



BOONE COUNTY DISTRICT COURT

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FRED KIRKPATRICK
JUDGE

SANDY WRIGHT
CHIEF CLERK

JEANIE MATHIS
CHIEF DEPUTY CLERK
SMALL CLAIMS/CIVIL

June 4, 2013

DISTRICT COURT OF BOONE COUNTY, ARKANSAS

ADMINISTRATIVE PLAN

Pursuant to Administrative Order Number 18, Section 9, the District Court of Boone County, Arkansas hereby submits the following Administrative Plan:

STATE DISTRICT JUDGE

Fred Kirkpatrick is the elected State District Judge of the District Court of Boone County.

COURT DEPARTMENTS

The Boone County District Court has 2 Departments: Harrison and Alpena.

DISTRICT COURT JURISDICTION

The jurisdiction of the Boone County District Court is countywide. The Court hears traffic and misdemeanor criminal cases in both Court Departments. The Court also hears Civil and Small Claims cases in the Harrison Department. This includes the Civil jurisdiction set out in Administrative Order Number 18, Section 6 (a). Circuit Court cases are discussed below.

COURT SESSIONS

Sessions of Court can vary, but generally are scheduled as follows:

- Monday: 9:00 a.m.: Prisoner 8.1 video appearances
10:00 a.m.: Small Claims trials and Circuit Court Order of Protection Hearings
1:00 p.m.: Circuit Court Order of Protection Hearings
6:00 p.m.: Alpena arraignments and trials on the 2nd Monday of each month.
- Tuesday: Office Day - Judge Isbell uses Courtroom.
- Wednesday: 9:00 a.m.: County trials 1st, 3rd & 5th Wednesdays of each month.
City trials 2nd & 4th Wednesdays of each month.
12:00 p.m.: DWI Court Staffing each Wednesday
1:30 p.m.: Civil trials 2nd & 4th Wednesdays
3:30 p.m.: DWI Court every Wednesday
- Thursday: 8:30 a.m.: County and City Arraignments
1:00 p.m.: County and City Warrant Arraignments
- Friday: 10:00 a.m.: Civil Trials if needed
10:00 a.m.: Circuit Court Order of Protection hearings if needed.

Circuit Court uncontested matters are heard in chambers prior to or after Court sessions.

DWI COURT

In 2012, a special docket was created, as a subdivision of the criminal docket, namely the Boone County DWI Court, a voluntary program which is conducted every Wednesday at 3:30 p.m., with staffing every Wednesday at 12:00 noon. The Boone County DWI Court special docket is geared toward repeat impaired driving offenders, that is, individuals who face a 2nd or 3rd DWI charge. The Boone County DWI Court is a highly intensive monitoring program

combined with treatment and patterned on the drug court model.

Statutory or Legal Authority: Arkansas Supreme Court Administrative Orders 14 and 18, A.C.A. No. 5-65-103 et seq. and/or A.C.A. No. 16-98-303 et seq. I hereby certify that the Boone County DWI Court operates in compliance with all applicable laws, including fines, court costs, fees and probation assessments.

Use of Court resources: The DWI Court Team includes a judge, county prosecutor, two (2) probation officers/case managers, evaluator, treatment providers, coordinator, three (3) law enforcement members, one each from the Harrison Police Department, Boone County Sheriffs Office and Arkansas State Police. The Public Defender also has input. Team members have attended training programs offered by the National Center for DWI Courts (NCDC) in collaboration with the National Association of Drug Court Professionals (NADCP) and the National Highway Traffic Safety Administration (NHTSA). The Boone County DWI Court was implemented and operates according to NCDC's Ten Guiding Principles and Arkansas Law.

Source of funding: The Boone County DWI Court is funded from the general budgets of the Boone County District Court and the Boone County Probation Department.

CIRCUIT COURT CASES

Pursuant to the Administrative Plan of the 14th Judicial Circuit and Administrative Order Number 18, State District Judge Fred Kirkpatrick is authorized to hear the following cases:

1. Consent jurisdiction. Matters filed in the Civil, Domestic Relations or Probate Division of Circuit Court upon the consent authorized by Administrative Order 18, Section 6 (b)(1) and Section 6(d); and
2. Protective Orders. Ark. Code Ann. 9-15-201-217; and
3. Forcible Entry and Detainers and Unlawful Detainer. Ark. Code Ann. 18-60-

301-312: and

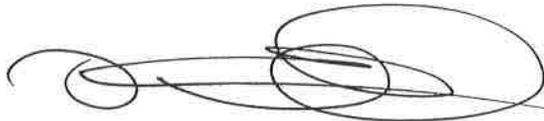
4. Other Matters. Matters of an emergency or uncontested nature pending in the Civil, Domestic Relations or Probate Division of Circuit Court including *ex parte* emergency, involuntary commitments, decedent's estate administration, uncontested divorces and defaults under guidelines and procedures set out in the 14th Judicial Circuit Administrative Plan; and
5. Criminal Matters. Pursuant to Administrative Order 18, Section 6 (b) (5).

COMPLIANCE WITH ADMINISTRATIVE ORDER 4

The District Court of Boone County hereby certifies that it utilizes the digital audio recording equipment and procedures mandated by Administrative Order 4 and the Guidelines issued by the Administrative Office of the Courts.

WHEREFORE, the undersigned agrees to the above Administrative Plan and respectfully Petitions the 14th Judicial Circuit Judges and the Supreme Court of Arkansas to approve said Plan.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Fred Kirkpatrick', with a large, stylized flourish extending to the right.

Fred Kirkpatrick
State District Judge, Boone County District Court