



Michigan Supreme Court
State Court Administrative Office
611 West Ottawa Street, P.O. Box 30048
Lansing, Michigan 48909
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Marilyn K. Hall
State Court Administrator

John D. Ferry, Jr.
Deputy Administrator

May 3, 1990

Dorothy Comstock Riley
Chief Justice
Charles L. Levin
James H. Brickley
Michael F. Cavanagh
Patricia J. Boyle
Dennis W. Archer
Robert P. Griffin
Associate Justices

Hon. Lawrence C. Root
49th Circuit Court
Courthouse, P.O. Box 822
400 Elm Street
Big Rapids, MI 49307

Re: Judicial Availability Plan

Dear Judge Root:

We have received your plan for judicial availability under MCR 6.104(G). Since the February 9, 1990 amendment to this rule does not require that the plan be submitted to us in the form of a local administrative order, we are not considering it as a local administrative order.

We appreciate the efforts of the courts in your jurisdiction to cooperate in the implementation of this rule. We intend to share the ideas from the different plans with all the courts.

Sincerely,


J. Bruce Kilmer, Manager
Circuit Court Services

JBK:pjc\laojap1.ltr

cc: Jack C. Crandall, Regional Administrator

C49 Meosta
Osceola

STATE OF MICHIGAN

49th CIRCUIT COURT / MECOSTA and OSCEOLA COUNTIES

In re PLAN FOR JUDICIAL AVAILABILITY

_____/ ADMINISTRATIVE ORDER 1990-2

In accordance with MCR 6.104(G), the following PLAN FOR JUDICIAL AVAILABILITY is adopted, effective April 1, 1990:

(1) A judicial officer of the 77th District Court shall be available in Mecosta and Osceola Counties 365 days per year, twenty-four hours per day, for purposes of felony arraignments;

(2) It shall be the duty of the appropriate Sheriff's Department to notify a judicial officer of the need for an arraignment after a formal complaint has been prepared and authorized by the prosecuting attorney;

(3) Unless otherwise instructed, the Sheriff's Department shall first notify the respective Magistrate in each County;

(4) It shall be the duty of the Sheriff's Department to arrange transportation of defendants to the District Court for purposes of arraignment;

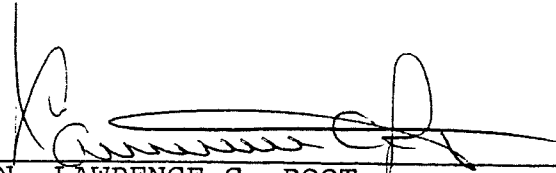
(5) Arraignments shall be conducted in the 77th District Court within a timely period after notice from the Sheriff's Department;

(6) The judicial officer shall be responsible for assigning

court-appointed counsel and scheduling preliminary examinations,
and ensuring that counsel and the defendant are notified no later
than the next business day;

(7) It shall be the duty of the designated judicial
officer to inform the Sheriff's Department if he or she will
not be immediately available at any given time and provide the
name and telephone number of a judicial officer who is immediately
available. In this regard, it is noted that the Magistrates
for Mecosta and Osceola Counties have been previously authorized
to perform judicial functions in both Counties in the event of
the temporary absence of either one of them, thereby providing
for the availability of both Magistrates and the Judge in both
Counties.

Dated: March 14, 1990


HON. LAWRENCE C. ROOT

(File with SCAO / MCR 8.112(B)(3))