

Serial: 106883

**IN THE SUPREME COURT OF MISSISSIPPI**

**No. 89-R-99015-SCT**

**FILED**

SEP 04 2003

OFFICE OF THE CLERK  
SUPREME COURT  
COURT OF APPEALS

***RE: LOCAL RULES OF THE COUNTY  
AND YOUTH COURTS OF HARRISON  
COUNTY, MISSISSIPPI***

**ORDER**

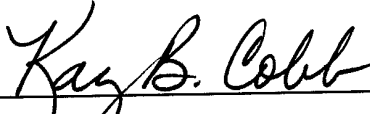
This matter has come before the Court en banc on petition of the judges of the County and Youth Courts of Harrison County for approval of a new Local Rule on Case Assignment. Having considered the petition, this Court finds that the petition should be granted and that the rule should be approved.

IT IS THEREFORE ORDERED that the petition of the judges of the County and Youth Courts of Harrison County for approval of a new Local Rule on Case Assignment is granted, and that such rule as set forth in the order of the First Chancery Court District of Mississippi attached as Exhibit "A" hereto is approved.

IT IS FURTHER ORDERED that the clerk of the Supreme Court shall spread this order on the minutes of the Court and shall forthwith forward a true certified copy of this

order to West Publishing Company for inclusion in the *Southern Reporter, Second Series* (Mississippi Edition).

SO ORDERED, this the 2<sup>nd</sup> day of September, 2003.

  
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KAY B. COBB, JUSTICE, FOR THE  
COURT

McRAE, P.J. AND DIAZ, EASLEY AND GRAVES, JJ., NOT PARTICIPATING

## EXHIBIT "A" TO SUPREME COURT ORDER

07/07/03 MON 11:32 FAX 8876523

HARR CTY COURT

001

### IN THE COUNTY AND YOUTH COURTS OF HARRISON COUNTY, MISSISSIPPI

#### LOCAL RULE ON CASE ASSIGNMENT


BE IT SO ORDERED, that pursuant to the authority vested in me as Senior County Judge for Harrison County, Mississippi, and having the agreement of the other Judges, the following schedule order shall take effect beginning July 1, 2003:

- (1) Judge Ward is assigned to hear Youth Court matters, with emphasis on abuse, termination of parental rights, CHINS, and neglect cases.
- (2) Judge Midcalf will preside over cases in the First Judicial District during the January, February, May, June, September, and October terms of Court, and will preside over cases in the Second Judicial district for the March, April, July, August, November, and December terms of Court. Judge Hewes will preside over cases in the First Judicial District during the March, April, July, August, November and December terms, and will preside over cases in the Second Judicial District for the January, February, May, June, September and October terms of Court.
- (3) Judge Hewes shall be responsible for presiding over 75% of the delinquency cases at Youth Court with those cases being designated as referral numbers ending in 2, 3, 4, 5, 7, 8, and 9 preceded by an odd number, and all companion cases thereto. Judge Ward shall be responsible for presiding over the remaining 25% of delinquency cases with those cases being designated as referral numbers ending in 1, 6, and 9 preceded by an even number, together with all companion cases thereto. Either Judge may hear detention and shelter hearings. In the event of recusal of the assigned Judge, the other shall be assigned to hear the matter.
- (4) Judge Midcalf will hear all DUI first offense cases, along with ancillary criminal matters thereto. All remaining criminal matters, including DUI second offense cases, shall be assigned equally and randomly to Judge Hewes and Judge Midcalf.

EXHIBIT "B"

(5) All civil cases filed in either Judicial District shall be assigned randomly by computer as follows: 60% to Judge Midcalf, 30% to Judge Hewes and 10% to Judge Ward, with the exception of cases and motions triable within five days notice. This list would include replevins, unlawful entry and detainers, claims and deliveries, and judgment debtor examinations and other possessory writs. These cases may be heard by the Judge assigned to sit at the Courthouse where the matter is to be heard.

SO ORDERED AND ADJUDGED, this the 27<sup>th</sup> day of June, 2003.

  
GASTON H. HEWES, JR.  
SENIOR COUNTY COURT JUDGE