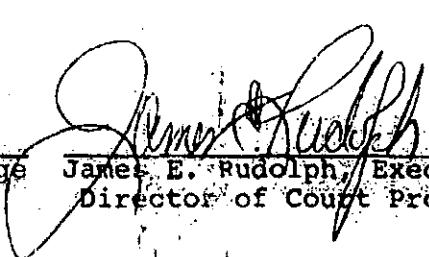
ORDER AND WARRANT

I, the undersigned Chief Circuit Judge, representing the Circuit Judges of the Sixteenth Judicial Circuit of the State of Illinois, pursuant to the authority vested in us by Chapter 37, Section 706-5, of the Illinois Revised Statutes, 1983, DO HEREBY APPOINT Michael C. Daly as Director of the Kane County Juvenile Court Services as proposed by the Executive Director of Court Programs for the Sixteenth Judicial Circuit, which Circuit is comprised of the Counties of Kane, Kendall, and DeKalb.

The duration of said appointment shall be during the pleasure of said Judge and shall become effective January, 1, 1984, A.D. Entered this 21st Day of December, 1983, A.D.

ENTERED

  
Honorable John A. Krause, Chief Judge

  
James E. Rudolph, Executive  
Director of Court Programs

IN THE CIRCUIT COURT FOR THE  
SIXTEENTH JUDICIAL CIRCUIT, KANE COUNTY, ILLINOIS

IN THE MATTER OF THE BOARD OF )  
ELECTION COMMISSIONERS OF THE )  
CITY OF AURORA, KANE COUNTY, )  
ILLINOIS )


MR-KA84-1

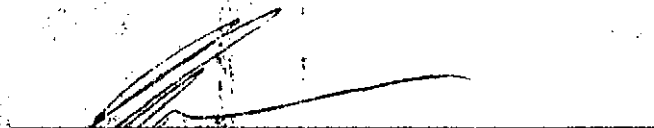
APPOINTMENT OF COMMISSIONER

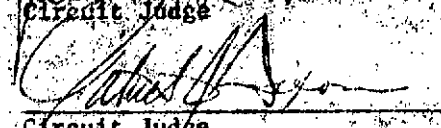
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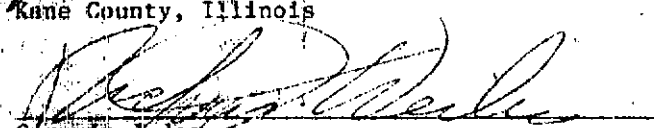
Now upon this 1st day of December, 1984, it appearing to the Court that the term of office of Emma Carreon as one of the members of the Board of Election Commissioners of the City of Aurora, Kane County, Illinois, does expire on the 1st day of December, 1984, in consequence of which it becomes the duty of the Circuit Court of this County to appoint a successor, and since said Emma Carreon has performed the duties of her office since her appointment as a member of said Election Commission in an eminently satisfactory manner, and continues to be a member of one of the two leading political parties of the State of Illinois, the Court hereby reappoints said Emma Carreon as a member of said Election Commission for a period of three years from and after the expiration of her third term, and until her successor is appointed.

It is further ORDERED that before taking her seat as a member of said Board she take the oath of office required by the Statute, and that before taking said oath she give an official bond in the sum of Ten Thousand Dollars (\$10,000.00), with surety, or sureties, to be approved by the Judge of said Court, conditioned for the faithful and honest performance of her duties, and the preservation of the property of her office.

  
Circuit Judge

  
Chief Judge of the Circuit Court for the  
Sixteenth Judicial Circuit,  
Kane County, Illinois

  
Circuit Judge

  
Circuit Judge


  
Circuit Judge

I, Emma Carreon, do solemnly swear that I am a citizen of the United States, and have resided in the City of Aurora, County of Kane, and the State of Illinois, for a period of at least seventeen years last past, and that I am a legal voter and householder in said City and State. That I will support the Constitution of the United States and of the State of Illinois, and the laws passed in Pursuance thereof, to the best of my ability, and will faithfully and honestly discharge the duties of the office of election commissioner for said city.

Emma Carreon

Subscribed and sworn to before me,  
John A. Krause, Chief Judge of the  
Circuit Court for the Sixteenth Judicial  
Circuit, of the County of Kane and State  
of Illinois, this 05th 3 1984

A.D. 1984.

  
\_\_\_\_\_  
Chief Judge of the Circuit Court for the  
Sixteenth Judicial Circuit,  
Kane County, Illinois

ATTEST:

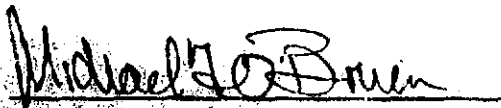
  
\_\_\_\_\_  
Clerk of the Circuit Court

KANE COUNTY ADMINISTRATIVE ORDER #6.1A  
6.1A ASSIGNMENT OF MANDATORY STATUS DATES,  
FAMILY LAW DIVISION

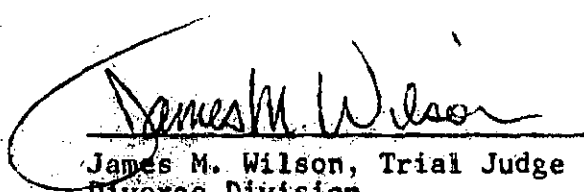
84MR-1  
Volume I

When any divorce action or proceeding is commenced, the Clerk shall, in addition to giving such action a general number pursuant to General Order No. 2, schedule a mandatory status date at 9:00 a.m. on the Divorce Motion Call ninety (90) days hence from the date of filing, or the next regular court date following the nintieth day. Unless otherwise ordered by court, all attorneys of record must appear on the scheduled status date for evaluation of discovery and the setting of a mandatory pretrial conference. Petitioner or Petitioner's attorney shall advise Respondent or Respondent's attorney, in writing, of the status date not less than thirty (30) days prior to said date.

Effective date January 1, 1985.

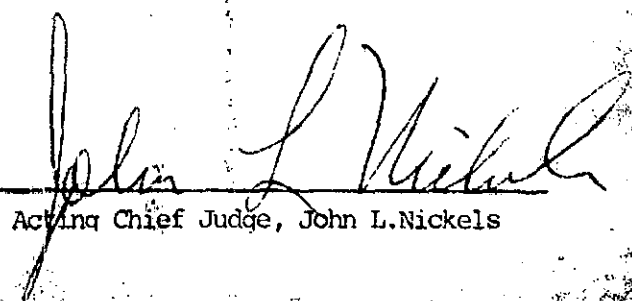


Michael F. O'Brien, Presiding Judge  
Divorce Division



James M. Wilson, Trial Judge  
Divorce Division

ENTERED  

Acting Chief Judge, John L. Nickels

December 14, 1984

FILED  
Dec 21 3 26 PM '84  
JAN E. CARLSON  
CLK. OF CIRCUIT CT.  
KANE CO. ILL.

I do solemnly swear that I will support the Constitution of  
the United States and the Constitution of the State of Illinois,  
and that I will faithfully discharge the duties of judge of the  
Sixteenth Judicial Circuit Court according to the best of my  
ability.

*[Handwritten Signature]*

Signature

CLERK OF CIRCUIT COURT  
KANE CO. ILL.

Nov 26 11 43 AM '84

FILED

Subscribed and sworn before me

on this 16<sup>th</sup> day of November, 1984

*[Handwritten Signature]*  
Notary Public

ENTERED  
*[Handwritten Initials]*



IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL  
CIRCUIT OF THE STATE OF ILLINOIS

84 MR-1  
Volume I

IN THE MATTER OF THE APPOINTMENT  
OF GENE L. NOTTOLINI AS AN  
ASSOCIATE JUDGE OF THE SIXTEENTH  
JUDICIAL CIRCUIT OF THE STATE  
OF ILLINOIS

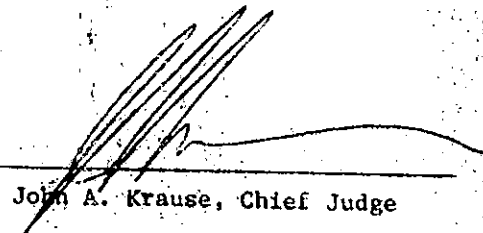
JANE E. CARLSON  
CLERK OF CIRCUIT CT.  
KANE CO. ILL.

Nov 15 11 03 AM '84

FILED

The circuit judges in and for the Sixteenth Judicial Circuit of the State of Illinois having voted to appoint Gene L. Nottolini to be an associate judge of said circuit, GENE L. NOTTOLINI is hereby appointed Associate Judge of the Sixteenth Judicial Circuit of the State of Illinois, effective December 3, 1984.

Enter the 15th day of November, 1984.

  
John A. Krause, Chief Judge

ENTERED  


IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL  
CIRCUIT OF THE STATE OF ILLINOIS

IN THE MATTER OF THE APPOINTMENT)  
OF GENE L. NOTTOLINI AS AN )  
ASSOCIATE JUDGE OF THE SIXTEENTH )  
JUDICIAL CIRCUIT OF THE STATE )  
OF ILLINOIS )

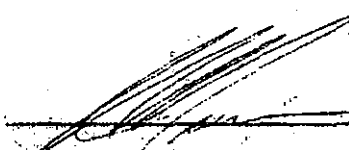
84MR-1

NOV 7 3 43 PM '84  
JANE CARLSON  
CLK. OF CIRCUIT CT  
KANE CO. ILL.

FILED

The Circuit Judges in and for the Sixteenth Judicial Circuit of the State of Illinois having voted to appoint Gene L. Nottolini to be an associate judge of said circuit, GENE L. NOTTOLINI is hereby appointed Associate Judge of the Sixteenth Judicial Circuit of the State of Illinois, effective December 1, 1984.

ENTERED the 7th day of November, 1984, A.D.

  
Judge John A. Krause, Chief Judge

FILED

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL  
CIRCUIT OF THE STATE OF ILLINOIS

84MR-1  
Volume I

CIRCUIT CLERK  
KANE COUNTY, ILL.

AUG 8 11 35 AM '84


FILED


IN THE MATTER OF THE APPOINTMENT)  
OF MICHAEL J. COLWELL AS AN )  
ASSOCIATE JUDGE OF THE SIXTEENTH)  
JUDICIAL CIRCUIT OF THE STATE )  
OF ILLINOIS )

ss.

The Circuit Judges in and for the Sixteenth Judicial Circuit of the State of Illinois having voted to appoint Michael J. Colwell to be an associate judge of said circuit, MICHAEL J. COLWELL is hereby appointed Associate Judge of the Sixteenth Judicial Circuit of the State of Illinois, effective September 1, 1984.

ENTERED THIS 8th DAY of August, 1984, A.D.

  
\_\_\_\_\_  
John A. Krause, Chief Judge

ENTERED  


STATE OF ILLINOIS )  
 ) SS  
 COUNTY OF KANE )

GEN. NO. 84MRO2

THE PEOPLE OF THE STATE OF ILLINOIS

ORDER APPOINTING PUBLIC DEFENDER

CITY OR VILLAGE OF  
 A Municipal Corporation, Plaintiff,

VS.  
*In Re. State of Arizona*  
*Robert C. Cruz*

DEFENDANT'S  
 NAME

DEFENDANT'S  
 ADDRESS

DEFENDANT'S  
 PHONE

DEFENDANT'S  
 D.O.B.

IF KNOWN

DEPT.'S SOC. SEC. NO.

DEPT.'S DR. LIC. NO.

DEFENDANT'S  
 PRESENT  
 WHEREABOUTS

COMPLAINANT'S NAME

ALLEGED  
 OFFENSE

*issuance of subpoena*

ILL. REV.  
 STAT.

LOCAL  
 ORDINANCE

CHAPTER

SECTION

DATE OF OFFENSE

AMOUNT  
 OF  
 BAIL

DATE OF NOTICE  
 OR

NOTICE OR  
 WARRANT

COMPLAINT & WARRANT

ISSUED AT

NEXT  
 COURT  
 DATE

HOUR

JUDGE THIS  
 COURT DATE  
 OR HEARING

COURT LOCATION  
 CITY AND ROOM NO.

ISSUING POLICE  
 AGENCY

POLICE RECORDS NO.

This cause coming on to be heard and it appearing to the Court that the offense charged could result in confinement of the defendant and the defendant having been advised of his right to counsel and having indicated to the Court that defendant desires counsel and does not have sufficient funds to employ counsel and the Court having examined the defendant with respect to his assets, income and financial obligations.

The Court finds the defendant is indigent and is entitled to representation by the Public Defender as provided by Statute.

It is ordered that the Office of the Public Defender be and hereby is appointed to represent the defendant in all proceedings in this case.

It is further ordered that the defendant contact the Office of the Public Defender within Forty-eight (48) hours after the granting of this order, (Office of the Public Defender Phone 232-2400, ext. 450)

It is further ordered that the Circuit Clerk transmit a copy of this order to the Office of the Public Defender, along with a copy of the Indictment/Information/Complaint/Notice to Appear/or Traffic Ticket.

FILED 18  
 IN OPEN COURT  
 JUL 13 1984  
 DATE  
 JAN CARLSON  
 CLERK OF THE CIRCUIT COURT

ENTERED  
*[Signature]*

DATE:

*July 13, 1984*

ENTER:

*[Signature]*  
 JUDGE

85MR-1

ORDINANCE NO. 85 - 21

AMENDING ORDINANCE NO. 84 - 128 "CREATING COURT AUTOMATION FUND"

WHEREAS, the Kane County Board adopted Ordinance No. 84-128 on November 13, 1984; and

WHEREAS, certain amendments are desired;

NOW, THEREFORE, BE IT ORDAINED by the Kane County Board that said Ordinance No. 84-128 known as Sec. 14-3 of the Kane County Code, be amended to read as follows:

Section I.

1. The Clerk of the Circuit Court shall charge and collect a court automation fee of Three Dollars (\$3). Said fee shall be paid at the time of filing the first pleading, paper or other appearance filed by each party in all civil cases or by the defendant in any traffic or quasi-criminal case or both, provided that the record-keeping system which processes the case category for which the fee is charged is automated or has been approved for automation by the County Board; and provided further, that no additional fee shall be required if more than one party is presented in a single pleading, paper, or other appearance.

2. The fee provided in paragraph 1 shall not be charged in any manner matter coming to the Circuit Clerk:

- (a) as a change of venue
- (b) in any proceeding to review the decision of any administrative officer, agency, or body, or
- (c) from any governmental unit or officer thereof.

3. The fee charged and collected pursuant to paragraph 1 shall be in addition to all other fees and charges of the Circuit Clerk and assessable as costs.

4. The fee charged and collected pursuant to paragraph 1 shall be remitted to the Kane County Treasurer to be retained by him in a special fund designated as the "Court Automation Fund", and said Fund shall be audited by the Kane County Auditor.

5. The Board shall make expenditures from the Fund in payment of any cost related to the automation of the court records, provided that said expenditure is approved by the Clerk of the Court, the Chief Judge of the Circuit Court, and the Kane County Board.

Section II.

1. Expenditure of funds from the "Court Automation Fund" is only authorized for the "civil system" currently in use by the court offices in Kane County, ~~or and another other~~ systems in harmony with Resolution No. 84-126 ("Establishing Information Systems Policy") adopted by the Kane County Board on November 13, 1984.

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CSD

2. Research and development of an automated support system for Traffic, Criminal and Quasi-Criminal cases is hereby authorized, the same being developed in accordance with Board policy on Information Systems.

3. Any authorized personnel expenditures made from this Fund shall not continue beyond the expiration date of this Ordinance as provided in Section II, and the Clerk of the Court shall so inform the employees affected. Nothing in this paragraph shall prohibit the Board or the Clerk from returning any such personnel to his regular budget, if justified.

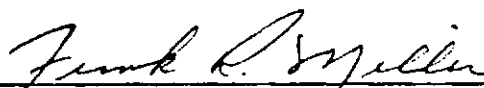
4. The Clerk of the Court shall commence the charges and collections authorized by paragraph 1 of Section I upon receipt of written notice from the Chairman of the Kane County Board, together with a certified copy of this ordinance, which the Clerk of the Court shall file of record in this office.

5. This Ordinance shall be effective upon adoption, and continue in full force and effect until January 1, 1990.

PASSED by the Kane County Board on Feb. 13, 1985.



Clerk, County Board  
Kane County, Illinois



Chairman, County Board  
Kane County, Illinois

83MR-1

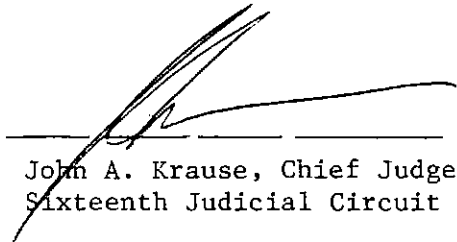
Volume I

ADMINISTRATIVE ORDER NO. 113

I hereby appoint Judge Wilson D. Burnell presiding judge for Kendall County, Illinois. Effective December 5, 1983.

I hereby appoint Judge Rex F. Meilinger presiding judge for DeKalb County, Illinois. Effective December 5, 1983.

Entered this 23rd. day of November, 1983.



John A. Krause, Chief Judge  
Sixteenth Judicial Circuit

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JAMES M. GILBERT  
CLERK  
CIRCUIT OF JUDICIAL  
KANE COUNTY, ILL.

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83MR-1  
Volume I

SIXTEENTH JUDICIAL CIRCUIT

Until further order and pursuant to Chapter 37, Illinois Revised Statutes, Section 702-7 (3), the following Judges are designated as juvenile judges for the purpose of hearing and determining motions pursuant to a petition by the State's Attorney to enter an order permitting a minor under seventeen years of age, but thirteen years of age or over at the time of the alleged offense, to be prosecuted under the criminal laws of the State of Illinois as an adult.

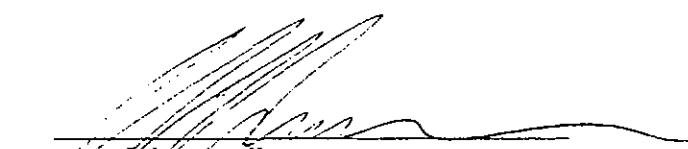
Serving in Kendall and DeKalb Counties:

Judge Wilson D. Burnell  
Judge Rex F. Meilinger  
Judge John A. Leifheit

Serving in Kane County:

Judge Marvin D. Dunn  
Judge William H. Ellsworth  
Judge Joseph M. McCarthy

ENTER: December 5, 1983



John A. Krause  
Chief Judge




83MR-1  
Volume 1

ADMINISTRATIVE ORDER NO. 112

During the absence of Chief Judge John A. Krause, it is hereby order that Judge Paul W. Schnake is appointed acting Chief Judge.

Effective December 5, 1983.

Entered this 23rd. day of November, 1983.



John A. Krause, Chief Judge  
Sixteenth Judicial Circuit

NOV 23 10 26 AM '83  
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83MR-1  
Volume I

ADMINISTRATIVE ORDER NO. 111

The following assignments will be effective December 5, 1983;

Chief Judge John A. Krause, Court Administration, Room 360

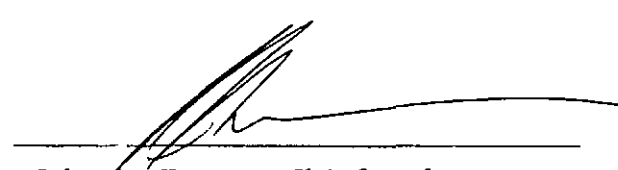
Judge William H. Ellsworth, Floater, Room 430

Judge Paul W. Schnake, Probate & Chancery, Room 110

Judge Joseph M. McCarthy, Criminal, Room 350

Judge Richard Weiler, Civil, Room 320

Entered this 23rd. day of November, 1983. A.D.



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John A. Krause, Chief Judge  
Sixteenth Judicial Circuit

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NOV 23 10 25 AM '83  
CIRCUIT CLERK  
SARASOTA COUNTY, FLORIDA

83 MR -1  
Volume I

ADMINISTRATIVE ORDER NO. 109

SMALL CLAIMS & LM PROCEDURES

(a) Post-Trial motions may be heard by the judge presiding in the Small Claims court, unless a determination is made that the facts and circumstances require that it be heard by the judge who entered judgment or dismissed the case for want of prosecution.

(b) Writs of execution shall be issued out of the Office of the Circuit Clerk.

(c) Citations to discover assets shall be issued out of the Office of the Circuit Clerk, upon oral request, except that in the case of a subsequent citation, individual leave of court upon petition and affidavit must first be obtained.

(d) Certified copies of judgment orders shall be obtained from the Office of the Circuit Clerk.

(e) Writs of Attachment for the body of any person shall not issue unless a physical description is provided in the appropriate space provided on the form of Writ, unless upon affidavit showing lack of knowledge of the description, such requirement is excused.

(f) If service of process has not been had on a defendant, the plaintiff must appear and submit an order continuing the matter for a date certain not more than six months from the date the original complaint was filed and thereupon an alias summons may issue. Without leave of court, if service has not been had upon defendant within that period, the case will be dismissed.

(g) It shall be the rule of court that:

1. No file shall be without a date after the return date of a served summons.
2. Unless special circumstances are present and stated, the next date shall not be greater than thirty days.

OFFICE OF THE CLERK  
COURT HOUSE  
KANE COUNTY, PA.  
Oct 4 1 45 PM '83

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3. No orders for "continuance for payment" shall be entered until after judgment.
4. No prejudgment case will be passed from the call. No past judgment case will be passed on the return date on any served citation, rule to show cause or body writ.
5. All returns and citations shall be scheduled for 9:00 A.M. on the first date determined by the Circuit Clerk to be available. Emphasis shall be on Monday thru Wednesday settings.
6. All motions shall be scheduled for 10:30 A.M. on the first date determined by the Circuit Clerk to be available. Emphasis shall be on Tuesday through Thursday.
7. All trials shall be set by the court.
8. Unless otherwise ordered, once a case is set for trial, discovery shall be automatically cut off as of 15 days prior to trial and no counterclaims, cross complaints, intervenor suits or third party complaints may be filed within 30 days prior to trial.
9. No continuance of a trial setting shall be without court order and then only for good cause shown and upon motion brought in advance of the trial date; provided, however, that if all parties (non-attorneys) are present in open court and so request a continuance the court may consider same.
10. A plaintiff no-show will result in a dismissal. A defendant no-show will result in a default or dismissal as is appropriate. In the event the court determines it appropriate to grant reinstatement or vacation of a default, the court shall consider sanctions.
11. All defaults on unverified complaints (unless supported by affidavits or testimony) shall be continued for proof of damages.
12. If any party shall make a timely demand for a jury trial and pay the required Clerk's fee thereafter the cause will be referred to the Court Administrator's Office for judge assignment.

OCT 04 1 45 PM '83  
 CIRCUIT CLERK  
 KANE COUNTY, PA

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Entered this 4th. day of October, 1983 A.D.



Marvin D. Dunn, Chief Judge

ADMINISTRATIVE ORDER NO. 108

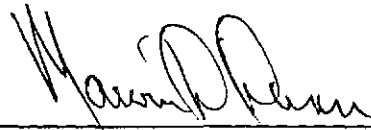
83 MR-1  
Volume I

In the absence of Chief Judge Dunn and Circuit Judge Paul Schnake the Honorable Joseph M. McCarthy will be Acting Chief Judge for the week of October 10 thru 14, 1983.

Entered this 3rd day of October, 1983 A.D.

OCT 4 11 04 AM '83  
COURT OF APPEALS  
EAST OF ILL.

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Marvin D. Dunn, Chief Judge

SPECIAL ADMINISTRATIVE ORDER NO. 107


83 MR-1  
Volume I

I, the undersigned Chief Circuit Judge of the Sixteenth Judicial Circuit of the State of Illinois, pursuant to Chapter 37, Par. 702-11 of the Illinois Revised Statutes, 1983, DO HEREBY DESIGNATE Judges Rex F. Meilinger, John A. Leifheit, Richard D. Larson, and James K. Marshall to hear petitions for expungements of law enforcement records involving arrests and cases in DeKalb County, Illinois. This designation shall be effective October 3, 1983.

OCT 4 11 04 AM '83  
CIRCUIT CLERK  
KANE COUNTY, ILL.

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Entered this 3rd day of October, 1983. A.D.

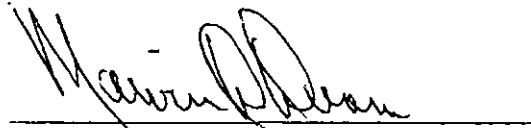
  
\_\_\_\_\_  
Honorable Marvin D. Dunn, Chief Judge  
Sixteenth Judicial Circuit

83 MR 01  
Vol I

SPECIAL ADMINISTRATIVE ORDER NO. 105

IT IS HEREBY ORDERED that effective Monday, September 12, 1983,  
Judge Richard Weiler is assigned to the Criminal Trial Division,  
Room 350, Geneva and Judge Paul W. Schnake is assigned to the Civil  
Trial Division, Room 430, Geneva.

Enter this 6th day of September, 1983



Marvin D. Dunn, Chief Judge

JAN 04 1983  
CIRCUIT COURT CLERK  
KANE COUNTY, IL.

SEP 7 9 24 AM '83

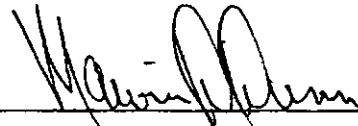
FILED

ADMINISTRATIVE ORDER #104

83MR-1  
Volume I

Pursuant to the authority granted by Chapter 46 of the Illinois Revised Statutes, Judge Wilson D. Burnell is hereby appointed to the State division electoral board for the purpose of hearing and passing upon objector petitions described in Section 10-8 of Chapter 46. Judge Burnell is a resident judge of Kendall County.

This appointment is effective August 31, 1983.

  
\_\_\_\_\_  
Marvin D. Dunn, Chief Judge

August 31, 1983

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JAN. 27 1983  
CLERK OF CIRCUIT CT.  
KANE CO. ILL.

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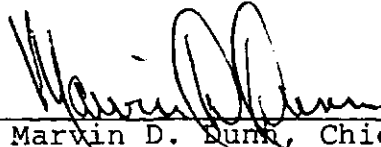
83 MR-1  
Volume I

ADMINISTRATIVE ORDER NO. 103

Pursuant to the authority granted by Chapter 46 of the Illinois Revised Statutes, Judge Neil E. Mahoney is hereby appointed to the State division electoral board for the purpose of hearing and passing upon objector petitions described in Section 10-8 of Chapter 46.

This appointment is effective August 22, 1983.

Entered this 24th day of August, 1983



Marvin D. Dunn, Chief Judge

RECEIVED

AUG 29 1983

Jan Carlson  
CLERK OF THE CIRCUIT COURT  
KANE COUNTY, ILLINOIS

JAMES A. STANLEY, JR.  
CLK. OF CIRCUIT CT.  
KANE CO. ILL.

AUG 30 3 15 PM '83

FILED

ADMINISTRATIVE ORDER NO. 103

83MR-1  
Volume I

IT IS HEREBY ORDERED THAT:

A. The Circuit Court of Kane County, Illinois shall adjourn, and the office of the Clerk of the Circuit Court of Kane County, shall be closed on the following legal holidays for the year 1984:

<u>HOLIDAY</u>	<u>OBSERVE ON:</u>
New Year's Day	Monday, January 2, 1984
Martin Luther King's Birthday	Monday, January 16
Abraham Lincoln's Birthday	Monday, February 13
George Washington's Birthday	Monday, February 20
Good Friday - Close at Noon	Friday, April 20
Memorial Day	Monday, May 28
Independence Day	Wednesday, July 4
Labor Day	Monday, September 3
Columbus Day	Monday, October 8
General Election Day	Tuesday, November 6
Veterans' Day	Monday, November 12
Thanksgiving Day	Thursday, November 22
Day After Thanksgiving	Friday, November 23
Christmas Day	Tuesday, December 25
New Year's Day	Tuesday, January 1, 1985

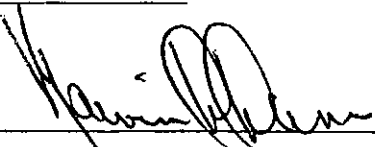
SEP 2 2 17 PM '83  
JAN CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.

FILED

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

ENTER this 2nd. day of September, 1983.

  
\_\_\_\_\_  
CHIEF JUDGE

83 MC 04

~~VH #1~~

See 80ME3

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AUG 1 1983

Trustee  
Carlson  
Clerk of the Circuit Court  
Kane County, Illinois

STATE OF ILLINOIS  
COUNTY OF KANE

RESOLUTION NO. 83 - 103

A RESOLUTION FOR APPOINTMENTS TO THE OFFICE OF  
OF THE FOX VALLEY PARK DISTRICT

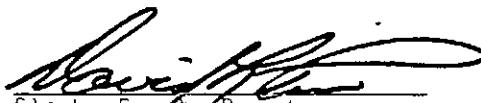
WHEREAS, vacancies exist in the office of Trustee of the Fox Valley Park District due to the expiration of the term of Guy V. Prisco, Robert J. Benson, and Charles J. Myler, and

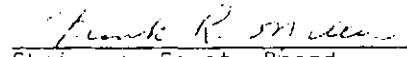
WHEREAS, it is the duty of the Kane County Board to make appointments to fill said vacancies;

NOW, THEREFORE, BE IT RESOLVED by the County Board of Kane County, Illinois, that Guy V. Prisco, 426 N. Kingsway Drive, Aurora, a member of the Democratic party; Dolores A. Austin, 1307 Kingston Avenue, Aurora, a member of the Republican party; and Charles J. Myler, 632 Sexton, Aurora, a member of the Democratic party, are hereby appointed Trustees of the Fox Valley Park District to serve until the first Monday in July 1987, and until their successors are appointed and qualified, and

BE IT FURTHER RESOLVED that the County Clerk forward a copy of this Resolution to the appointees and file a copy with the Clerk of the Circuit Court, Case No. 18412.

PASSED by the Kane County Board on JUL 14 1983

  
Clerk, County Board  
Kane County, Illinois

  
Chairman, County Board  
Kane County, Illinois

STATE OF ILLINOIS  
COUNTY OF KANE

DATE JUL 28 1983

I, David L. Pierce, Kane County Clerk and Keeper of the Records in Kane County, Illinois, do hereby certify that the attached is a true and correct copy of the original record on file.

(Seal)

In witness thereof, I have hereunto set my hand and affixed the Seal of the County of Kane at my office in Geneva, Illinois.

  
David L. Pierce, Kane County Clerk

83 MR-1  
Volume I

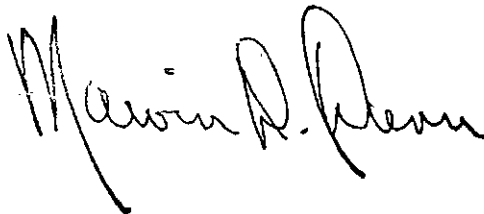
SPECIAL ADMINISTRATIVE ORDER NO. 102

It is hereby ordered that the Circuit Clerk of Kane County, 16th Judicial Circuit, is authorized to give Michael O'Brien, Jr. complete access to all felony and juvenile files within the 16th Judicial Circuit, County of Kane, said Michael O'Brien, Jr. operating under the direction of the Court.

AUG 1 3 57 PM '83  
JAN CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, IL.

FILED

ENTER this 1st. day of August, 1983, A.D.



