# IN THE STATE COURT OF FORSYTH COUNTY
## STATE OF GEORGIA

### ADMINISTRATIVE ORDER 22 -14

## IN RE: JUDICIAL ASSIGNMENT OF CASES IN STATE COURT EFFECTIVE JANUARY 1, 2023 (AMENDED)

Administrative Order 22-13 entered on November 3, 2022 is hereby stricken and replaced by this order.

Effective January 1, 2023, the Clerk of Court shall assign cases **filed on and after January 1, 2023** to the Judges of the State Court of Forsyth County as follows:

1. Cases filed in the Traffic Violations Bureau ("T" cases and "CIT" cases that are subsequently made payable and/or are filed in the Traffic Violations Bureau) pursuant to Administrative Order 18-4 shall be assigned to Judge Dunn in the Judicial ("TVB") Node of the Odyssey system under parameters established by the chief judge of the State Court. Cases that are filed in the Traffic Violations Bureau on or before December 31, 2022 and randomly assigned to Judge McClelland will continue to be assigned to Judge McClelland and will not be administratively reassigned to Judge Dunn.

2. All criminal cases ("M" cases and "CIT" cases which are subsequently accused as "M" cases) shall be classified into predetermined case types as approved by the Chief Judge and shall be randomly assigned in the Judicial ("State Court") Node of the Odyssey system, within each designated case type to the judges of the State Court in a weighted distribution to be determined by the Chief Judge, taking into account the existing caseloads of the judges. The initial random assignment shall be made by the Odyssey system when the Clerk or the Solicitor General creates or files a case at the Pending Accusation File ("PAF") Node or the Citation Review ("CIT") Node of the Odyssey system. Unless otherwise required by this Order, this assignment shall be carried forward when an accusation is "filed down" with the Clerk within the Odyssey system. All cases assigned to Chief Judge McClelland shall be designated to Division B, and all cases assigned to Judge Dunn shall be designated to Division A.

3. All civil cases shall be classified into predetermined case types as approved by the Chief Judge and randomly assigned to each judge within each designated case type of the State Court in a weighted distribution to be determined by the Chief Judge, taking into account the existing caseloads of the judges. All cases assigned to Chief Judge McClelland shall be designated to Division B, and all cases assigned to the Judge Dunn shall be designated to Division A.

4. All civil and criminal cases assigned to Judge Maddox as of December 31, 2022 shall be administratively assigned to Judge Dunn effective January 1, 2023.

5. If both judges recuse from any case or are otherwise unable to preside over a case, the case shall be designated to Division R, to be presided over by a duly appointed judge under the Uniform Rules of State Court. The case file number shall include the case's assigned division.

6. Excluding cases filed in the Traffic Violations Bureau, all actions involving the same parties, or substantially the same subject matter, or substantially the same factual issues, whether pending simultaneously or not, shall be assigned to the same judge. Whenever such action is refiled, or a derivative or companion action is filed or refiled, or a defendant is re-accused on a previous charge, or is accused on a subsequent charge while still under charges or serving a confinement or probated sentence on a previous action, or co-defendants are accused separately, such actions shall be assigned to the judge to whom the original action was or is assigned. Such actions shall be assigned to the judge to whom the action with the lowest action number is assigned.

7. The Court Administrator is authorized to periodically review the distribution of cases between the judges of the State Court and make reports and recommendations to the judges for revising the weighted distribution of cases.

So Ordered this __19th__ day of December, 2022.

T. Russell McClelland III, Chief Judge
State Court of Forsyth County
Bell-Forsyth Judicial Circuit