

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

IN THE CIRCUIT COURT OF COOK COUNTY
LAW DIVISION

**GENERAL ADMINISTRATIVE ORDER 05-1
BLACK LINE TRIAL CALL MOTION PRACTICE AMENDMENT**

Effective February 7, 2005, General Administrative Order 03-1, Section 1.5 (a) and 1.5(c) shall be amended as follows and a new section, labeled 1.5(d) shall be added to govern all Master Calendar Motion cases pending in the Law Division:

1.5 Motion Practice

- a. Motion practice for cases that have entered the Black Line Trial Assignment Pool shall remain before the originally assigned Master Calendar Motion Judge who shall hear and complete noticed motions prior to the case being placed above the Black Line. The only exception will be for a motion that will directly impact a case's ability to continue progressing towards the Black Line, which must be heard by the Presiding Judge, or his designee, **only on the day the case appears above the Black Line.**
- b. Motions to advance cases for Trial Assignment shall be brought before the assigned Master Calendar Motion Judge who may, if appropriate, expedite discovery and release the case in question into the Black Line pool when discovery is completed.
- c. Motions to delay the progress of cases traveling up towards the Black Line (motions to continue) shall **no longer** be noticed and spindled for Calendar M¹. These motions shall be noticed and presented **only on the day the case appears above the Black Line.**
 - (i) If the Presiding Judge or his designee agree that a case's progress toward the Black Line should be delayed, the Judge may place a case back sequentially by a specific number of

cases. (Example: If a case currently has a sequence number of 50 cases below the Black Line and the Presiding Judge, or his designee, determines that a case should be given additional time before reaching the Black Line, the case may be set back x#(300) cases, thus becoming the 350th case below the Black Line.)

- (ii) If the Presiding Judge, or his designee, agree that a case should be removed from the Black Line Pool and returned to the assigned Motion Calendar for completion of discovery, the selected case will automatically return to the Black Line Pool six (6) months from the date of return to the assigned Motion Calendar. The assigned motion Judge may “release” the case into the Black Line Pool prior to the six (6) month automatic release date if discovery is complete.

d. Motions for Date Certain Trial Dates

- (i) Motions for Date Certain Trial Dates shall be noticed and presented on the day a case appears above the Black Line. Date Certain Trial Dates shall be routinely given, provided the parties have shown due diligence in preparing the case in question for trial.
- (ii) Date Certain Trial Dates will generally be set for a date within 30 days from the date the case appears above the Black Line.
- (iii) For cases that would be unable to be ready for trial within 30 days of appearing above the Black Line, a trial status **MAY** be set approximately 30 days before the requested trial date to confirm the availability of **ALL** parties on the date requested.
- (iv) Motions to Continue Date Certain Trial Dates shall be noticed and spindled in Room 801 on Motion Calendar M¹, which will be heard daily at 10:00 a.m. in Courtroom 2005.

**** Please note that Date Certain Trial Dates will NOT routinely be continued.**

- (v) Motions to Continue Date Certain Trial Dates that cannot be noticed and spindled for hearing on Motion Calendar M¹ prior

to the trial date may present an emergency motion to continue the trial date by noticing the motion for 10:00 a.m. in Courtroom 2005. The party presenting the motion should approach the bench at the conclusion of the regular M¹ motion call and ask the judge presiding over the call to entertain the Emergency Motion to Continue Trial Date. These motions will be heard at the discretion of the Judge handling the call.

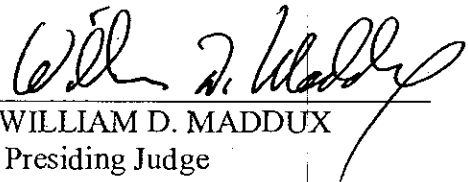
** Once again please note that Date Certain Trial Dates will NOT routinely be continued.

IT IS HEREBY ORDERED that this amends Section 1.5(a) and (c) only, and adds Section 1.5(d), and that all other provisions of General Administrative Order 03-1 shall remain in full force and effect. This Order is effective February 7, 2005, and will be spread upon the records of this court.

Dated at Chicago, Illinois, this 24th day of January, 2005

JUDGE WILLIAM MADDUX

ENTER:



WILLIAM D. MADDUX

Presiding Judge

Law Division

JAN 24 2005

CIRCUIT COURT - 1559