Chief Judge Marvin D. Dunn

83 MR-1

Volume I

OFFICE OF THE CLERK OF THE SUPREME COURT  
JAN 30 1983

MAY 18 3 01 PM '83

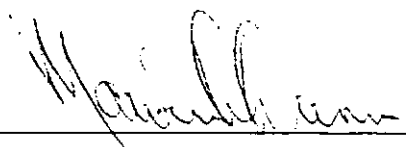
FILED

ADMINISTRATIVE ORDER # 101  
APPOINTMENT OF COURT REPORTER

Pursuant to Illinois Revised Statutes, Chapter 37, Paragraph 654, the following is hereby appointed as Court Reporter for the Sixteenth Judicial Circuit:

Bailey, Melanie A.

Entered this 18th. day of May, 1983.



Marvin D. Dunn  
Chief Judge

83 MR-1

Volume I

JAN 18 3 01 PM '83  
CLERK OF CIRCUIT CT.  
KANE CO. ILL.

MAY 18 3 01 PM '83

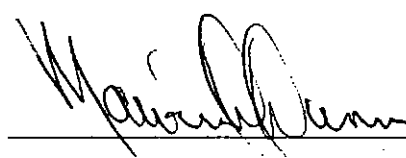
FILED

ADMINISTRATIVE ORDER # 101  
APPOINTMENT OF COURT REPORTER

Pursuant to Illinois Revised Statutes, Chapter 37, Paragraph 654, the following is hereby appointed as Court Reporter for the Sixteenth Judicial Circuit:

Bailey, Melanie A.

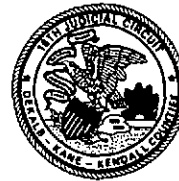
Entered this 18th. day of May, 1983.



Marvin D. Dunn  
Chief Judge

# 16th Judicial Circuit County of Kane

P.O. Box 556  
Courthouse, Geneva, IL. 60134  
Telephone (312) 232-2400



83 MR-1  
Volume I

OFFICE OF THE CHIEF JUDGE  
AND COURT ADMINISTRATOR

Administrative Order # 100

(For Kane County Only)

RE: Vacations, seminars, illness, scheduling, court reporters,  
and like matters in the Circuit Court of Kane County, Illinois.

Reservations for vacation dates, requests for attendance,  
seminars, notification of illnesses, court reporter problems, and like  
matters should be handled by the judge concerned, directly with the  
office of the Chief Judge through the Executive Secretary, Kathryn  
Seifrid. Any matter not satisfactorily resolved by this means should  
be taken up personally with the Chief Judge.

Unless special arrangements have been made with the Chief Judge's  
Office, and excepting illness of a judge, the following restrictions on  
absences of judges should apply:

- I. No two (2) judges from the following assignments should be absent at the same time:  
Floater judge, North End and South End Branch Courts, and Judge I (Dixon), Judge II (Ellsworth), and Judge III (Petersen) of small claims-misdemeanor division.  
  
Due to the fact that coverage by the floater judge is required in the above assignments it is very important that unless absolutely necessary, requests for vacations run from Monday through Friday and not include parts of a week.
- II. No two (2) judges from the Domestic Relations Division Judge I (O'Brien), Judge II (Hogan), and Judge III (Mel Dunn) should be absent at the same time. Coverage for a absent judge will be by the remaining judges of the division.
- III. The Juvenile Court Judge and Domestic Relations Division Judge III should not be absent at the same time. In the absence of the Juvenile Court Judge, the Domestic Relations Division Judge III will handle the mental health calls and such other juvenile court matters which can not be blocked out.

continued...

MAR 23 9 08 AM '83  
CIRCUIT COURT OF  
KANE COUNTY, ILL.  
JAN 23 1983

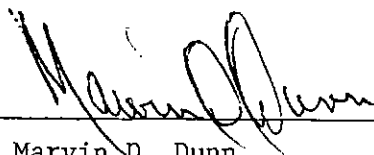
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- IV. No more than two (2) Civil L Division Judges should be absent at the same time. Judges are to block out their calendar (trials and motion calls) during their absence and arrange with the Chief Judge's office to have emergency motions heard by another judge in the division.
- V. Both Felony Division Judges should not be absent at the same time. The absent judge should have his calendar (trials and motions) blocked out from his calendar during his absence. The other felony division judge is to handle the absent judge's assignments and emergency matters.
- VI. The Chancery-Probate Division Judge and the Special Assignments Trial Judge should not be gone at the same time. In the absence of the Chancery-Probate Division Judge, his motion call and emergency matters will be handled by the special assignments trial judge.

In the event a judge is unable to handle his court assignment due to illness or other compelling reason, the Executive Secretary and the presiding judge of his division, if applicable, should be notified at the earliest possible time, so that arrangements can be made to cover his court call, if required.

Executive Secretary: Kathryn Seifrid  
Phone extension: 200  
Home Phone: 232-8067 or 377-2311  
Chief Judge: Marvin D. Dunn  
Phone extension: 316 (unlisted)  
Home Phone: 879-3988

Entered this 15th. day of February, 1983.



Marvin D. Dunn  
Chief Judge



ADMINISTRATIVE ORDER # 99  
APPOINTMENT OF COURT REPORTER

83 MR 01

Vol ~~II~~ I

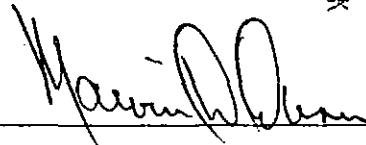
Pursuant to Illinois Revised Statutes, Chapter 37, Paragraph  
654, the following is hereby appointed as Court Reporter for the  
Sixteenth Judicial Circuit:

Perina, Jeanine H.

Entered this 16th. day of March, 1983.

MAR 16 3 41 PM '83  
JAN CAROL SMITH  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.

FILED



Marvin D. Dunn  
Chief Judge

STATE OF ILLINOIS )

COUNTY OF KANE )

IN THE CIRCUIT COURT OF THE 16TH JUDICIAL CIRCUIT  
KANE COUNTY, ILLINOIS

83MR-1

IN THE MATTER OF THE )  
 )  
FAMILY LAW DIVISION )  
 )

ADMINISTRATIVE ORDER NO. 98  
CONTAINING REVISED RULES OF THE DOMESTIC  
RELATIONS DIVISION

Volume I

In the interest of conserving the judicial time of the Court and to properly dispose of pending domestic relations cases, the following rules are adopted:

1. IT IS HEREBY ORDERED that all motions, petitions or orders submitted to the Court must start with a title which accurately describes the contents of the document.

Examples:

- A. Motion for Continuance
- B. Order for Dismissal
- C. Petition for Temporary Custody, Child Support and Maintenance
- D. Order for Attorney's Fees
- E. Motion to Set Pre-Trial Date
- F. Order to Set Trial Date
- G. Petition for Change of Custody
- H. Order to Fix Visitation
- I. Petition for Increase in Child Support
- J. Order for Termination of Child Support
- K. Petition to Modify Maintenance (and/or Child Support)
- L. Order for Payment of Arrearage
- M. Etc.

OFFICE OF THE CLERK  
KANE COUNTY, ILLINOIS  
FEB 24 10 22 AM '83

FILED

If the order is agreed, the adjective "agreed" should precede the word "order" in the title.

If the document covers more than one substantive matter, each subject must be referred to in the title.

The descriptive titles will enable the Court to see at a glance the contents of the document and thus expedite the process of approving orders.

2. IT IS ORDERED that with respect to those orders approving either an increase or a decrease in child support the effective date of any such increase or decrease shall be retroactive to the date of the filing of the petition.

3. When a matter is continued on the Motion Call to a new date the attorneys for the litigants shall procure that date directly from Scheduling and not the Clerk of the Court or the sitting Judge. No more than seven cases shall be set on any Motion Call unless specifically approved by a written Order of the Court.

4. Assignments and re-assignments within the Domestic Relations Division, including requests concerning change of judges, shall be disposed of internally within the Domestic Relations Division by referral to the Presiding Judge.

5. Effective February 1, 1983, the Certificate of Dissolution of Marriage that is provided by the Department of Public Health which has been filed with and as a part of the original complaint shall now be presented to the Judge of the Court at the time of Prove-up. In the event of a contested hearing, the Certificate shall be filed at the time of the presentation of the final decree. This rule is adopted in accordance with Section 707 of Chapter 40 of the Illinois Revised Statutes.

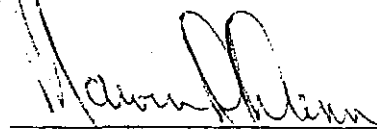
This order shall take effect immediately and remain in effect until further order of the Court.

APPROVED:



Michael F. O'Brien, Presiding Judge  
Domestic Relations Division

ENTER:



Marvin D. Dunn, Chief Judge

Dated:

See 79 MR 1592

STATE OF ILLINOIS  
COUNTY OF KANE

~~83 MR 7~~  
Volume I

RESOLUTION NO. 83 - 97

A RESOLUTION FOR APPOINTMENT TO THE LAKE MARIAN RIVER  
CONSERVANCY DISTRICT

WHEREAS, two vacancies exist in the office of Trustee of the Lake Marian River Conservancy District due to the expiration of term of James M. Williams and resignation of Steven Paetz; and

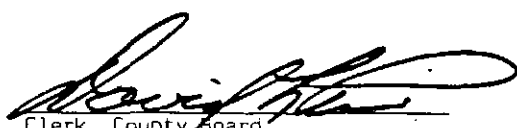
WHEREAS, the Chairman of the County Board has by law the responsibility to fill said vacancies by appointment, with the advice and consent of the County Board;

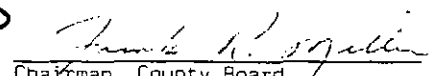
NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that James M. Williams, 215 Park Avenue, Lake Marian in the Woods, Carpentersville, Illinois, is hereby appointed to a term of office effective immediately and to expire on July 12, 1988; and that John Merriam, 90 Lake Shore Drive, Lake Marian in the Woods, Carpentersville, Illinois, is hereby appointed to fill the vacancy in the unexpired term of S. Paetz, effective immediately and to expire on July 12, 1985.

FILED  
JUL 25 1 54 PM '83  
CLERK OF COURT  
KANE COUNTY  
ILLINOIS

BE IT FURTHER RESOLVED that the County Clerk forward a certified copy of this Resolution of Appointment to Messrs. Williams and Merriam, and a copy to the Clerk of the Circuit Court.

Passed by the Kane County Board on JUL 12 1983

  
Clerk, County Board  
Kane County, Illinois

  
Chairman, County Board  
Kane County, Illinois

STATE OF ILLINOIS

COUNTY OF KANE

DATE JUL 21 1983

I, David L. Pierce, Kane County Clerk and Keeper of the Records in Kane County, Illinois, do hereby certify that the attached is a true and correct copy of the original record on file.

(Seal)

In witness thereof, I have hereunto set my hand and affixed the Seal of the County of Kane at my office in Geneva, Illinois.

  
David L. Pierce, Kane County Clerk

83MR-1  
Volume I

SPECIAL ADMINISTRATIVE ORDER NO. 96

The following assignments will be effective February 28, 1983:

Chief Judge Marvin D. Dunn, Special Trial Settings, room 310.

Judge Joseph M. McCarthy, Civil Trial Division, room 325.

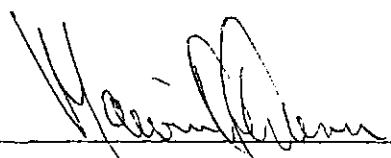
Judge John L. Nickels, Criminal Trial Division, Felony, room 340.

CRIMINAL DIVISION  
FEB 15 1983

FEB 15 12 12 PM '83

FILED

Enter this 15th day of  
February, 1983

  
\_\_\_\_\_  
Marvin D. Dunn, Chief Judge

83 MR-1  
Volume I


ADMINISTRATIVE ORDER # 95

APPELLATE COURT-APPOINTED COUNSEL

In conjunction with Kane County Board Resolution #83-12 and subject to the Resolution's terms and conditions, it is hereby ordered that ATTORNEY RANDY K. JOHNSON is appointed to represent defendants in seven (7) appeal cases to be assigned by the Chief Judge.

The compensation for said attorney shall not exceed ten thousand dollars (\$10,000.00), which shall be paid in an initial payment of \$5,000.00 on or about February 18, 1983, and the remainder upon completion of the assigned caseload.

Entered this 12th day of February, 1983.

  
Marvin D. Dunn, Chief Judge

FILED

FEB 17 10 44 AM 1983  
COURT CLERK

A true copy of the original on file in my office:  
Attested to this 17 day of Feb, 1983  
Jan E. Carlson  
Clerk of the Circuit Court 16, Judicial Circuit  
Kane County, Illinois  
By J. Anderson  
Deputy Clerk

83 MRO 1  
Vol I

SPECIAL ADMINISTRATIVE ORDER NO. 94

The following assignments will be effective February 1, 1983:

Judge James W. Cadwell, Yorkville.

Judge James W. Wilson, Aurora Branch Court.

Enter this 21st day of  
January 21, 1983



Marvin D. Dunn, Chief Judge

JAN 27 12 40 PM '83  
CIRCUIT CLERK  
KANE COUNTY, ILL.

FILED

83 MR 01  
Vol I

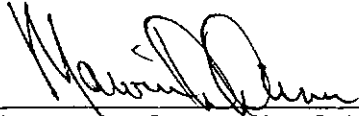
SPECIAL ADMINISTRATIVE ORDER NO. 94

The following assignments will be effective February 1, 1983:

Judge James W. Cadwell, Yorkville.

Judge James W. Wilson, Aurora Branch Court.

Enter this 21st day of  
January 21, 1983

  
\_\_\_\_\_  
Marvin D. Dunn, Chief Judge

JAN 27 12 40 PM '83  
JIM WILSON  
CLERK OF COURT  
KANE COUNTY, IL.

FILED



83MR-1

ADMINISTRATIVE ORDER #93 (amended) *Volume I*

APPOINTMENT OF COURT REPORTERS

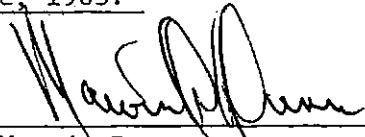
Pursuant to Illinois Revised Statutes, Chapter 37, Paragraph 654, the following are hereby re-appointed as Court Reporters for the Sixteenth Judicial Circuit:

- Bailey, Melanie A.
- Blickem, Ronald R.
- Fosse, George E., Chief Court Reporter
- Grady, Roseann K.
- Koutsoures, Lynn M.
- LeComte, Kathleen D.
- Lemanski, Diane
- Lempke, Elizabeth A.
- Lukas, Ingrid
- Martensen, Mary K.
- Nielsen, Louis A.
- O'Connell, William C.
- Perina, Jeanine
- Stoneberg, Jeffery T.
- Straka, Mariann S.
- Streit, Mary E.
- Weistroffer, Catherine
- Weltmer, Jacqueline S.

JUN 10 1 00 PM '83  
 JAN CARLSON  
 CIRCUIT COURT CLERK  
 KANE COUNTY, IL.

FILED

Entered this 9th day of June, 1983.

  
 \_\_\_\_\_  
 Marvin D. Dunn, Chief Judge

83 MR 01  
Vol I

ADMINISTRATIVE ORDER # 93  
APPOINTMENT OF COURT REPORTERS


Pursuant to Illinois Revised Statues, Chapter 37, Paragraph 654, the following are hereby re-appointed as Court Reporters for the Sixteenth Judicial Circuit:

- Blickem, Ronald R.
- Fosse, George E., Chief Court Reporter
- Grady, Roseann K.
- Koutsoures, Lynn M.
- Lecompte, Kathleen D.
- Lempke, Elizabeth A.
- Lukas, Ingrid
- Martensen, Mary K.
- Nielsen, Louis A.
- O'Connell, William C.
- Stoneberg, Jeffery T.
- Straka, Mariann S.
- Streit, Mary E.
- Weltmer, Jacqueline S.

JAN 20 2 07 PM '83  
 SHIRLEY M. BISHOP  
 CLK. OF CIRCUIT CT.  
 KANE CO. ILL.

FILED

Entered this 19<sup>th</sup> Day Of January, 1983.

  
 \_\_\_\_\_  
 Marvin D. Dunn  
 Chief Judge

83 MR 01  
Vol I

ADMINISTRATIVE ORDER # 92  
APPELLATE COURT-APPOINTED COUNSEL

In conjunction with Kane County Board Resolution # 83-12 and subject to the Resolution's terms and conditions, it is hereby ordered that ATTORNEY JOHN S. BIALLAS is appointed to represent defendants in seven (7) appeal cases to be assigned by the Chief Judge.

The compensation for said attorney shall not exceed ten thousand dollars (\$10,000.00), which shall be paid in an initial payment of \$5,000.00 on or about January 21, 1983, and the remainder upon completion of the assigned caseload.

Entered this 13th. Day of January, 1983.



Marvin D. Dunn

Chief Judge

FILED  
JAN 17 1 01 PM '83  
JAN 15 1983  
CLK. OF CIRCUIT CT.  
KANE CO. ILL.

83 MR-1  
Volume I

COURT-APPOINTED COUNSEL

In conjunction with Kane County Board Resolution #83- 11 and subject to the resolution's terms and conditions, it is hereby ordered that the following attorneys are appointed to the position of court-appointed counsel for the County of Kane, Sixteenth Judicial Circuit. Those attorneys listed as backup support are authorized to appear in court on behalf of the appointed attorney when necessary or convenient.

JAN 12 9 37 AM '83  
CIRCUIT CLERK  
KANE CO., ILL.

FILED

Appointees

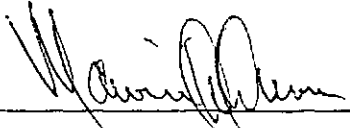
Robert L. Janes  
Van A. Larson  
Patricia Piper Golden

Backup Support

Franklin Brewe  
Stephen Wilson  
Stephen L. Cleary  
G. Geoffrey Wood  
Benedict Schwarz  
Loren S. Golden

The appointments are effective January 3, 1983.

Entered this 11th. day of  
January, 1983

  
\_\_\_\_\_  
Marvin D. Dunn  
Chief Judge

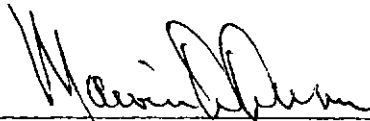
83 MR 01  
vol I

REVISED ADMINISTRATIVE ORDER NO. 71

IT IS HEREBY ORDERED THAT:

In my absence, Judge Paul W. Schnake shall  
act as Chief Judge.

Enter this 21st day of January, A.D. 1983.



Marvin D. Dunn, Chief Judge

JAN 27 12 40 PM '83  
JUDICIAL  
CIRCUIT CLERK  
\* ARE GOING TO ALL

FILED

REVISED ADMINISTRATIVE ORDER NO. 39

83 MR-1

Volume I

Exhibit 1 A

TO: Chiefs of Police - Elgin Police Department  
 St. Charles Police Department  
 Carpentersville Police Department  
 East Dundee Police Department  
 West Dundee Police Department  
 Sleepy Hollow Police Department  
 Gilberts Police Department  
 Barrington Hills Police Department  
 Wayne Police Department  
 State Police District 2

FROM: Marvin D. Dunn, Chief Judge

Gentlemen:

The following schedule hereinafter set will be adopted, effective April 4, 1983. All departments should see to it that their officers write tickets in accordance with the following:

JAN 27 4 06 PM '83  
 CHIEF JUDGE  
 FILED

<u>DAY</u>	<u>PLACE</u>	<u>TIME</u>	<u>TYPE OF CASE</u>
Mon.	Elgin	9:00 AM	Warrant & Bond ) Elgin & South Elgin
		9:30 AM	Local TR & OV )
		1:00 PM	Elgin - Parking Bldg. Code Local TR & OV

---

Tues.	Elgin	9:00 AM	Warrant & Bond
		9:30 AM	Elgin - State TR & CM South Elgin - State TR & CM Conservation Cases
		1:00 PM	Elgin - State TR & CM

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Wed.	Elgin	8:30 AM	Warrant & Bond
Wed.	Cptvl.	10:00 AM	East Dundee - Local TR & OV 1st & 3rd Wed. each month
			West Dundee - Local TR & OV 2nd & 4th Wed. each month
			Sleepy Hollow - Local TR, OV, & State 1st & 3rd Wed. each month
		1:00 PM	Carpentersville - State TR & CM West Dundee - State TR & CM East Dundee - State TR & CM Gilberts - State TR & CM Barrington Hills - State TR & CM Burlington - State TR & CM

<u>DAY</u>	<u>PLACE</u>	<u>TIME</u>	<u>TYPE OF CASE</u>
Thurs.	Elgin	8:30 AM	Warrant & Bond
Thurs.	<u>Cptvl.*</u>	10:00 AM	Carpentersville - Local TR & OV Gilberts - Local TR & OV Barrington Hills - Local TR & OV Burlington - Local TR & OV
*2nd & 4th Thursday each month			1:00 PM Special settings
Thurs.	Elgin	8:30 AM	Warrant & Bond
Thurs.	St. <u>Chas.**</u>	10:00 AM	St. Charles - Local TR & OV State TR & OV
**1st & 3rd Thursday each month			1:00 PM St. Charles - Local TR & OV Wayne - Local TR & OV State - TR & OV
			2:00 PM St. Charles - CM

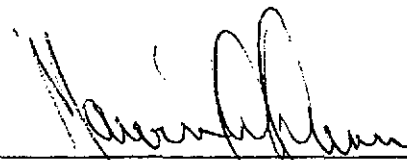
Note-St. Charles Court address is now  
1725 Dean St., St. Charles, Illinois 60174  
(St. Charles Township Building)

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Eri.	<u>Elgin</u>	9:00 AM	Warrant & Bond
		9:30 AM	Elgin - Cit v. Cit - State Charges
		1:00 PM	Contested - Special settings

---

January 27, 1983  
Enter

  
Marvin D. Dunn, Chief Judge

Abbreviations:

- Cptvl - Carpentersville
- State - Charges under Motor Vehicle Law
- Local - Charges under local Municipal Ordinance
- TR - Traffic
- CM - Criminal Misdemeanor
- OV - Ordinance Violation
- Ct. - Citizen

cc: Village Attorneys: Carpentersville, Elgin,  
West Dundee, East Dundee, Sleepy Hollow

Jan E. Carlson, Circuit Clerk  
Robert Morrow, State's Attorney

83MR-1  
Volume I

Exhibit 1 A

TO: Chiefs of Police - Elgin Police Department  
 St. Charles Police Department  
 Carpentersville Police Department  
 East Dundee Police Department  
 West Dundee Police Department  
 Sleepy Hollow Police Department  
 Hampshire Police Department  
 Gilberts Police Department  
 Barrington Hills Police Department  
 Wayne Police Department  
 State Police District 2

FILED  
 JAN 12 11 11 AM '83  
 JAN E. CARLSON  
 CLK. OF CIRCUIT CT.  
 KANE CO. ILL.

FROM: Marvin D. Dunn, Chief Judge

Gentlemen:

The following schedule hereinafter set will be adopted, effective April 4, 1983. All departments should see to it that their officers write tickets in accordance with the following:

<u>DAY</u>	<u>PLACE</u>	<u>TIME</u>	<u>TYPE OF CASE</u>
<u>Mon.</u>	<u>Elgin</u>	9:00 AM	Warrant & Bond ) Elgin & South Elgin
		9:30 AM	Local TR & OV )
		1:00 PM	Elgin - Parking Bldg. Code Local TR & OV
<u>Tues.</u>	<u>Elgin</u>	9:00 AM	Warrant & Bond
		9:30 AM	Elgin - State TR & CM South Elgin - State TR & CM Conservation cases
		1:00 PM	Elgin - State TR & CM
<u>Wed.</u>	<u>Elgin</u>	8:30 AM	Warrant & Bond
<u>Wed.</u>	<u>Cptvl.</u>	10:00 AM	East Dundee - Local TR & OV West Dundee - Local TR & OV Sleepy Hollow - Local TR & OV
		1:00 PM	Carpentersville - State TR & CM West Dundee - State TR & CM East Dundee - State TR & CM Hampshire - State TR & CM Gilberts - State TR & CM Barrington Hills - State TR & CM Burlington - State TR & CM



<u>DAY</u>	<u>PLACE</u>	<u>TIME</u>	<u>TYPE OF CASE</u>
Thurs.	Elgin	8:30 AM	Warrant & Bond
	Cptvl.*	9:30 AM	Carpentersville - Local TR & OV
			Hampshire - Local TR & OV
*2nd & 4th Thursday			Gilberts - Local TR & OV
each month			Barrington Hills - Local TR & OV
			Burlington - Local TR & OV
	St.		
Thurs.	Chas.**	10:00 AM	St. Charles - Local TR & OV
			State TR & OV
**1st & 3rd Thursday			
each month		1:00 PM	St. Charles - Local TR & OV
			Wayne - Local TR & OV
			State - TR & OV
		2:00 PM	St. Charles - CM

Note-St. Charles Court address is now  
 1725 Dean St., St. Charles, Illinois 60174  
 (St. Charles Township Building)

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Fri.	Elgin	9:00 AM	Warrant & Bond
		9:30 AM	Elgin - Cit v. Cit - State Charges
		1:00 PM	Contested - Special settings

---

January 12, 1983  
 Enter

Marvin D. Dunn  
 Marvin D. Dunn, Chief Judge

Abbreviations:

- Cptvl - Carpentersville
- State - Charges under Motor Vehicle Law
- Local - Charges under local Municipal Ordinance
- TR - Traffic
- CM - Criminal Misdemeanor
- OV - Ordinance Violation
- Cit. - Citizen

cc: Village Attorneys: Carpentersville,  
 Elgin, West Dundee, East Dundee, Sleepy  
 Hollow

Jan E. Carlson, Circuit Clerk  
 Robert Morrow, State's Attorney

ADM. EXHIBIT 1A

83MRI

(39)

ELGIN CITY COURT ROOMDay  
of  
Week  
Mon.

9:00 W & B  
 9:00 Small Claims (return day only - 30 limit)  
 9:30 Elgin - Local TR & OV  
       East Dundee        )  
       Barrington Hills    ) Local TR & OV (1st & 3rd)  
  
 1:00 Elgin - Local TR & OV  
       - Parking, Bldg Code etc.  
       Carpentersville - Citizen vs. Citizen complaints  
       Carpentersville - Shoplifting charges

Tues.

9:00 W & B  
 9:00 Small Claims - return day only - 30 limit  
 9:30 Elgin P.D. - TR, OV & CM  
       South Elgin        )  
       Valley View        ) PD  
       Wayne                )  
 9:30 Conservation cases  
 9:30 West Dundee        )  
       Sleepy Hollow        ) PD (1st & 3rd)  
       Barrington Hills    )  
       Burlington         )

1:00 Elgin - PD - CM

Wed.

9:00 W & B  
 9:30 Elgin - Local - TR & OV  
 9:30 West Dundee        )  
       Sleepy Hollow        )  
       Gilberts            ) Local - (2nd & 4th)  
       Burlington         )  
       Hampshire         )

1:00 Elgin - Local - TR & OV

Thurs.

9:00 W & B  
 9:30 Carpentersville - PD - TR & CM

1:00 St. Charles & Geneva - PD - TR, OV & CM  
 (St. Charles City Council Chambers)

Fri.

9:00 W & B  
 9:30 Elgin - PD - TR, OV & CM

1:00 Carpentersville - Local - TR & OV

ADM. EXHIBIT 1BAURORA CITY COURT ROOM

Day  
of  
Week  
Mon.

9:00 W & B  
9:30 Aurora - TR & OV  
  
1:00 Aurora - TR, OV & CM  
North Aurora - Local OV (4th)

Tues.

9:00 W & B  
9:30 Aurora - Citizens Complaints OV & CM  
  
1:00 Yorkville

Wed.

9:00 W & B  
9:30 Aurora - P. D. - TR, OV & CM  
Sugar Grove - P. D. & Local - TR, OV & CM (1st & 3rd)  
Elburn - P. D. & Local - TR, OV & CM  
  
1:00 Aurora - P. D. - TR, OV & CM  
Conservation  
Sugar Grove - P. D. & Local - TR, OV & CM (1st & 3rd)  
No. Aurora - P. D. - TR & CM (4th)  
Big Rock - P. D. & Local - TR, OV & CM

Thurs.

9:00 W & B & Small Claims - return day only - 30 limit  
9:30 Aurora - P. D. - TR, OV & CM  
Montgomery - P. D. & Local - TR, OV & CM (2nd & 4th)  
  
1:00 Aurora - P. D. - TR, OV & CM

Fri.

9:00 W & B  
9:30 Aurora - P. D. - TR, OV & CM  
  
1:00 Aurora - P. D. - TR, OV & CM

\* W & B - Warrant and Bond Call

NOTE: This judge goes to Yorkville for assignment on Tuesday afternoons.

IN THE CIRCUIT COURT FOR THE  
SIXTEENTH JUDICIAL CIRCUIT, KANE COUNTY, ILLINOIS

83 MR 01  
Vol. - I


IN THE MATTER OF THE BOARD OF )  
ELECTION COMMISSIONERS OF THE )  
CITY OF AURORA, KANE COUNTY, ) APPOINTMENT OF A COMMISSIONER  
ILLINOIS )


Now upon this 1st day of December, 1983, it appearing to the Court that the term of office of Charles R. Bond as one of the members of the Board of Election Commissioners of the City of Aurora, Kane County, Illinois, does expire on the 1st day of December, 1983, in consequence of which it becomes the duty of the Circuit Court of this County to appoint a successor, and since said Charles R. Bond has performed the duties of his office since his appointment as a member of said Election Commission in an eminently satisfactory manner, and continues to be a member of one of the two leading political parties of the State of Illinois, the Court hereby reappoints said Charles R. Bond as a member of said Election Commission for a period of three years from and after the expiration of his first term, and until his successor is appointed.


It is further ORDERED that before taking his seat as a member of said Board he take the oath of office required by the Statute, and that before taking said oath he give an official bond in the sum of Ten Thousand Dollars (\$10,000.00), with surety, or sureties, to be approved by the Judge of said Court, conditioned for the faithful and honest performance of his duties, and the preservation of the property of his office.

  
Circuit Judge

  
Circuit Judge

  
Circuit Judge

  
Chief Judge of the Circuit Court for  
the Sixteenth Judicial Circuit, Kane  
County, Illinois

  
Circuit Judge

I, Charles R. Bond, do solemnly swear that I am a citizen of the United States, and have resided in the City of Aurora, County of Kane, and the State of Illinois, for a period of at least twenty-eight years last past, and that I am a legal voter and householder in said City and State. That I will support the Constitution of the United States and of the State of Illinois, and the laws passed in Pursuance thereof, to the best of my ability, and will faithfully and honestly discharge the duties of the office of election commissioner for said city.

Charles R. Bond

Subscribed and sworn to before me,  
Marvin D. Dunn, Chief Judge of the  
Circuit Court for the Sixteenth Judicial  
Circuit, of the County of Kane and State  
of Illinois, this November 29  
A.D. 1983.

