THOMAS MCRAE

Clerk of the Third Judicial Circuit Court



OFFICE HOURS

Monday through Friday 8:30 am to 4:30 pm Closed Saturdays, Sundays & Legal Holidays

MADISON COUNTY COURT LOCATIONS

MADISON COUNTY COURTHOUSE

155 North Main Street Edwardsville, Illinois 62025

CRIMINAL JUSTICE CENTER

509 Ramey, Room 138 Edwardsville, IL 62025 618-296-3800

ALTERNATIVE DISPUTE RESOLUTION CENTER

101 East Edwardsville Road, Suite 200 Wood River, IL 62095

Traffic Courts in Addition to County Courthouse

Alton Law Enforcement Center

Granite City-City Hall

CIRCUIT CLERK PHONE NUMBER (618)296-4470

Hearing Impaired TDD Only in Illinois: 711 Hearing Impaired TDD Only 800 526-0844

CIRCUIT COURT OF MADISON COUNTY

There are three levels of Illinois Courts: Supreme Court, Appellate Court, and Circuit Court.

The Supreme Court is the highest court in the state of Illinois. The Supreme Court has general administrative and supervisory authority over all courts in the state of Illinois.

The Appellate Court hears appeals from the Circuit Court. There are five appellate court districts in Illinois. Madison County is part of the Fifth Appellate District, located in Mt. Vernon.

The Third Judicial Circuit of Illinois is one of 22 circuits into which the legislature has divided the state for administrative purposes. Each circuit is made up of one to twelve counties, depending upon county population. The Third Circuit consists of Madison and Bond Counties.

There are 9 Circuit Judges in the Third Circuit, each elected to a six-year term by the voters of the circuit. There are 13 Associate Judges who are selected by the Circuit Judges.

The Chief Judge presides over the Circuit Court, subject to the overall administrative authority of the Supreme Court. He/she is selected by fellow Circuit Judges to be Chief Judge, usually for a two-year term. The Honorable William Mudge is currently the Chief Judge of the Third Circuit.

Circuit Judges may hear any type of case assigned to them. Associate Judges may hear any matter assigned to them, except the trial of a felony case in which the defendant is charged with an offense punishable by imprisonment for more than one year. Associate Judges may be given special permission from the Supreme Court to hear felony cases.

The Circuit Clerk is the keeper of the records and funds of the Circuit Court and is responsible for the filing and processing of thousands of cases each year. He/she is elected by the voters of Madison County to a four-year term. Thomas McRae is the current Circuit Clerk.

CASE DESIGNATION

The code letters used in case numbering and in statistical reports are selected from the following outline. The types of cases listed in each category are not exclusive. The appropriate section of the circuit clerk's office pertaining to the designated cases is also shown. Unless otherwise indicated, room locations are at the Madison County Courthouse at 155 North Main in Edwardsville.

AD (Adoption) - FAMILY SECTION, Room 120

AR (Mandatory Arbitration) – CIVIL SECTION, Room 120

Money Damages (over \$10,000.00 but not exceeding \$50,000)

CF (Felony) - CRIMINAL SECTION, Room 138, Criminal Courts Bldg

Any violation of the criminal code or any other Illinois statute classified as Murder, a Class X, 1, 2, 3, or 4 felony which provides for probation, or imprisonment in the state penitentiary for more than one year, or in county jail for a year or less.

CH (Chancery) - CIVIL SECTION, Room 120

Injunctions

Real Estate Mortgage Foreclosure

Foreclosure of Security Interest in Personal Property

Mechanic's Lien Foreclosure

Partnership Dissolution

Specific Performance

Partition

Will Contest (not during administration)

Construction of Will (not during administration)

Construction of Inter Vivos Trust (not during administration)

Construction of Testamentary Trust (not during administration)

Trust Administration

Quiet Title

CM (Misdemeanor) - TRAFFIC SECTION, Room 108

Any violation of the criminal code or other Illinois statute classified as a Class A, B, or C misdemeanor, business offense or petty offense that provides for a fine, or probation, or imprisonment in a penal institution other than the state penitentiary for a term of less than one year.

CV (Conservation Violation) - TRAFFIC SECTION, Room 108

Conservation violation is any violation of the State Conservation Act or County Forest Preserve ordinances relating to conservation.

