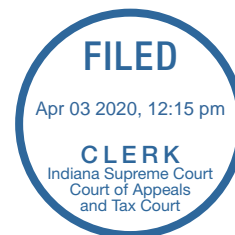


# In the Indiana Supreme Court

In the Matter of Administrative Rule 17  
Emergency Relief for Indiana Trial Courts  
Relating to the 2019 Novel Coronavirus  
(COVID-19).

Supreme Court Case No.  
20S-CB-123



## Order

On March 6, 2020, Governor Holcomb declared a public health emergency in Indiana relating to the 2019 novel coronavirus (COVID-19); on March 13, President Trump declared a national emergency relating to the virus; and on March 25, 2020, Governor Holcomb issued Executive Order 20-08 which ordered Hoosiers to remain in their homes except when at work or for permitted activities, such as taking care of others, obtaining necessary supplies, and for health and safety. The Centers for Disease Control and Prevention (CDC) has determined that “social distancing” is necessary to minimize further spread of the virus, and the Indiana State Department of Health has issued and will continue to issue recommendations.

Due to the ongoing public health emergency, all circuit, superior, and probate courts, some small claims courts, and several city and town courts (“trial courts”), have petitioned for, and been granted emergency relief pursuant to Administrative Rule 17.

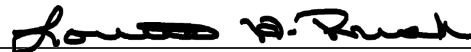
Having previously declared an emergency under Administrative Rule 17 for all counties, and because the public health emergency is ongoing, the Court, *sua sponte*, hereby extends all Administrative Rule 17 relief previously granted under the case numbers listed in Exhibit A attached to this order and incorporated by reference.

The Court accordingly ORDERS as follows:

1. The effective date of all orders granting emergency relief to trial courts under Administrative Rule 17, including but not limited to tolling of time limits and authority to continue jury trials (if such authority was previously granted), is extended **through May 4, 2020** (or the date initially granted, whichever is later), or the expiration of the public emergency as declared by the Governor, whichever is later.
2. All courts that were granted authority to continue jury trials are directed to review the need for ongoing suspension at an early enough date that, if continued suspension is not necessary, will allow adequate notification of the jury pool to resume jury trials no later than **May 4, 2020**, or no later than three weeks after the expiration of the public emergency as declared by the Governor, whichever is later. If such courts believe continued suspension is necessary, they may individually petition this Court to extend the suspension further.

3. Courts are authorized to review county-jail and direct placement community correction sentences of non-violent inmates and juveniles and, after consultation with a team comprising local prosecutors, a public defender, community corrections, the county sheriff, and local health authorities, to modify sentences to probation, home detention, or order temporary release from the jail, with service of executed sentences to resume as thereafter ordered.
4. Absent an emergency basis to be determined by the court, courts shall issue **no new writs of attachment, civil bench warrants, or body attachments pursuant to Trial Rule 64** until the expiration of the public health emergency. Any writs of attachment, civil bench warrants, or body attachments issued and not yet served prior to the date of this order shall be **stayed** until the expiration of the public health emergency as declared by the Governor.
5. Courts are relieved from the requirement under previous Administrative Rule 17 orders to file status reports unless they believe continued suspension is necessary, in which case they may petition this Court **no later than April 27, 2020** to extend the suspension. Such petition should include all relevant factors that make an extension necessary.
6. This order does **not** extend the tolling of appellate or Tax Court deadlines as ordered under Case Nos. 20S-CB-123 or 20S-CB-231.
7. In all other respects except as set forth above, existing orders granting emergency relief under Administrative Rule 17 remain in full force and effect.

Done at Indianapolis, Indiana, on 4/3/2020.



---

Loretta H. Rush  
Chief Justice of Indiana

Exhibit A

<b>Court</b>	<b>Case #</b>
Adams Circuit & Superior	20S-CB-142
Allen Circuit & Superior	20S-CB-127
Bartholomew Circuit & Superior	20S-CB-178
Benton Circuit & Superior	20S-CB-215
Blackford Circuit & Superior	20S-CB-189
Boone Circuit & Superior	20S-CB-139
Boone / Zionsville Town	20S-CB-220
Brown Circuit	20S-CB-170
Carroll Circuit & Superior	20S-CB-155
Cass Circuit & Superior	20S-CB-154
Clark Circuit	20S-CB-111
Clay Circuit & Superior	20S-CB-176
Clinton Circuit & Superior	20S-CB-175
Crawford Circuit	20S-CB-200
Daviess Circuit & Superior	20S-CB-218
Dearborn Circuit & Superior	20S-CB-156
Dearborn / Lawrenceburg City	20S-CB-190
Decatur Circuit & Superior	20S-CB-162
DeKalb Circuit & Superior	20S-CB-119
Delaware Circuit & Superior and Muncie City	20S-CB-114
Dubois Circuit & Superior	20S-CB-149
Elkhart Circuit & Superior and Elkhart, Goshen, Nappanee City/Town	20S-CB-177
Fayette Circuit & Superior	20S-CB-194
Floyd Circuit & Superior	20S-CB-122
Fountain, Parke, Warren & Vermillion	20S-CB-147
Franklin Circuit	20S-CB-152
Fulton Circuit & Superior	20S-CB-179
Gibson Circuit & Superior	20S-CB-167
Grant Circuit & Superior	20S-CB-193
Grant / Gas City	20S-CB-224
Greene Circuit & Superior	20S-CB-145
Hamilton Circuit & Superior	20S-CB-133
Hamilton / Carmel City	20S-CB-199
Hamilton / Fishers City	20S-CB-202
Hancock Circuit & Superior	20S-CB-183
Harrison Circuit & Superior	20S-CB-121
Hendricks Circuit & Superior	20S-CB-137
Hendricks / Avon Town	20S-CB-201
Hendricks / Brownsburg Town	20S-CB-210
Hendricks / Plainfield	20S-CB-245