Marvin D. Dunn

Chief Judge of the Circuit Court for the Sixteenth  
Judicial Circuit, Kane County, Illinois

ATTEST:

Jan Carlson  
Clerk of the Circuit Court

83 MR-1  
Volume I

ADM. EXHIBIT 3B

Courtroom 320

Divorce Call

FILED  
FEB 16 2 11 PM '83  
COURT CLERK  
SUPERIOR COURT  
JULIA M. HARRIS

Daily

- 9:00 Pretrials & Trials by Court Orders
- 9:30 Motions (Limit 7)
- 10:30 Motions (Limit 7)
- 1:00 Prove-ups (Default and By Agreement)  
(Limit 5)
- 1:30 Contested Motions and Hearings on Merits  
set by Court Order

Amended 2-15-83

83 MR-1  
Volume I

ADM. EXHIBIT 3A

Courtroom 220 - Divorce Call

Daily

9:00	Pre-trials & Trial by Court Order
10:00	Motions (Limit 7)
11:00	Motions (Limit 7)
1:00	Prove-ups (Default and By Agreement) (Limit 4)
1:30	Contested Motions and Hearings on Merits set by Court Order

FILED  
FEB 16 10 49 AM '83  
COURT CLERK

Effective Friday, March 18, 1983, the Reciprocal Support Call will be heard on Fridays at 1:00 p.m. in room 220.

Effective Monday, March 14, 1983, the Clerk's Support Call will be heard on Mondays at 2:00 p.m. in room 220.

Effective Friday, May 13, 1983, Reciprocal Support and Clerk Support cases will be heard Fridays at 1:00 p.m. and 2:00 p.m. respectively in room 220. Regular 220 cases and prove-ups will be heard in room 330.

Amended 2-16-83

**16th Judicial Circuit  
County of Kane**

P.O. Box 556  
Courthouse, Geneva, IL. 60134  
Telephone (312) 232-2400



JOHN L. PETERSEN, *Judge*  
*In Chambers*

83MR-1

Volume I

January 27, 1983

SPECIAL NOTICE TO ATTORNEYS  
WHO PRACTICE IN COURT ROOM 150, GENEVA

Due to high volume of traffic and misdemeanor cases handled in "150" (750-1000 per week), and the limitations on personnel, including the judge, the following procedures will become effective February 1, 1983:

1. Cases will be handled on the court date only.
2. Missed court dates, by defendant, attorney, or both, will be heard on written notice and motion set on complainant agency court day, i.e. Dist. 15, Mon. A.M.; Dist. 2, Fri. A.M.; Bat. & Gen., Tues. A.M.; Sheriff, Tues. P.M.
3. Continuances will not be granted by phone. Attorneys requesting continuance in advance of court date may make request by filing written appearance with request noted thereon with Clerk's Geneva module.
4. Bailiff will secure files from file room only upon direction of the judge.
5. The Court will hear voluntary surrenders on warrants only at KCAC bond call. Sheriff's personnel must notify Clerk by 3:30 P.M. of day preceding the contemplated surrender.
6. State's Attorney's Office will issue criminal summons by mail on majority of "No Shows". Warrants will be expected to be executed by arrest of defendant.
7. Public defenders and defense counsel who have clients in jail will be expected to talk with their clients prior to the morning their cases are on the preliminary hearing call.

FILED

Jan 28 9 00 am

600  
Kane County, IL

JOHN L. PETERSEN with approval of the  
Chief Judge



cc Jan Carlson  
ROBERT D. CRITTON  
County Treasurer

# County of Kane



File  
83 MR 1  
Volume I

Telephone:  
312-232-2400

OFFICE OF COUNTY TREASURER  
Kane County Government Center  
Geneva, Illinois 60134

January 18, 1983

KANE COUNTY BOARD

Herewith is my annual report of the collection of the Traffic and Criminal Conviction fees. The County is entitled to keep two percent of the fees collected.

TRAFFIC & CRIMINAL CONVICTION FUND

Fees collected in 1982	\$ 83,969.93
Paid to State Treasurer	\$ 82,289.99
Balance 11/30/82 - 2% County Share	\$ 1,679.94

Sincerely yours,

*Robert D. Critton*  
Robert D. Critton  
County Treasurer/Collector

FILED  
JAN 28 1983  
CLERK OF THE CIRCUIT COURT  
KANE COUNTY, ILLINOIS

RDC/dw

RECEIVED

JAN 28 1983

*Jan Carlson*  
CLERK OF THE CIRCUIT COURT  
KANE COUNTY, ILLINOIS

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT OF  
THE STATE OF ILLINOIS

IN THE MATTER OF THE APPOINTMENT OF )  
THE EXECUTIVE DIRECTOR OF COURT )  
PROGRAMS FOR THE SIXTEENTH JUDICIAL )  
CIRCUIT OF THE STATE OF ILLINOIS )

SS.

83MR-1  
Volume I

ORDER AND WARRANT

We, the undersigned Circuit Judges of the Sixteenth Judicial Circuit  
of the State of Illinois, pursuant to the authority vested in us by  
Chapter 37, Section 706-5, of the Illinois Revised Statutes, 1983,  
DO HEREBY APPOINT James E. Rudolph as Executive Director of Court  
Programs of the Sixteenth Judicial Circuit, which Circuit is comprised  
of the Counties of Kane, Kendall, and DeKalb.

OFFICE OF THE CLERK  
OF THE CIRCUIT COURT  
KANE COUNTY, ILL.

OCT 25 2 10 PM '83

FILED

The duration of said appointment shall be during the pleasure of  
said Judges and shall become effective December 1, 1983, A.D.

Entered this 25th day of October, 1983. A.D.

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT OF  
THE STATE OF ILLINOIS

IN THE MATTER OF DESIGNATING )  
A PSYCHIATRIC DEPARTMENT FOR )  
THE COUNTY OF KANE OF THE STATE )  
OF ILLINOIS )

SS.


83 MR-1  
Volume I

SEP 16 11 46 AM '83  
COURT CLERK  
FILED

ORDER AND WARRANT

I, the undersigned Chief Circuit Judge, representing the  
Circuit Judges of the Sixteenth Judicial Circuit of the State of  
Illinois, pursuant to the authority vested in me by Chapter 37,  
Section 706-4 of the Illinois Revised Statutes, 1983, DO HEREBY  
DESIGNATE the Kane County Diagnostic Center as The Psychiatric  
Department for the court in the County of Kane in the State of  
Illinois. This designation shall be effective September 12, 1983,  
A.D.

Entered this 12th day of September, 1983 A.D.

  
\_\_\_\_\_  
Honorable Marvin D. Dunn, Chief Judge  
Sixteenth Judicial Circuit

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT OF  
THE STATE OF ILLINOIS

IN THE MATTER OF THE WITHDRAWAL OF )  
THE EXECUTIVE DIRECTOR OF COURT )  
PROGRAMS FOR THE SIXTEENTH JUDICIAL )  
CIRCUIT OF THE STATE OF ILLINOIS )

83MR-1  
SS. Volume I

CIRCUIT COURT OF CLERK  
KANE COUNTY, ILL.

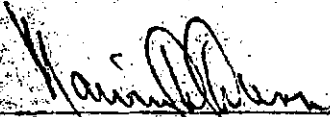
SEP 15 2 58 PM '83

FILED

ORDER AND WARRANT

I, the undersigned Chief Circuit Judge, representing the Circuit Judges of the Sixteenth Judicial Circuit of the State of Illinois, pursuant to the authority vested in us by Chapter 37, Section 706-5, of the Illinois Revised Statutes, 1983, as a result of his resignation submitted to me on September 1, 1983, DO HEREBY WITHDRAW the appointment of C. Robert Mueller, Jr. as Executive Director of Court Programs of the Sixteenth Judicial Circuit, which Circuit is comprised of the Counties of Kane, Kendall, and DeKalb.

The withdrawal of said appointment shall be effective October 1, 1983, A.D. Entered this 12th Day of September, 1983, A.D.

  
\_\_\_\_\_  
Honorable Marvin D. Dunn, Chief Judge

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT OF  
THE STATE OF ILLINOIS

IN THE MATTER OF THE APPOINTMENT OF )  
THE INTERIM EXECUTIVE DIRECTOR OF )  
COURT PROGRAMS FOR THE SIXTEENTH )  
JUDICIAL CIRCUIT OF THE STATE OF )  
ILLINOIS )

SS.

83MR-1  
Volume I

CIRCUIT CLERK  
KANE COUNTY ILL.

SEP 15 2 58 PM '83

FILED

ORDER AND WARRANT

I, the undersigned Chief Circuit Judge, representing the Circuit Judges of the Sixteenth Judicial Circuit of the State of Illinois, pursuant to the authority vested in us by Chapter 37, Section 706-5, of the Illinois Revised Statutes, 1983, DO HEREBY APPOINT James E. Rudolph as Interim Executive Director of Court Programs of the Sixteenth Judicial Circuit, which Circuit is comprised of the Counties of Kane, Kendall, and DeKalb.

The duration of said appointment shall be during the pleasure of said Judge and shall become effective October 1, 1983, A.D. Entered this 12th Day of September, 1983, A.D.

  
\_\_\_\_\_  
Honorable Marvin D. Dunn, Chief Judge

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT OF  
THE STATE OF ILLINOIS

IN THE MATTER OF THE APPOINTMENT OF )  
THE SENIOR PSYCHOLOGIST FOR THE KANE )  
COUNTY DIAGNOSTIC CENTER OF THE STATE )  
OF ILLINOIS )

SS.

83 MR-1  
Volume I

CIRCUIT CLERK  
KANE COUNTY, ILL.

SEP 15 2 58 PM '83


FILED

ORDER AND WARRANT

I, the undersigned Chief Circuit Judge, representing the Circuit Judges of the Sixteenth Judicial Circuit of the State of Illinois, pursuant to the authority vested in us by Chapter 37, Section 706-5, of the Illinois Revised Statutes, 1983, DO HEREBY APPOINT John H. Kluczynski as Senior Psychologist of the Kane County Diagnostic Center as proposed by the Executive Director of Court Programs for the Sixteenth Judicial Circuit, which Circuit is comprised of the Counties of Kane, Kendall, and DeKalb.

The duration of said appointment shall be during the pleasure of said Judge and shall become effective October 1, 1983, A.D. Entered this 12th Day of September, 1983, A.D.

  
Honorable Marvin D. Durn, Chief Judge

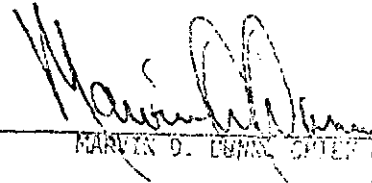
  
C. Robert Mueller, Jr., Executive  
Director of Court Programs

82 MR-1  
Vol I

AMENDED ADMINISTRATIVE ORDER NO. 72

As of 1-1-82, the State's Attorney shall charge each felony defendant separately and prepare the appropriate complaint, information or indictment, upon each of which the Clerk of Court shall affix a separate and individual case number.

This order applies only to CF filings.

  
MARTIN D. LEWIS, CLERK OF COURT

JAN 0 8 56 AM '82  
CLERK OF COURT  
COURT HOUSE

FILED

7

P 2 MR-1  
Vol I

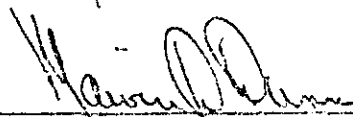
ADMINISTRATIVE ORDER NO. 73

CHIEF JUDGE'S ADMINISTRATIVE CALL

A Chief Judge Administrative Call will be held Monday through Friday at 9:00 A.M. in the courtroom of the Chief Judge, being Courtroom 310, for the purpose of hearing all judicial matters requiring action by the Chief Judge, including, but not limited to, all matters relating to reassignment of cases due to recusal and substitution of judge, and all matters relating to grand jury proceedings, extradition, rendition and expungment of records of arrest.

Any order entered by a trial judge transferring a case to the chief judge for reassignment shall set the matter for hearing on the next succeeding court day on the chief judge's administrative call, and the courtroom clerk shall hand deliver instantan the court file to the chief judge's courtroom clerk.

ENTERED this 4th day of January, 1982.

  
\_\_\_\_\_  
Chief Judge Marvin E. Dunn

JAN 8 8 56 AM '82  
JAMES H. ...  
CLERK OF COURTS ...  
KANE COUNTY, PA.

FILED

8



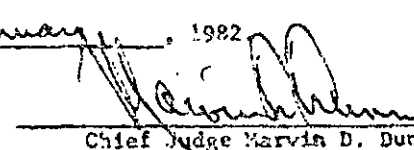
82 MR-1  
Vol I

IT IS ORDERED:

1. Pursuant to Supreme Court Rule 40 (Ill. Rev. Stat. Ch. 110, §40) Marriage Division of Kane County is hereby created.
2. Marriages will be performed at the following places and times:  
 Kane County Courthouse:  
 Monday - Thursday            3:00 - 4:00 P.M.  
 Friday                            1:30 - 4:00 P.M.
3. It shall be the responsibility of the judges assigned to LM-SC (Courtroom 120) and Geneva Branch Court (Courtroom 150) to perform marriages at the Courthouse Monday through Thursday and the judge assigned to the Elgin Branch Court shall have the responsibility to perform marriages at the Courthouse on Friday afternoons.
4. A fee of \$10.00 shall be collected by the clerk for each marriage performed.
5. The fees collected shall be deposited in the Trust Account already established and entitled "Marriage Fund of the Circuit Court of Kane County". The trustees as required by statute shall be the Chief Judge, a resident Circuit Judge of Kane County, and the Chief Judge's Administrative Secretary. The fund shall be spent in furtherance of the administration of justice.
6. In December of each year, all marriage funds will be audited and a copy of the audit report shall be filed with the Chief Judge and with the Administrative Director of the Illinois Courts.
7. On December 1 of each year, the trustees shall pay into the County General Fund such amounts as in their judgment may be appropriate.

JAN 8 8 58 AM '82  
 FILED  
 CLERK OF COURT  
 KANE COUNTY  
 ILLINOIS

ENTERED this 4th day of January, 1982

  
 Chief Judge Marvin D. Dunn

9

82 MR-1

SPECIAL ADMINISTRATIVE ORDER NO. 75

Because of the outdoor weather conditions of this date, and the hazard involved to employees, attorneys, and litigants in travel to and from the courthouse as a result of special weather conditions, it is hereby ordered that the courthouse shall be closed effective January 11, 1982 until the next succeeding court date.

All documents and notices required to be filed as of this date will be received on the next court date.

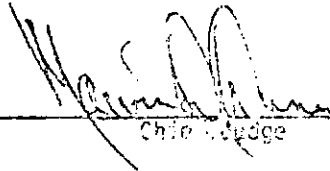
All responses required to be made on or before this date may be made on the next court date.

All cases set for hearing and not heard by reason of this order will be reset upon application to the Court.

ENTER: Jan 11, 1982

JAN 12 2 34 PM '82  
JAN E. GARLSON  
CLERK OF CIRCUIT CT.  
KANE CO. ILL.

FILED

  
\_\_\_\_\_  
Chief Judge

10

A RESOLUTION FIXING TRAVEL EXPENSES FOR COUNTY BOARD MEMBERS,  
OFFICERS AND PERSONNEL

BE IT RESOLVED by the County Board of the County of Kane, State of Illinois, that travel expenses of County Board Members, County officers and County personnel shall be hereafter authorized and paid in accordance with the following:

Section 1. PERMITTED RATES

A. Transportation

1. Private auto or private airplane: 20c per mile (Where private auto used on long or out-of-state trips, the mileage allowance is not to exceed the related cost of coach airfare.)
2. Airfare or Train: Actual cost, not to exceed coach fare.
3. Rented auto: Actual cost.

B. Lodging

1. Motels/Hotels in Illinois: Actual cost, not to exceed \$35 per day.
2. Motels/Hotels out-of-state: Actual cost, not to exceed \$45 per day.
3. If a single traveler needs a private room, an additional \$10 per day for all motels/hotels will be allowed.

C. Meals

1. Overnight Trips: \$18 per day for each day during which County personnel are performing official business, which includes the day of departure and day of arrival.
2. Single Day:
  - a) Breakfast - \$4.50, receipt necessary.
  - b) Lunch - \$4.50, " "
  - c) Dinner - \$9.00, " "
3. Conferences/Seminars: Actual cost of meal. Receipt necessary.
4. Guests: Actual cost of meal. Receipt necessary.

D. Other Expenses. Other allowable expenses are: taxi fare, tolls, parking fees, conference registration fees. (Not allowable are: laundry, entertainment, alcoholic beverages.)

Section 2. REQUIRED DOCUMENTATION

- A. Purpose of the trip and reason for expenses, along with dates and places, should be stated on the Personal Expense Voucher.
- B. Number of people, in regard to meals, must be indicated on the Personal Expense Voucher.
- C. Motel/hotel bills, train/plane tickets, auto rental bills, must be attached to the Personal Expense Voucher.
- D. Meal tickets must be attached to the Personal Expense Voucher.

Section 3. Since it is in the best interest of our nation to limit the consumption of petroleum products, County officials and employees are requested to use car pool or public transportation whenever possible.

Section 4. All ordinances and resolutions, and parts of ordinances and resolutions, in conflict with the foregoing, are hereby repealed.

Section 5. This resolution shall be in full force as of February 1, 1982.

CIRCUIT COURT CLERK  
KANE COUNTY, ILL.  
JAN 27 10 49 AM '82  
FILED

12

OFFICE OF THE COUNTY AUDITOR  
KANE COUNTY

EDWARD L. TAUTE  
COUNTY AUDITOR

January 18, 1982

UNRECORDED  
1982 2400

TO: ALL ELECTED OFFICIALS & DEPARTMENT HEADS  
SUBJECT: EXPENSE REIMBURSEMENT

Attached is the new County Board Resolution effective  
Feb. 1, 1982, authorizing increased expense reimbursement.

Please note that where receipts are required it will be  
necessary to provide them or the expense will be disallowed.

Also, please note Section 2. - Required Documentation.  
This section should also be adhered to at all times.

After reviewing this new schedule you have further questions  
I will be available to try and answer your inquiries.

Sincerely,

  
County Auditor

REC:JR

RECEIVED  
JAN 19 1982

Jan E. Carlson  
CLERK OF THE CIRCUIT COURT  
KANE COUNTY, ILLINOIS

11

A RESOLUTION FIXING TRAVEL EXPENCES FOR COUNTY BOARD MEMBERS

OFFICERS AND PERSONNEL

CIRCULAR FILE  
KANE CO. FILE  
JAN 11 10 45 AM '82  
FILED

BE IT RESOLVED by the County Board of the County of Kane, State of Illinois, that travel expenses of County Board Members, County officers and County personnel shall be hereafter authorized and paid in accordance with the following:

Section 1. PERMITTED RATES

A. Transportation

- 1. Private auto or private airplane: 20¢ per mile. (Where private auto used on long or out-of-state trips, the mileage allowance is not to exceed the related cost of coach airfare.)
- 2. Airfare or Train: Actual cost, not to exceed coach fare.
- 3. Rental auto: Actual cost.

B. Lodging

- 1. Motels/Hotels in Illinois: Actual cost, not to exceed \$35 per day.
- 2. Motels/Hotels out-of-state: Actual cost, not to exceed \$45 per day.
- 3. If a single traveler needs a private room, an additional \$10 per day for all motels/hotels will be allowed.

C. Meals

- 1. Overnight Trips: \$38 per day for each day during which County personnel are performing official business, which includes the day of departure and day of arrival.
- 2. Single Day:
  - a) Breakfast - \$4.50, receipt necessary.
  - b) Lunch - \$4.50, " "
  - c) Dinner - \$9.00, " "
- 3. Conferences/Seminars: Actual cost of meal. Receipt necessary.
- 4. Guests: Actual cost of meal. Receipt necessary.

D. Other Expenses. Other allowable expenses are: taxi fare, tolls, parking fees, conference registration fees. (Not allowable are: laundry, entertainment, alcoholic beverages.)

Section 2. REQUIRED DOCUMENTATION

- A. Purpose of the trip and reason for expenses, along with dates and places, should be stated on the Personal Expense Voucher.
- B. Number of people, in regard to meals, must be indicated on the Personal Expense Voucher.
- C. Motel/hotel bills, train/plane tickets, auto rental bills, must be attached to the Personal Expense Voucher.
- D. Meal tickets must be attached to the Personal Expense Voucher.

Section 3. Since it is in the best interest of our nation to limit the consumption of petroleum products, County officials and employees are requested to use car pool or public transportation whenever possible.

Section 4. All ordinances and resolutions, and parts of ordinances and resolutions, in conflict with the foregoing, are hereby repealed.


Section 5. This resolution shall be in full force as of February 1, 1982.


14

82-12

BE IT FURTHER RESOLVED that the County Clerk shall transmit a certified copy of this resolution to all department heads and elected officials.

Passed by the Kane County Board on \_\_\_\_\_.

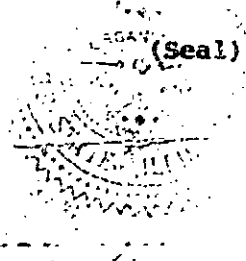
  
Clerk, County Board  
Kane County, Illinois

  
Chairman, County Board  
Kane County, Illinois

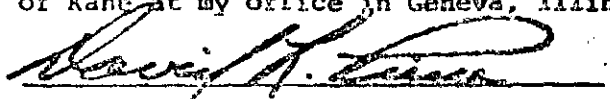
STATE OF ILLINOIS  
COUNTY OF KANE

DATE JAN 15 1982

I, David L. Pierce, Kane County Clerk and Keeper of the Records in Kane County, Illinois, do hereby certify that the attached is a true and correct copy of the original record on file.



In witness thereof, I have hereunto set my hand and affixed the Seal of the County of Kane at my office in Geneva, Illinois.

  
David L. Pierce, Kane County Clerk

15

# COUNTY OF KANE

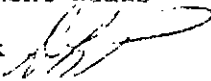
DAVID L. PIERCE  
KANE COUNTY CLERK



County Government Center  
719 Batavia Avenue  
Geneva, Illinois 60134  
Phone: (312) 252-2400

January 18, 1982

MEMO TO: Elected Officials and Department Heads

FROM: David L. Pierce, County Clerk 

Enclosed for your information is a certified copy of Resolution No. 82-12, passed by the Kane County Board at its meeting of January 12, 1982.

This resolution changes the allowable expenses for county employees traveling on county business. The effective date for these changes is February 1, 1982.

DLP/bmh  
enclosure

RECEIVED  
JAN 19 1982

*Jon E. Carlson*  
CLERK OF THE CIRCUIT COURT  
KANE COUNTY, ILLINOIS

17

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 82-15

A RESOLUTION IMPOSING A FINE FOR  
TRAFFIC VIOLATIONS

BE IT RESOLVED by the County Board of Kane County:

SECTION 1. Pursuant to Chapter 34, Paragraph 429.27 Illinois Revised Statutes, the Clerk of the Circuit Court of Kane County shall charge and collect a fee of Five Dollars (\$5.00) for all "Traffic Violations" where there is an admission or finding of guilt; said fee shall be used for the purpose of supporting the court system in Kane County.

A "traffic violation" for the purpose of this resolution shall not include parking tickets or parking violations.

SECTION 2. The Clerk of the Circuit Court of Kane County shall commence such charges and collection upon receipt of written notice from the Chairman of the County Board that the Kane County Board has acted to establish such a fee.

SECTION 3. The fee shall be in addition to all other fines and charges assessed by the Circuit Court of Kane County, and shall be remitted monthly by the Clerk of the Circuit Court of Kane County to the County Treasurer for deposit.

SECTION 4. This resolution shall become effective on the 1st day of the month following its date of passage.

Passed by the Kane County Board on \_\_\_\_\_

\_\_\_\_\_  
Clerk, County Board  
Kane County, Illinois

\_\_\_\_\_  
Chairman, County Board  
Kane County, Illinois

21



COUNTY BOARD, COUNTY OF KANE *File*

*82MR1*

January 25, 1982

To: Jan Carlson, Circuit Clerk  
Re: Resolution #82-15  
"A Resolution Imposing a Fine for Traffic Violations"  
From: Philip B. Elfstrom

This will serve as notice, per attached resolution Sec. 2,  
that the Kane County Board has acted to establish this law,  
at the County Board meeting of January 12, 1982.



Philip B. Elfstrom, Chairman  
pk

RECEIVED

JAN 27 1982

*Jan B. Carlson*  
CLERK OF CIRCUIT COURT  
KANE COUNTY, ILLINOIS

*20*

STATE OF ILLINOIS  
COUNTY OF KANE

82-MR-1

RESOLUTION NO. 82-15

A RESOLUTION IMPOSING A FINE FOR  
TRAFFIC VIOLATIONS

FILED  
JAN 27 9 50 AM '82  
CIRCUIT COURT OF ILLINOIS  
KANE CO., ILL.

BE IT RESOLVED by the County Board of Kane County,

SECTION 1. Pursuant to Chapter 34, Paragraph 429.27 Illinois Revised Statutes, the Clerk of the Circuit Court of Kane County shall charge and collect a fee of Five Dollars (\$5.00) for all "Traffic Violations" where there is an admission or finding of guilt; said fee shall be used for the purpose of supporting the court system in Kane County.

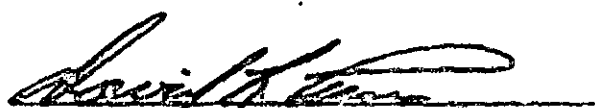
A "traffic violation" for the purpose of this resolution shall not include parking tickets or parking violations.


SECTION 2. The Clerk of the Circuit Court of Kane County shall commence such charges and collection upon receipt of written notice from the Chairman of the County Board that the Kane County Board has acted to establish such a fee.

SECTION 3. The fee shall be in addition to all other fines and charges assessed by the Circuit Court of Kane County, and shall be remitted monthly by the Clerk of the Circuit Court of Kane County to the County Treasurer for deposit.

SECTION 4. This resolution shall become effective on the 1st day of the month following its date of passage.

Passed by the Kane County Board on JAN 2 1982

  
Clerk, County Board  
Kane County, Illinois

  
Chairman, County Board  
Kane County, Illinois

Revised Statutes, the Clerk of the Circuit Court shall charge and collect a fee of Five Dollars (\$5.00) for all "Traffic Violations" where there is an admission or finding of guilt; said fee shall be used for the purpose of supporting the court system in Kane County.


A "traffic violation" for the purpose of this resolution shall not include parking tickets or parking violations.


SECTION 2. The Clerk of the Circuit Court of Kane County shall commence such charges and collection upon receipt of written notice from the Chairman of the County Board that the Kane County Board has acted to establish such a fee.

SECTION 3. The fee shall be in addition to all other fines and charges assessed by the Circuit Court of Kane County, and shall be remitted monthly by the Clerk of the Circuit Court of Kane County to the County Treasurer for deposit.

SECTION 4. This resolution shall become effective on the 1st day of the month following its date of passage.

Passed by the Kane County Board on JAN 12 1982

  
Clerk, County Board  
Kane County, Illinois

  
Chairman, County Board  
Kane County, Illinois

STATE OF ILLINOIS

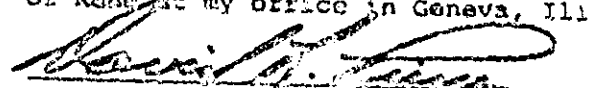
COUNTY OF KANE

DATE JAN 12 1982

I, David L. Pierce, Kane County Clerk and Keeper of the Records in Kane County, Illinois, do hereby certify that the attached is a true and correct copy of the original record on file.

(Seal)

In witness thereof, I have hereunto set my hand and affixed the Seal of the County of Kane at my office in Geneva, Illinois.

  
David L. Pierce, Kane County Clerk

SPECIAL ADMINISTRATIVE ORDER NO. 75

82MR-1

SIXTEENTH JUDICIAL CIRCUIT

Until further order and pursuant to the requirements set forth in Ch. 38, Illinois Revised Statutes, Section 206-5, the following Judges may order records of arrest and records of the circuit court relating thereto expunged from the official records of the arresting authority and the records of the Clerk of the Circuit Court.

Presiding in Kendall County:

Judge Wilson D. Burnell

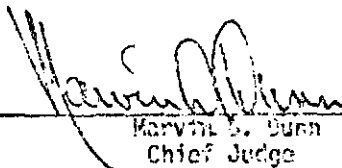
Presiding in DeKalb County:

Judge Rex F. Meilinger  
Judge Carl A. Swanson

Presiding in Kane County:

Chief Judge Marvin D. Dunn  
or Acting Chief Judge

ENTER: January 27, 1982

  
Marvin D. Dunn  
Chief Judge

JAN 27 3 25 PM '82  
J.H. LARSON  
CIRCUIT COURT CLERK  
KANE CO., ILL.

FILED

17

82 MR 01  
VOL I

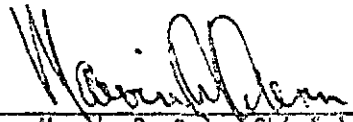
ADMINISTRATIVE ORDER NO. 78

As of April 5, 1982, the Scheduling Division of the Office of the Chief Judge and Court Administrator is hereby created. All scheduling requests for the Law and Divorce Divisions, encompassing L non-jury, L jury, LM jury and Small Claim jury cases, as well as all divorce prove-ups and motions currently heard in Courtrooms 220 and 320 will be directed to Room 260.

It shall be the responsibility of the Office of the Chief Judge and Court Administrator to submit a scheduling requisition form to the Office of the Clerk of Court for processing under the current automated system. After delivery of the requisition it will be the responsibility of the Circuit Clerk and his designated deputies to produce the courtroom call sheets, as well as to file all case-related documents.

The Scheduling Division of the Office of the Chief Judge and Court Administrator shall operate between the hours of 8:30 and 4:30 on all regular working days; Room 260, phone extension 331.

ENTERED this 2nd day of April, 1982

  
\_\_\_\_\_  
Marvin D. Dunn, Chief Judge

APR 5 8 12 AM '82  
CLERK OF COURT

FILED

82 MRC 1  
Vol. I

ADMINISTRATIVE ORDER 79

IT IS HEREBY ORDERED THAT:

In my absence, Judge McCarthy shall act as  
Chief Judge.

ENTER this 17th day of May, A.D. 1982



Chief Judge

FILED  
MAY 17 8 59 AM '82  
JAMES J. O'CONNOR  
CLERK OF CIRCUIT CT.  
KANE CO. ILL.

42

ADMINISTRATIVE ORDER NO. 80

82MR-1  
Volume 1

IT IS HEREBY ORDERED THAT:

A. The Circuit Court of Kane County, Illinois shall adjourn, and the office of the Clerk of the Circuit Court of Kane County, shall be closed on the following legal holidays for the year 1983:

<u>HOLIDAY:</u>	<u>OBSERVE ON:</u>
New Year's Day	Friday, December 31, 1982
Martin Luther King's Birthday	Friday, January 14
Abraham Lincoln's Birthday	Friday, February 11
George Washington's Birthday	Monday, February 21
Good Friday - Close at Noon	Friday, April 1
Memorial Day	Monday, May 30
Independence Day	Monday, July 4
Labor Day	Monday, Sept. 5
Columbus Day	Monday, October 10
Veterans Day	Friday, November 11
Thanksgiving Day	Thursday, November 24
Day After Thanksgiving	Friday, November 25
Christmas Day	Monday, December 26
New Year's Day	Monday, January 2, 1984

CIRCUIT COURT CLERK  
KANE CO., ILL.

JUN 11 9 18 AM '82


FILED

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

ENTER this 2nd day of June, 1982

43

  
\_\_\_\_\_  
CLERK, JUDGE



**ILLINOIS  
DEPARTMENT  
OF  
CORRECTIONS**

*Vol I*  
82 MR-1  
MICHAEL P. LANE  
Director

1301 Concordia Court / Springfield, Illinois 62702 / Telephone (217) 522-2666

May 26, 1982

Mr. Jan Carlsen  
Kane County Courthouse  
Box 112, Rm. 250  
Geneva, Illinois 60134

RE: CERTIFICATION - PERIODIC IMPRISONMENT

Dear Mr. Carlsen,

In accordance with Illinois Criminal Law and Procedure, Chapter 38, Section 1095-7-3(c), I do hereby certify that the Fox Valley Community Correctional Center has the facility and personnel to administer periodic imprisonment for male offenders so sentenced by the Circuit Court of the Sixteenth Judicial Circuit pursuant to the attached "Conditions of Certification" signed by the Honorable Marvin D. Dunn, Chief Judge.

