

STATE OF INDIANA	)	MARION CIRCUIT AND
	)	SUPERIOR COURTS
	)	
COUNTY OF MARION	)	
	)	
In Re Local Court Rules	)	

**Notice of Proposed Local Rule Amendments, Finding Good Cause to Deviate from the Schedule for Amending Local Court Rules, and Requesting Comments**

The Judges of the Marion County Courts in compliance with the provisions of Trial Rule 81 give Notice of proposed amendments to their local court rule concerning **Civil Division Rules** at **LR49-TR5-205. FILING OF PLEADINGS, MOTIONS AND OTHER PAPERS**. And, pursuant to Trial Rule 81(D), the Judges find that good cause exists to deviate from the schedule established by the Division of State Court Administration for the publishing of amendments to local rules. Accordingly, the Courts issue the following proposed amendments to the Marion County Local Court Rules and ask for comment from the bar and the public. Underlining indicates proposed additions and ~~striking through~~ indicates deletions. The amended rule will be effective on **January 6, 2017**.

Comments to this proposed Local Rule amendment will be received through **Noon on January 5, 2016**. Comments to this proposed amended Local Rule should be e-mailed to the Office of the Court Administrator, c/o Emily VanOsdol, at [Emily.Vanosdol@indy.gov](mailto:Emily.Vanosdol@indy.gov) or mailed to:

Emily VanOsdol  
Office of the Court Administrator  
Marion County Circuit and Superior Courts  
200 East Washington St., Ste. T-  
1221 Indianapolis, IN 46204

All of the above is so ORDERED this 6<sup>th</sup> day of December, 2016.

/s John M.T. Chavis, II

\* Judge John M.T. Chavis, II  
Presiding Judge

\* Original signature on file with the Court.

## LR49-TR5-205. FILING OF PLEADINGS, MOTIONS AND OTHER PAPERS

**A. Room Clerk.** All pleadings, petitions and motions are filed with the Clerk designated by the Court at any time during office hours established by the Clerk and the Court. All orders submitted to the Court shall be in sufficient number and shall be accompanied by postage paid envelopes addressed to each party or counsel of record.

**B. Facsimile.** ~~Facsimile filing is not permitted in the Marion Circuit and Superior Court. is discouraged, but permitted in the Marion Circuit and Marion Superior Court. All documents filed by facsimile shall also be filed in hard copy within seven days of the facsimile filing, along with proposed orders and stamped addressed envelopes, as required by LR49 TR5 203 (E). To avoid duplicate filings, the hard copies of the facsimile filing shall indicate in bold letters that the pleading was previously filed by facsimile transmission. Proof of transmission by facsimile, including certificate of service and manner of service, shall be the responsibility of the filing party. If the filing requires immediate attention of the Judge, it shall be so indicated in bold letters in an accompanying transmittal memorandum. Legibility of documents and timeliness of filing is the responsibility of the sender.~~

**C. Counsel to Furnish Pleadings to Special Judge.** When a Special Judge who is not a Marion County Judge is selected, all parties or attorneys shall furnish such Judge with copies of all filings prior to the qualification of such Special Judge. Thereafter, copies of all filings shall be delivered in person, by mail or by facsimile to the office of the Special Judge with certificate of forwarding same made a part of the filing.

**D. Number.** Counsel shall file with the court an original and one copy of all briefs, and memoranda of law filed in support of a motion.

**E. Appearance Form.** Pursuant to Trial Rule 3.1(A), an appearance form shall be filed by the initiating party at the time an action commenced.