<b>Court</b>	<b>Case #</b>
Henry / New Castle City	20S-CB-206
Henry Circuit & Superior	20S-CB-153
Howard Circuit & Superior	20S-CB-171
Huntington Circuit & Superior	20S-CB-124
Jackson Circuit & Superior	20S-CB-187
Jasper Circuit & Superior	20S-CB-140
Jay Circuit & Superior	20S-CB-216
Jefferson Circuit & Superior	20S-CB-131
Jennings Circuit & Superior	20S-CB-186
Johnson Circuit & Superior and Franklin, Greenwood City/Town	20S-CB-158
Knox Circuit & Superior	20S-CB-213
Kosciusko Circuit & Superior	20S-CB-188
LaGrange Circuit & Superior	20S-CB-148
Lake Circuit & Superior	20S-CB-110
Lake / Crown Point City	20S-CB-207
Lake / East Chicago City	20S-CB-195
Lake / Gary City	20S-CB-243
Lake / Merrillville Town	20S-CB-221
Lake / Schererville Town	20S-CB-211
Lake / Hobart City	20S-CB-205
LaPorte Circuit & Superior	20S-CB-128
Lawrence Circuit & Superior	20S-CB-117
Madison Circuit and Anderson, Edgewood and Elwood City/Town	20S-CB-141
Marion Circuit & Superior	20S-CB-113
Marion County Small Claims	20S-CB-144
Marshall Circuit & Superior	20S-CB-146
Martin Circuit	20S-CB-164
Miami Circuit & Superior	20S-CB-157
Monroe Circuit	20S-CB-138
Montgomery Circuit & Superior	20S-CB-219
Morgan Circuit & Superior	20S-CB-150
Morgan / Martinsville City	20S-CB-225
Newton Circuit & Superior	20S-CB-174
Noble Circuit & Superior	20S-CB-196
Ohio Circuit	20S-CB-166
Orange Circuit & Superior	20S-CB-204
Owen Circuit	20S-CB-120
Perry Circuit	20S-CB-181
Pike Circuit	20S-CB-209
Porter Circuit & Superior	20S-CB-198

Exhibit A

<b>Court</b>	<b>Case #</b>
Posey Circuit & Superior	20S-CB-184
Pulaski Circuit & Superior	20S-CB-160
Putnam Circuit & Superior	20S-CB-191
Randolph Circuit & Superior	20S-CB-217
Randolph / Union City	20S-CB-242
Randolph / Winchester City	20S-CB-229
Ripley Circuit & Superior	20S-CB-214
Rush Circuit & Superior	20S-CB-203
Scott Circuit & Superior	20S-CB-126
Shelby Circuit & Superior	20S-CB-143
Spencer Circuit	20S-CB-180
St. Joseph Circuit & Superior	20S-CB-130
Starke Circuit	20S-CB-169
Starke / Knox City	20S-CB-226
Steuben Circuit & Superior	20S-CB-192
Sullivan Circuit & Superior	20S-CB-168
Switzerland Circuit	20S-CB-118
Tippecanoe Circuit & Superior and West Lafayette City	20S-CB-161
Tipton Circuit	20S-CB-134
Union Circuit	20S-CB-212
Vanderburgh Circuit & Superior	20S-CB-136
Vigo Circuit & Superior and Terre Haute City	20S-CB-132
Wabash Circuit & Superior	20S-CB-125
Warrick Circuit & Superior	20S-CB-135
Washington Circuit & Superior	20S-CB-159
Wayne Circuit & Superior	20S-CB-129
Wells / Bluffton City	20S-CB-223
Wells Circuit & Superior	20S-CB-163
White Circuit & Superior	20S-CB-173
Whitley Circuit & Superior	20S-CB-185