Sincerely,

Michael P. Lane  
Director

Attachment

SEAL

JUN 8 11 30 AM '82  
CIRCUIT COURT CLERK  
KANE CO., ILL.

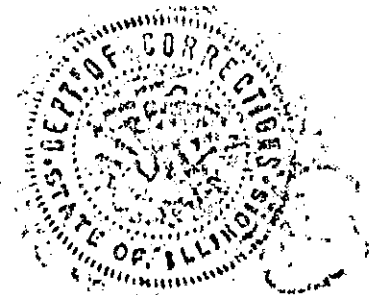
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**RECEIVED**

JUN 07 1982

*Jan Carlsen*  
CLERK OF THE CIRCUIT COURT  
KANE COUNTY, ILLINOIS

*44*







**ILLINOIS  
DEPARTMENT  
OF  
CORRECTIONS**

**MICHAEL P. LANE**  
Director

1301 Concordia Court / Springfield, Illinois 62702 / Telephone (217) 522-2666

PERIODIC IMPRISONMENT PLACEMENTS IN COMMUNITY  
CORRECTIONAL CENTERS

CONDITIONS OF CERTIFICATION

- I. **POLICY OF THE DEPARTMENT:** To provide opportunities for selected offenders from counties to be sentenced directly to a certified Community Correctional Center as an alternative to incarceration for the purpose of effective crime-free behavior through maintaining steady work and family ties, following department rules, and progressing toward established individual goals.
  
- II. **ELIGIBILITY CRITERIA:**
  - A. Offenders sentenced for periodic imprisonment placement at a Community Correctional Center must meet the following criteria:
    1. The offender must be convicted of a class 2, class 3, or class 4 felony.
    2. The offender must have no outstanding warrants or detainers pending.
    3. The offender must be approved for admission to the facility by the Department of Corrections.
  
- III. **REFERRAL PROCEDURE:**
  - A. Any sentencing judge considering a sentence of periodic imprisonment as herein provided, shall initiate the referral procedure by directing the Chief Probation Officer or his designate to conduct a pre-sentence investigation with consideration for placement in a state facility under periodic imprisonment. Such referral shall be done pursuant to the attached "Order for Referral".
  - B. The sentencing judge shall set a specific date for the sentencing hearing at least 28 days after referral to the Probation Office for the pre-sentence investigation report. The Probation Office shall forthwith deliver a copy of the order of referral to the supervisor of the said facility, and shall contact the supervisor and arrange for the Department of Corrections to process the referral.

45

- C. If the Center Supervisor determines that placement may be possible, he shall arrange with the Adult Court Services Coordinator to interview the offender at the center or at the County Jail and to provide the offender with a written description of the center's programs and rules and department regulations.
- D. The Center Supervisor shall notify the Adult Court Services Coordinator in writing of the Department's decision and the rationale therefore.

#### IV. SENTENCING PROCEDURE

- A. If the sentencing Judge determines that periodic imprisonment at the State facility is appropriate, he shall sentence the offender to a fixed term that shall not exceed 12 months, nor be less than four months, exclusive of credit for time already served.
- B. The sentence of periodic imprisonment shall be imposed as a condition of Probation.
- C. The Judge shall order that a condition of the sentence is that the offender obey all the rules and regulations of the Department of Corrections as attached hereto.
- D. The Judge should explain to the offender that the periodic imprisonment sentence is being given as an alternative to direct imprisonment, and that the offender was determined to be an inappropriate candidate for straight Probation.

#### V. TRANSFER PROCEDURE

- A. When a periodic imprisonment offender is transferred to a State facility, he is to be accompanied by the Adult Court Services Coordinator and Sheriff under secure custody. The Coordinator shall certify that the offender is the one sentenced to the State facility, and shall provide the Court mittimus so stating the commitment, and shall comply with the provisions of Section 1003-8-1.
- B. The Adult Court Services Coordinator shall deliver all of the documents required by Section 1005-4-1 (e) of the Unified Code of Corrections.
- C. The Adult Court Services Coordinator shall provide the State facility with the following documents forthwith:
  - 1. FBI arrest and conviction record.
  - 2. Identification data to include three photographs and two fingerprint cards.
  - 3. Presentence Investigation Report.

- D. The Center Supervisor shall not accept the custody of any offender without these documents.
- E. The Adult Court Services Coordinator shall make advance arrangements with the Center Supervisor for the date and time of transfer.

VI. CENTER RESPONSIBILITY AND CONSIDERATIONS:

- A. While sentenced to the State facility, the offender shall conform to all laws of the Federal, State, and local governments, orders of the Court, and all Department and facility rules and regulations normally applied to any other resident, and shall have made available to him/her all of the same program opportunities.
- B. Center staff shall file monthly adjustment reports with the Adult Court Services Coordinator of the sentencing County by means of the Department of Corrections' "Supplemental Program Considerations Report".
- C. The Center shall provide opportunities for the Adult Court Services Coordinator to visit the offender, and shall encourage the officer to sit in on staffings devoted to the offender.

VII. TERMINATION

A. Discharge

- 1. Two weeks prior to the expiration of the offender's sentence, the facility shall notify the Adult Court Services Coordinator.
- 2. Upon expiration of the offender's sentence, the facility shall:
  - a. Provide certification to the Circuit Clerk that the offender completed his sentence on the expiration date.
  - b. Forward a final adjustment report to the Adult Court Services Coordinator noting the fact of discharge.
  - c. Transfer supervision and after-care services to the Probation Department by copy of the reporting instructions given to the offender by the facility.

B. Diminution

- 1. Diminution of sentence may be recommended after the offender has served 50% of his sentence without misconduct.
- 2. The facility or coordinator or the offender may file a Petition of Diminution with the Clerk which shall be set for hearing before the sentencing Judge at the earliest convenient date. In either event, the Adult Court Services Coordinator and the Department of Corrections shall file a report relative to diminution within seven days of the filing of said Petition. The petitioner shall deliver a copy of the Petition to the Adult Court Services Coordinator, State's Attorney, the offender's attorney, if any, and the facility along with date and time of the Hearing on the Petition.

3. The Court shall decide upon diminution requests.
4. If the Court should enter an Order of Diminution, it shall communicate such order to the Center Supervisor, the Adult Court Services Coordinator, the Circuit Clerk, the State's Attorney, and the offender.
5. The State facility shall transfer the offender to the Probation Department if diminution is ordered, in the same manner as a discharge.


C. Modification and Revocation

1. The facility shall afford the same administrative due process rights to periodic imprisonment offenders as it does to all other residents.
2. If a Department of Corrections hearing body determines that a periodic imprisonment offender has seriously violated either the conditions of his sentence, or any department or facility rule, and that the offender's status should be modified or revoked, the hearing body shall so notify the Center Supervisor.
3. If the Center Supervisor concurs in this determination, he/she shall notify the Adult Court Services Coordinator, who shall immediately request that the Court issue an arrest warrant.
4. The Court shall order a Warrant for the offender's arrest, and shall conduct a Hearing of the alleged violation pursuant to Section 1005-6-4.
5. The Sheriff shall take the offender into custody upon the issuance of a Warrant and shall return him to the custody of the Sheriff to await a Hearing in the allegation.
6. The supervisor shall immediately transmit all relevant documentation of the charges to the State's Attorney of the sentencing County, and the Adult Court Services Coordinator.
7. The Chief Judge shall ensure that, whenever possible, the violation Hearing is assigned to the original sentencing Judge.

I do hereby accept the above conditions to the certification of DeKalb, Kane, and Kendall Counties by the Department of Corrections for use of State facilities for periodic imprisonment sentences, and request that the Fox Valley Community Correctional Center be made available for such sentences.

April 21, 1982

Date

  
Honorable Marvin P. Dunn, Chief Judge  
16th Judicial Circuit

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STATE OF ILLINOIS  
COUNTY OF KANE

82 MR-1  
Vol I

RESOLUTION NO. 82 - 92

A RESOLUTION INCREASING THE LAW LIBRARY FEE

WHEREAS, 1979 Illinois Revised Statutes, Ch. 81, Sec. 81 et seq., provides for up to a \$4.00 fee to be collected by the Circuit Clerk at the time of filing the first pleading, paper or other appearance filed by each party in all civil cases;


NOW, THEREFORE, BE IT RESOLVED by the County Board of Kane County, that:

FILED  
JUN 19 12 55 PM '82  
CIRCUIT COURT CLERK  
KANE CO., ILL.

1. Resolution 76-139 be amended so that the County Law Library fee as provided for in 1979 Illinois Statutes, Ch. 81, Sec. 81 et seq. shall be increased from \$2.00 to \$4.00.
2. That this resolution shall be effective July 1, 1982.

PASSED by the Kane County Board on JUN 18 1982

  
Clerk, County Board  
Kane County, Illinois

  
Chairman, County Board  
Kane County, Illinois

STATE OF ILLINOIS  
COUNTY OF KANE

DATE JUN 18 1982

I, David L. Pierce, Kane County Clerk and Keeper of the Records in Kane County, Illinois, do hereby certify that the attached is a true and correct copy of the original record on file.

(Seal)

419

In witness thereof, I have hereunto set my hand and affixed the Seal of the County of Kane at my office in Geneva, Illinois.

  
David L. Pierce, Kane County Clerk

82MP-1  
Vol I

AMENDED  
SPECIAL ADMINISTRATIVE ORDER NO. 68

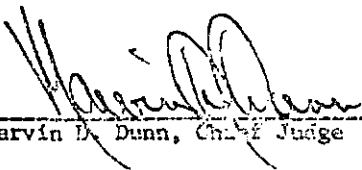
The following assignments will be effective July 6, 1982:

COURTROOM 220	-	Divorce	JUDGE O'BRIEN
COURTROOM 150	-	Criminal - Traffic	JUDGE PUXLIN

JUN 17 11 35 AM '82  
JAN STALEBORN  
CIRCUIT COURT CLERK  
KANE CO., ILL.

FILED

ENTER THIS 15<sup>th</sup> DAY OF June, 1982.

  
Marvin D. Dunn, Chief Judge

Amended - June 15, 1982.

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82MR-1  
Vol I

AMENDED  
GENERAL ORDER NO. 2

HOURS OF CLERK

The Central Office of the Clerk in the respective counties shall  
be open as hereinafter provided.

- DEKALB: Monday thru Friday  
8:30 A.M. to 4:30 P.M.
- KANE: Monday thru Friday  
8:30 A.M. to 4:30 P.M.
- KENDALL: Monday thru Friday  
8:00 A.M. to 4:30 P.M.

(legal holidays and times the Court House in their respective  
is closed by the order of the Board of Supervisors excepted)

JUN 21 11 35 AM '82  
CIRCUIT CLERK  
KANE CO., ILL.

FILED

ENTER THIS 15<sup>th</sup> DAY OF June, 1982.

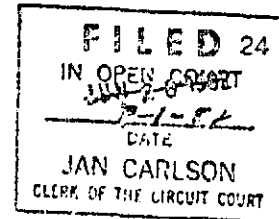
*Marvin D. Dunn*  
Marvin D. Dunn, Chief Judge

EFFECTIVE AUGUST 1, 1982

Amended - June 15, 1982

51

IN THE SIXTEENTH JUDICIAL CIRCUIT  
NOTICE OF APPOINTMENT TO FILL  
ASSOCIATE JUDGE VACANCY

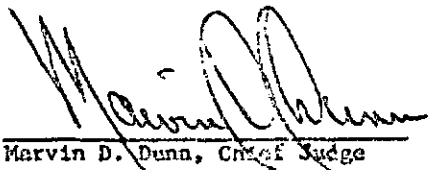


In accordance with Rule 39 of the Supreme Court of Illinois, notice is hereby given that three (3) vacancies exist in the Office of Associate Judge of the Sixteenth Judicial Circuit and that those vacancies will be filled by appointment by the Circuit Judges.

Any Attorney licensed to practice law in the State of Illinois who seeks appointment to the Office of Associate Judge shall file with the Chief Judge of this Circuit, and with the Director of the Administrative Office of the Illinois Courts, an application which is prescribed and furnished by the Director. Applications may be obtained from the Office of the Chief Judge, Room 360, Kane County Courthouse, Geneva, Illinois.

Pursuant to the Notice of Appointment to Fill Associate Judge Vacancy dated July 1, 1982, applications must be filed with the Chief Judge on or before July 30, 1982.

DATED THIS 1st Day  
of July, 1982.

52  
  
Marvin D. Dunn, Chief Judge



82MR-1  
Volume I

ADMINISTRATIVE ORDER NO. 81

The Clerk of the Circuit Court of the Sixteenth Judicial Circuit, County of Kane, is hereby authorized to require cash or its equivalent for any court-ordered payments directed to be made to the Clerk after a personal check given in satisfaction of the payment is returned twice for non-sufficient funds.

ENTER: This 15th day of July, 1982.

  
MARVIN S. DUNK, CHIEF JUDGE

FILED  
JUL 15 3 35 PM '82  
CIRCUIT COURT CLERK  
KANE CO., ILL.

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TO: all department heads - please notify your employees by posting on employee bulletin board.

82 MR-1  
Volume I

1983 HOLIDAY SCHEDULE  
KANE COUNTY OFFICES

RECEIVED

JUL 01 1982

Non-court related offices will be closed the following days:

Jan Carlson  
CLERK OF THE CIRCUIT COURT  
KANE COUNTY, ILLINOIS

<u>HOLIDAY</u>	<u>OBSERVE ON</u>
NEW YEAR'S DAY	Friday, DECEMBER 31
LINCOLN'S BIRTHDAY	Friday, FEBRUARY 11
WASHINGTON'S BIRTHDAY	Monday, FEBRUARY 21
GOOD FRIDAY..close at noon..	Friday, APRIL 1 (Recorder's Office close all day)
MEMORIAL DAY	Monday, MAY 30
INDEPENDENCE DAY	Monday, JULY 4
LABOR DAY	Monday, SEPTEMBER 5
COLUMBUS DAY	Monday, OCTOBER 10
VETERANS' DAY	Friday, NOVEMBER 11
THANKSGIVING DAY	Thursday, NOVEMBER 24
DAY AFTER THANKSGIVING	Friday, NOVEMBER 25
CHRISTMAS DAY	Monday, DECEMBER 26
(1984 NEW YEAR'S DAY	Monday, JANUARY 2)

County Board  
June 25, 1982

55

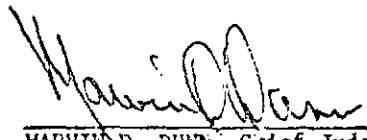
82 MR 01  
Vol I

ADMINISTRATIVE ORDER NO. 82

IT IS HEREBY ORDERED THAT:

In my absence, from August 1 through August 15, 1982,  
Judge Paul W. Schnake, will be Acting Chief Judge.

ENTER This 28th day of July, 1982



MARVIN D. DUNN, Chief Judge

REC'D  
KANE CO. ILL.  
JUL 29 1982

FILED

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82 MR-1  
Volume I

CLERK  
CIRCUIT COURT  
KANE CO., ILL.

AUG 15 2 27 PM '82

FILED

GENERAL ORDER No. 10.8

As of August 31, 1982, all documents filed by attorneys of record in Criminal Felony (CF) cases in the 16th Judicial Circuit, County of Kane, shall be accompanied by the attorney registration number supplied by the Attorney Registration and Disciplinary Commission.

Enter: Aug 16, 1982



Marvin D. Dunn, Chief Judge

6

82 MR-1  
Volume I

SEP 9 11 19 AM '82  
CLERK OF COURT  
KANE COUNTY

FILED

KANE COUNTY ADMINISTRATIVE EXHIBIT #4B

Motion Days for the Civil Trial Division

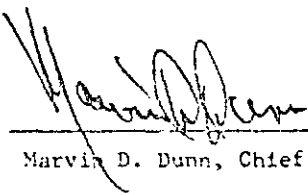
L - L Jury - LM - SC Jury Cases

Monday	Judge Quetsch	9:00
Tuesday	Judge Leifheit	9:00
Wednesday	Judge Quetsch	9:00
Thursday	Judge Dunn	9:00
Friday	Judge Leifheit	9:00

Members of the Bar should give name of Judge to Scheduling Clerk when scheduling motion.

Revised September 13, 1982

Enter: September 2, 1982  
Date

  
Marvin D. Dunn, Chief Judge

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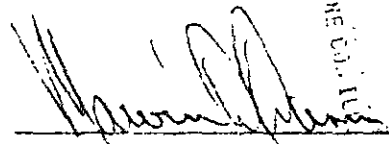
82 MR-1  
Volume I

SPECIAL ADMINISTRATIVE ORDER NO. 83

During the absence of the undersigned, from  
Monday, October 4 through Friday, October 8, 1982,  
Judge Paul W. Schnake is hereby appointed Acting  
Chief Judge.

September 28, 1982

Enter

  
Marvin D. Dunn, Chief Judge

CHIEF  
KANE CO., ILL.

SEP 29 4 27 PM '82

FILED

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SPECIAL ADMINISTRATIVE ORDER NO. 84

82 MR-1  
Volume I


The following assignments will be effective October 18, 1982:

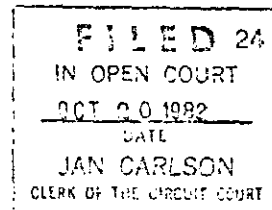
Judge John L. Petersen will be assigned to Traffic, Criminal Division, Courtroom 150, Geneva.

Judge Barry E. Puklin will be assigned to the North End Branch Court - Elgin, Carpentersville, and St. Charles.

Judge Donald T. Anderson will be assigned Floater.

Enter this 18th day of  
October, 1982

  
MARVIN D. DUNN, Chief Judge



IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT OF

THE STATE OF ILLINOIS

9, 11, 12-1  
Volume I

IN THE MATTER OF THE APPOINTMENT OF )  
THE CHIEF ADULT PROBATION OFFICER )  
FOR THE SIXTEENTH JUDICIAL CIRCUIT )  
OF THE STATE OF ILLINOIS )

SS.

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COURT PROGRAMS  
OCT 27 1982

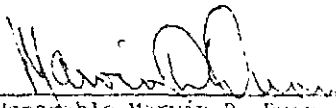
103

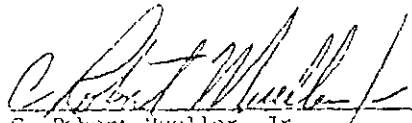
ORDER AND WARRANT

I, the undersigned Chief Circuit Judge, representing the Circuit Judges of the Sixteenth Judicial Circuit of the State of Illinois, pursuant to the authority vested in me by Chapter 38 of the Illinois Revised Statutes, 1981, DO HEREBY RATIFY the appointment of Mr. Stanislas F. Szara as Chief Adult Probation Officer of the Sixteenth Judicial Circuit as proposed by the Executive Director of Court Programs for the Sixteenth Judicial Circuit, which Circuit is comprised of the Counties of Kane, Kendall, and DeKalb.

The duration of said appointment shall be during the pleasure of said Judge and becomes effective January 15, 1983, A.D.

Entered this 26th Day of October, 1982, A.D.

  
Honorable Marvin D. Dunn  
Chief Judge

  
C. Robert Mueller, Jr.  
Executive Director of Court Programs

65

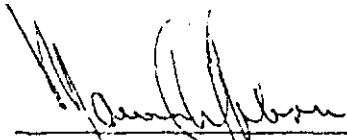


82 MR 01  
Vol. I

SPECIAL ADMINISTRATIVE ORDER NO. 85

During the absence of the undersigned, from  
Monday, November 8 through Friday November 12, 1982,  
Judge Paul W. Schnake is hereby appointed Acting  
Chief Judge.

Nov. 3, 1982  
Enter

  
Marvin D. Dunn, Chief Judge

RECEIVED  
NOV 15 1982  
COURT

bb

82 MR 01  
VOL. 1

ADMINISTRATIVE ORDER 86

Guidlines for Court Personnel in Assisting Pro Se Litigants

(a) A pro se litigant is one who does not retain an attorney and appears in court on his own behalf. A pro se, under the law, is held to the same standards and duties of an attorney. Pro se litigants are expected to know what the law requires and how to proceed in accordance with applicable statutes and court rules.

(b) Court personnel are prohibited by law, from giving legal advice or counseling to pro se litigants. This includes persons seeking advice in small claims, forcible entry and detainer, dissolution of marriage, and child support matters.

(c) Court personnel may give assistance to persons seeking information regarding to procedural matters unique to Kane County.

(d) Court personnel may assist pro se litigants by directing them to the Kane Court, Law Library. The law library contains, among other reference materials, the Kane County Forms Manual which has been compiled to assist pro se litigants as well as members of the bar. The manual contains sample petitions in small claims, forcible entry and detainer, dissolution of marriage, and child support.

  
\_\_\_\_\_  
CHIEF JUDGE

Entered this 16th day of November 1982.

67

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT OF  
THE STATE OF ILLINOIS

IN THE MATTER OF THE APPOINTMENT )  
OF THE ADULT PROBATION OFFICERS )  
FOR THE SIXTEENTH JUDICIAL CIRCUIT )  
OF THE STATE OF ILLINOIS )

82 MR 01  
Vol I

ORDER AND WARRANT

I, the undersigned Chief Circuit Judge, representing the Circuit Judges of the Sixteenth Judicial Circuit of the State of Illinois, pursuant to the authority in us vested by Chapter 38, Section 204-1, of the Illinois Revised Statutes, 1973, DO HEREBY RATIFY the appointment of the following Adult Probation Officers of the Sixteenth Judicial Circuit as proposed by the Executive Director of Court Programs and the Director of Adult Court Services for the Sixteenth Judicial Circuit, which Circuit is comprised of the Counties of Kane, Kendall and DeKalb:

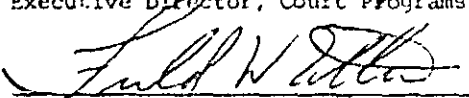
Gae Conroy	Jane Sanders	Diretha Dumas	John Thomas
Tom Scott	Henry Behrens	Pam Sebern	Robin O'Brien
Ken Eng	Jim Larson	Bill McClain	Vern Wennmaker
John Owens	Cydney Franks	Alison Bergeron	June Ehrler
Bruce Currie	Randy Bullock	Arlene Henson	Marc Sternberg
Ben Oswalt	Jenine Pavlik	Sue Wilson	Nancy Patterson

The duration of said appointment shall be during the pleasure of said Judges and/or the Executive Director of Court Programs and Director of Adult Court Services of said Sixteenth Judicial Circuit and shall be effective November 30, 1982 A.D.

ENTERED THIS 30<sup>th</sup> DAY OF November, 1982, A.D.

  
\_\_\_\_\_  
Chief Judge, Sixteenth Judicial Circuit

  
\_\_\_\_\_  
Executive Director, Court Programs

  
\_\_\_\_\_  
Director, Adult Court Services

70

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 82-32

82 MR-1  
Volume I

A RESOLUTION OF POLICY

RE: INDEMNIFICATION OF COUNTY OFFICIALS AND EMPLOYEES

WHEREAS, the County of Kane, State of Illinois, became a self-insured county for all matters other than health and workmen's compensation on December 1, 1976; and

WHEREAS, the County of Kane, State of Illinois, became a self-insured county for workmen's compensation on November 26, 1980; and

WHEREAS, it is in the best interests of the County of Kane and its employees and elected officials to promulgate a policy regarding the County's defense and indemnification of said employees and officials under certain circumstances;

NOW, THEREFORE, BE IT RESOLVED by the County Board of the County of Kane, State of Illinois, that all resolutions and parts of resolutions which are inconsistent with this resolution, or any part thereof, be and hereafter be repealed to the extent that they are inconsistent with this resolution or any part thereof; and

NOV 29 11 49 AM '82  
CINCINNATI COUNTY CLERK  
KANE COUNTY, ILL.

FILED

BE IT FURTHER RESOLVED that the policy of the County of Kane with regard to the indemnification and defense of elected officials and employees for claims, legal proceedings, or judgments instituted or taken against them and arising out of their actions as such elected officials and employees of the County of Kane is as follows:

Section 1. That the Kane County State's Attorney's Office shall provide legal services to defend all elected officials and employees of the County of Kane in any legal action wherein such elected officials and employees shall be named as a defendant by reason of their actions arising out of and in the scope of their employment by the County of Kane, or their official position.

Section 2. That the County of Kane will satisfy all claims or judgments, in accordance with applicable laws of the State of Illinois, against all elected officials or employees so long as said claims or judgments are based on transactions arising out of and in the course of employment or official acts of said elected officials or employees.

Section 3. That sections 1 and 2 above do not apply in the following instances:

- a. The defense of any criminal charges or traffic charges brought against such elected officials or employees.
- b. The defense of actions or the satisfaction of claims or judgments which are covered by a policy or policies of insurance.

Section 4. That the County of Kane shall provide investigative services and claims administration services to expedite prompt handling of any claims made against such elected officials and employees to the end that such elected officials and employees, whenever possible, will not be named as parties defendant to any litigation.

Section 5. The policy set out in sections 1 through 3 above are subject to the following conditions:

- a. No County official or employee shall use or direct anyone else to use, a vehicle not owned by Kane County on County business, on County business; unless there exists a policy of insurance on such vehicle or person using such vehicle with at least the following coverages:
- |                          |                           |
|--------------------------|---------------------------|
| (1) For bodily injury:   | \$100,000 each person     |
|                          | \$300,000 each occurrence |
| (2) For property damage: | \$ 5,000 each person      |
|                          | \$ 25,000 each occurrence |

The defense and indemnity by the County as set out herein shall be, in all cases, secondary to said policy coverage.

A County official or employee shall certify on his or her personal expense voucher for mileage reimbursement, that the policy coverage set out in Section 5 a. above exists.

- b. If any claim is made or suit or other proceeding is brought against an elected official or employee of the County of Kane, said official or employee shall forward to the office of the Kane County State's Attorney within seven (7) working days of receipt thereof any demand, legal notice, summons, or other process or paper received by said elected official or employee.
- c. County officials and employees shall cooperate with the County and, upon the County's request, assist in making settlements in the conduct of suits, and in enforcing any right of contribution or indemnity against any personal organization who may be liable to the employee, official, or County. Where necessary, the employee or official shall attend hearings and trials and assist in securing and giving evidence and obtaining the attendance of witnesses.
- d. County employees or officials shall not, except at his or her own cost, voluntarily make any payment, assume any obligation, or incur any expense relative to any claim.
- e. In the event of any payment by Kane County pursuant to the terms of this resolution, Kane County shall be subrogated to the rights of the County organization and said employee or official shall execute and deliver instruments and papers and do whatever else is necessary to secure such rights. Said employee or official shall do nothing after loss to prejudice such rights.
- f. A County official or employee driving any vehicle on County business shall have a valid driver's license.
- g. Any terms of this policy which are in conflict with the statutes of the State of Illinois are hereby amended to conform to such statutes.

Section 6. Failure by a County official or employee to comply with the conditions set out above may result in a refusal by the County to defend and indemnify.

Section 7. Nothing in this resolution shall be construed as a policy by the County of Kane to compensate its officials or employees for damage to their own property.

Section 8. The effective date of this policy shall be date of passage of this Resolution.

Passed by the Kane County Board on \_\_\_\_\_

  
Clerk, County Board  
Kane County, Illinois

  
Chairman, County Board  
Kane County, Illinois

STATE OF ILLINOIS

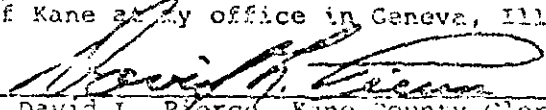
COUNTY OF KANE

DATE NOV 29 1909

I, David L. Pierce, Kane County Clerk and Keeper of the Records in Kane County, Illinois, do hereby certify that the attached is a true and correct copy of the original record on file.

(Seal)

In witness thereof, I have hereunto set my hand and affixed the Seal of the County of Kane at my office in Geneva, Illinois.

  
David L. Pierce, Kane County Clerk

82 MR 01  
Vol II

SPECIAL ADMINISTRATIVE ORDER NO. 87

The following assignments will be effective December 6, 1982:


Judge William H. Ellsworth, Small Claims and Criminal Misdemeanors, Room 360, Geneva.

Judge John A. Leifheit, DeKalb County Court.

Judge John L. Nickels, Special Trial Assignment Judge, Room 325, Geneva.

Judge Richard Weiler, Civil Trial Division, Room 430, Geneva.

Enter this 6th day of  
December, 1982.

  
\_\_\_\_\_  
Marvin D. Dunn, Chief Judge

DEC 7 12 47 PM '82  
CIRCUIT CLERK  
KANE CO., ILL.

FILED

74

82MR-1

Volume I

SPECIAL ADMINISTRATIVE ORDER NO. 88

During the absence of Associate Judge Michael F. O'Brien, it is hereby ordered that Judge Joseph M. McCarthy is appointed to sign all prove-ups and judgments of dissolution heard by Judge O'Brien prior to his absence.

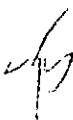
Entered this 7th day of  
December, 1982



Marvin D. Dunn, Chief Judge

Dec 17 11 25 AM '82  
CLERK OF COURT  
KANE CO., ILL.

FILED





32706 I - I Col.

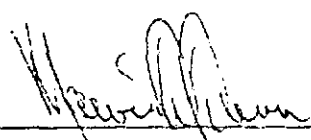
SPECIAL ADMINISTRATIVE ORDER NO. 89

16th JUDICIAL CIRCUIT

Effective January 12, 1983 and until further order, Judge Richard Larson shall be designated as Juvenile Judge in DeKalb County, pursuant to Chapter 37, Illinois Revised Statutes. Section 702-7(3) for the purpose of hearing and determining motions pursuant to a petition by the State's Attorney to enter an order permitting a minor under seventeen years of age, but thirteen years of age or over at the time of the alleged offense, to be prosecuted as an adult under the criminal laws of the State of Illinois.

Entered this 16th day of December, 1982.

FILED  
DEC 16 3 47 PM '82  
CLERK  
KANE CO., ILL.



Marvin D. Dunn, Chief Judge

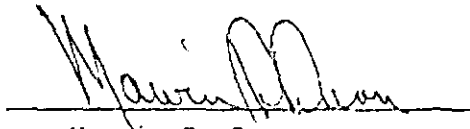
82

822461  
Oct 21 1982

SPECIAL ADMINISTRATIVE ORDER #4.1

Judge Rex F. Meilinger is hereby appointed Presiding Judge of the Circuit Court of DeKalb County Illinois and in such capacity, acting under the authority and supervision of the Chief Judge, shall be responsible for the scheduling of cases, assignment of judges, budgeting, county board matters, courthouse maintenance and renovation and all other administrative duties affecting the operation of the Circuit Court of DeKalb County.

Effective this 6th day of December, 1982.



Marvin D. Dunn  
Chief Judge  
16th Judicial Circuit

gs

82 MR-1  
Volume I

SPECIAL ADMINISTRATIVE ORDER NO. 90

During the absence of the undersigned, from Monday,  
December 27 through Thursday, December 30, 1982,  
Judge Paul W. Schnake is hereby appointed Acting  
Chief Judge.

FILED  
DEC 29 3 07 PM '82  
CLERK OF SUPREME COURT  
KANE COUNTY, ILL.