D (Dissolution of Marriage) - FAMILY SECTION, Room 120

Dissolution of Marriage Dissolution of Civil Union Legal Separation

DT (Driving Under the influence) - TRAFFIC SECTION, Room 108

Class A misdemeanor that can result in probation, a fine or imprisonment in a penal institution other than the penitentiary for a term of less than one year.

ED (Eminent Domain) - CIVIL SECTION, Room 120

Condemnation by Madison County, the State of Illinois, or a Special Unit of Government.

F (Family) - FAMILY SECTION, Room 120

Civil actions to compel support

Separate Maintenance

Petition to Establish Parentage

Petition to Allocate Parental Responsibilities

Petition for Allocation of Parenting Time

Petition for order to issue marriage license or waive effective date

Registration of foreign support order

Parental Responsibilities

Grandparent visitation

Emancipation of a Minor

Petition for Appointment of Confidential Intermediary

Petition to Enforce Administrative Order

Petition for Judicial Waiver of Notice under Illinois Abortion law

J (Juvenile) - JUVENILE SECTION, Room 120

Minor in need of supervision

Minor requiring authoritative intervention

JA (Juvenile Abuse and Neglect) - JUVENILE SECTION, Room 120

Dependent child

Abused minor

Neglected child

JD (Juvenile Delinquent) – JUVENILE SECTION, Room 120

Delinquent child

Addict

L (Law over \$50000.00) - CIVIL SECTION, Room 120 LM (\$50,000.00 or less)

Appeal of Mandatory Arbitration and Award

Tort-Money Damages (over \$50,000.00)

Contract-Money Damages (over \$50,000.00)

Confession of Judgment

Eviction

Distress for Rent

Statutory Action by a state or political subdivision to Recover Support or Contribution

Detinue

Ejectment

Replevin

Trover

MH (Mental Health) - Room 120

Petition for Hospitalization

Petition for Discharge

Petition for Restoration

MR (Miscellaneous Remedies) - CIVIL SECTION, Room 120

Review of Administrative Proceedings

(Workers Compensation, Unemployment Compensation)

Declaratory Judgment

Corporation Dissolution

Change of Name

Habeas Corpus

Mandamus

Prohibition

Ouo Warranto

Attachment (Original Action)

Ne-Exeat (Original Action)

Lost Goods or Money

Burnt Records

Abatement of Nuisance

Election Contest

Election Judges Appointment

Election Results Certification

Rendition

Demolition

Revival of Judgment

MR (Miscellaneous Remedies) - CRIMINAL SECTION, Criminal Justice Center, Room 138

Eavesdrop

Forfeiture

Fugitive from Justice

Search Warrant (not related to pending case)

Sexually Violent Persons Commitment

OP (Order of Protection) - FAMILY SECTION, Room 120

Orders of Protection

Civil No Contact and Stalking and Sexual Conduct Orders

OV (Ordinance Violation) - TRAFFIC SECTION, Room 108

Any violation of an ordinance from a municipal corporation.

P (Probate) - PROBATE, Room 120

Administrator to Collect

Construction of a Will Inter Vivos Trust (during administration)

Escheat

Estate of Decedents-Intestate

Estate of Decedents-Testate

Guardianship of a Disabled Person, estate or both

Guardianship of a Minor Person, estate or both Minor Settlement Proof of Heirship without Administration Small Estate under \$5,000.00 Will admitted to probate Will Contest (during administration)

SC (Small Claims) - SMALL CLAIMS SECTION, Room 120

Contracts up to \$10,000.00 Tort up to \$10,000.00 Tax Collection up to \$10,000.00

TR (Traffic) - TRAFFIC SECTION, Room 108

Any violation of the Illinois Motor Vehicle Code or a similar ordinance.

TX (Tax) - Room 120

Recovery of Delinquent Person Property Tax
Petition for Tax Refund
Tax Foreclosure
Tax Injunction
Annual Tax Sale
Scavenger Tax Sale
Property Tax Appeal Board (review of decision)
Review of Assessment
Special Assessment
Foreclosure of Lien for Special Assessment
Suit to Restrain Collection of Special Assessment

W (Wills) - PROBATE, Room 120

Wills filed after a death.

