Supreme Court of Kentucky

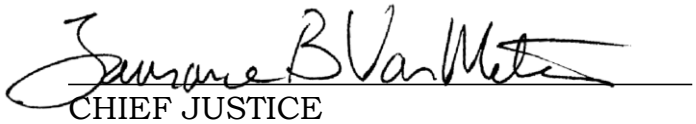
ORDER

IN RE: ORDER APPROVING THE RULES OF CIRCUIT COURT, CIVIL PRACTICE, FOR THE 45TH JUDICIAL CIRCUIT COURTS, MUHLENBERG AND MCLEAN COUNTIES

Upon recommendation of the Circuit Judge of the 45th Judicial Circuit, and being otherwise sufficiently advised,

The Rules of Circuit Court, Civil Practice, for the 45th Judicial Circuit, Muhlenberg and McLean counties, are hereby approved, effective June 1, 2023, and until further orders of this court.

Entered this the 22nd day of May 2023.



CHIEF JUSTICE

COMMONWEALTH OF KENTUCKY
FORTY-FIFTH JUDICIAL CIRCUIT

RULES OF CIRCUIT COURT CIVIL PRACTICE
As Amended June 1, 2023

1. Regular Motion Hours. Except as otherwise indicated by these rules, motions shall be heard each Monday in McLean Circuit Court at 8:30 a.m., and each Monday in Muhlenberg Circuit Court at 1:00 p.m. (holidays excepted).

2. Deadlines and Requirements for Filing Motions. All motions to be heard during regular motion hours shall be in writing and filed no later than 4:00 p.m. on the Wednesday immediately preceding the Monday on which the motions are to be heard. No motions shall be placed on the docket by telephone. Utilization of efiling is encouraged and preferred by the court.

3. Hearings Requiring Additional Time. Any hearing requiring more than 20 minutes shall not be heard on motion days. Motions to schedule such hearings shall be heard during regular motion hour.

4. Virtual Court Appearance. Persons may be permitted to attend certain court sessions remotely by virtual electronic connection. The person seeking virtual attendance shall request formally (by email or by telephone to donnagregory@kycourts.net or (270) 338-5930) the court's express permission not less than two (2) business days prior to the scheduled court event and show good cause for said request. Persons (or their attorneys) shall furnish to the court's staff the attendee's name and telephone number (if the attendee is to appear telephonically), so the person can be properly identified in the court's virtual waiting room.

5. Service of Post-judgment Motions. Whenever serving motions upon parties (rather than attorneys) to initiate post-judgment proceedings, the motion, unless served by the sheriff, shall be mailed to the party by certified mail, return receipt requested, and the receipt filed.

6. Filing of Judgments and Orders. All judgments and orders prepared by attorneys shall be filed with the clerk and unless written objection is made within ten (10) days, the court shall sign same.

7. Appeals from Administrative Bodies. In appeals from administrative bodies, the appellant's attorney shall tender a briefing order to the court which shall allow appellant to have thirty (30) days to file its brief, appellee's brief to be filed within thirty (30) days after the date on which the appellant's brief was filed, and appellant's reply brief shall be filed within fifteen (15) days after the date on which appellee's brief was filed. The appellant's attorney shall by letter notify the clerk to submit the action to the court when all briefs have been filed or the time expired.

8. Courtroom Decorum and Dress Requirements. During court proceedings, all attorneys, staff, and litigants shall dress in an appropriate manner respectful of the forum. At a minimum, no one shall wear shorts. Sunglasses and hats shall not be permitted unless required for medical or religious purposes.

9. Deviation from These Rules. When justice, equity, or necessity so requires, the court or may, in its discretion, deviate from the requirements of these rules upon motion of any party or *sua sponte*.

/s/ Brian Wiggins
Brian Wiggins, Judge