December 23, 1982  
Enter

Marvin D. Dunn  
Marvin D. Dunn, Chief Judge

86

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT OF

THE STATE OF ILLINOIS

IN THE MATTER OF THE TERMINATION )  
 )  
OF A JUVENILE PROBATION OFFICER )  
 )  
FOR THE SIXTEENTH JUDICIAL CIRCUIT )  
 )  
OF THE STATE OF ILLINOIS )

82 MR-1  
Volume I


SS.

ORDER AND WARRANT

I, the undersigned Chief Circuit Judge, representing the  
Judges of the Sixteenth Judicial Circuit of the State of Illinois  
suant to the authority vested in me by Chapters 37 and 38 of the Illi-  
nois Revised Statutes, 1981, DO HEREBY TERMINATE the appointment of  
Mr. William B. Hindenburg as Juvenile Probation Officer of the Sixteenth  
Judicial Circuit, which Circuit is comprised of the Counties of Kane,  
Kendall, and DeKalb.

The effective date of said termination is December 1, 1982, A.D.

Entered this 1st Day of December, 1982, A.D.



Honorable Marvin D. Dunn  
Chief Judge  
Sixteenth Judicial Circuit

DEC 1 11 57 AM '82  
CIRCUIT CLERK  
KANE CO., ILL.

FILED

87

ADMINISTRATIVE ORDER # 97  
APPOINTMENT OF COURT REPORTERS

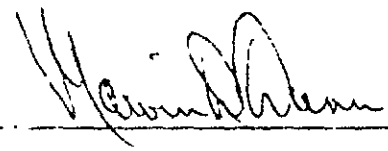
82MR-1  
Volume I

Pursuant to Illinois Revised Statutes, Chapter 37, Paragraph 654,  
the following are hereby appointed as Court Reporters for the  
Sixteenth Judicial Circuit:

Lemanski, Diane  
Weistroffer, Kathy

FILED  
FEB 23 1983  
CLERK OF COURT  
SIXTEENTH JUDICIAL CIRCUIT  
SPRINGFIELD, ILL.

Entered this 12th Day of February, 1983.



Marvin D. Dunn  
Chief Judge

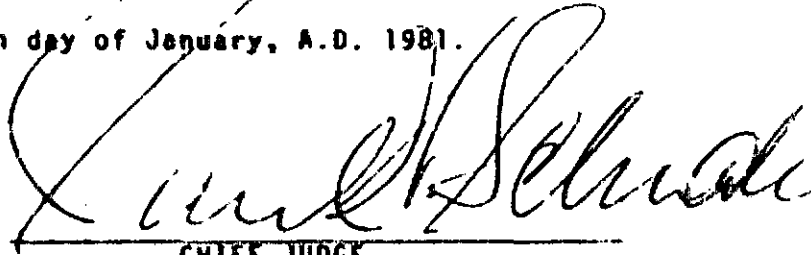
15/

114A-1  
Volume I

ORDER SUPPLEMENTING  
GENERAL ORDER NO. 7

IT IS HEREBY ORDERED that General Order No. 7 be  
and is amended by adding paragraph 7.1 (e) 5) providing  
that until further directed by the judge sitting in  
SC-LM Court, the cases shall be scheduled only Monday  
through Thursday and shall be further limited to 200  
cases per day, exclusive of those set for trial.

ENTER this 20th day of January, A.D. 1981.

  
CHIEF JUDGE

FILED  
FEB 1 1981  
CIRCUIT CLERK  
JANE CO., ILL.

83

CIRCUIT COURT FOR THE 16TH JUDICIAL CIRCUIT

STATE OF ILLINOIS)

SS.

GEN. NO. 81MR 01

COUNTY OF KANE )

SCHNAKE

VS.

ADMIN ORDERS

PLAINTIFF(S)

DEFENDANT(S)

ORDER

THIS CAUSE COMING ON TO BE HEARD DUE TO AN AUTOMATIC CALL OF THE DOCKET TO BE HELD ON JAN 28, 1982 UNDER RULE 14.2) OF THE CIRCUIT COURT FOR THE 16TH JUDICIAL CIRCUIT, KANE COUNTY, ILL. IS, PURSUANT TO ORDER OF COURT, AND IT APPEARING THAT ALL ATTORNEYS OF RECORD HAVE RECEIVED DUE NOTICE OF SAID CALL AND THE COURT BEING FULLY ADVISED AS TO THE PREMISES.

NOW THEREFORE, IT IS ORDERED, AND ADJUDGED THAT THE ABOVE CAPTIONED CASE BE

DISMISSED

PASSED TO THE AUTOMATIC CALL OF

MISC. Remove from 4.2 call, case dismissed on January 2, 1981

FILED  
FEB 1 5 12 PM '82  
CIRCUIT COURT  
KANE CO., ILL.

Marvin P. P...  
JUDGE

JAN 28 1982

ENTER

19

87

7:10  
T. D. 2

ASSIGNMENT ORDER  
OFFICIAL COURT REPORTER

Pursuant to Section 6 of the Court Reporter Act of 1965, as amended, with the consent of Chief Judge Marvin D. Dumm of the 16th Judicial Circuit, Melvyn D. Shutt, an Official Court Reporter in and for the 17th Judicial Circuit, is hereby assigned to the 16th Judicial Circuit, Kane County, on January 4, 1982, and such other dates as it might be necessary to complete the selection of the jury in Winnebago County Circuit Court case No. 81-CF-196, Ray Lee Stewart, with the Honorable John E. Sype presiding.

And the Supreme Court having determined that the public necessity so requires;

IT IS ORDERED THAT the above named reporter is hereby assigned to serve for the period indicated above.

Dated this 28th day of December, 1981.

CIRCUIT COURT  
KANE COUNTY, ILL.  
JAN 11 1982

FILED

Joseph H. Beeman  
Chief Justice, Supreme Court of Illinois  
BY Roy O. Gillespy  
Director, Administrative Office of  
the Illinois Courts

TRAVEL EXPENSE VOUCHERS UNDER THIS ORDER MUST BE APPROVED BY THE CHIEF JUDGE OF THE CIRCUIT COURT TO WHICH REPORTER IS ASSIGNED.

I, Robert H. Gillespy, Clerk of the Supreme Court of the State of Illinois, and keeper of the records, files and Seal thereof, do hereby certify that the foregoing is a true copy of an assignment order filed in this office on December 28, 1981.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the Seal of said Court this 28th day of December, 1981.

( S E A L )

Robert H. Gillespy  
Clerk, Supreme Court of the State of  
Illinois



STATE OF ILLINOIS

ASSIGNMENT ORDER

With the consent of Chief Judge Marvin D. Dunn that  
Circuit Judge John E. Sype of the 17th  
Judicial Circuit, Winnebago County, be assigned to hold Court  
in the 16th Judicial Circuit, Kane  
County, for the period indicated below:

January 4, 1982, and such other dates as might be necessary  
to complete the selection of the jury in Winnebago County  
Circuit Court case No. 81-CF-196, Ray Lee Stewart

And the Supreme Court having determined that the public necessity so requires:  
IT IS ORDERED that the above named Judge is hereby so assigned to serve for the  
period indicated above.

Dated this 28th day of December, 1981.

Joseph H. Greenback  
Chief Justice, Illinois Supreme Court  
By: Ray O'Sullivan  
Director

Administrative Office of the  
Illinois Courts

Robert H. Gillespy, Clerk of the Supreme Court of the State of Illinois, and keeper of  
the records, files and Seal thereof, do hereby certify the foregoing to be a true copy  
of an Assignment Order filed in this office on the 28th day of December,  
19 81.

IN WITNESS WHEREOF, I have hereunto subscribed  
my name and affixed the Seal of said court  
this 28th day of December, 1981.

(S E A L)

Robert H. Gillespy  
Supreme Court of the State of Illinois

FILED  
JAN 28 1982  
CLERK  
KANE COUNTY, ILL.

L

81 MR<sup>01</sup> Volume 1

**KANE COUNTY PUBLIC DEFENDER'S OFFICE**

THOMAS O. MCCULLOCH  
Public Defender  
401 Campbell Street  
Geneva, Illinois 60134  
(312) 232-2400, Ext. 450

Kane County Courthouse, Geneva, Illinois 60134

December 22, 1981

Honorable Marvin D. Dunn  
Chief Judge for the 16th Judicial Circuit  
Kane County Courthouse  
Geneva, Illinois 60134

Dear Judge Dunn:

Please accept this as my letter of resignation from the position of Public Defender for Kane County. Pursuant to our recent discussions, this will be effective on 31 January 1982.

I would also like to take this opportunity to thank you and your predecessors - - Chief Judges Akemann and Schnake - - for the support the judiciary has provided to the Office of the Public Defender during the past five and one-half years. Please convey my feelings to all members of the trial bench as well.

Please be assured that I will be proud to provide any assistance to the Court that the Court may request or desire in the future.

It has been my pleasure to serve as the Public Defender of Kane County; thank you.

Respectfully,

*Thomas O. McCulloch*  
\_\_\_\_\_  
THOMAS O. MCCULLOCH  
Kane County Public Defender

TOM/lmw


JAN 4 2 37 PM '82  
FILED

81

6 1 7 1 A  
U.S.C.

ADMINISTRATIVE ORDER NO. 72

As of 1-1-82, the State's Attorney shall charge each defendant separately and prepare the appropriate complaint, information or indictment, upon each of which the Clerk of Court shall affix a separate and individual case number.

  
\_\_\_\_\_  
MARVIN D. DUNN, CHIEF JUDGE

Dec 31 1 11 PM '81  
CIRCUIT CLERK  
KANE CO., ILL.

FILED

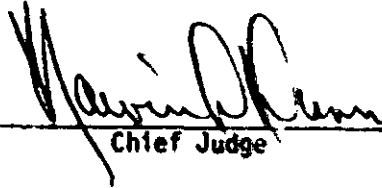
76

ADMINISTRATIVE ORDER 71

IT IS HEREBY ORDERED THAT:

In my absence, Judge Leifheit shall act as  
Chief Judge.

ENTER this 18th day of December, A.D. 1981.

  
\_\_\_\_\_  
Chief Judge

FILED

DEC 21 1981

CIRCUIT CLERK  
KANE CO., ILL.

77

SPECIAL ADMINISTRATIVE ORDER NO. 70

SIXTEENTH JUDICIAL CIRCUIT

8/15/81  
Dec 9 2 34 PM '81  
CIRCUIT CLERK  
KANE CO., ILL.

FILED

Until further order and pursuant to Chapter 37, Illinois Revised Statutes, Section 702-7 (3), the following Judges are designated as juvenile judges for the purpose of hearing and determining motions pursuant to a petition by the State's Attorney to enter an order permitting a minor under seventeen years of age, but thirteen years of age or over at the time of the alleged offense, to be prosecuted under the criminal laws of the State of Illinois as an adult.

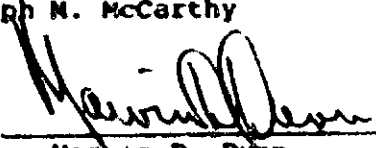
Serving in Kendall and DeKalb Counties:

Judge Wilson D. Burnell  
Judge Rex F. Meilinger  
Judge Carl A. Swanson

Serving in Kane County:

Judge John A. Krause  
Judge William H. Ellsworth  
Judge Joseph M. McCarthy

ENTER: December 7, 1981

  
Marvin D. Dunn  
Chief Judge

# KANE COUNTY PUBLIC DEFENDER'S OFFICE

THOMAS O. McCULLOCH  
Public Defender  
401 Campbell Street  
Geneva, Illinois 60134  
(312) 232-2400, Ext. 450

Kane County Courthouse, Geneva, Illinois 60134

December 22, 1981

81-MR-1 Vol 1

Honorable Marvin D. Dunn  
Chief Judge for the 16th Judicial Circuit  
Kane County Courthouse  
Geneva, Illinois 60134

Dear Judge Dunn:

Please accept this as my letter of resignation from the position of Public Defender for Kane County. Pursuant to our recent discussions, this will be effective on 31 January 1982.

I would also like to take this opportunity to thank you and your predecessors - - Chief Judges Akemann and Schnake - - for the support the judiciary has provided to the Office of the Public Defender during the past five and one-half years. Please convey my feelings to all members of the trial bench as well.

Please be assured that I will be proud to provide any assistance to the Court that the Court may request or desire in the future.

It has been my pleasure to serve as the Public Defender of Kane County; thank you.

Respectfully,

*Thomas O. McCulloch*  
THOMAS O. McCULLOCH  
Kane County Public Defender

Dec 25 1 11 PM '81  
KANE CO. ILL.

FILED

TOM/lmw

71

ADMINISTRATIVE ORDER NO. 69

IT IS HEREBY ORDERED THAT due to the absence of the judges attending the Illinois Judges' Association Conference Dec. 3 p.m. and Dec. 4 all day, it will be necessary to cancel the court calls in the following locations:

Elgin - Thursday Afternoon (12-3)  
Friday-all day (12-4)

St. Charles - Thursday afternoon (12-3)

Geneva - Courtroom 150 - Thursday afternoon (12-3)  
Friday-all day (12-4)

Aurora - Thursday Afternoon (12-3)  
Friday-all day (12-4)

It is further ordered that all cases affected by this order be continued to the next appropriate date

  
\_\_\_\_\_  
Marvin U. Dean, Acting Chief Judge

Enter this 12th day of November, 1981

74

The following assignments will be effective December 7, 1981:

COURTROOM 110	- Probate, Chancery, Miscellaneous Remedies Tax, Municipal Corporations and Eminent Domain	JUDGE KRAUSE
COURTROOM 210	- Civil Trial Division LM-SC (Jury) and L Cases	JUDGE QUETSCH
COURTROOM 310	- Administration-Chief Judge Civil Trial Division LM-SC (Jury) and L Cases	JUDGE DUNN
COURTROOM 325	- Trial Division Misc. Cases to be assigned	JUDGE SLESWORTH
COURTROOM 340	- Criminal Division	JUDGE SCHNAKE
COURTROOM 350	- Criminal Division	JUDGE MCCARTHY
COURTROOM 430	- Civil Trial Division LM-SC (Jury) and L Cases	JUDGE LEIPHET
JUVENILE COURT 403 So. 4th St.	- Juvenile, Mental & Family Calls	JUDGE MAHONEY
	--	
COURTROOM 120	- Small Claims, LM Non-Jury, Yorkville	JUDGE DIXON
COURTROOM 220	- Divorce	JUDGE PUELLIN
COURTROOM 320	- Divorce	JUDGE HOGAN
COURTROOM 150	- Criminal - Traffic	JUDGE O'BRIEN
<u>BRANCH COURT NORTH</u>	- Elgin, Carptvl., St. Charles	JUDGE ANDERSON
<u>BRANCH COURT SOUTH</u>	- Aurora	JUDGE CADWELL
<u>FLOATER</u>	- Substitute for all vacations, illnesses, seminars, conferences, etc.	JUDGE WEILER

ENTER THIS 2nd day of November, 1981.

  
Paul W. Schnake, Chief Judge

11

L



CIRCUIT COURT FOR THE 16TH JUDICIAL CIRCUIT

STATE OF ILLINOIS }  
COUNTY OF KANE } SS.

GEN. NO. 817m-1262 I  
 JURY  NON-JURY

VS.	
PLAINTIFF (S)	DEFENDANT (S)

JUDGE	COURT REPORTER	PLTF. ATTY. <span style="float: right;">CHECK IF PRESENT</span>
DEPUTY CLERK	A copy of this order <input type="checkbox"/> should be sent to: <input type="checkbox"/> has been sent to:	DEFT. ATTY.

ORDER

**I. R. S OFFICER**

*Mr. S. J. Hauener, given permission to inspect files of John Rogers, ATTORNEY*

**FILED**<sup>2</sup>  
IN OPEN COURT  
JAN 29 1981  
JAN CARLSON  
CLERK

*Paul H. Schudy*

---

*P. H. Schudy*

1/31

L

CIRCUIT COURT FOR THE 16TH JUDICIAL CIRCUIT

STATE OF ILLINOIS }  
COUNTY OF KANE } SS.

GEN. NO. 81 Mr-1-261 1

JURY  NON-JURY

VS.

PLAINTIFF (S)

DEFENDANT (S)

JUDGE <u>Shrooke</u>	COURT REPORTER	PLTF. ATTY.	CHECK IF PRESENT
DEPUTY CLERK	A copy of this order <input type="checkbox"/> should be sent to: <input type="checkbox"/> has been sent to:	DEFT. ATTY.	

TO: JAN CARLSON <sup>ORDER</sup>  
CIRCUIT CLERK

Mr. J. Peca - Internal Revenue  
Office is given permission to review  
all cases of Ronald Bernstein P.C.  
as of April 1st - 1981.

*Handwritten signature: Ronald Shrooke*  
C.S.

**FILED**<sup>2</sup>  
IN OPEN COURT  
OCT 06 1981  
CMT  
JAN CARLSON  
CLERK OF THE CIRCUIT COURT

GENERAL ORDER NO. 2

CLERK  
KATHLEEN SULLIVAN

Oct 14 1981

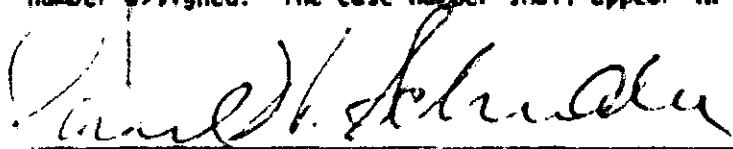
RECEIVED

2.2 MASTER RECORD SHEET AND NUMBERING OF CASES

In furtherance of an expeditious case flow at the lowest possible cost, each party, commencing an action or proceeding, shall complete the master record sheet provided for by the Circuit Clerk's Office and present said sheet at the time of filing the complaint or other paper initiating said action or proceeding.

The Clerk shall then give the action or proceeding a general number which shall be endorsed on all pleadings, notices, orders and other papers filed therein. Such numbering shall indicate the year in which such action or proceeding was commenced, the case identification prescribed by the Administrative Office of the Illinois Courts, and its consecutive general number. Pending actions or proceedings shall continue under the numbers heretofore assigned.

In Criminal and Quasi-Criminal cases, no warrant shall issue for the arrest of any defendant until the complaint upon which the warrant is based is properly filed with the Clerk and a general number assigned. The case number shall appear in any such warrant.

  
CHIEF JUDGE

(Revised - October 14, 1981)

11

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8/ MR ~~the~~  
Vol I

GENERAL ORDER NO. 10 - MISCELLANEOUS

10.6 In making docket sheet entries, it shall be the duty of the Clerk of the Circuit Court to preserve each entry as made, and an entry erroneously made shall be voided only by drawing a single line through same, and not by erasure or obliteration.

ENTER this 12th day of May, A.D. 1981.

*Paul M. Schuch*  
\_\_\_\_\_  
CHIEF JUDGE

FILED  
SEP 17 2 50 PM '81  
CIRCUIT CLERK  
KANE CO., ILL.

69

81MR 01  
Vol I

SPECIAL ADMINISTRATIVE ORDER NO. 50  
SIXTEENTH JUDICIAL CIRCUIT

Effective March 30, 1981, the following schedule  
will be utilized for jury trial starts in all criminal  
felony courts:

Alternating weekly -

March 30, 1981	July 6, 1981
April 13, 1981	July 20, 1981
April 27, 1981	August 3, 1981
May 11, 1981	August 17, 1981
May 26, 1981	August 31, 1981
June 8, 1981	
June 22, 1981	

FILED  
SEP 17 2 50 PM '81  
CIRCUIT CLERK  
KANE CO., ILL.

ENTER: February 3, 1981

Paul W. Schnake  
Chief Judge

68

81 MR 01  
Vol I

REVISED ADMINISTRATIVE ORDER 64

SEP 1 4 35 PM '81  
CIRCUIT COURT OF KANE COUNTY ILLINOIS  
CLERK  
LED

IT IS HEREBY ORDERED THAT:

A. The Circuit Court of Kane County, Illinois, shall adjourn, and the office of the Clerk of the Circuit Court of Kane County shall be closed on the following legal holidays for the year 1982:

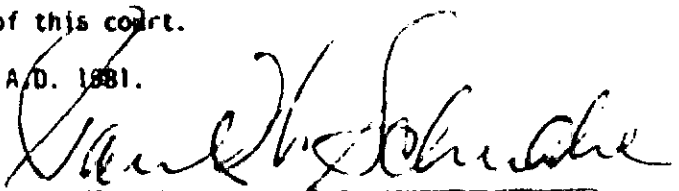
<u>HOLIDAY</u>	<u>OBSERVE ON:</u>
New Year's Day	Friday, January 1
Martin Luther King's Birthday	Friday, January 15
Abraham Lincoln's Birthday	Friday, February 12
George Washington's Birthday	Monday, February 15
Good Friday - Close at Noon	Friday, April 9
Memorial Day	Monday, May 31
July 4	Monday, July 5
Labor Day	Monday, September 6
Columbus Day	Monday, October 11
Election Day	Tuesday, November 2
Veterans' Day	Thursday, November 11
Thanksgiving Day	Thursday, November 25
Day After Thanksgiving	Friday, November 26
Christmas Eve	Friday, December 24
New Year's Eve	Friday, December 31

b. All matters returnable on said legal holidays shall be continued to the next business day of said court.

c. The time for filing all motions and pleadings shall be extended to the next business day of this court.

ENTER this 7th day of August, A.D. 1981.

67

  
\_\_\_\_\_  
CHIEF JUDGE

8/m R01  
Vol I

ADMINISTRATIVE ORDER 63

IT IS HEREBY ORDERED THAT:

A. The Circuit Court of Kane County, Illinois, shall adjourn, and the office of the Clerk of the Circuit Court of Kane County, shall be closed on the following legal holidays for the year 1982:

FILED  
SEP 17 2 52 PM '81  
CIRCUIT CLERK  
KANE CO. ILL.

<u>HOLIDAY:</u>	<u>OBSERVE ON:</u>
New Year's Day	Friday, January 1
Martin Luther King's Birthday	Friday, January 15
Abraham Lincoln's Birthday	Friday, February 12
George Washington's Birthday	Monday, February 15
Good Friday - Close at Noon	Friday, April 9
Memorial Day	Monday, May 31
July 4	Monday, July 5
Labor Day	Monday, September 6
Columbus Day	Monday, October 11
Veterans' Day	Thursday, November 11
Thanksgiving Day	Thursday, November 25
Day After Thanksgiving	Friday, November 26
Christmas Eve	Friday, December 24

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

ENTER this 6th day of July, 1981.

*Richard Schuck*  
\_\_\_\_\_  
CHIEF JUDGE

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8/ MR 01  
Vol I

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT  
STATE OF ILLINOIS

ADMINISTRATIVE ORDER 62

BE IT ORDERED, effective July 1, 1981, that rates charged by  
Juvenile Court Services for conducting adoption or divorce/custody  
investigations for courts of the 16th Judicial Circuit will be as  
follows:

- a. \$70.00 for an adoption
- b. \$70.00 for each side in a custody (\$140.00 for the entire)

Said fees will be paid to Juvenile Court Services in advance  
of the investigation.

D

CLERK  
JUL 1 1981  
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JUL 1 1981

*Paul Shucke*

ENTER: 6/10/81

JUDGE

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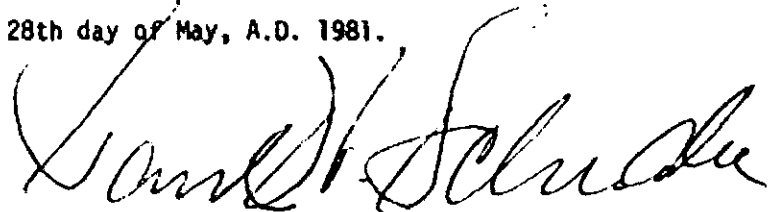


81 MR 01  
Vol I

SPECIAL ADMINISTRATIVE ORDER NO. 61

During the absence of the undersigned on  
May 29, 1981, Judge Marvin D. Dunn is hereby  
appointed Acting Chief Judge.

ENTER this 28th day of May, A.D. 1981.

  
\_\_\_\_\_  
CHIEF JUDGE

FILED  
SEP 17 2 51 PM '81  
CIRCUIT CLERK  
KANE CO., ILL.

64

81 MR 01  
Vol I

SPECIAL ADMINISTRATIVE ORDER NO. 60

During the absence of the undersigned for  
May 20th, 1981, Judge Marvin D. Dunn  
is hereby appointed Acting Chief Judge  
Enter this 20th day of May, A.D. 1981.



-----  
Paul W. Schnake, CHIEF JUDGE

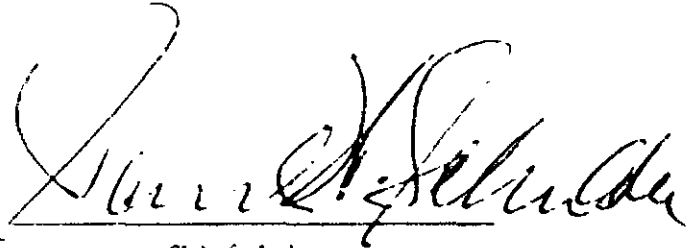
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CIRCUIT CLERK  
KANE CO., ILL.

63)

31 M.R. 131  
Vol. I

16TH JUDICIAL CIRCUIT COURT ADMINISTRATIVE ORDER NO. 06

IT IS HEREBY ORDERED THAT in all cases in which a Judge of this Circuit imposes, either separately or jointly, sentences of probation, conditional discharge (where specially ordered by the Court), periodic imprisonment or court supervisor. (where specially ordered by the Court), the Court Services Departments and their authorized personnel shall have the responsibility for securing compliance with such sentences, to the same extent as in sentences of only probation.

  
Chief Judge

Entered this 18th day of August 1981.

SEP 1 1981  
CLERK OF COURT  
JUDICIAL CIRCUIT

69

81 MR 01  
Vol I

ADMINISTRATIVE ORDER 67

IT IS HEREBY ORDERED THAT:

In my absence, Judges Dunn or Krause, in that order, shall act as Chief Judge.

ENTER this 4th day of September, A.D. 1981.



CHIEF JUDGE

FILED  
SEP 17 2 51 PM '81  
CIRCUIT CLERK  
KANE CO., ILL.

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8/ MR 01  
Vol I

SPECIAL ADMINISTRATIVE ORDER NO. 52

During the absence of the undersigned from  
March 25, 1980 through March 27, 1980, Judge  
John A. Krause is hereby appointed Acting Chief Judge.  
ENTER this 24th day of March, A.D. 1980.



PAUL W. SCHNAKE, CHIEF JUDGE

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CIR. CLERK  
KANE CO. PA. ST. LIL.  
FRANK

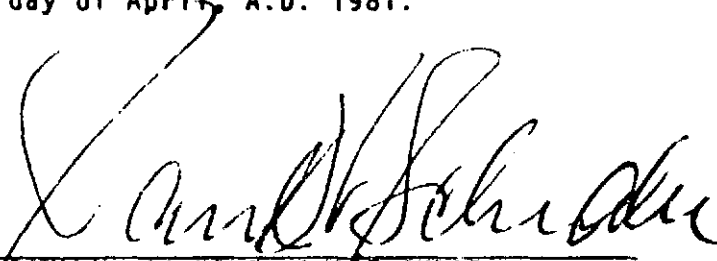
47

81 MR 01  
Vol T

SPECIAL ADMINISTRATIVE ORDER NO. 53

During the absence of the undersigned from  
April 13th, 1981, through April 17th, 1981, Judge  
Marvin D. Dunn is hereby appointed Acting Chief Judge.

ENTER this 6th day of April, A.D. 1981.

  
PAUL W. SCHNAKE, CHIEF JUDGE

FILED  
SEP 17 2 51 PM '81  
CIRCUIT CLERK  
KANE CO., ILL.

8/MK'01  
Volu I

ADMINISTRATIVE ORDER NO. 54

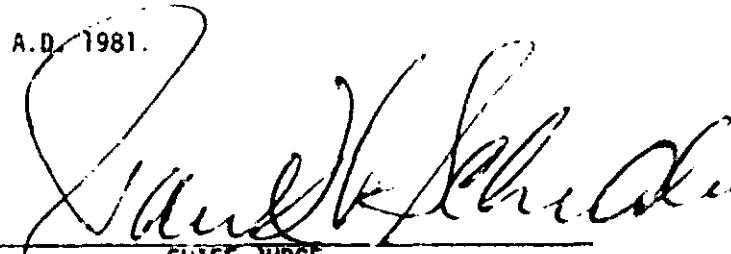
IN RE: Appointment of MICHAEL F. O'BRIEN as ASSOCIATE JUDGE

The Court having been advised by the Director of the Administrative Office of the Illinois Court, by phone on April 14, 1981, that Michael F. O'Brien has received a majority of the votes of the Circuit Judges of the Sixteenth Judicial Circuit to fill the vacancy of the office of Associate Judge.

IT IS HEREBY ORDERED THAT:

MICHAEL F. O'BRIEN is appointed as Associate Circuit Judge of the Sixteenth Judicial Circuit effective May 1, 1981.

ENTER this 27th day of April, A.D. 1981.

  
CHIEF JUDGE

FILED  
SEP 17 4 51 PM '81  
CLERK  
CHICAGO  
KANE CO. ILL.

61

81 MR 08  
Vol. I

ADMINISTRATIVE ORDER NO. 55


IN RE: Appointment of THOMAS E. HOGAN as ASSOCIATE JUDGE

The Court having been advised by the Director of the Administrative Office of the Illinois Court, by phone on April 24, 1981, that Thomas E. Hogan has received a majority of the votes of the Circuit Judges of the Sixteenth Judicial Circuit to fill the vacancy of the office of Associate Judge;

IT IS HEREBY ORDERED THAT:

THOMAS E. HOGAN is appointed as Associate Circuit Judge of the Sixteenth Judicial Circuit effective May 11, 1981.

ENTER this 27th day of April, A.D. 1981.

  
CHIEF JUDGE

OFFICE OF THE CLERK  
JUDICIAL BRANCH  
KANE COUNTY, ILL.  
LC

68



ADMINISTRATIVE ORDER 56

81 MRO  
Vol I

Kane County Justice System Managers' Committee

BE IT RESOLVED that this Committee is hereby chartered to plan, develop and implement an integrated and unified case management system for the Kane County Justice System and to implement manual and automated procedures.

BE IT FURTHER RESOLVED that this Committee serve as an inter-departmental steering and coordination arm for resolution of shared problems common to all departments within the system relating to the matters covered in Paragraph I.

ADOPTED

June 10, 1981

SIGNED

Chief Judge

FILED  
SEP 17 2 51 PM '81  
CLERK OF COURT  
KANE COUNTY, PA

59

81 MR 01  
Vol I

AMENDMENT TO ADMINISTRATIVE ORDER #57

The following personnel are hereby appointed to the Kane County  
Justice System Managers' Committee:

The Honorable Marvin D. Dunn  
Circuit Judge, Sixteenth Judicial Circuit

C. Robert Argo, Chairman  
Court Administrator, 16th Judicial Circuit

Robert J. Morrow  
Kane County State's Attorney

George B. Kramer  
Kane County Sheriff

Jan E. Carlson  
Kane County Circuit Clerk

C. Robert Mueller  
Executive Director of Court Programs, 16th Judicial Circuit

Thomas McCulloch  
Kane County Public Defender

Stephen Enk  
Director Data Processing

Advisory Members:

C. William Sutherland, Systems Manager  
Office of the the Chief Judge & Court Administrator

William J. Diamond  
Kane County Criminal Justice Commission

Secretary:

Miriam B. Tranchita

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CIRCUIT CLERK  
KANE CO., ILL.