CL (Civil Law) – TRAFFIC SECTION, Room 108

Possession of Less than 10 Grams of Cannabis, and any Drug Paraphernalia seized during the offense.

CLERK OF THE CIRCUIT COURT Third Judicial Circuit

Madison County Courthouse Edwardsville, IL 62025

WHEREAS, Public Act 100-0987 passed by the General Assembly on June 29, 2018, and approved August 20, 2018 effective July 1, 2019 repeals 705 ILCS 105/27.1a and creates 705 ILCS 105/27.1b establishing the amounts of the Clerk of the Circuit Court fees; and

WHEREAS, Public Act 100-0987 enabled the County Board to establish and fix the Clerk of the Circuit Court fees by Resolution and in accordance with the provisions of Public Act 100-0987; and

WHEREAS, the effective date of Circuit Court Clerk fees shall be July 1, 2019 as provided by Public Act 100-0987 and Madison County Board Ordinance 2019-05 adopted on May 15, 2019.

The Circuit Court Clerk fees for Madison County, Third Judicial Circuit, shall be as follows:

For the assessment of civil filing fees pursuant to subsection (a) of section 27.1b of the Clerk of the Courts Act (705 ILCS 105/27.1b(a)):

(705 ILCS 105/27.1b(a)(1)) SCHEDULE 1

The following case categories shall have a filing fee of......\$314.00

- ARBITRATION (AR) cases where the amount in controversy is \$15,000.01 or more
- CHANCERY (CH) cases; (Foreclosure cases add Tier and additional fees that apply)
- DISSOLUTION (D) cases;
- EMINENT DOMAIN (ED) cases;
- FAMILY (F) cases, except:
 - Petitions filed pursuant to the Parental Notice of Abortion Act of 1995 (750 ILCS 70/1 et seq.);
 - O Voluntary petitions to determine parentage filed pursuant to section 309 of the Illinois Parentage Act of 2015 (750 ILCS 46/309);
- LAW (L) cases, except:
 - Eviction cases filed pursuant to Article IX of the Code of Civil Procedure (735 ILCS 5/9-101 et seq.) seeking possession only;
- LAW-MAGISTRATE (LM) cases where the amount in controversy is \$15,000.01 or more, except:
 - o Eviction cases filed pursuant to Article IX of the Code of Civil Procedure (735 ILCS

- 5/9-101 et seq.) seeking possession only;
- MISCELLANEOUS REMEDY (MR) cases, except:
 - o Cases filed pursuant to the Estrays and Lost Property Act (765 ILCS 1020/1 et seq.);
 - Petitions seeking administrative review of unemployment decisions filed pursuant to Section 1100 of the Unemployment Insurance Act (820 ILCS 405/1100);
- MUNICIPAL CORPORATION (MC) cases;
- TAX (TX) cases;

(705 ILCS 105/27.1b(a)(2)) SCHEDULE 2

The following case categories shall have a filing fee of......\$264.00

- ARBITRATION (AR) cases where the amount in controversy is \$15,000.00 or less;
- PROBATE (P) cases, except;
 - The filing of a will pursuant to section 6-1 of the Probate Act of 1975 (755 ILCS 5/6-1);
- LAW-MAGISTRATE (LM) cases where the amount in controversy is \$15,000.00 or less, except;
 - Eviction cases filed pursuant to Article IX of the Code of Civil Procedure (735 ILCS 5/9-101 et seq.) seeking possession only;
- SMALL CLAIMS (SC) cases where the amount in controversy is \$2,500.01 or more;

(705 ILCS 105/27.1b(a)(3)) SCHEDULE 3

The following case categories shall have a filing fee of......\$89.00

- ADOPTION (AD) cases, except:
 - Petitions for appointment of a confidential intermediary filed pursuant to Section 18.3a of the Adoption Act (750 ILCS 50/18.3a);
- The following LAW (L) cases;
 - Eviction cases filed pursuant to Article IX of the Code of Civil Procedure (735 ILCS 5/9-101 et seq.) seeking possession only;
- The following LAW-MAGISTRATE (LM) cases;
 - Eviction cases filed pursuant to Article IX of the Code of Civil Procedure (735 ILCS 5/9-101 et seq.) seeking possession only;
- SMALL CLAIMS (SC) cases where the amount in controversy is \$2,500.00 or less;

