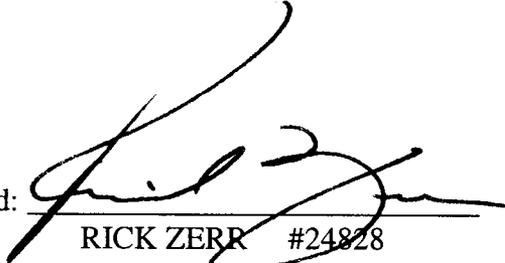


**IN THE ELEVENTH JUDICIAL CIRCUIT OF MISSOURI
CIRCUIT JUDGE DIVISION**

Pursuant to the “Eleventh Judicial Circuit Order of Judge Assignments and Individualized Docket Plan” dated the 5TH day of November 2012, and on file in the Office of the Presiding Judge, this case is assigned to such division as set forth in said “Eleventh Judicial Circuit Order of Judge Assignments and Individualized Docket Plan”.

So Ordered:



RICK ZERR #24828
Presiding Judge

**IN THE ELEVENTH JUDICIAL CIRCUIT
STATE OF MISSOURI**

**ORDER OF JUDGE ASSIGNMENTS AND INDIVIDUALIZED
DOCKET PLAN**

Now on this 5th day of November, 2012, the Court, through its Presiding Judge, hereby adopts this Order of Judge Assignments and Individualized Docket Plan effective January 1, 2013 through December 31, 2014.

Any new filings filed as of January 1, 2013 will be assigned to a division pursuant to this division assignment plan. Certain existing cases will be reassigned pursuant to this order. This order is reflective of the current staffing of the Court and may require revision in the event of a vacancy in any of the divisions of the Court.

The Presiding Judge for the period named above as selected by vote of the Court En Banc at its regular meeting in December, 2010 is Judge Rick Zerr. The Acting Presiding Judge who shall have the powers of the Presiding Judge in the absence of the Presiding Judge is Judge Daniel G. Pelikan. These judges shall continue to serve through December 31, 2012. The Presiding Judge for the term beginning January 1, 2013 thru December 31, 2014 shall be elected at the Court En Banc meeting to be held December 3, 2012.

Circuit Court Civil Cases

Effective January 1, 2013

New filings of Circuit Court Civil cases shall be assigned as follows: Division 1, 4, 5 and 7 shall each be assigned 23% of the new circuit court civil cases. Division 2 shall be assigned 8% of the Circuit Court Civil cases. These cases shall be assigned through the state approved case docketing program (JIS) that randomly assigns a Judge to each case.

Administrative Review cases relating to driver's license revocation review, refusal to take breathalyzer, are assigned to the Transfer Judge Division.

Temporary Restraining Order cases that require an immediate hearing and for which the division assigned to the case is not immediately available are assigned to the division that hears the original temporary restraining order.

All Probate cases shall be assigned to Division 11.

Any Circuit Civil case requiring reassignment shall be given to the Presiding Judge/Presiding Judge's Secretary who shall reassign the case pursuant to the state approved case docketing program (JIS) that randomly reassigns a division to the case.

Circuit Court Criminal Cases

All new criminal cases shall be assigned as follows: 20% each to Divisions 1, 2, 4, 5 and 7. All felony non-support cases shall be bound over to Division 5 and this assignment shall be made by the Associate Judge on the form provided to assure each of the divisions to which felony cases are assigned receive an equal number of assignments.

An Associate Circuit Judge may bind a case over to a specific requested division only for good cause shown. The case shall then be marked on the bound-over list so that each division remains with the same percentage of cases.

All Drug Court cases shall be assigned to Division 11.

All DWI Drug Court cases shall be assigned to Division 11.

All Misdemeanor and Associate Circuit Court pre-bound-over Felony Non-support cases shall be assigned to Division 9.

All Circuit Criminal cases filed by indictment or change of venue shall be assigned 20% each to Divisions 1, 2, 4, 5 and 7 in sequential order pursuant to the Approved Case Docketing Program (JIS) that randomly assigns a division to a case.

All Municipal cases certified to the Circuit Court shall be assigned to Division 1.

Any Circuit Criminal case needing reassignment shall be given to the Presiding Judge/Presiding Judge's Secretary who shall reassign the case pursuant to the state approved case docketing program (JIS) that randomly reassigns a division to the case.

Family Court Cases

Division 3 is designated as the Administrative Family Court Judge Division for a two year assignment. Family Court cases (except Juvenile cases, Orders of Protection, and Title IV-D cases) shall be assigned 33 1/3% to Division 3, 33 1/3% to Division 6, 33 1/3% to Divisions 8. The assignment of Division 6 and 8 to full time Family Court duties shall be for a 2 year term. When a judge has been previously involved in the disposition of a family court matter, any subsequent Family Court litigation involving the same party or parties including Orders of Protection shall be assigned to that Family Court Judge, if that judge is still assigned to the Domestic docket, pursuant to the Unified Family Court Plan.

All Paternity (Title IV-D) cases shall be assigned to the Transfer Judge Division.