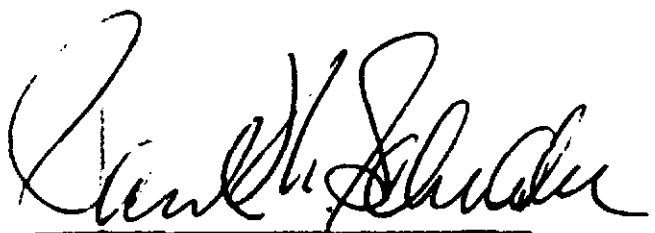
60

81 MR 01  
Vol I

SPECIAL ADMINISTRATIVE ORDER NO. 58

IT IS HEREBY ORDERED THAT DUE TO JUDGE AVAILABILITY, ALL MOTIONS OF THE COURT IN THE ELGIN BRANCH COURT FOR MAY 29, 1981 ARE HEREBY CANCELLED.

THEREFORE, I DIRECT THE CIRCUIT CLERK TO CONTINUE ALL CASES TO THE NEXT AVAILABLE DATE AND TO NOTIFY ALL PARTIES.

  
PAUL W. SCHMALE, Chief Judge

SEP 1 1981  
CIR. CLERK  
ELGIN BRANCH COURT

61

In order to provide to the People, at the lowest possible cost, a quality court system meeting the legitimate demands of the people, of the law and of the constitutions of the United States and the State of Illinois; and to realize more efficient, orderly and expeditious flow of the ever-increasing number of cases filed in this court, the Circuit Judges of the 16th Judicial Circuit (Kane County) heretofore established the office of Court Administrator, the appointee to said office being required to meet high academic and professional standards and mandated to utilize and implement effective managerial skills and techniques in carrying out his or her duties.

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 CIRCUIT COURT  
 KANE COUNTY, ILL.

Now, in furtherance thereof, it is the purpose and intent of the Circuit Judges that the Court Administrator, acting under direct authority and supervision of the Chief Judge, and in pursuance to the rules and orders of the Circuit Judges, assume and carry out all nonjudicial administrative and supervisory functions and duties for the operation of the court and its supporting staffs and offices, not otherwise expressly required by law to be performed by the Circuit Clerk or others or required of them by rule or order hereafter entered by this court.

All such duties presently being performed by the Circuit Clerk not expressly required of him by law shall continue to be performed by him subject to administrative orders of the Chief Judge, from time to time, hereafter entered.

Also, in furtherance of this order and pursuant to the authority and requirements of Cap. 25, Section 22, I.R.S., the Court Administrator is directed to make, from time to time, examination of the office of the Clerk of Circuit Court of Kane County, and file his report of findings and recommendations to the Circuit Judges.

The Clerk of the Circuit Court is directed to assist and cooperate with the Court Administrator in the execution of the intent and purpose of this order.

44

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ENTER THIS 31st day of August, 1981.

*Paul W. Schmacke*

Paul W. Schmacke, Chief Judge

*Neil E. Mahoney*

Neil E. Mahoney, Circuit Judge

Kenilworth County

*Wilson D. Burnell*

Wilson D. Burnell, Circuit Judge

*Marvin D. Dunn*

Marvin D. Dunn, Circuit Judge

*William H. Ellsworth*

William H. Ellsworth, Circuit Judge

*John A. Krause*

John A. Krause, Circuit Judge

*John A. Laifheit*

John A. Laifheit, Circuit Judge

*Joseph H. McCarthy*

Joseph H. McCarthy, Circuit Judge

DeKalb County

*Rex F. Heilinger*

Rex F. Heilinger, Circuit Judge

*James F. Quetsch*

James F. Quetsch, Circuit Judge

DeKalb County

*Carl A. Swanson, Jr.*

Carl A. Swanson, Jr., Circuit Judge

81MR-1 VOL I

16TH JUDICIAL CIRCUIT COURT ADMINISTRATIVE ORDER NO. 61

IT IS HEREBY ORDERED THAT in all cases in which a Judge of this Circuit imposes, either separately or jointly, sentences of probation, conditional discharge (where specially ordered by the Court), periodic imprisonment or court supervision (where specially ordered by the Court), the Court Services Departments and their authorized personnel shall have the responsibility for securing compliance with such sentences, to the same extent as in sentences of only probation.

*[Handwritten Signature]*

Chief Judge

Entered this 18th day of August 1981.

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AUG 18 1981

*[Handwritten Signature]*  
CLERK OF THE COURT

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AUG 07 1981

*J. E. Quinn*  
CLERK OF THE CIRCUIT COURT FOR  
THE JUDICIAL CIRCUIT  
KANE COUNTY, ILLINOIS

REVISED ADMINISTRATIVE ORDER 59

IT IS HEREBY ORDERED THAT:

A. The Circuit Court of Kane County, Illinois, shall adjourn, and the office of the Clerk of the Circuit Court of Kane County shall be closed on the following legal holidays for the year 1982:

<u>HOLIDAY</u>	<u>OBSERVE ON:</u>
New Year's Day	Friday, January 1
Martin Luther King's Birthday	Friday, January 15
Abraham Lincoln's Birthday	Friday, February 12
George Washington's Birthday	Monday, February 15
Good Friday - Close at Noon	Friday, April 9
Memorial Day	Monday, May 31
July 4	Monday, July 5
Labor Day	Monday, September 6
Columbus Day	Monday, October 11
Election Day	Tuesday, November 2
Veterans' Day	Thursday, November 11
Thanksgiving Day	Thursday, November 25
Day After Thanksgiving	Friday, November 26
Christmas Eve	Friday, December 24
New Year's Eve	Friday, December 31

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

ENTER this 7th day of August, A.D. 1981.

51

*Paul H. Schuch*

CHIEF JUDGE

81-MR-1

**18th Judicial Circuit  
County of Kane**

P.O. Box 566  
Court House, Geneva, IL 60134  
Telephone (312) 232-2400



OFFICE OF THE CHIEF JUDGE  
AND COURT ADMINISTRATOR

*Filed  
July 21, 1981  
Paul M. Schnake  
Chief Court Clerk*

July 20, 1981

To: Jan Carlson, Circuit Clerk  
From: Paul M. Schnake, Chief Judge

Re: Procedure on Issuance of Warrant for Non-payment of Fine

Having conferred with Barbara Cleland of your office and Sgt. Kunge of the Sheriff's office on the above subject, I now wish to advise you that it shall be the policy of the court that actual service of a warrant and arrest will not be required on failure to pay a fine. Looking for the methods which will be most practical, it will be considered proper if (a) the deputy handling the matter accept payment or (b) the defendant, after having been advised of the issuance of the warrant, makes payment in due course to your office.

The above will be applicable only in those cases where the defendant makes payment in full. State's Attorney Morrow concurs in the procedure outlined.

PMS:pr  
cc: Robert Morrow, State's Attorney  
George Kramer, Sheriff

FILED

JUL 21 10 40 AM '81

CIRCUIT CLERK  
KANE CO., ILL.

RECEIVED

JUL 21 1981

40



81MR-1

65.  
ADMINISTRATIVE ORDER 60

IT IS HEREBY ORDERED THAT:

In my absence, Judges Krause or Dunn, in that order, shall act as Chief Judge.

ENTER this 8th day of July, A.D. 1981.

*Samuel Krause*  
\_\_\_\_\_  
CHIEF JUDGE

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JUL 09 1981

*J. E. Dunn*  
CLERK OF THE COURT  
U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

*M*

# COUNTY OF KANE

DAVID L. PIERCE  
KANE COUNTY CLERK



County Government Center  
718 Batavia Avenue  
Geneva, Illinois 60134  
Phone: (312) 232-8400

June 22, 1981

Mr. Jan Carlson, Circuit Clerk  
Kane County Courthouse  
Geneva, IL 60134

Dear Jan:

Enclosed is a certified copy of Resolution #81-87, passed by the County Board at its meeting June 9, 1981. This Resolution appoints W. McCullough, Richard Cosgrove, Robert Stuart, and Salvador Rios to the Fox Valley Park District.

Please file this Resolution with Cast No. 18412, as indicated in the Resolution.

Thank you.

Cordially,

A handwritten signature in cursive script that reads "David L. Pierce".

David L. Pierce  
Kane County Clerk

DLP/bsh  
enclosure

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JUN 23 1981

Jan E. Carlson  
CLERK OF THE CIRCUIT COURT  
KANE COUNTY, ILLINOIS

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JUN 22 1981

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CLERK OF THE CIRCUIT C  
KANE COUNTY



IN ILLINOIS★1980

a Minor, and FREDERICK A. YOWLER,  
Individually,

Plaintiff,

vs.

BRUNSWICK CORPORATION, etc., et al.,

Defendants

JUN 16 1981

81 m - 1  
Vol I

JUN 15 9 57 AM '81  
CIRCUIT COURT OF  
KANE CO., ILL.

FILED

ORDER ON MOTION FOR  
APPOINTMENT OF COMMISSIONER

This cause having come before me on the 3rd day of June, 1981, on the Motion for Appointment of Commissioner of Larson Industries and American Universal Insurance Company, and the Court having heard arguments of counsel and otherwise being fully advised in the premises, it is hereupon

**ORDERED AND ADJUDGED:**

1. The Motion for Appointment of Commissioner of LARSON INDUSTRIES AND AMERICAN UNIVERSAL INSURANCE COMPANY be and the same is hereby granted.

2. This Court hereby appoints Richard Janson, Court Reporter, of P.O. Box 826, Elgin, Illinois as a commissioner with the power to administer oaths and serve subpoenas, for the purpose of a Medical Records pickup at Delnor Hospital, St. Charles, Ill.

DONE AND ORDERED in Chambers at Tavares, Lake County, Florida, this 3rd day of June, 1981.

**ERNEST C. AULLS, JR.**

Circuit Judge

**Copies furnished to:**

Donald L. Gattis, Esq.  
P.O. Box 3109  
Orlando, FL 32802

William Robinson III, Esq.  
N.W. Corner 4th & Madison  
Covington, KY

Carl D. Moses, Esq.  
P.O. Box 633  
Orlando, FL 32802

hb

Ronald M. Owen, Esq.  
P.O. Box 2667  
Orlando, FL 32802

Lawrence M. Watson, Jr., Esq.  
P.O. Box 1171  
Orlando, FL 32802

John W. Bussey, III, Esq.  
P.O. Box 6086-C  
Orlando, FL 32803

this 15th day of June, 19 87.

PEGGY L COVEN

Secretary to the Judge

SMALBEIN, EUBANK, JOHNSON, ROSIER & BUSSEY, P. A.

ATTORNEYS AND COUNSELORS AT LAW

128 LIVE OAK AVENUE  
POST OFFICE BOX 380  
DAYTONA BEACH, FLORIDA 32018  
(904) 255-0523

1280 FEDERAL HIGHWAY  
POST OFFICE BOX 688  
ROCKLEDGE, FLORIDA 32088  
(305) 938-8900

1418 EAST COLONNA DRIVE  
POST OFFICE BOX 6088-C  
ORLANDO, FLORIDA 32808  
(305) 854-2551

ADDRESS REPLY TO:

Kane County Courthouse  
Attention Circuit Court Clerk  
Geneva, Ill 60134

Orlando

*81 m - 1*  
*Vol I*

Greetings,

This letter will serve as confirmation of our conversation of May 29, 1981 at which time I explained the necessity of having a subpoena issued by one of your clerks. Enclosed please find copies of the appropriate pleadings and a stamped, addressed envelope so the Order Appointing Commissioner and the subpoena may be forwarded to Richard Janson Reporting Services, P.O. Box 826, Elgin, Ill.

During our conversation it was indicated that no issuing or witness fees were payable to your office.

Thank you for your time and co-operation. If there is anything I can do to be of further assistance please feel free to contact me at the above address or phone number.

Sincerely,

*Toni Pastore*

Toni Pastore  
Legal Assistant

enclosures

FILED  
JUN 15 5 57 PM '81  
CIRCUIT CLERK  
KANE CO., ILL.

*35*

L

THE STATE OF ILLINOIS

CLERK

IN THE MATTER OF THE APPOINTMENT )  
OF THE ADULT COURT SERVICES OFFICERS )  
FOR THE SIXTEENTH JUDICIAL CIRCUIT )  
OF THE STATE OF ILLINOIS )

SS.

81 MR 1

Vol I

ORDER AND WARRANT

I, the undersigned Chief Circuit Judge, representing the Circuit Judges of the Sixteenth Judicial Circuit of the State of Illinois, pursuant to the authority in us vested by Chapter 38, Section 204-1, of the Illinois Revised Statutes, 1973, DO HEREBY RATIFY the appointment of the following Adult Court Services Officers of the Sixteenth Judicial Circuit as proposed by the Executive Director of Court Programs and the Director of Adult Court Services for the Sixteenth Judicial Circuit, which Circuit is comprised of the Counties of Kane, Kendall and DeKalb:

- |                 |                     |                  |
|-----------------|---------------------|------------------|
| Joseph Andrews  | Ken Eng             | Jane Sanders     |
| Henry Behrens   | Cydrey Franks       | Thomas Scott     |
| Alison Bergeron | Ellen Gallagher     | Pam Sebern       |
| Randy Bullock   | Arlene Hanson       | Marcus Sternberg |
| Karen Curé      | James Larson        | Gas Stillman     |
| Bruce Currie    | William McClain Jr. | John Thomas      |
| John Davis      | Benjamin Oswalt     | Mary Townsend    |
| Diretha Dumas   | John Owens          | Vernon Wennmaker |
| June Ehrler     | Jenina Pavlik       | Sue Wilson       |

The duration of said appointment shall be during the pleasure of said Judge and/or the Executive Director of Court Programs and Director of Adult Court Services of said Sixteenth Judicial Circuit and shall be effective July 1, 1981, A.D.

[Signature] Chief Judge

[Signature] Executive Director of Court Programs

[Signature] Director of Adult Court Services

ENTERED: June 10, 1981

11

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT

THE STATE OF ILLINOIS

IN THE MATTER OF THE APPOINTMENT )  
OF THE CHIEF JUVENILE PROBATION OFFICER )  
FOR THE SIXTEENTH JUDICIAL CIRCUIT )  
OF THE STATE OF ILLINOIS )

SS.

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FILED  
JUN 10 2 21 PM '81  
KANE CO., ILL.  
CLERK

ORDER AND WARRANT

I, the undersigned Chief Circuit Judge, representing the Circuit Judges of the Sixteenth Judicial Circuit of the State of Illinois, pursuant to the authority vested in us by Chapter 37, Section 706-5, of the Illinois Revised Statutes, 1979, DO HEREBY RATIFY the appointment of James E. Rudolph as Chief Juvenile Probation Officer of the Sixteenth Judicial Circuit as proposed by the Executive Director of Court Programs for the Sixteenth Judicial Circuit, which Circuit is comprised of the Counties of Kane, Kendall, and DeKalb.

The duration of said appointment shall be during the pleasure of said Judge and shall become effective June 10, 1981, A.D.

Entered this 10th Day of June, 1981 A.D.

*Paul J. Schuler*

Chief Judge

*Robert M. ...*

Executive Director of Court Programs

2A



IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT  
KANE COUNTY, ILLINOIS  
JUVENILE COURT SERVICES

81MR1  
vol. I

ADMINISTRATIVE ORDER

IT IS HEREBY ORDERED that ROGER CURLESS be released as  
Guardian of all wards of this court, and that NANCY CEBULA of  
the Juvenile Court Services be appointed their Guardian.

*Frank E. Mahoney*  
Judge

ENTER: *May 19, 1981*

FILED  
MAY 20 8 57 AM '81  
JAN. ALLEN  
CLERK OF CIRCUIT CT.  
KANE COUNTY, ILL.

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ADMINISTRATIVE ORDER NO. 49

IT IS HEREBY ORDERED THAT:

In order that we do not run into any scheduling problems in 1981, there is provided below the schedule of Judges' Conference dates which should be considered in the 1981 scheduling program.

ASSOCIATE JUDGES' CONFERENCE  
March 25, 26, 27, 1981

March 25, 1981 - No P.M. settings for Small Claims  
No A.M. or P.M. Preliminary Hearings  
No Traffic Calls  
No Divorce Calls

March 26, 1980 No P.M. settings for Small Claims  
No A.M. or P.M. Preliminary Hearings  
No Traffic Calls  
No Divorce Calls

March 27, 1981 No P.M. settings for Small Claims  
No Traffic Calls  
No Divorce Calls

(Note: The Small Claims and LM Calls in the morning of the above dates can be handled by a Circuit Judge.)

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MAR 09 1981

*[Handwritten signature]*  
CLERK

*[Handwritten signature]*  
CHIEF JUDGE

YORK STATE BANK AND TRUST  
COMPANY, an Illinois  
Corporation

VS.

DONALD SCHAFFER AND  
SANDRA L. SCHAFFER

NO. 81 m - 1  
Vol I

O R D E R

This cause coming on to be heard upon the ex parte motion of plaintiff for an Order authorizing the Sheriff of Kane County to serve Writs of Replevin issued by the Circuit Court of the Eighteenth Judicial Circuit, Du Page County, Illinois.

IT IS HEREBY ORDERED that GEORGE B. KRAMER, Sheriff of Kane County, Illinois, be and he is authorized to honor and serve the Writs of Replevin heretofore issued by the Circuit Court of the Eighteenth Judicial Circuit, Du Page County, Illinois, under case numbers 8167551 & 552 and subsequently filed in this proceeding for service of process by the Sheriff of Kane County, Illinois.

FILED  
FEB 5 11 1981  
CLERK OF THE COURT

*Donald Schaffer*  
\_\_\_\_\_  
JUDGE

ROBERT H. WIER 91400  
Name  
Plaintiff  
Attorney for  
105 South York Street  
Address  
Elmhurst, Illinois 60126  
City  
832-1200  
Telephone

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GENERAL ORDER NO. 2

2.41 WRITTEN INTERROGATORIES

Written interrogatories and answers thereto, under Supreme Court Rule 213, shall be served on all opposing parties, and shall be filed only upon trial of a cause or as circumstances may otherwise require.

Effective: April 1, 1981

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MAR 06 1981

*Jim E. Jackson*

CLERK OF THE CIRCUIT COURT  
THE 18TH JUDICIAL CIRCUIT  
KANE COUNTY, ILL.

MAR 6 11 45 AM '81  
JAH WILSON  
CIRCUIT COURT CLERK  
KANE CO., ILL.

FILED

GENERAL ORDER NO. 2

2.41 WRITTEN INTERROGATORIES

Written interrogatories and answers thereto, under Supreme Court Rule 213, shall be served on all opposing parties, and shall be filed only upon trial of a cause or as circumstances may otherwise require.

Effective: April 1, 1981

RECEIVED

MAR 06 1981

*J. S. [unclear]*  
CIRCUIT COURT CLERK

19

MAR 5 11 46 AM '81  
JAN [unclear]  
CIRCUIT COURT CLERK  
KANE CO. ILL.

FILED

STATE OF ILLINOIS  
COUNTY OF KANE

See  
~~STAR~~  
80ME3

RESOLUTION NO. 81-87

RESOLUTION FOR APPOINTMENTS TO OFFICE OF TRUSTEE  
OF THE FOX VALLEY PARK DISTRICT

WHEREAS, vacancies exist in the office of trustee of the Fox Valley Park District due to the expiration of the terms of M. L. McCullough, R. M. Cosgrove, R. J. Stuart, and H. G. Fearn; and

WHEREAS, it is the duty of the Kane County Board to make appointments to fill said vacancies;

NOW, THEREFORE, BE IT RESOLVED by the County Board of Kane County, Illinois that M. "Les" McCullough, 222 Lawdale, Aurora, a member of the Republican party; Richard H. Cosgrove, 229 S. Rosedale, Aurora, a member of the Republican party; Robert I. Stuart, 2522 W. Downer Pl., Aurora, a member of the Republican party; are hereby reappointed and Salvador A. Alos, 1032 Grove St., Aurora, a member of the Democrat party, is hereby appointed; Trustees of the Fox Valley Park District to serve until the first Monday in July, 1965, and until their successors are appointed and qualified, and


BE IT FURTHER RESOLVED that the County Clerk forward a copy of this Resolution to the appointees and file a copy with the Clerk of the Circuit Court, Case No. 18412.

FILED  
JUN 18 1961  
11 15 AM '61  
CLERK OF CIRCUIT COURT  
KANE COUNTY, ILL.

15

Passed by the Kane County Board on JUN 18 1961

  
Clerk, County Board  
Kane County, Illinois

  
Chairman, County Board  
Kane County, Illinois

STATE OF ILLINOIS  
COUNTY OF KANE

DATE JUN 18 1961

I, David L. Pierce, Kane County Clerk and Keeper of the Records in Kane County, Illinois, do hereby certify that the attached is a true and correct copy of the original record on file.

(seal)

84

In witness thereof, I have hereunto set my hand and affixed the Seal of the County of Kane at my office in Coonro, Illinois.

  
David L. Pierce, Kane County Clerk

SPECIAL ADMINISTRATIVE ORDER NO. 41

IT IS HEREBY ORDERED THAT:

A. The Circuit Court of Kane County, Illinois, shall adjourn, and the office of the Clerk of the Circuit Court of Kane County, shall be closed on the following legal holidays for the year 1981:

<u>HOLIDAY:</u>	<u>OBSERVE ON:</u>
New Year's Day	Thursday, January 1
Martin Luther King's Birthday	Thursday, January 15
Abraham Lincoln's Birthday	Thursday, February 12
George Washington's Birthday	Monday, February 16
Good Friday - Close at Noon	Friday, April 17
Memorial Day	Monday, May 25
July 4	Friday, July 3 <i>(1981 Holiday)</i>
Labor Day	Monday, September 7
Columbus Day	Monday, October 12
Veterans' Day	Wednesday, November 11
Thanksgiving Day	Thursday, November 26
Day After Thanksgiving	Friday, November 27
Christmas Day	Friday, December 25

75

LED

Nov 14 3 57 PM '80

CIRCUIT COURT CLERK  
KANE CO., ILL.

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

ENTER this 28<sup>th</sup> day of July, 1980.

RECEIVED

NOV 14 1980

*[Signature]*  
CLERK OF THE CIRCUIT COURT  
KANE COUNTY

*[Signature]*  
CHIEF JUDGE

73

SPECIAL ADMINISTRATIVE ORDER NO. 41

IT IS HEREBY ORDERED THAT:

A. The Circuit Court of Kane County, Illinois, shall adjourn, and the office of the Clerk of the Circuit Court of Kane County, shall be closed on the following legal holidays for the year 1981:

<u>HOLIDAY:</u>	<u>OBSERVE ON:</u>
New Year's Day	Thursday, January 1
Martin Luther King's Birthday	Thursday, January 15
Abraham Lincoln's Birthday	Thursday, February 17
George Washington's Birthday	Monday, February 16
Good Friday - Close at Noon	Friday, April 17
Memorial Day	Monday, May 25
July 4	Friday, July 3 <i>(1980 Holiday)</i>
Labor Day	Monday, September 7
Columbus Day	Monday, October 12
Veterans' Day	Wednesday, November 11
Thanksgiving Day	Thursday, November 26
Day After Thanksgiving	Friday, November 27
Christmas Day	Friday, December 25

B. All matters returnable on said legal holidays shall be continued to the next business day of said court.

C. The time for filing all motions and pleadings shall be extended to the next business day of this court.

ENTER this 28<sup>th</sup> day of July, 1980.

**RECEIVED**  
NOV 14 1980  
*J. G. Allen*  
CLERK OF THE COURT

*Paul H. Schradie*  
\_\_\_\_\_  
CHIEF JUDGE

74



80 MR 1

ADMINISTRATIVE ORDER

IT IS HEREBY ORDERED that the above order be an amendment to Special Administration Order No. 30, in that the Circuit Court of Kane County, Illinois, and the office of the Clerk of the Circuit Court of Kane County shall be closed on December 26, 1980.

*Paul H. Schuster*

CHIEF JUDGE

RECEIVED

NOV 10 1980

*John E. O'Brien*

CLERK OF CIRCUIT COURT

NOV 10 4 04 PM '80  
JAN [unclear]  
CIRCUIT COURT CLERK  
KANE CO., ILL.

LED

80 MR-1  
VOL-1

ST

ADMINISTRATIVE ORDER

WHEREAS, the Surgeon General of the United States has declared smoking to be a health hazard;

WHEREAS, smoking has been demonstrated to cause problems with supervision and control of its use;

WHEREAS, the presence of smoking materials constitute a fire hazard;

THEREFORE IT IS ORDERED that, at the direction of Roger L. Curless, Director of Juvenile Court Services, smoking by residents of the Kane County Youth Home is forbidden in the Kane County Youth Home building and during the conduct of its programs.

  
JUDGE

ENTER: OCT 28 1980

OCT 28 4 11 PM '80  
JAN. 1980  
CIRCUIT COURT CLERK  
KANE CO., ILL.

FILED

A RESOLUTION FOR APPOINTMENT TO THE  
LAKE MARIAN RIVER CONSERVANCY DISTRICT


WHEREAS, a vacancy exists in the office of Trustee of the Lake Marian River Conservancy District due to the expiration of a term; and


WHEREAS, the Chairman of the County Board has by law the responsibility to fill said vacancy by appointment, with the advice and consent of the County Board;

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that Steven Paetz, 173 Birchwood, Lake Marian Carpentersville, Illinois, is hereby appointed to said term of office, such appointment to be effective immediately and expire on July 12, 1985.

BE IT FURTHER RESOLVED that the County Clerk forward a certified copy of this Resolution of Appointment to Steven Paetz, and a copy to the Clerk of the Circuit Court.

Passed by the Kane County Board on August 12, 1980.

  
Clerk, County Board  
Kane County, Illinois

  
Chairman, County Board  
Kane County, Illinois

Date AUG 20 1980

I, David L. Pierce, Kane County Clerk and Keeper of the Records in Kane County, Illinois, do hereby certify that the attached is a true and correct copy of the original record.

In witness thereof, I have hereunto set my hand and affixed the Seal of the County of Kane at my office in Geneva, Illinois.

(county seal)

  
David L. Pierce, Kane County Clerk

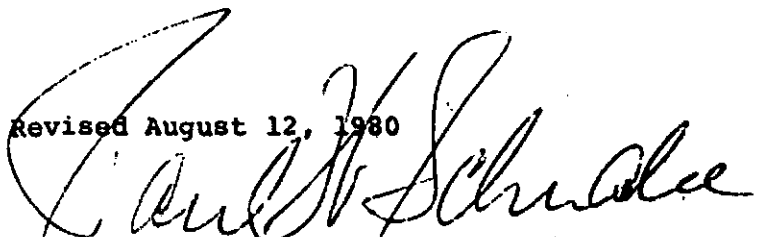
75  
FILED  
AUG 21 1 48 PM '80  
CIRCUIT COURT OF KANE COUNTY ILLINOIS

ADM. EXHIBIT NO. 4A

Chancery and Miscellaneous Division Call

- 9:00            Pretrials - by court order.
- 9:30            Probate Call.
- 10:00           Chancery and Miscellaneous Motion Call and  
Agreed Orders.
- 10:30           Contested Motions and Hearings on Merits by Court Order  
or prior court arrangement.
- 1:30            Contested Motions and Hearings on Merits by  
court order or prior court arrangement.

Revised August 12, 1980



Paul W. Schnake, Chief Judge

KANE COUNTY ADMINISTRATIVE ORDER NO. 4

Chancery and Miscellaneous Division (CH, P, MR, TX, ED and MC)

- (a) The Chancery and Miscellaneous Division shall consist of one judge.
- (b) The judge will keep an adequate record of his individual call and settings, and will make no settings during his vacation period except by special arrangement with the Chief Judge. Emergency matters will be directed to the Chief Judge for assignment.
- (c) The court call will be in accordance with Adm. Exhibit 4A.

54

GENERAL ORDER NO. 1

1.2 Divisions of Court.

- (a) Criminal Division (CF, CM, TR, CV and OV) in which all matters pertaining to criminal and quasi-criminal proceedings, ordinance violations, conservation violations and traffic violations shall be heard.
- (b) Civil Trial Division (L, LM and SC) in which all matters pertaining to Small Claims, LM cases and Law cases, both jury and non-jury and pretrials of such cases shall be heard.
- (c) Chancery and Miscellaneous Division (CH, P, MR, TX, MC and ED) in which all matters pertaining to Chancery cases (except those hereinbelow enumerated in (e) of this Order) Probate, Miscellaneous Remedies, Tax, Municipal Corporations, Eminent Domain and Elections shall be heard.
- (d) Juvenile and Family Division (J, F and MH) in which all matters pertaining to Dependency and Delinquency proceedings, Paternity, Adoptions, Mental Health and all other matters under the Juvenile Court Act shall be heard.
- (e) Domestic Relations Division (D) in which all matters pertaining to Dissolution of Marriage, Legal Separation, Invalidity of Marriage, actions to compel support either under local or foreign court orders and other related matters are heard.
- (f) Such Other Divisions as may be hereafter designated by the Chief Judge.
- (g) The designation of cases shall be in accordance with the Rules of the Illinois Supreme Court.

61

KANE COUNTY ADMINISTRATIVE ORDER NO. 1

Assignment of Judges.

(a) The Chief Judge shall from time to time make assignments of judges to the several division as the case load shall require. Such assignment shall be considered as the primary responsibility of such judge.

(b) A case may, by reason of Change of Venue, Change of Judge or Recusal be assigned by the Chief Judge to a judge assigned to another Division.

(c) The Chief Judge may consider the background and experience of all judges in determining what assignments shall best serve the judicial process.

(d) To the extent reasonably possible, all judges should have assignments in all areas so as to achieve as broad a judicial experience as possible.

(e) Assignment of a judge to a particular division at any given time shall in no way restrict the jurisdiction of every judge to act in all matters within the jurisdiction of the Circuit Courts of the State of Illinois as provided by the Constitution of the State of Illinois, the Rules of the Supreme Court of Illinois and Legislative Enactments.

(f) The Chief Judge or the Acting Chief Judge by order of the Chief Judge shall:

- (1) Assign judges to the several divisions.
- (2) Reassign cases after Change of Venue, Change of Judge or Recusal.
- (3) Requisition and impanel Petite Juries.
- (4) Requisition and impanel Grand Juries.
- (5) Hear all matters relating to Grand Jury proceedings, Extradition, Rendition, Expungment of Records of Arrest, Judicial Supervision of the Use of Eavesdropping Devices.
- (6) All other matters specially assigned by legislative enactment, Supreme Court or local rules.

In the absence of the Chief Judge without designation of an Acting Chief Judge, the above matters may be presented to any Circuit Judge.

62

Rev. 8-12-80

KANE COUNTY ADMINISTRATIVE ORDER No. 2

Criminal Division (CF, CM, OV, CV and TR)

- (a) The Criminal Division shall consist of two Circuit Judges (or Associate Circuit Judge authorized to hear Felony cases) and three Associate Circuit Judges.
- (b) All felony cases at time of Preliminary Hearing or Indictment shall be assigned for trial to one of the Circuit Judges who shall thereafter be responsible for such case until its disposition.
- (c) Each Circuit Judge shall be assigned an equal number of felony cases. Transfers from one of such judges to the other by reason of change of judge or recusal shall be adjusted by future assignments.
- (d) Each of such judges with such individual case assignment shall be provided with such notices and or record keeping data to maintain a current knowledge of the status of all cases so assigned to him/her.
- (e) Each of such "felony" judges shall make no settings during his vacation period except by special arrangement with the Chief Judge. Emergency matters will be directed to the Chief Judge for assignment.
- (f) The three Associate Circuit Judges shall be assigned to the Elgin City Court Call (Admin. Exh. #2A) the Aurora City Court Call (Admin. Exh. #2B) and the Miscellaneous Criminal Call (Admin. Exh. #2C).
- (g) Vacation periods of the Associate Circuit Judges hearing such daily calls shall be covered by assignment of the Chief Judge.



