

ADMINISTRATIVE ORDER NO. 2023-19
22nd Judicial Circuit
McHenry County, Illinois

FILED
OCT 24 2023

KATHERINE M. KEEFE
McHENRY CTY. CIR. CLK.

(Judicial Assignments, Reassignments, and Backups)

WHEREAS, the Circuit has just been able to fill an associate judgeship which has been vacant since September 5, 2023, due to the retirement of Judge Thomas A. Meyer and the selection of Judge Jeffrey J. Altman;

WHEREAS, the Circuit has just learned of the retirement of Judge James S. Cowlin effective 11:59 p.m. on January 30, 2024; and

WHEREAS, the Circuit needs to further address recent changes in the handling of criminal cases and other administrative needs, including a set Initial Appearance Court and certain supervising judgeships;

IT IS ORDERED that this Administrative Order shall take effect and apply to all cases filed on and after November 1, 2023, and that the following judicial divisions, assignments, and calls are established, re-established, or amended to include the following (with days and times for the call of cases to be established by each judge unless otherwise noted):

CIVIL DIVISION

Judge David R. Gervais – Presiding Judge of the Civil Division

CIVIL I CALL (Judge Kevin G. Costello – Courtroom 204)

One-half (1/2) of all Eminent Domain (ED); one-half (1/2) of all Law (LA) (claims over \$50,000); one-half (1/2) of all Miscellaneous Remedy (MR); one-half (1/2) of all Governmental Corporation (GC); one-half (1/2) of all Law (LM) (claims under \$50,000.00).

CIVIL II CALL (Judge Judge Joel D. Berg – Courtroom 201)

One-half (1/2) of all Eminent Domain (ED); one-half (1/2) of all Law (LA) (claims over \$50,000); one-half (1/2) of all Miscellaneous Remedy (MR); one-half (1/2) of all Governmental Corporation (GC); one-half (1/2) of all Law (LM) (claims under \$50,000.00).

CIVIL III CALL (Judge Suzanne C. Mangiamele – Courtroom 202)

Foreclosure (FC); Eviction (EV); Tax (TX); Mental Health (MH).

CIVIL IV CALL (Judge David R. Gervais – Courtroom 357)

Chancery (CH); Probate (PR); Guardianship (GR).

CIVIL V CALL (Judge Mark R. Facchini – Courtroom 358)

All Arbitration (AR); all Small Claims (SC); civil collection cases relating to closed criminal and traffic cases; ADR Supervising Judge, with responsibility for mandatory arbitration, self-represented litigant mediation, and related items.

CRIMINAL DIVISION

Judge Tiffany E. Davis – Presiding Judge of the Criminal Division

CRIMINAL I FELONY CALL (Judge Tiffany E. Davis – Courtroom 304)

One-half (1/2) of Criminal Felony (CF) cases and matters related thereto. Assigned Miscellaneous Criminal (MX) matters (Habeas Corpus (criminal), Eavesdropping, Fugitives from Justice, Forfeitures, and Sexually Violent Persons Commitment Act proceedings). The Expungement and Sealing of Criminal Records except requests to expunge or seal juvenile records which are assigned to the Juvenile Court Judge.

CRIMINAL II FELONY CALL (Judge Michael E. Coppedge – Courtroom 302)

One-half (1/2) of Criminal Felony (CF) cases and matters related thereto. Assigned Miscellaneous Criminal (MX) matters (Habeas Corpus (criminal), Eavesdropping, Fugitives from Justice, Forfeitures, and Sexually Violent Persons Commitment Act proceedings).

CRIMINAL I MISDEMEANOR JURY CALL (Judge James S. Cowlin – Courtroom 301)

Criminal Misdemeanors (CM); Driving Under the Influence (DT); Major Traffic (MT); Traffic Violation (TR); Conservation Violation (CV); Ordinance Violation (OV); Quasi-Criminal (QC); all jury demand cases initiated by the following municipalities and/or State or local law enforcement agencies:

Algonquin
Barrington Hills
Crystal Lake Park District
Harvard
Hebron
Holiday Hills

Johnsburg
Lake in the Hills
Lakewood
Marengo
McCullom Lake
City of McHenry

Pairie Grove
Richmond
Spring Grove
Union
Woodstock

CRIMINAL II MISDEMEANOR JURY CALL (Judge Mark R. Gerhardt – Courtroom 303)

Criminal Misdemeanors (CM); Driving Under the Influence (DT); Major Traffic (MT); Traffic Violation (TR); Conservation Violation (CV); Ordinance Violation (OV); Quasi-Criminal (QC); all jury demand cases initiated by the following state, municipal, and/or local law enforcement agency:

Bull Valley	Island Lake	McHenry County Conserv. Dist.
Cary	IL Dept. of Natural Resources	McHenry County Sheriff
Crystal Lake	IL Secretary of State Police	Oakwood Hills
Fox River Grove	IL State Police	Wonder Lake
Huntley		

CRIMINAL MISDEMEANOR NON-JURY CALL (Judge Christopher M. Harmon – Courtroom 104)

Initial return date on all Misdemeanor (CM) (DT) (MT) (CV) matters from all municipalities and/or State or local law enforcement agencies; all Bench Trials, Petitions to Revoke Proceedings, Bond Hearings, Summary Suspension Hearings, and Forfeitures arising out of CM, MT or DT cases when the underlying case is not transferred to a jury courtroom.

TRAFFIC CALL (Judge Cynthia D. Lamb – Courtroom 102)

Traffic Violations (TR); Conservation Violation (CV); Ordinance Violation (OV); Civil Law Violation (CL); Quasi-Criminal (QC).