(705 ILCS 105/27.1b(a)(4)) SCHEDULE 4

The following case categories shall have a filing fee of......\$0.00

- The following ADOPTION (AD) cases:
 - Petitions for appointment of a confidential intermediary filed pursuant to Section 18.3a of the Adoption Act (750 ILCS 50/18.3a);
- The following PROBATE (P) cases:
 - The filing of a will pursuant to section 6-1 of the Probate Act of 1975 (755 ILCS 5/6-1);
- The following FAMILY (F) cases:
 - Petitions filed pursuant to the parental Notice of Abortion Act of 1995 (750 ILCS 70/5 et seq.)
 - Voluntary petitions to determine parentage filed pursuant to section 309 of the Illinois Parentage Act of 2015 (750 ILCS 46/309);
- MENTAL HEALTH (MH) cases;
- The following MISCELLANEOUS REMEDY (MR) cases:
 - o Cases filed pursuant to the Estrays and Lost Property Act (765 ILCS 1020/1 et seq.)
 - Petitions seeking administrative review of unemployment decisions filed pursuant to Section 1100 of the Unemployment Insurance Act (830 ILCS 405/1100);
- ORDER OF PROTECTION (OP) cases;
- All cases filed by units of local government or school district, except in counties having a population of 500,000 or more where the county board has, by resolution, set reduced filing fees for such units of local government or school district, pursuant to subsection (z)(1)(A-5) of Section 27.1b of the Clerk of Courts Act (705 ILCS 105/27.1b(z)(1)(A-5)).

For the assessment of civil appearance fees pursuant to subsection (b) of section 27.1b of the Clerk of Courts Act (705 ILCS 105/27.1b(b)):

(705 ILCS 105/27.1b(b)(1)) SCHEDULE 1

The following case categories shall have an appearance fee of......\$189.00

- ARBITRATION (AR) cases;
- CHANCERY (CH) cases;
- DISSOLUTION (D) cases;
- EMINENT DOMAIN (ED) cases:
- FAMILY (F) cases, except:
 - Petitions filed pursuant to the Parental Notice of Abortion Act of 1995 (750 ILCS 70/1 et seq.);
 - Voluntary petitions to determine parentage filed pursuant to section 309 of the Illinois Parentage Act of 2015 (750 ILCS 46/309);
- PROBATE (P) cases;
- LAW (L) cases, except:
 - Eviction cases filed pursuant to Article IX of the Code of Civil Procedure (735 ILCS 5/9-101 et seq.) seeking possession only;
- LAW-MAGISTRATE (LM) cases, except:
 - Eviction cases filed pursuant to Article IX of the Code of Civil Procedure (735 ILCS 5/9-101 *et seq.*) seeking possession only;
- MISCELLANEOUS REMEDY (MR) cases, except:
 - o Cases filed pursuant to the Estrays and Lost Property Act (765 ILCS 1020/1 et seq.);
 - O Petitions seeking administrative review of unemployment decisions filed pursuant to Section 1100 of the Unemployment Insurance Act (820 ILCS 405/1100);
- MUNICIPAL CORPORATION (MC) cases:
- SMALL CLAIMS (SC) cases where the amount in controversy is \$2,500.01 or more;
- TAX (TX) cases

(705 ILCS 105/27.1b(b)(2)) SCHEDULE 2

The following case categories shall have an appearance fee of......\$109.00

- The following LAW (L) cases;
 - Eviction cases filed pursuant to Article IX of the Code of Civil Procedure (735 ILCS 5/9-101 et seq.) seeking possession only;
- The following LAW-MAGISTRATE (LM) cases;
 - Eviction cases filed pursuant to Article IX of the Code of Civil Procedure (735 ILCS 5/9-101 et seq.) seeking possession only;
- SMALL CLAIMS (SC) cases where the amount in controversy is \$2,500.00 or less;