KANE COUNTY ADMINISTRATIVE ORDER No. 3

Civil Trial Division L (Jury and Non Jury) LM (Jury) SC (Jury)

- (a) The Civil Trial Division shall consist of four (4) judges including the Chief Judge.
- (b) The Chief Judge and two (2) additional judges shall have primary responsibility for the processing of all Law cases (Jury and Non Jury), LM jury cases and SC jury cases.
- (c) All cases in the categories hereinabove designated in subsection (b) shall be assigned on a random basis upon the filing thereof to such judges and each judge will thereafter be responsible for the disposition of those cases so assigned.
- (d) The Chief Judge shall be assigned one fifth(1/5) of such cases and each of the other judges two fifths (2/5) each. Transfers from one judge to another by reasons of changes or recusals shall be subsequently adjusted by later assignments to maintain the above ratios.
- (e) The mechanics of the random assignments shall be provided by the Court Administrator in cooperation with the Circuit Clerk, and each judge shall be notified of all assignments to his/her call.
- (f) Status days and motion days of the several judges shall be set by separate order of the Chief Judge in such a manner as to eliminate to the degree possible of requiring counsel to be in several places at the same time, and the calendaring of such by counsel and the Circuit Clerk shall follow such schedule.
- (g) Each of such "civil" judges shall make no settings during his vacation period except by special arrangement with the Chief Judge. Emergency matters will be directed to the Chief Judge for assignment.
- (h) The one judge assigned to the Civil Trial Division shall be primarily responsible for the processing of all non jury Small Claims and LM cases and shall have a daily call in accordance with Admin. Exh. #3A.
- (i) All hearings and trials of non jury Small Claims and LM cases shall be scheduled within 30 days of return date. When more than one contest is to be heard and the number of trials shall exceed the available time of one judge, the cases shall be assigned to other judges available in the court house and not otherwise engaged in hearings or trials.

Kane County Administrative Order No. 3 (continued)

All other judges in the court house shall cooperate to make themselves available for such assignments.

(j) The remaining judge assigned to the Civil Trial Division shall have no regular daily call, but shall be subject to assignment by the Chief Judge of cases transferred from other judges in all Divisions of the Court by reason of changes or recusals and such other cases as may be assigned by the Chief Judge. He shall after such assignment be responsible for such case until its disposition.

65

KANE COUNTY ADMINISTRATIVE ORDER NO. 4

Chancery and Miscellaneous Division (CH, P, MR, TX, ED and MC)

- (a) The Chancery and Miscellaneous Division shall consist of one judge.
- (b) The judge will keep an adequate record of his individual call and settings, and will make no settings during his vacation period except by special arrangement with the Chief Judge. Emergency matters will be directed to the Chief Judge for assignment.
- (c) The court call will be in accordance with Adm. Exhibit 4A.

66

ADM. EXHIBIT NO. 4A

Chancery and Miscellaneous Division Call

- 9:00 Pretrials - by court order.
- 9:30 Probate Call.
- 10:00 Chancery and Miscellaneous Motion Call and Agreed Orders.
- 10:30 Contested Motions and Hearings on Merits by Court Order or prior court arrangement.
- 1:30 Contested Motions and Hearings on Merits by court order or prior court arrangement.

Revised August 12, 1980.

  
Paul W. Schnake, Chief Judge

MOTION DAYS FOR THE CIVIL TRIAL DIVISION  
L - L JURY - LM - SC JURY CASES

MONDAY	JUDGE DUNN	9:00
TUESDAY	JUDGE LEIFHEIT	9:00
WEDNESDAY	JUDGE SCHNAKE	9:00
THURSDAY	JUDGE DUNN	9:00
FRIDAY	JUDGE LEIFHIET	9:00

MEMBERS OF THE BAR SHOULD GIVE NAME OF JUDGE TO SCHEDULING CLERK WHEN  
SCHEDULING MOTIONS

68

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L - L JURY - LM - SC JURY CASES

MONDAY	JUDGE DUNN	9:00
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50

GENERAL ORDER NO. 1

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- (d) Juvenile and Family Division (J, F and MH) in which all matters pertaining to Dependency and Delinquency proceedings, Paternity, Adoptions, Mental Health and all other matters under the Juvenile Court Act shall be heard.
- (e) Domestic Relations Division (D) in which all matters pertaining to Dissolution of Marriage, Legal Separation, Invalidity of Marriage, actions to compel support either under local or foreign court orders and other related matters are heard.
- (f) Such Other Divisions as may be hereafter designated by the Chief Judge.
- (g) The designation of cases shall be in accordance with the Rules of the Illinois Supreme Court.

CIRCUIT COURT CLERK  
KANE CO., ILL.

AUG 19 10 20 AM '80

48

KANE COUNTY ADMINISTRATIVE ORDER NO. 1

Assignment of Judges.

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(e) Assignment of a judge to a particular division at any given time shall in no way restrict the jurisdiction of every judge to act in all matters within the jurisdiction of the Circuit Courts of the State of Illinois as provided by the Constitution of the State of Illinois, the Rules of the Supreme Court of Illinois and Legislative Enactments.

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- (3) Requisition and impanel Petite Juries.
- (4) Requisition and impanel Grand Juries.
- (5) Hear all matters relating to Grand Jury proceedings, Extradition, Rendition, Expungment of Records of Arrest, Judicial Supervision of the Use of Eavesdropping Devices.
- (6) All other matters specially assigned by legislative enactment, Supreme Court or local rules.

In the absence of the Chief Judge without designation of an Acting Chief Judge, the above matters may be presented to any Circuit Judge.

49

A RESOLUTION FOR APPOINTMENT OF TRUSTEE TO THE BOARD OF TRUSTEES OF THE WASCO SANITARY DISTRICT

WHEREAS, a vacancy exists in the office of Trustee the Board of Trustees of the Wasco Sanitary District the expiration of term of Ellis Johnson; and

FILED  
JUN 17 1 47 PM '80  
JAMES E. CARSON  
CLERK OF CIRCUIT COURT  
KANE COUNTY, ILL.

WHEREAS, the Chairman of the County Board has responsibility to fill this vacancy by appointment with advice and consent of the County Board;

NOW, THEREFORE, BE IT RESOLVED by the County Board of Kane County that Ellis Johnson, of Rt. 64, Wasco, Illinois, is hereby appointed to the office of Trustee of the Board of Trustees of the Wasco Sanitary District, such appointment to be effective on the first Monday in June, 1980, and expire on the first Monday in June, 1983, or until his successor shall have been appointed and qualified.

BE IT FURTHER RESOLVED that the bond of Ellis Johnson is hereby fixed in the sum of \$1,000.00, with corporate surety indemnifying the People of the State of Illinois, and

BE IT FURTHER RESOLVED that the County Clerk forward a certified copy of this Resolution to the herein named appointee, and a copy to the Clerk of the Circuit Court, Case No. 68MC 10369.

Passed this 10th day of June, 1980.

\_\_\_\_\_  
Clerk, County Board  
Kane County, Illinois

*Philip A. ...*  
\_\_\_\_\_  
Chairman, County Board  
Kane County, Illinois

State of Illinois  
County of Kane

Date JUN 17 1980

I, David L. Pierce, Kane County Clerk and Keeper of the Records in Kane County, Illinois, do hereby certify that the attached is a true and correct copy of the original record.

In witness thereof, I have hereunto set my hand and affixed the Seal of the County of Kane at my office in Geneva, Illinois.

(seal)

*David L. Pierce*  
\_\_\_\_\_  
David L. Pierce, Kane County Clerk

# Circuit Court of Kane County

16th Judicial Circuit, State of Illinois, County of Kane  
Court House, Geneva, IL 60134  
Telephone (312) 232-6356

81 MROJ  
YCG I

HON. JAN CARLSON  
Circuit Court Clerk  
BARBARA J. CLELAND  
Chief Deputy Clerk  
STAFF ASSISTANT  
Mark Meyer  
ADMINISTRATIVE SECRETARY  
Dennis McClellan  
DIVISION SUPERVISORS  
Christine King, Civil Division  
Linda Royce, Traffic/Crim. Div.  
Scott Brandage, Courtroom Clerk  
Sandy Richter, Child Support  
Cecelia Mackinnon, Data Processing

February 23, 1981

Mr. Jerry Gott, Assistant Director  
Administrative Office of the Illinois Courts  
Supreme Court Building  
Springfield, Illinois 62706

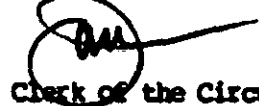
Dear Jerry:

After reviewing the destruction orders you kindly provided my staff, a discrepancy surfaced which should be brought to your attention.

A "Records Disposal Certificate" was submitted February 2, 1976 reflecting that civil records for years 1957 - 1959 (all case types of our permanent records) were disposed in a landfill January 28, 1976. This unfortunately, is in error. Presently, years 1958 and 1959 are inventoried at Northern Illinois University, at DeKalb, by the Illinois Regional Archives Depository System.

I am in the process of authorizing IRAD to destroy the above records and upon receipt from them as to the manner and date of disposal, will submit a "Records Disposal Certificate" to you.

Very truly yours,



Clerk of the Circuit Court  
Jan Carlson/cj

FILED  
FEB 23 12 30 PM '81  
JAN CARLSON  
CIRCUIT COURT CLERK  
KANE COUNTY, ILL.



75

STATE OF ILLINOIS )  
 ) SS.  
COUNTY OF KANE )

MEETING OF JUDGES OF KANE COUNTY, ILLINOIS,  
RELATIVE TO APPOINTMENT OF A JURY COMMISSIONER  
FOR A TERM OF THREE YEARS BEGINNING July 4, 1977.

And now on this 30th day of June, A. D. 1977, we, the undersigned, a majority of the Circuit Judges in and for the 16th Judicial Circuit of the State of Illinois, County of Kane, pursuant to an Act entitled "An Act in Relation to Jury Commissioners Authorizing the Judges of the Courts of Record to Appoint Jury Commissioners, and to Make Rules Concerning their Powers and Duties," approved June 15, 1887, and now as amended, being in meeting assembled, and it appearing that one of the present Jury Commissioners, namely GLENN M. JOHNSON, 418 Ingleside Ave., Aurora, Illinois, heretofore appointed on July 30, 1976, to serve as one of the three Jury Commissioners of Kane County, Illinois, is serving for a term which will expire on July 4, 1977.

And it further appearing that the said GLENN M. JOHNSON, has rendered outstanding and invaluable service in the performance of his duties as such Jury Commissioner and is a competent and discreet elector not chosen on account of party affiliations, and that it is highly desirable to retain his services in the capacity of a Jury Commissioner of Kane County, Illinois.

IT IS THEREFOPE ORDERED by the undersigned that the said GLENN M. JOHNSON, 418 Ingleside Ave., Aurora, Illinois, be and he is hereby reappointed to serve as such Jury Commissioner for a term of three years beginning on Monday, July 4, 1977, and expiring on July 7, 1980.

IT IS FURTHER ORDERED by the undersigned that the said Jury Commissioner at the earliest practicable time shall take and subscribe to an oath of office and shall execute the necessary bond in the amount of One Thousand (\$1,000.00) Dollars to the People of the State of Illinois pursuant to statute so that he may enter upon the duties of said office.

IT IS FURTHER ORDERED that three original copies of this action be executed by the undersigned and that one be promptly filed by Chief Circuit Judge Ernest W. Akemann, as Chairman of this meeting, in the office of David L. Pierce, County Clerk, Philip Elfstrom, Chairman of the County Board of Supervisors of said County, and James H. Fitzgerald, County Treasurer of Kane County, and a copy be filed with the Clerk of

the Circuit Court for the 16th Judicial Circuit, Kane County, Illinois.

Dated this 30th day of June, A. D. 1977, at Geneva, Illinois.

*Frank W. Robinson*  
Circuit Judge

*Robert A. ...*  
Circuit Judge

*...*  
Circuit Judge

*James H. ...*  
Circuit Judge

*Mark ...*  
Circuit Judge

*...*  
Circuit Judge

*John S. ...*  
Circuit Judge

Circuit Judge

MEETING OF JUDGES OF KANE COUNTY, ILLINOIS,  
RELATIVE TO APPOINTMENT OF A JURY COMMISSIONER  
FOR A TERM OF THREE YEARS BEGINNING JULY 3, 1978.

And now on this 26<sup>th</sup> day of May, A. D. 1978, we, the undersigned, a majority of the Circuit Judges in and for the 16th Judicial Circuit of the State of Illinois, County of Kane, pursuant to an Act entitled "An Act in Relation to Jury Commissioners Authorizing the Judges of the Courts of Record to appoint Jury Commissioners, and to Make Rules Concerning Their Powers and Duties," approved June 15, 1887, and now as amended, being in meeting assembled, and it appearing that Jury Commissioner, David E. Bunker, 740 Shady Ave., Geneva, Illinois has submitted his resignation as a Jury Commissioner in and for said County; said term expiring on July 3, 1978.

And it further appearing that JUDITH S. DIENST, 721 Easton Ave., Geneva, Illinois, is a competent and discreet elector in said County and is not being chosen on account of any party affiliations to succeed the said DAVID E. BUNKER as a Jury Commissioner in said County.

IT IS THEREFORE ORDERED by the undersigned that the said JUDITH S. DIENST, 721 Easton Ave., Geneva, Illinois, be and she is hereby appointed to serve as a Jury Commissioner in and for said County for a term expiring the first Monday of July, 1981, as the successor to the said DAVID E. BUNKER.

AND IT IS FURTHER ORDERED by the undersigned that the said JUDITH S. DIENST, at the earliest practicable time shall take and subscribe to an oath of her said office and shall execute the necessary bond in the amount of One Thousand (\$1,000.00) Dollars payable to the people of the State of Illinois pursuant to statute in such case made and provided so that she may enter upon the duties of said office.

AND IT IS FURTHER ORDERED that the necessary original copies of this appointment executed by the undersigned be promptly filed by Chief Circuit Judge Ernest W. Akemann, as Chairman of this meeting in the offices of David L. Pierce, County Clerk, Philip S. Ristrom, Chairman of the Kane County Board of Supervisors and James H. Fitzgerald, County Treasurer of Kane County, and a copy be filed with the Clerk of the Circuit Court for the 16th Judicial Circuit, Kane County, Illinois.

FILED  
MAY 11 8 16 AM '78  
CLERK OF CIRCUIT COURT  
KANE COUNTY, ILLINOIS

16



Dated this \_\_\_\_\_ day of May, A. D. 1978, at Geneva, Illinois.

*Ernest W. Obermann*

Circuit Judge

*John P. Hedderley*

Circuit Judge

*Marvin Deam*

Circuit Judge

*[Signature]*

Circuit Judge

*Gene W. McQuinn*

Circuit Judge

Circuit Judge

*John S. Ryan*

Circuit Judge

Circuit Judge

MEETING OF THE CIRCUIT JUDGES OF KANE COUNTY, ILLINOIS,  
RELATIVE TO APPOINTMENT OF A JURY COMMISSIONER FOR AN  
UNEXPIRED TERM ENDING JULY 2, 1979.

JAN 21 1980  
KANE COUNTY  
CLERK  
JUN 11 1979  
FILED

And now on this 7<sup>th</sup> day of October A. D. 1976, we, the undersigned Judges of the Circuit Court for the 16th Judicial Circuit, Kane County, Illinois, (being the Judges of the Courts of record of said County) pursuant to an act entitled "An Act in Relation to Jury Commissioners authorizing the Judges of the Courts of record to appoint the Jury Commissioners, and to make rules concerning their powers and duties," approved June 15, 1887, as amended, being in meeting assembled, and it appearing that one of the present Jury Commissioners, namely, WILLIAM M. BRANDES, heretofore appointed on August 30, 1972, to serve as one of the three Jury Commissioners of Kane County, Illinois, is serving for a term which will expire on July 2, 1979.

And it further appearing that the said WILLIAM M. BRANDES has rendered outstanding and invaluable service in the performance of his duties as such Jury Commissioner and has submitted his resignation effective upon the appointment of a successor.

And it further appearing that the MADELINE GORDON, 869 Ruth Dr., Elgin, Illinois, is a competent and discreet elector in said County and is not being chosen on account of any party affiliations as Jury Commissioner in said County.

IT IS THEREFORE ORDERED by the undersigned that the said MADELINE GORDON, 869 Ruth Dr., Elgin, Illinois, be and she is hereby appointed to serve as such Jury Commissioner for the remainder of the unexpired term of William M. Brandes until July 2, 1979.

IT IS FURTHER ORDERED by the undersigned that the said Jury Commissioner at the earliest practicable time shall take and subscribe to an oath of office and shall execute the necessary bond in the amount of One Thousand (\$1,000.) Dollars to the People of the State of Illinois pursuant to statute so that he may enter upon the duties of said office

IT IS FURTHER ORDERED that three original copies of this action be executed by the undersigned and that one be promptly filed by Chief Circuit Judge Ernest W. Akemann, as Chairman of this meeting, in the office of David L. Pierce, Kane County Clerk, Philip B. Elfstrom, Chairman of the Kane County Board of Supervisors and James H. Fitzgerald, County Treasurer of Kane County, and a copy be filed with the Clerk of the Circuit Court for the 16th Judicial Circuit, Kane County, Illinois.

Dated this 7th day of October, 1976, at Geneva, Illinois.

Ernest W. Oberman  
Circuit Judge

James E. Boyle  
Circuit Judge

Frank W. DeLoach  
Circuit Judge

Paul J. Mahoney  
Circuit Judge

John J. Page  
Circuit Judge

[Signature]  
Circuit Judge

John S. Titman  
Circuit Judge

[Signature]  
Circuit Judge

STATE OF ILLINOIS  
DEPARTMENT OF TRANSPORTATION  
DIVISION OF WATER RESOURCES  
2300 SOUTH DIRKSEN PARKWAY  
SPRINGFIELD, ILLINOIS 62764

PUBLIC NOTICE

Gen. No.

79-1

Maubansee Creek—Proposed Regulatory Flood  
Plain Map and Regulatory Profile Modification

CIRCUIT CLERK  
KANE CO., ILL.

APR 3 11 03 PM '79

ED

Notice is hereby given all interested parties that modification to the Department of Transportation, Division of Water Resource's Maubansee Creek Regulatory Flood Plain Maps and Profiles, Sheets 7 and 8, dated March 1976, is proposed as based on the completion of an on-stream lake and channel modifications. The map and profile changes are proposed under the State's Flood Plain Construction Rules and Regulations, Rule 9.2, as follows:

Rule 9.2. The regulatory flood plain shall not be changed on the basis of proposed reservoir or channel improvements. The regulatory flood plain may be changed after the reservoir or channel improvements are constructed and operative.

The regulatory flood plain shall not be changed unless it has been shown that the original delineation is in error or there are changed conditions which modify the original computations. Any person contesting the correctness of the delineation shall be given reasonable opportunity to submit his own technical evidence.

The lake and channel modifications were constructed by Aurora Venture, c/o Metropolitan Structures, Inc., 111 East Wacker Drive, Suite 1200, Chicago, Illinois 60601, in accordance with Illinois Department of Transportation, Division of Water Resources, Permit No. 15190, dated August 4, 1977 and Permit Revision Approval letters dated November 17, 1977 and June 14, 1978. The improvements as permitted and completed include lowering and widening the channel between Stations 331+35 and 434+05 and constructing an on-stream lake at approximately Station 386+15 (See attached Location Map). The work as completed took place in Section 36, Township 38 North, Range 8 East of the 3rd Principal Meridian in Kane County and Sections 30 and 31, Township 38 North, Range 9 East of the 3rd Principal Meridian in DuPage County.

RECEIVED

APR - 3 1979

Jan E. Carlson  
CLERK OF THE CIRCUIT OF  
KANE COUNTY, ILL.

56

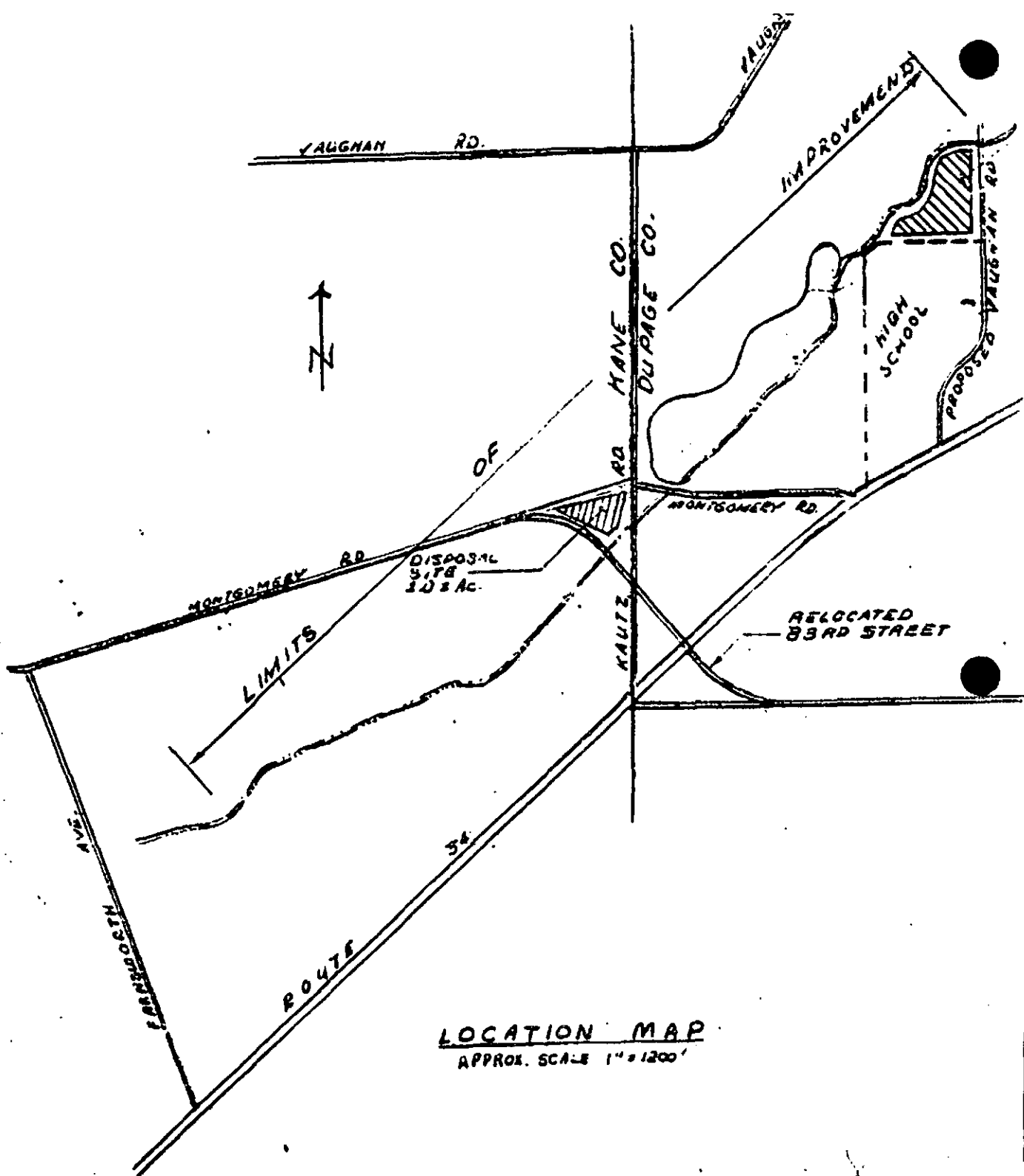
Plans of the permitted work and maps and profiles reflecting the proposed delineation changes may be seen at the Springfield Office of the Division of Water Resources, Room 010, 2300 South Dirksen Parkway, and at the Northern Area Office of the Division of Water Resources, Woodfield Plaza Building, 1000 Plaza Drive, Schaumburg, Illinois 60196.

Within fourteen (14) days of the date of publication of this Notice, any interested person may request the opportunity to submit oral or written comments, data, views or arguments or request a public hearing regarding these proposed modifications. Any request must be in writing; and the request and written submission must be directed to: David Boyce, Chief Flood Plain Management Engineer, Division of Water Resources, Illinois Department of Transportation, Room 010, 2300 South Dirksen Parkway, Springfield, Illinois 62764. The Department will duly consider all written submissions made pursuant to such requests if the submissions are postmarked within twenty-eight (28) days of the date of publication of this Notice, and are received by the Department within thirty-five (35) days of the date of publication of this Notice.

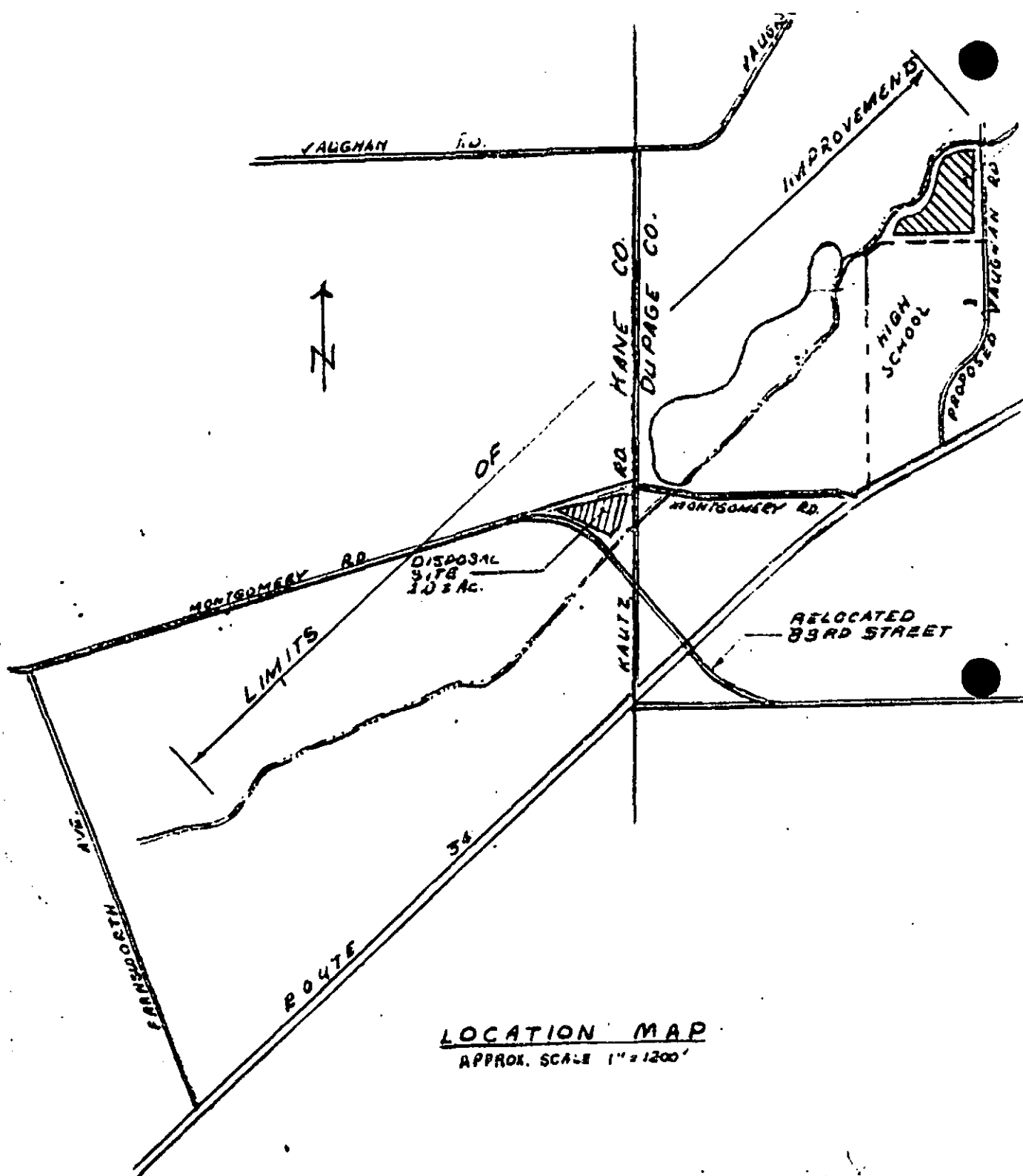
FRANK KUDRNA  
Director  
Division of Water Resources

April 2, 1979

51



LOCATION MAP  
APPROX. SCALE 1" = 1200'



**LOCATION MAP**  
 APPROX. SCALE 1" = 1200'

ORDINANCE NO. 1978-1979-5

AN ORDINANCE FOR PURPOSES OF CHANGING  
THE NAME OF THE ALGONQUIN FIRE PROTECTION  
DISTRICT IN THE COUNTIES OF MCHENRY AND  
KANE, ILLINOIS TO THE NAME OF ALGONQUIN-  
LAKE IN THE HILLS FIRE PROTECTION DISTRICT

WHEREAS, the Board of Trustees of the Algonquin Fire  
Protection District in the Counties of McHenry and Kane in the  
State of Illinois deem it to be in the best interest of the  
Algonquin Fire Protection District that its' name be changed,  
and;

WHEREAS, Ill. Rev. Stat. 1977, Chapt. 127½, Sec. 26 does  
give the Trustees of the Algonquin Fire Protection District  
the express power to change the corporate name of the Fire  
Protection District by ordinance provided that notification  
of any change is given to the Circuit Clerk and to the office  
of the State Fire Marshal.

NOW, THEREFORE, be it ordained by the Board of Trustees  
of the Algonquin Fire Protection District of McHenry and Kane  
Counties, Illinois and pursuant to Ill. Rev. Stat. 1977, Chapt.  
127½, Sec. 26 that the name of the Algonquin Fire Protection  
District be and is hereby changed by this Ordinance to Algonquin-  
Lake in the Hills Fire Protection District.

That the Secretary of the Board of Trustees of the Algonquin-  
Lake in the Hills Fire Protection District be and is hereby  
directed to file with the County Clerks of the County of Kane  
and McHenry, Illinois a duly certified copy of this Ordinance.

79-1  
JAN 15 4 09 PM '79  
CIRCUIT CLERK  
MCHENRY AND KANE  
ILLINOIS  
FILED

ber



That the Secretary of the Board of Trustees of the Algonquin-Lake in the Hills Fire Protection District is directed to file with the State Fire Marshal a duly certified copy of this Ordinance.

This Ordinance shall take effect and be in full force from and after its' passage, approval as provided by law.

ALGONQUIN-LAKE IN THE HILLS  
FIRE PROTECTION DISTRICT

Douglas Krich, President

Attest:

Cletus S. Nockels, Secretary

Passed by Roll Call vote the \_\_\_\_\_ day of \_\_\_\_\_, 1978.

Ayes   2  

Nayes   0  

Absent   1  

Approved: \_\_\_\_\_, 197\_\_.

Published \_\_\_\_\_, 197\_\_.

