



STATE OF ILLINOIS )  
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COUNTY OF DUPAGE )

IN THE CIRCUIT OF THE 18<sup>TH</sup> JUDICIAL CIRCUIT  
DUPAGE COUNTY, ILLINOIS

In the Matter of First Offender ) Administrative Order No. 18-20  
Call Unified For Success (F.O.C.U.S.), )  
Courtroom 4002 )

**WHEREAS**, the 18<sup>th</sup> Judicial Circuit, the DuPage County Board and various stakeholders, including but not limited to the DuPage Heroin Opioid Prevention and Education Task Force, have recognized the increasing toll levied upon DuPage County residents from opioid, heroin and other substance abuse; and

**WHEREAS**, certain felony cases that include drug charges eligible for first offender drug probation (720 ILCS 570/410-controlled substances; 720 ILCS 646/70-methamphetamine; 720 ILCS 550/10-cannabis) are dispersed among six different felony courtrooms with varied levels of judicial oversight and training on the part of judges and staff concerning first-offender defendants with substance abuse issues; and

**WHEREAS**, it has been determined that positive outcomes for first-offender felony drug offenders will be maximized where trained judges and staff uniformly employ evidence-based practices unique to addressing the various issues often present in first-offender drug cases;

**IT IS THEREFORE ORDERED** that all felony drug cases with counts that are eligible for first offender drug probation, pre-judgment and post-judgment, as well as certain unrelated felony counts/cases involving the same offenders, shall be reassigned to the First Offender Call Unified for Success (F.O.C.U.S.) in Courtroom 4002, effective September 24, 2018, consistent with the following guidelines:

1. All currently pending and future pre-judgment felony cases with a count eligible for first-offender drug probation, along with any other felony cases with the same defendant, will be transferred to 4002 unless any such cases include an excluded offense, in which case none of the cases will transfer.

2. Post-judgment felony cases with a first-offender drug probation sentence, along with any other felony cases with the same defendant, will be transferred to 4002 unless any such cases include an excluded offense, in which case none of the cases will transfer.
3. If an excluded felony charge is filed in a case where the same defendant has a case pending in 4002, all pending 4002 cases, whether pre or post-disposition, shall then be transferred to the felony courtroom where the most-recently filed excluded case has been assigned.
4. The following Felony offenses are excluded offenses for purposes of 4002: Murder; Class X, Class 1 and Class 2 felonies; felony Unlawful Use of Weapons offenses; and any felony offense where, if convicted, the defendant would have to register as a sex offender. If a defendant has any pre-judgment or post-judgment case with an excluded offense, none of that defendant's cases may be transferred into or remain in 4002.
5. If a Substitution of Judge motion is granted in any case assigned to 4002, all of that defendant's 4002 cases will be transferred together to the Presiding Judge of the Felony Division for reassignment.
6. The felony co-defendant courtroom assignment rule (all co-defendant cases assigned to lowest-numbered co-defendant's courtroom) will remain in effect notwithstanding that a co-defendant's case might otherwise be transferrable to 4002. Where a co-defendant has unrelated cases already assigned and/or eligible for assignment to 4002, those unrelated cases shall still be assigned to 4002.

ENTER: 8/16/18



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Daniel P. Guerin

Dated: August 16, 2018  
Wheaton, Illinois