(705 ILCS 105/27.1b(b)(3)) SCHEDULE 3

The following case categories shall have an appearance fee of......\$0.00

- ADOPTION (AD) cases:
- The following FAMILY (F) cases:
 - Petitions filed pursuant to the parental Notice of Abortion Act of 1995 (750 ILCS 70/5 et seq.)
 - O Voluntary petitions to determine parentage filed pursuant to section 309 of the Illinois Parentage Act of 2015 (750 ILCS 46/309);
- MENTAL HEALTH (MH) cases;
- The following MISCELLANEOUS REMEDY (MR) cases:
 - o Cases filed pursuant to the Estrays and Lost Property Act (765 ILCS 1020/1 et seq.)
 - Petitions seeking administrative review of unemployment decisions filed pursuant to Section 1100 of the Unemployment Insurance Act (830 ILCS 405/1100);
- ORDER OF PROTECTION (OP) cases;
- All appearances filed by units of local government or school district, except in counties having a population of 500,000 or more where the county board has, by resolution, set reduced appearance fees for such units of local government or school district, pursuant to subsection (z)(1)(A-5) of Section 27.1b of the Clerk of Courts Act (705 ILCS 105/27.1b(z)(1)(A-5)).

ADDITIONAL FEES

JURY DEMAND

Jury fee shall be paid by the party demanding a jury at the time of filing. If such a fee is not paid by either party, no jury shall be called in the action, suit or proceeding and the same shall be tried by the court without a jury.

a.	12-member Jury	
	Demand	\$212.50
b.	Six-member Jury Demand	\$106.25
	LL CLAIMS JURY DEMAND	
	LL CLAIMS JURY DEMAND 12-member Jury Demand	\$25.00

COUNTERCLAIM OR JOINING THIRD PARTY DEFENDANT......Same as original filing fee

For each action in an amount equal to the original filing fee, less appearance fee if any has been previously paid (includes Divorce actions).

CHANGE OF VENUE TO ANOTHER COUNY

Preparation and certification of record forwarded......\$40.00 plus filing fee for new jurisdiction to be sent with record

CHANGE OF VENUE FROM ANOTHER COUNTYSame as new case filing for same case type				
FOREIGN JUDGMENT, ATTACHMENT OR SCIRE FACIAS				
 PETITION TO VACATE OR MODIFY a. PETITION TO VACATE OR MODIFY, except in Eviction and Small Claims Cases or a petition to Reopen an estate, to modify, terminate or enforce a judgment or order for child or spousal support, or to modify, suspend or terminate an order of withholding, if filed before 30 days after entry \$50.00 				
b. PETITION TO VACATE OR MODIFY ANY FINAL JUDGMENT OR ORDER except a petition to modify, terminate or enforce a judgment or order for child or spousal support or to modify, suspend, or terminate an order for withholding, if filed later than 30 days after entry				
PETITION TO INTERVENE				
GARNISHMENT - WAGE OR NON-WAGE, CITATION TO DISCOVER ASSETS a. Less than \$1,000.00				
MISCELLANEOUS FEES				
A. Reproductions, photo copies, microfilm copies – price per page: a. First page				
C. Record Search: a. Automated Search				

b. Manual Search
D. Collections: a. For all collections made for others, except child support cases
E. Certified Copies: Each certification or authentication for taking the acknowledgement of a deed or other instrument in writing with seal of office \$6.00
F. Summonses Alias summons or citation issued by the clerk (each)
G. Mailing Notices and Processes a. All notices the clerk is required to mail \$10.00 plus postage
H. Correction of Cases For correcting case number or case title on any document filed in the office, charged against party that filed the document
I. Court Seal Certification of non-litigation or other certificate with court seal
J. Returned Check For any check, draft, or other bank instrument returned to clerk for non-sufficient funds, account closed, or payment stopped \$25.00
K. Child Support/Maintenance Collection & Distribution For administering the collection and distribution of maintenance and child support collections annually
MAILING For each Summons, Writ or Notice the clerk is required to mail certified, registered or first class
ADDITIONAL PROBATE FEES
PETITION TO SELL REAL ESTATE
EACH ACCOUNTING other than the final accounting of a decedent, minor or disabled person
CLAIMS: a. When amount of claim is less than \$150.00