IN THE MATTER OF APPOINTMENT OF  
JUVENILE PROBATION OFFICER FOR  
THE SIXTEENTH JUDICIAL CIRCUIT  
OF THE STATE OF ILLINOIS

ss. 79-1

JAN 9 2 22 PM '79  
CIRCUIT CLERK  
KANE CO., ILL.

ORDER AND WARRANT

I, the undersigned Chief Circuit Judge, representing the Circuit Judge of the Sixteenth Circuit of the State of Illinois, pursuant to the authority vested in us by Chapter 37, Section 706-5 and Chapter 38, Section 204-5, do hereby ratify the appointment of the following Juvenile Probation Officer of the Sixteenth Judicial Circuit as proposed by the Director of Court Services and Director of Juvenile Court Services for the Sixteenth Judicial Circuit, which Circuit is comprised of the Counties of DeKalb, Kane and Kendall:

ADELE REYNOLDS

Said Juvenile Probation Officer and her successor shall be specifically authorized, under the provisions of Sec. 9-1-10 (H) of the adoption act, to take consent in adoption proceedings.

The duration of said appointment shall be during the pleasure of said Judges and/or the Director of Court Services and Director of Juvenile Court Services of said Sixteenth Judicial Circuit and shall be effective January 3, 1979, A. D.

ENTERED THIS 3rd DAY OF JANUARY, 1979, A. D.

Ernest W. Oberman Circuit Chief Judge

Frank T. Makomoff Circuit Juvenile Judge

Oliver C. Mendivier Director of Court Services

Roger L. Coulter Director of Juvenile Court Services

ENTERED Jan. 4 1979

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL  
THE STATE OF ILLINOIS

JUN 1979  
CIRCUIT CLERK  
KANE CO., ILL.

IN THE MATTER OF THE APPOINTMENT  
OF THE ADULT PROBATION OFFICERS  
FOR THE SIXTEENTH JUDICIAL CIRCUIT  
OF THE STATE OF ILLINOIS

SS. 79-1

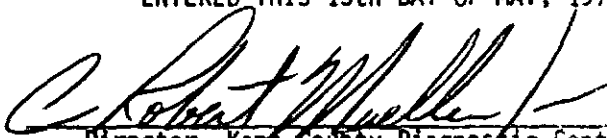
ORDER AND WARRANT


I, the undersigned Chief Circuit Judge, representing the Circuit Judges of the Sixteenth Judicial Circuit of the State of Illinois, pursuant to the authority in us vested by Chapter 38, Section 204-1, of the Illinois Revised Statutes, 1973, DO HEREBY RATIFY the appointment of the following Court Service Staff of the Sixteenth Judicial Circuit as proposed by the Director of Court Services and the Director of the Kane County Diagnostic Center for the Sixteenth Judicial Circuit, which Circuit is comprised of the Counties of Kane, Kendall and DeKalb:


- |                |                |
|----------------|----------------|
| Luanne Vyhanek | Brenda Saddler |
| Beth Pott      | Beth Braun     |
| Michelle Gray  |                |

The duration of said appointment shall be during the pleasure of said Judges and/or the Director of Court Services and Director of the Kane County Diagnostic Center of said Sixteenth Judicial Circuit and shall be effective May 15, 1979, A.D.

ENTERED THIS 15th DAY OF MAY, 1979, A.D.

  
 Director, Kane County Diagnostic Center

  
 Director of Court Services

  
 Chief Judge, Sixteenth Judicial Circuit

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT OF  
THE STATE OF ILLINOIS

IN THE MATTER OF THE APPOINTMENT )  
OF THE ADULT PROBATION OFFICERS )  
FOR THE SIXTEENTH JUDICIAL CIRCUIT )  
OF THE STATE OF ILLINOIS )

ss. 78-1

ORDER AND WARRANT

I, the undersigned Chief Circuit Judge, representing the Circuit Judges of the Sixteenth Judicial Circuit of the State of Illinois, pursuant to the authority in us vested by Chapter 28, Section 204-1, of the Illinois Revised Statutes, 1973, DO HEREBY RATIFY the appointment of the following Adult Probation Officers (Career Developers, Diversion Counselors, PSR and Intake Interviewers) of the Sixteenth Judicial Circuit as proposed by the Director of Court Services and the Director of Community Correctional Services for the Sixteenth Judicial Circuit, which Circuit is comprised of the Counties of Kane, Kendall, and DeKalb:

Peter Jankovic	Ken Eng	Shelley Mueller
Robin Partin	Jody Blair	Patti Yellin
Dorothy Giese	Sue Black	John Guinta
Stephen Bowles	Nancy McDonald	

The duration of said appointment shall be during the pleasure of said Judges and/or the Director of Court Services and Director of Community Correctional Services of said Sixteenth Judicial Circuit and shall be effective December 1, 1978, A.D.

ENTERED THIS 1st DAY OF DECEMBER, 1978, A.D.

V. A. [Signature]  
Director, Community Correctional Services

Olin C. [Signature]  
Director of Court Services

Ernest W. [Signature]  
Chief Judge, Sixteenth Judicial Circuit

FILED  
JAN 11 1979  
CLERK OF COURT  
SIXTEENTH JUDICIAL CIRCUIT  
CHICAGO, ILL.

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT OF  
THE STATE OF ILLINOIS

IN THE MATTER OF THE APPOINTMENT  
OF THE ADULT PROBATION OFFICERS  
FOR THE SIXTEENTH JUDICIAL CIRCUIT  
OF THE STATE OF ILLINOIS

ss. 28-1

ORDER AND WARRANT

I, the undersigned Chief Circuit Judge, representing the Circuit Judges of the Sixteenth Judicial Circuit of the State of Illinois, pursuant to the authority in us vested by Chapter 38, Section 204-1, of the Illinois Revised Statutes, 1973, DO HEREBY RATIFY the appointment of the following Adult Probation Officers of the Sixteenth Judicial Circuit as proposed by the Director of Court Services and the Director of Adult Court Services for the Sixteenth Judicial Circuit, which Circuit is comprised of the Counties of Kane, Kendall and DeKalb:

Richard Suddoth  
Thomas Scott  
Henry Bahrens  
Letha J. Burnett  
Bruce Currie  
John K. Dolan  
June A. Ehrler  
Cydney Franks  
Arlene Henson

Lenore Johnson  
William McClain Jr.  
Benjamin Oswalt  
Robert Robinson  
Debra Rose  
Vernon Wennmaker  
Billy R. Williams  
Robert P. Bryant  
Stace J. Gilmerwater

The duration of said appointment shall be during the pleasure of said Judge and/or the Director of Court Services and Director of Adult Court Services of said Sixteenth Judicial Circuit and shall be effective November 20, 1973, A. D.

Ernest W. Whelan Chief Judge

Oliver C. McLaughlin Director of Court Services

Fred W. [Signature] Director of Adult Court Services

FILED  
NOV 1 10 12 AM '73  
JANUARY 1974  
CIRCUIT COURT  
JUDICIAL CIRCUIT  
KANE CO. ILL.

ENTERED: Dec. 7 1973

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT  
OF THE STATE OF ILLINOIS

IN THE MATTER OF APPOINTMENT OF )  
ACTING JUVENILE PROBATION OFFICER )  
FOR THE SIXTEENTH JUDICIAL CIRCUIT )  
OF THE STATE OF ILLINOIS )

ss. 78-1

ORDER AND WARRANT

I, the undersigned Chief Circuit Judge, representing the Circuit Judges of the Sixteenth Circuit of the State of Illinois, pursuant to the authority vested in us by Chapter 37, Section 706-5 and Chapter 38, Section 204-5, do hereby ratify the appointment of Adele Reynolds as Acting Juvenile Probation Officer of the Sixteenth Judicial Circuit as proposed by the Director of Court Services and Director of Juvenile Court Services for the Sixteenth Judicial Circuit, which circuit is comprised of the Counties of DeKalb, Kane and Kendall.

Said Acting Juvenile Probation Officer and her successor shall be specifically authorized, under the provisions of Sec. 9-1-10 (H) of the adoption act, to take consent in adoption proceedings.

The duration of said appointment shall be during the pleasure of said Judges and/or the Director of Court Services and Director of Juvenile Court Services of said Sixteenth Judicial Circuit and shall be effective December 5, 1978, A. D.

ENTERED THIS 5th DAY OF DECEMBER, 1978, A.D.

Ernest W. Robinson Chief Judge

Mark T. Mackony Juvenile Judge

Oliver C. Mendenhall Director of Court Services

Roger L. Cusack Director of Juvenile Court Services

ENTERED Dec 7, 1978

FILED  
DEC 7 10 12 AM '78  
JAN 3 1979  
CIRCUIT COURT CLERK  
KANE CO., ILL.



IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT  
OF THE STATE OF ILLINOIS

*JMLAC*

IN THE MATTER OF APPOINTMENT OF )  
JUVENILE PROBATION OFFICERS FOR )  
THE SIXTEENTH JUDICIAL CIRCUIT ) SS. 78-1  
OF THE STATE OF ILLINOIS )

ORDER AND WARRANT

I, the undersigned Chief Circuit Judge, representing the Circuit Judges of the Sixteenth Circuit of the State of Illinois, pursuant to the authority vested in us by Chapter 37, Section 706-5 and Chapter 38, Section 204-5, do hereby ratify the appointment of the following Juvenile Probation Officers of the Sixteenth Judicial Circuit as proposed by the Director of Court Services and the Director of Juvenile Court Services for the Sixteenth Judicial Circuit, which circuit is comprised of the Counties of DeKalb, Kane and Kendall:

- |                    |                |
|--------------------|----------------|
| Tom Brinton        | Cathy Cowman   |
| Bruce Rasey        | Steve Jasso    |
| Nigel Rhodes       | Michael Daly   |
| Beth Leahy         | James Rudolph  |
| Donna Capastione   | Kellen Kanner  |
| Oscar Schrieber    | Judson Daniels |
| Sheila O'Leary     | James Saleff   |
| Carolyn Coleman    | Saron DeVore   |
| Linda McClow       | Vivian Frantz  |
| Robert Kehm, Jr    | Nancy Cebula   |
| Adele Reynolds     | Bryon Teasie   |
| Douglas Youngblood | Bob Polaris    |

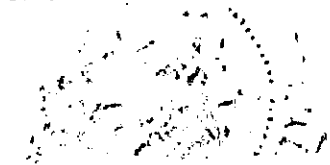
FILED  
NOV 16 1978  
CIRCUIT CLERK  
SIXTEENTH JUDICIAL CIRCUIT

Said Juvenile Probation Officers and their successors shall be specifically authorized, under the provisions of Sec. 9-1-10 (H) of the adoption act, to take consent in adoption proceedings.

This order further authorizes the Director of Juvenile Court Services to designate at various times, intern officers, who under the direct supervision of a juvenile probation officer may serve in that capacity with the full authority and responsibilities of a duly appointed juvenile probation officer.

*Ernest W. Brennan* Chief Judge  
*Paul E. Hakon* Juvenile Judge  
*Oliver C. Munder* Director of Court Services  
*Roger L. Curless* Director of Juvenile Court Services

ENTERED Nov. 14 1978





IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT OF  
THE STATE OF ILLINOIS

IN THE MATTER OF THE APPOINTMENT  
OF THE ADULT PROBATION OFFICER  
FOR THE SIXTEENTH JUDICIAL CIRCUIT  
OF THE STATE OF ILLINOIS

SS.

78-1


ORDER AND WARRANT

I, the undersigned Chief Circuit Judge, representing the Circuit Judges of the Sixteenth Judicial Circuit of the State of Illinois, pursuant to the authority in us vested by Chapter 30, Section 204-1, of the Illinois Revised Statutes, 1973, DO HEREBY RATIFY the appointment of the following Adult Probation Officer of the Sixteenth Judicial Circuit as proposed by the Director of Court Services and the Director of Adult Court Services for the Sixteenth Judicial Circuit, which Circuit is comprised the Counties of Kane, Kendall and DeKalb:

Stace J. Gillenwater

The duration of said appointment shall be during the pleasure of said Judges and/or the Director of Court Services and Director of Adult Court Services of said Sixteenth Judicial Circuit and shall be effective November 8, 1978, A. D.

ENTERED THIS 8th DAY OF NOVEMBER, 1978, A. D.

  
Chief Judge, Sixteenth Judicial Circuit



FILED  
NOV 10 1978  
JAN CARROLL  
CIRCUIT COURT CLERK  
KANE COUNTY ILL.

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT OF  
THE STATE OF ILLINOIS

IN THE MATTER OF THE APPOINTMENT  
OF THE ADULT PROBATION OFFICERS  
FOR THE SIXTEENTH JUDICIAL CIRCUIT  
OF THE STATE OF ILLINOIS

SS. 78-1

ORDER AND WARRANT

I, the undersigned Chief Circuit Judge, representing the Circuit Judges of the Sixteenth Judicial Circuit of the State of Illinois, pursuant to the authority in us vested by Chapter 38, Section 204-1, of the Illinois Revised Statutes, 1973, DO HEREBY RATIFY the appointment of the following Court Service Staff of the Sixteenth Judicial Circuit as proposed by the Director of Court Services and the Director of the Kane County Diagnostic Center for the Sixteenth Judicial Circuit, which Circuit is comprised of the Counties of Kane, Kendall and DeKalb:

Johnson D. Owens

Roger Hughes

Barbara Conte

John W. Kluczynski

Betty Becker

Alan Ahasic

Sandy Sidney

Sue Harrison

The duration of said appointment shall be during the pleasure of said Judges and/or the Director of Court Services and Director of the Kane County Diagnostic Center of said Sixteenth Judicial Circuit and shall be effective December 15, 1978, A. D.

ENTERED THIS 1st DAY OF DECEMBER, 1978, A.D.

  
\_\_\_\_\_  
Director, Kane County Diagnostic Center

  
\_\_\_\_\_  
Director of Court Services

  
\_\_\_\_\_  
Chief Judge, Sixteenth Judicial Circuit

FILED  
DEC 10 1978  
JANICE S. CLARK  
CLERK OF CIRCUIT COURT  
SIXTEENTH JUDICIAL CIRCUIT

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT  
OF THE STATE OF ILLINOIS

IN THE MATTER OF APPOINTMENT OF )  
JUVENILE YOUTH COUNSELORS FOR )  
THE SIXTEENTH JUDICIAL CIRCUIT ) SS. 78-1  
OF THE STATE OF ILLINOIS. )

ORDER AND WARRANT

I, the undersigned Chief Circuit Judge, representing the Circuit Judge of the Sixteenth Circuit of the State of Illinois, pursuant to the authority vested in us by Chapter 37, Section 706-5 and Chapter 39, Section 204-5, do hereby ratify the appointment of the following Juvenile Youth Counselors of the Sixteenth Judicial Circuit as proposed by the Director of Court Services and the Director of the Kane County Youth Home for the Sixteenth Judicial Circuit, which circuit is comprised of the counties of DeKalb, Kane and Kendall:

Mildred Bailey  
James Bales  
Mary Beth Cherwin  
Elizabeth Daly  
Stephen Forte  
William Foulkes  
Carl Glosenger  
Nancy Heasler  
Beverly Jordan  
Gerard Long

James Mueller  
Paulieve Overby  
Marie Shad  
Michael Stodieck  
Robert Sullivan  
Santos Turner  
Janet Tevis  
Janet Weaver  
Steven Wade  
Toney Xidis

FILED  
JAN 0 4 26 PM '78  
JAN 01 1978  
CIRCUIT COURT  
SIXTEENTH JUDICIAL CIRCUIT

Said Juvenile Youth Counselors and their successors shall be specifically authorized, under the provisions of Section 9-1-10 (H) of the adoption act, to take consent in adoption proceedings.

This order further authorizes the Director of Juvenile Court Services to designate at various times, intern officers, who under the direct supervision of a juvenile probation officer may serve in that capacity with the full authority and responsibilities of a duly appointed juvenile probation officer.

Ernest W. DeRemann Chief Judge  
Frank E. Jackson Juvenile Judge  
Oliver C. McLaughlin Director of Court Services  
Toney Xidis Director of the Kane County Youth Home  
ENTERED Dec. 8 1978



WILLIAM J. SCOTT  
 ATTORNEY GENERAL  
 STATE OF ILLINOIS  
 SPRINGFIELD  
 62706

FILED  
 Sep 11 12 05 PM '78  
 JAN E. CARLSON  
 CLK. OF CIRCUIT CT  
 KANE CO ILL

78-1

*M. C.*

MEMORANDUM

TO: All County Circuit Court Clerks  
 FROM: Attorney General's Inheritance Tax Division  
 DATE: September 5, 1978  
 SUBJECT: Form #22A (Attorney General's Receipt for Filed Return/Order)

Please be advised that because of the increased number of Returns filed and Orders entered in the last few years, and in an effort to reduce State expenses and paperwork, we are discontinuing the use of our pink Form #22a, copy of which is attached for your reference.

I have spoken with a few Clerks, statewide, and have been informed of them that this Form is not an essential part of their filing structure, and that its discontinuance would not cause an undue hardship.

If you have any questions or comments regarding use of the Form, please let me know at my Springfield Office.

I want to again thank you for your continued good efforts on behalf of the People of the State of Illinois in assisting in the collection of the Illinois Inheritance Tax.

Sincerely yours,  
 WILLIAM J. SCOTT  
 ATTORNEY GENERAL

*Ray M. Riggs*

Ray M. Riggs  
 Assistant Attorney General  
 Chief, Inheritance Tax Division

r/rjm

46

CH

IN THE MATTER OF CERTAIN )  
DIVORCE & RECIPROCAL SUPPORT )  
CASES WHERE PAYMENT FOR )  
CHILD SUPPORT IS NO LONGER )  
BEING MADE BY RESPONDENT )

GENERAL NO. 78-1

O R D E R

On motion of the Clerk of the Court to be relieved of the responsibility of holding certain inactive accounts within his Child Support records,

It is Hereby Ordered that the Circuit Court Clerk be relieved of such responsibility until such time as said accounts may again become active, and that he remove all such accounts which appear on the list attached hereto from his active file, until further Order of this Court. The Clerk is further directed to place a certified copy of this Order in each file which is effected by this Order.

*David M. Whelan*  
Judge

FILED

FEB 24 3 35 PM '78

JANE E. CARLSON  
CLK. OF CIRCUIT COURT  
KANE CO. ILL.

RECORDED: 2-23-78

78-1

STATE OF ILLINOIS )  
                          )  
COUNTY OF KANE    )

RESOLUTION NO. 78-36

DESIGNATION OF DEPOSITORIES FOR FUNDS OF THE CLERK OF THE CIRCUIT COURT

WHEREAS, Jan Carlson, Clerk of the Circuit Court of Kane County, pursuant to the provisions of the statute in such case made and provided has requested this County Board to designate a Bank or Banks or other depository in which the funds or monies in his custody as Clerk of the Circuit Court of Kane County may be deposited;

NOW THEREFORE, BE IT RESOLVED by the County Board of Kane County and State of Illinois that:

- AURORA NATIONAL BANK
- MERCHANTS NATIONAL BANK OF AURORA
- VALLEY NATIONAL BANK OF AURORA
- FIRST AMERICAN BANK OF AURORA
- STATE BANK OF GENEVA
- FIRST NATIONAL BANK OF GENEVA
- BANK OF NORTH AURORA
- ELGIN NATIONAL BANK
- FIRST NATIONAL BANK OF ELGIN
- UNION NATIONAL BANK & TRUST COMPANY OF ELGIN
- THE ELGIN STATE BANK
- THE LAUKIN BANK OF ELGIN
- BATAVIA BANK
- FIRST NATIONAL BANK OF BATAVIA
- ST CHARLES NATIONAL BANK
- STATE BANK OF ST. CHARLES
- THE FIRST BANK OF DUNDEE
- KANE COUNTY BANK & TRUST COMPANY OF ELLEN
- STATE BANK OF BURLINGTON
- STATE BANK OF HAMPSHIRE
- FIRST STATE BANK OF MAPLE PARK
- STATE BANK OF MENTLEY
- VALLEY BANK & TRUST COMPANY OF SOUTH ELGIN
- SUBURBAN BANK & TRUST OF CARPENTERSVILLE
- BANK OF MONTGOMERY
- BANK OF SUGAR GROVE
- CONTINENTAL BANK OF CHICAGO
- EXCHANGE NATIONAL BANK OF CHICAGO
- THE FIRST NATIONAL BANK OF CHICAGO

**FILED**

APR 14 1978

*Jan E. Carlson*  
CLERK OF THE CIRCUIT COURT  
KANE COUNTY, ILL.

are hereby designated depositories in which funds and monies of the County, in custody of Jan Carlson, Clerk of the Circuit Court may be deposited.

\*Deleted by amendment prior to passage. 4/11/78.

FILED  
APR 24 1978  
JAN E. CARLSON  
CLERK OF CIRCUIT  
KANE CO ILL

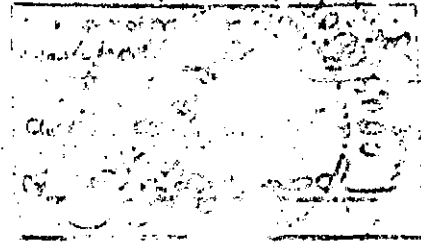
BE IT FURTHER RESOLVED, that no bank herein designated shall be qualified to receive funds or monies until it has statements of resources and liabilities which such bank is required to furnish to the Auditor of Public Accounts, or the Comptroller of Currency, and;

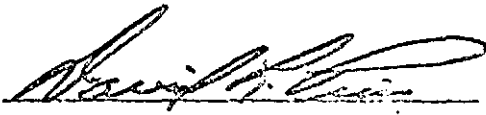
BE IT FURTHER RESOLVED, that such bank designated as depository for such funds or monies shall furnish the County Board with a copy of all bank statements which it is required to furnish to the Auditor of Public Accounts, or the Comptroller of Currency, while acting as such depository; and

BE IT FURTHER RESOLVED, that if such funds or monies are deposited in a bank herein designated as a depository, that the amount of such deposits shall not exceed 75% of the Capital Stock and Surplus of such bank and the Clerk of the Circuit Court shall not be discharged from responsibility for such funds or monies deposited in such bank in excess of such limitations.

BE IT FURTHER RESOLVED, that depositories mentioned herein have furnished the County Treasurer with copies of their past two statements as furnished to the Comptroller of Currency or Auditor of Public Accounts, which statements are approved and accepted.

PASSED this 11<sup>th</sup> day of April, 1978.





Clerk, County Board  
Kane County, Illinois



Chairman, County Board  
Kane County, Illinois

State of Illinois  
County of Kane

Date APR 13 1978

I, David L. Pierce, Kane County Clerk and Keeper of the Records in Kane County, Illinois, do hereby certify that the attached is a true and correct copy of the original record on file.

In witness thereof, I have hereunto set my hand and affixed the Seal of the County of Kane at my office in Geneva, Illinois.

(seal)

  
David L. Pierce, Kane County Clerk

78-1

STATE OF ILLINOIS )  
                          )  
COUNTY OF KANE    )

RESOLUTION NO. 78-36

DESIGNATION OF DEPOSITORIES FOR FUNDS OF THE CLERK OF THE CIRCUIT COURT

WHEREAS, Jan Carlson, Clerk of the Circuit Court of Kane County, pursuant to the provisions of the statute in such case made and provided has requested this County Board to designate a Bank or Banks or other depository in which the funds or monies in his custody as Clerk of the Circuit Court of Kane County may be deposited;

NOW THEREFORE, BE IT RESOLVED by the County Board of Kane County and State of Illinois that:

- AURORA NATIONAL BANK
- MERCHANTS NATIONAL BANK OF AURORA
- VALLEY NATIONAL BANK OF AURORA
- FIRST AMERICAN BANK OF AURORA
- STATE BANK OF GENEVA
- FIRST NATIONAL BANK OF GENEVA
- BANK OF NORTH AURORA
- ELGIN NATIONAL BANK
- FIRST NATIONAL BANK OF ELGIN
- UNION NATIONAL BANK & TRUST COMPANY OF ELGIN
- THE ELGIN STATE BANK
- THE LARKIN BANK OF ELGIN
- BATAVIA BANK
- FIRST NATIONAL BANK OF BATAVIA
- ST CHARLES NATIONAL BANK
- STATE BANK OF ST. CHARLES
- THE FIRST BANK OF DUNDEE
- KANE COUNTY BANK & TRUST COMPANY OF ELSTON
- STATE BANK OF HURLINGTON
- STATE BANK OF HAMPSHIRE
- FIRST STATE BANK OF MAPLE PARK
- ~~STATE BANK OF MURFREESBORO~~
- VALLEY BANK & TRUST COMPANY OF SOUTH ELGIN
- SUBURBAN BANK & TRUST OF CARPENTERSVILLE
- BANK OF MONTGOMERY
- BANK OF SUGAR GROVE
- CONTINENTAL BANK OF CHICAGO
- EXCHANGE NATIONAL BANK OF CHICAGO
- THE FIRST NATIONAL BANK OF CHICAGO

RECEIVED  
CLERK OF THE CIRCUIT COURT  
KANE COUNTY  
ILLINOIS  
JAN 11 1978

are hereby designated depositories in which funds and monies of the County, in custody of Jan Carlson, Clerk of the Circuit Court may be deposited.

\*deleted by amendment prior to passage. 4/11/78.




BE IT FURTHER RESOLVED, that no bank herein designated shall be qualified to receive funds or monies until it has statements of resources and liabilities which such bank is required to furnish to the Auditor of Public Accounts, or the Comptroller of Currency, and;

BE IT FURTHER RESOLVED, that such bank designated as depository for such funds or monies shall furnish the County Board with a copy of all bank statements which it is required to furnish to the Auditor of Public Accounts, or the Comptroller of Currency, while acting as such depository; and

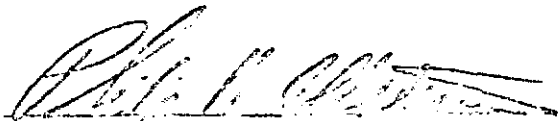
BE IT FURTHER RESOLVED, that if such funds or monies are deposited in a bank herein designated as a depository, that the amount of such deposits shall not exceed 75% of the Capital Stock and Surplus of such bank and the Clerk of the Circuit Court shall not be discharged from responsibility for such funds or monies deposited in such bank in excess of such limitations.

BE IT FURTHER RESOLVED, that depositories mentioned herein have furnished the County Treasurer with copies of their past two statements as furnished to the Comptroller of Currency or Auditor of Public Accounts, which statements are approved and accepted.

PASSED this 11<sup>th</sup> day of April, 1978.



Clerk, County Board  
Kane County, Illinois



Chairman, County Board  
Kane County, Illinois

State of Illinois  
County of Kane

Date APR 13 1978

I, David L. Pierce, Kane County Clerk and Keeper of the Records of Kane County, Illinois, do hereby certify that the attached is a correct copy of the original record on file.

In witness thereof, I have hereunto set my hand and affixed the Seal of the County of Kane at my office in Geneva, Illinois.



David L. Pierce, Kane County Clerk



IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT  
OF THE STATE OF ILLINOIS

IN THE MATTER OF APPOINTMENT OF )  
JUVENILE PROBATION OFFICERS FOR )  
THE SIXTEENTH JUDICIAL CIRCUIT )  
OF THE STATE OF ILLINOIS )

ss. 78-1

ORDER AND WARRANT

I, the undersigned Chief Circuit Judge, representing the Circuit Judges of the Sixteenth Circuit of the State of Illinois, pursuant to the authority vested in us by Chapter 37, Section 706-5 and Chapter 38, Section 204-5, do hereby ratify the appointment of the following Juvenile Probation Officers of the Sixteenth Judicial Circuit as proposed by the Director of Court Services and the Director of Juvenile Court Services for the Sixteenth Judicial Circuit, which circuit is comprised of the Counties of DeKalb, Kane and Kendall:

Tom Brinton  
Bruce Rasey  
Nigel Rhodes  
Beth Leahy  
Donna Gapastione  
Oscar Schrieber  
Sheila O'Leary  
Carolyn Henry  
Linda McClow  
Robert Rehm, Jr.  
Adele Reynolds  
Douglas Youngblood

Cathy Bowman  
Steve Puccio  
Michael Daly  
James Rudolph  
Helen Warner  
Judson Morris  
James Salletta  
Sharon DeLone  
Victor Thomas  
Nancy McLeod  
Byron Morris

Said Juvenile Probation Officers and their successors shall be specifically authorized, under the provisions of Sec. 9-1-10 (4) of the adoption act, to take consent in adoption proceedings.

This order further authorizes the Director of Juvenile Court Services to designate at various times, intern officers, who under the direct supervision of a juvenile probation officer may serve in that capacity with the full authority and responsibilities of a duly appointed juvenile probation officer.

ENTERED Ernest D. Rosman

Oliver C. Munkiewicz

Roger L. Carlson

March 27, 1978

OFFICE OF THE CLERK  
CIRCUIT COURT, ILL.  
MARCH 10 PM '78

STATE OF ILLINOIS  
SIXTEENTH JUDICIAL CIRCUIT

} SS

ADMINISTRATIVE ORDER NO. 79 2  
SIXTEENTH JUDICIAL CIRCUIT

IT IS HEREBY ORDERED that no minors alleged to be  
or adjudicated as MINS (Minors in Need of Supervision), Neglected,  
or Dependent minors are to be detained in secure custody at the  
Kane County Youth Home unless so ordered by the Court with a  
written Court Order.

Secure detention will be restricted to those minors  
alleged to be, or adjudicated as delinquent.

DATED this 10th day of April, 1978

FILED

APR 10 3 11 PM '78

JAN CARLSON  
CIRCUIT COURT CLERK  
KANE CO., ILL.

*James E. Galloway*  
Presiding Judge

2

110

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL CIRCUIT OF  
THE STATE OF ILLINOIS

IN THE MATTER OF THE APPOINTMENT  
OF THE DIRECTOR OF COMMUNITY  
CORRECTIONAL SERVICES FOR THE  
SIXTEENTH JUDICIAL CIRCUIT OF THE  
STATE OF ILLINOIS.

SS. 75-1

ORDER AND WARRANT

FILED  
JAN 23 3 30 PM '78  
CIRCUIT COURT OF THE SIXTEENTH JUDICIAL CIRCUIT OF THE STATE OF ILLINOIS

We, the undersigned Circuit Judges, being all the Circuit Judges of the Sixteenth Judicial Circuit of the State of Illinois, pursuant to the authority in us vested by Chapter 37, Section 706-5, Sub-section 2, of the Illinois Revised Statutes, 1973, DO HEREBY RATIFY the appointment of KENNETH J. KLIMUSKO, Aurora, Illinois as Director of Community Correctional Services of the Sixteenth Judicial Circuit as proposed by Oliver C. Yundwiler, Director of Court Services for the Sixteenth Judicial Circuit, which Circuit is comprised of the Counties of Kane, Kendall and DeKalb. The duration of said appointment shall be during the pleasure of the said Judges and/or Director of Court Services of said Sixteenth Judicial Circuit, and shall become effective February 1, 1978 A.D.

ENTER THIS 23rd DAY OF JANUARY, 1978, A.D.

Ernest W. Beckmann  
Chief Circuit Judge

James H. ...  
Circuit Judge

Marvin ...  
Circuit Judge

Donald ...  
Circuit Judge

James M. ...  
Circuit Judge

William ...  
Circuit Judge

Robert ...  
Circuit Judge

William ...  
Circuit Judge

Robert ...  
Circuit Judge

Carl ...  
Circuit Judge

Robert ...  
Circuit Judge