

IN THE
APPELLATE COURT OF ILLINOIS
FIFTH JUDICIAL DISTRICT

ADMINISTRATIVE ORDER

Pursuant to Supreme Court Rule 361(g), effective January 1, 2006, the Fifth District is charged with promulgating and publishing local rules governing emergency motions, including bail motions. Accordingly, the procedure for seeking emergency relief by motion shall be in the manner as prescribed herein.

An appeal must be properly docketed in this court before a movant can seek emergency relief by motion. However, an appeal may be docketed on the strength of an emergency motion that is accompanied by a supporting record (see Supreme Court Rule 328) that includes, at a minimum, file-stamped copies of the notice of appeal, the order or judgment from which the appeal is taken, post-trial motions if any, and the orders disposing of post-trial motions.

Any motion seeking emergency relief must be titled as an emergency motion and must be filed with the clerk of the court. An emergency motion may be filed by facsimile.

An emergency motion must be accompanied by personal service, facsimile service in the manner prescribed by Supreme Court Rule 12(b), or by overnight mail.

Except in the most extreme and compelling circumstances, a motion seeking an extension of time will not be treated as an emergency motion.

The court may order a response to an emergency motion, hold the motion until the time for responding expires, rule on the motion prior to the time for filing an objection if warranted by extraordinary circumstances (see Supreme Court Rule 361(d)), or take whatever action it deems appropriate.

Presiding Justice Stephen L. Spomer

Justice Thomas M. Welch

Justice Richard P. Goldenhersh

Justice Terrence J. Hopkins

Justice Melissa A. Chapman

Justice James K. Donovan

Justice Stephen P. McGlynn