Except as otherwise provided, all Family Court cases in which Divisions 3, 6, and 8 are disqualified or otherwise unavailable, shall be given to the Presiding Judge/Presiding Judge's Secretary for sequential equal reassignment to Divisions 1, 2, 4, 5 and 7. All

Orders of Protection cases, except those in which there is a pre-existing companion case involving the same parties as indicated above, shall be assigned to the Transfer Judge Division. Each Judge of the Circuit Court shall, pursuant to the stipulation made between the Courts paired together in the Transfer Judge Program, be assigned, for a one day assignment, to the transfer judge docket for one day per year, pursuant to a calendar created by the Presiding Judges of the paired Circuits on an annual basis.

All Adoption cases shall be assigned to Division 9.

All Educational Neglect cases and Certification cases are assigned to Division 2.

All other Juvenile cases shall be assigned to Division 2.

Any Juvenile Protective Custody or detention hearings or cases that must be heard on Thursdays to satisfy deadlines established by statute and Supreme Court Rule, and any Juvenile case in which Division 2 has been disqualified, shall be assigned to Division 9. Juvenile cases in which Division 9 is disqualified shall be assigned to Division 2. If both divisions are disqualified then the case shall be assigned to sequentially to Divisions 3, 6 and 8.

Associate Circuit Court Cases

Assignment of Associate Circuit Court cases to Associate Circuit Divisions 9 10, 11 and 12, not otherwise designated herein, is made pursuant to the following order:

Division 6, Judge Terry Cundiff, is assigned to Family Court for a 2 year assignment ending December 31, 2014.

Division 8, Judge Timothy Lohmar is assigned to Family Court for a 2 year assignment ending December 31, 2014.

Division 9, Judge Elizabeth Swann is assigned to Forfeitures, Associate Circuit Court Felonies, Misdemeanors, Traffic, non-support and Juvenile.

Division 10, Judge Norman Steimel, is assigned to Associate Circuit Court Civil, certain County Ordinance cases, Associate Circuit Court Felonies, Misdemeanors and Traffic cases.

Division 11, Judge Philip Ohlms, is assigned to Probate, Domestic Violence, DWI Drug Court, Drug Court, Family Drug Court and Mental Health Court cases.

Division 12, Judge Matt Thornhill is assigned Associate Circuit Civil, Small Claims and Circuit Court DOR cases, Limited Driving Privileges (other than those assigned to Division 11) and Associate Circuit Felonies.

The Judges of Divisions 9, 10, 11, and 12 shall divide the caseload of Civil, Criminal, Small Claims and Traffic cases as they deem appropriate.

Any Circuit Judge or Associate Judge may serve for another Judge who is unavailable without limitation.

Transfer Judge Division

Pursuant to the directive of the Chief Justice of the Supreme Court of Missouri directing the Eleventh Circuit to implement the Judge Transfer Program with the 2nd and 41st Circuits, a Transfer Judge Division is established. The Judges making up the Transfer Judge Division are Circuit Judge Russell Steele, and Associate Circuit Judges, William Alberty, Kristie Swaim and Fred Westhoff of the 2nd Judicial Circuit and Circuit Judge Fredrick Tucker, and Associate Circuit Judges Mike Greenwell and Phillip Prewitt of the 41st Judicial Circuit. The Transfer Judge Division shall be assigned the following cases: Orders of Protection, Paternity, and Associate Circuit Court Civil cases filed by non-bulk filers and cases in which an Associate Circuit Division has previously been disqualified or recused, Small Claims Trials De Novo and certain St. Charles County ordinance violations. All Administrative Review cases involving driver's license revocations review, and refusal to take breathalyzer are assigned to the Transfer Judge Division. When a Judge of the 11th Circuit is assigned to preside over an Order of Protection Docket, that docket shall remain in the Transfer Judge division and the docket shall be assigned to the 11th Circuit Judge as a 1 day assignment and any cases not resolved shall remain within the Transfer Judge Division.

When a jury demand is made in any case assigned to the Transfer Judge Division, the case shall be transferred by order of the Presiding Judge to be heard in Division 1.

With the exception of Small Claims cases, any case assigned to the Transfer Judge Division which is set for a bench trial that's length is anticipated to be in excess of 2 to 3 hours may be transferred at the discretion of the Transfer Judge by order of the Presiding Judge to be heard in Division 1. These cases shall be credited to Division 1 as part of that divisions' 23% of civil cases.

Reassignment of Cases

In order to effectuate the changes in assignment between Divisions 2 and 7, on December 31, 2012 the Office of State Court Administrator shall transfer all civil and criminal cases assigned to Division 2 to Division 7 and all civil and criminal cases assigned to Division 7 to Division 2. All cases pending in Division 3 on December 31, 2012 shall be assigned to Division 4. All cases pending in Division 4 as of December 31, 2012 shall be assigned to Division 3. All Domestic or Probate cases related to Juvenile cases assigned to Division 5 will be transferred to Division 9. Any Domestic or Probate case assigned to Division 7 which is related to a pending Juvenile case will be assigned to Division 2. Any Domestic and Probate cases assigned to division 2, 5 or 7 as a result of the disqualification of all of the full time Judges in Family Court shall remain in the division currently assigned. The

Presiding Judge may continue the assignment of a criminal case, in the current Division, in the event a plea has been taken and sentencing is scheduled after January 1, 2013. Each Judge shall be responsible for the compliance with Rule 17 for cases during the time the case is in his or her assignment.

So Ordered:

A handwritten signature in black ink, appearing to read "Rick Zerr". The signature is written in a cursive style with a horizontal line underneath it.

Rick Zerr, Circuit Judge
Presiding Judge
November 5, 2012