

## Local Rules of the District Court and Magistrate Division for the Third Judicial District

### District Court Rules:

1. **Law and Motion Days** are fixed in each county as follows:

County	Day(s)	Time(s)
<b>Adams</b>	1 <sup>st</sup> Friday of the Month	9:30 AM
<b>Canyon: Civil</b>	Thursday	9:00 AM
<b>Criminal</b>	Friday	9:00 AM
<b>Gem</b>	2d and 4 <sup>th</sup> Monday of Month	9:00 AM
<b>Owyhee</b>	2d and 4 <sup>th</sup> Friday of Month	9:00 AM
<b>Payette</b>	1 <sup>st</sup> and 3d Friday of Month	9:00 AM
<b>Washington</b>	2d and 4 <sup>th</sup> Friday of Month	9:00 AM

2. **Civil Trial Settings.** District Court civil cases shall be set in accordance with I.R.C.P. 16.

Should the court fail to set a matter for scheduling conference or otherwise set the matter for trial after all defendants have appeared, a party may request that the court set the matter for trial and establish any deadlines and pretrial conferences. The written request must indicate:

1. the nature of the case;
2. whether a jury trial has been demanded;
3. whether referral to alternative dispute resolution would be beneficial;
4. an estimate of the time required for trial;
5. the name of the attorney who will appear at trial;
6. the dates upon which the and party would not be available for trial.

A party served with a request for trial setting must file and serve a response to the request within 7 days after service of the request. The response must contain the information required in the request.

A stipulation of counsel for all parties, containing all the information required above may be filed and served in lieu of the request and response.

After the time for filing a response to the request has passed, the court must enter a scheduling order pursuant to I.R.C.P 16(a)(2) or set the request for hearing.

### 3. **Criminal Trial Settings.**

All District Court criminal cases will be set for trial at the time a plea is entered, unless otherwise ordered by the court.

**District Court Calendar Calls** are scheduled as follows:

County	Day(s)	Time(s)
Adams	1 <sup>st</sup> Monday in March 1 <sup>st</sup> Tuesday in September	10:00 AM 10.00 AM
Canyon	As Needed	
Gem	2d Monday in March & September	9:30 AM
Owyhee	2d Friday in March & September	9:30 AM
Payette	As Needed	
Washington	As Needed	

**Magistrate Court Rules:**

1. In addition to the Magistrate Division courts established at the county seat of each county in the Third Judicial District, there is also established a court in Homedale, Idaho. However, all jury trials will be held at the courthouse in Murphy, Idaho.

2. All magistrate judges shall meet together at the call of the Trial Court Administrator for the purpose of holding any necessary conferences relative to procedure or other issues affecting the operation of the Magistrate Courts.

**3. Jurisdiction and Assignment of Magistrate Judges.** In the interests of judicial economy and efficiency, the district judges of the Third Judicial District approve the assignment of the following cases to the magistrate judges in the Third Judicial District by local rule rather than Order:

- a. All matters enumerated in Idaho Court Administrative Rule 5.1(a), (b), (c) and (d).
- b. All matters enumerated in Idaho Court Administrative Rule 5(b) and (c).
- c. All proceedings under Title 15, Idaho Code (The Uniform Probate Code).

4. Each magistrate judge in the Third Judicial District is assigned the power and jurisdiction to handle any matter, within that magistrate judge's jurisdiction, in any county of the Third Judicial District.

**5. Calendar Calls, Law and Motion Days.** Calendar Calls and Law and Motion Days for the Magistrate Division are as follows:

**Calendar Call:**

County	Day(s)	Time(s)
Adams	1 <sup>st</sup> Friday in March & September	10:00 AM
Canyon	Last Thursday of Each Month	9:30 AM – Civil 1:30 PM - Criminal
Gem	1 <sup>st</sup> Monday in March 1 <sup>st</sup> Tuesday in September	9:30 AM 9:30 AM
Owyhee	As Needed	
Payette	2d Tuesday in March & September	9:30 AM
Washington	1 <sup>st</sup> & 3d Wednesday of Each Month	9:30 AM

**Law and Motion Days:**

<b>County</b>	<b>Day(s)</b>	<b>Time(s)</b>
<b>Adams</b>	1 <sup>st</sup> Friday of Each Month	10:00 AM
<b>Canyon</b>	Each Thursday	9:00 AM
<b>Gem</b>	1st and 3d Monday Each Month	9:30 AM
<b>Owyhee: Criminal Civil</b>	Each Monday 1 <sup>st</sup> and 3d Thursday Each Month	1:30 PM 1:30 PM
<b>Payette</b>	2d and 4 <sup>th</sup> Tuesday Each Month	9:30 AM
<b>Washington</b>	1st and 3d Wednesday of Each Month	9:30 AM

**Caseflow Management Plans:**

Pursuant to Order of the Idaho Supreme Court, caseflow management plans for the Third Judicial District must be approved as local rules. When such plans are approved, they will be added to the Third Judicial District's website: <http://www.the3rdjudicialdistrict.com/>.