FAMILY DIVISION

Judge Justin M. Hansen – Presiding Judge of the Family Division

FAMILY 1 CALL (Judge Robert J. Zalud – Courtroom 361)

One-third (1/3) of Dissolution with Children (DC); One-third of Dissolution No Children (DN), and Family (FA) (excluding cases relating only to non-support matters initiated by the Office of Illinois Attorney General).

Divorce (DC and DN) cases assigned to Judge Zalud will be proved-up in CR365.

FAMILY II CALL (Judge Jeffrey L. Hirsch – Courtroom 360)

One-third (1/3) of Dissolution with Children (DC); One-third of Dissolution No Children (DN), and Family (FA) (excluding cases relating only to non-support matters initiated by the Office of the Illinois Attorney General).

Divorce (DC and DN) cases assigned to Judge Hirsch will be proved-up in CR365.

FAMILY III CALL (Judge Justin M. Hansen – Courtroom 359)

One-third (1/3) of Dissolution with Children (DC); One-third of Dissolution No Children (DN), and Family (FA) (excluding cases relating only to non-support matters initiated by the Office of the Illinois Attorney General).

Divorce (DC and DN) cases assigned to Judge Hansen will be proved-up in CR365.

FAMILY IV CALL (Judge Jeffrey J. Altman – Courtroom 365)

Family (FA) (all cases related only to non-support matters initiated by the Office of the Illinois Attorney General, or in Family (FA) cases where the Office of the Attorney General has intervened); all return Hearings set on Emergency Orders of Protection, Stalking No Contact Orders, Civil No Contact Orders, and Firearm Restraining Orders, as well as Petitions for Plenary Orders of Protection, Stalking No Contact Orders, Civil No Contact Orders, and Firearm Restraining Orders; Adoption (AD); Attorney General (AG) cases, related only to non-support matters; prove-ups.

PROBLEM-SOLVING COURT DIVISION

Judge Michael W. Feetterer – Presiding Judge of the Problem-Solving Court Division

CRIMINAL MISDEMEANOR DOMESTIC VIOLENCE CASES, MENTAL HEALTH COURT, DUI COURT AND DRUG COURT (Judge Michael W. Feetterer – Courtroom 203)

Domestic Violence matters (DV) (Domestic Battery, Violations of Orders of Protection, Related Orders of Protection, and Interference with reporting Domestic Violence); Mental Health Court; Drug Court proceedings; and specialty DUI Court matters; all as established by prior Administrative Orders.

JUVENILE COURT CALL (Judge Mary H. Nader – Courtroom 101)

Juvenile Abuse and Neglect (JA); Juvenile Delinquent (JD); Juvenile (JV). The Juvenile Court Judge is also assigned all requests to expunge or seal juvenile records.

SPECIAL ASSIGNMENT AND INITIAL APPEARANCE COURT CALL (Judge Jennifer L. Johnson – Courtroom 103)

Coverage and back-up for Problem-Solving Court Division Cases; Initial Appearance Court (“IAC”), with responsibility for IAC under the Pretrial Fairness Act during regular Court hours; Out-of-County (“OCW”) Supervising Judge, with responsibility for criminal warrants issued outside the Circuit and served and processed in this Circuit.

ADMINISTRATIVE DIVISION

Judge Michael J. Chmiel – Chief Judge of the Circuit

CHIEF JUDGE’S ADMINISTRATIVE CALL (Judge Michael J. Chmiel, Chief Judge of the 22nd Judicial Circuit – Courtroom TBA)

All motions and other matters brought to the attention of the Chief Judge.

REASSIGNMENT AND BACKUP

When a case requires reassignment due to the recusal or substitution of a judge, the Presiding Judge of a Division may reassign the case if the reassignment involves the judges of that Division, with the Chief Judge reserving the ability to further reassign any such judge along with the ability to generally reassign a case.

When a case requires backup due to the temporary unavailability of a judge, the Presiding Judge of a Division may temporarily reassign the case if the reassignment involves the judges of that Division, with the Chief Judge reserving the ability to further reassign any such judge along with the ability to generally reassign a case on a temporary basis.

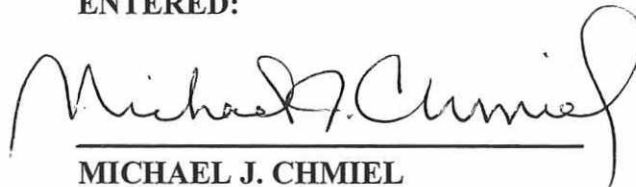
The Chief Judge shall coordinate all reassignments with the Trial Court Administrator (the “TCA”) or the TCA’s designee.

WEEKLY DUTY JUDGE ASSIGNMENT (Duty Judge)

For the purposes of this Administrative Order, regular Court hours are defined as between 8:30 a.m. and 12:00 p.m., and between 1:30 p.m. and 4:30 p.m. each day Court is in session. Outside regular Court hours and between 8:00 and 8:30 a.m. and 1:00 and 1:30 p.m., the Duty Judge has primary responsibility for handling emergency matters (i.e., Search Warrants, Arrest Warrants, Orders of Protection, and other emergency matters). During regular Court hours, the Duty Judge has secondary responsibility to respond to requests for assistance by the Court Administration Office. The Duty Judge is assigned on a rotating schedule kept by the Court Administration Office. Judge Suzanne C. Mangiamiele shall serve as the Duty Supervising Judge, who shall coordinate the scheduling of the Associate Judges of the Circuit to cover said responsibilities, with the Chief Judge reserving the ability to further and generally schedule the Judges of the Circuit.

DATED: October 24, 2023

ENTERED:



MICHAEL J. CHMIEL
Chief Judge