

In the
Indiana Supreme Court

CAUSE NUMBER: 94S00-1401-MS-57

ORDER AMENDING INDIANA TAX COURT RULES



Under the authority vested in this Court to provide by rule for the procedure employed in all courts of this state and this Court’s inherent authority to supervise the administration of all courts of this state, Indiana Tax Court Rules 3 and 17 is amended as follows (deletions shown by ~~striking~~ and new text shown by underlining):

INDIANA TAX COURT RULES

...

Rule 3. Commencement of an action

...

(G) Documents and Information Excluded from Public Access and Confidential Pursuant to Administrative Rule 9(G)~~(H)~~. Documents and information excluded from public access pursuant to Administrative Rule 9(G)~~(H)~~ shall be filed in accordance with Trial Rule 5(G).

...

Rule 17. Judgment

All judgments shall be incorporated in written ~~memorandum~~ decisions by the court. ~~Unless Decisions~~ specifically designated “For Publication,” ~~such written memorandum decisions~~ shall ~~not~~ be published in the official reporter and shall be citable. Other cases specifically designated as “Memorandum Decisions” are not published in the official reporter and shall not be regarded as precedent nor cited before any court except for the purpose of establishing the defense of res judicata, collateral estoppel, or the law of the case. Within thirty (30) days of the entry of a Memorandum Decision, a party or other person may make a motion to publish the decision in the official reporter. The motion must specify the reasons why publication is proper. Judgment shall be subject to review as prescribed by relevant Indiana rules and statutes.

These amendments shall take effect on January 1, 2015.

The Clerk of this Court is directed to forward a copy of this Order to the clerk of each circuit court in the state of Indiana; Attorney General of Indiana; Legislative Services Agency and its Office of Code Revision; Administrator, Indiana Supreme Court; Administrator, Indiana Court of Appeals; Administrator, Indiana Tax Court; Public Defender of Indiana; Prosecuting Attorney's Council; Public Defender's Council; Indiana Supreme Court Disciplinary Commission; Indiana Supreme Court Commission for Continuing Legal Education; Indiana Board of Law Examiners; Indiana Judicial Center; Division of State Court Administration; Indiana Judges and Lawyers Assistance Program; the libraries of all law schools in this state; the Michie Company; and Thomson Reuters. The Clerk is also directed to post this Order to the Court's website.

Thomson Reuters is directed to publish this Order in the advance sheets and bound volumes of this Court's decisions. Thomson Reuters is directed to publish this Order in the advance sheets of this Court.

The Clerks of the Circuit and Superior Courts are directed to bring this Order to the attention of all judges within their respective counties and to post this Order for examination by the Bar and general public.

DONE at Indianapolis, on September 2, 2014.

/s/Loretta H. Rush
Loretta H. Rush
Chief Justice of Indiana

All Justices concur.