 b. When amount claimed is \$150, but less than \$500 c. When amount claimed is \$500, but less than \$10,000 d. When amount claimed is over \$10,000 e. The court, when allowing a claim, may add to the amfiling fee paid by the claimant. 	\$40 . 00 \$60 . 00
PETITION SEEKING EQUITABLE RELIEF , including contest of a will, enforcement of a contract to make a way testamentary trusts, or the appointment of testamentary	vill, or proceedings involving
JURY DEMAND	\$137.50
PETITION TO REOPEN AN ESTATE	No fee required
CERTIFIED COPY OF LETTERS OF OFFICE	\$ 8.00
TRAFFIC AND CRIMI	INAL CASES
FELONY GENERIC	\$549.00
FELONY DUI	•
FELONY DRUG.	
FELONY SEX	
MISD. GENERIC	
MISD. DUI	•
MISD. DRUG	* /
MISD. SEX	
MAJOR TRAFFIC	\$325.00
MINOR TRAFFIC	\$226.00
OVERWEIGHTS	\$260.00
CONSERVATION	
PREPAY 529	
ORDINANCE	\$100.00
EXPUNGEMENT PETITION	
a. Expungement Petition Filed (each)	\$ 60.00
b. Order to seal or expunge records maintained by Illinoi	
State Police (each)	
c. Petition to Seal (each)	
d. Certified copy of Order to Expunge Arrest (each)	
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JURY DEMAND-ORDINANCE VIOLATION	
Ordinance Violations, punishable by fine only, to be pa	id at tima
jury demand is made	
jury demand is made	Φυ•υυ
MOTION TO VACATE	\$40.00

FEE WAIVER FOR UNITS OF GOVERNMENT

No fee provided for herein shall be charged to any unit of state or local government or school district unless the court orders another party to pay such fee on its behalf. The fee requirements of this section shall not apply to police departments or other law enforcement agencies. In this section, "law enforcement agency" means an agency of the state or a unit of local government that is vested by law or ordinance with the duty to maintain public order and to enforce criminal laws and ordinances."

MADISON COUNTY SHERIFF'S FEES

Body Attachment*	. \$ 79.00
Regular Civil Process*	
Warrants*	
Evictions	.\$152.00
Replevins	.\$292.00
Taking Bond	
Taking Bond (Felony)	\$65.00

^{*}for mileage charges, see rates on next page

MADISON COUNTY SHERIFF'S FEES (continued) Mileage Charge @ \$.50 per Mile from Point of Issue

Location	Edwardsville
Alhambra	\$14.00
Alton	\$14.00
Bethalto	\$11.00
Carpenter	\$8.00
Chouteau	\$10.00
Collinsville	\$11.00
Cottage Hills	\$12.00
Dorsey	\$11.00
E Alton	\$10.00
Edwardsville	\$1.00
Fort Russell	\$6.00
Fosterburg	\$21.00
Glen Carbon	\$6.00
Godfrey	\$16.00
Granite City	\$15.00
Grantfork	\$4.00
Hamel	\$7.00
Hartford	\$9.00
Highland	\$18.00
Jarvis	\$11.00
Leef	\$6.00
Livingston	\$16.00
Madison	\$16.00
Marine	\$11.00
Maryville	\$7.00
Mitchell	\$10.00
Moro	\$11.00
Nameoki	\$14.00
New Douglas	\$21.00
Olive	\$15.00
Omphghent	\$16.00
Pierron	\$21.00
Pin Oak	\$6.00
Poag	\$5.00
Pontoon	\$11.00
Prairietown	\$13.00
Roxana	\$9.00
Saline	\$19.00
South Roxana	\$8.00
St. Jacob	\$17.00
State Park	\$14.00
Troy	\$9.00
Venice	\$17.00
Wanda	\$6.00
Williamson	\$17.00
Wood River	\$10.00
Worden	\$12.00
	7-2.00

JUDGES of the THIRD JUDICIAL CIRCUIT COURT

WILLIAM MUDGE, CHIEF JUDGE

CIRCUIT JUDGES

Christopher Bauer
Amy Maher
William Mudge
Kyle Napp
Dennis Ruth
Sarah Smith
Steven Stobbs
Christopher Threlkeld
Richard Tognarelli

ASSOCIATE JUDGES

Philip Alfeld
Veronica Armouti
Thomas Chapman
Ron Foster
Clarence W Harrison II
Janet R Heflin
Ryan Jumper
Martin Mengarelli
Neil Schroeder
Maureen Schuette
Ronald Slemer