

LAKEWOOD MUNICIPAL COURT

ANNUAL REPORT FOR 2011



LAKEWOOD MUNICIPAL COURT

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PATRICK CARROLL
JUDGE

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LAKEWOOD MUNICIPAL COURT 2011 ANNUAL REPORT

With the widespread financial cutbacks for state and local governments, 2011 was a challenging year. The Lakewood Municipal Court was able to reduce its annual operating budget and continue to provide an efficient open and accessible forum for dispute resolution and law enforcement for the Lakewood Community.

This report is a summary of the operation of the Lakewood Municipal Court for 2011. The report sets out the court's statistics, including case filings and adjudications by type, as well as financial information. It is hoped that this annual report will be beneficial in providing a general overview of the operation of the Lakewood Municipal Court.

This report is being issued in accordance with the requirements of Section 1901.14 of the Ohio Revised Code to the legislative authority for the City of Lakewood and Cuyahoga County, as well as the Mayor of Lakewood and the Cuyahoga County Executive. In addition to this statutory mandate, the annual report is also available to the general public for review on the court's website. (www.lakewoodcourtoh.com). The Court's website also provides information about the court's procedures and forms as well as direct public access to all cases, both civil and criminal, going back to 1983. As a public entity, it is important that information concerning the operation of the court be available on a widespread basis.

The total number of new cases filed in the Lakewood Municipal Court in 2011 increased from the previous year, but not significantly, by 62 cases which is less than one percent. Traffic and criminal case filings increased by 272 cases (3.07% increase) from the previous year. Civil cases filed in 2011 decreased by 210 cases from the previous year. With the addition of reactivated cases, which include transfers from other courts and previously filed cases that have been stayed (execution of arrest warrant in traffic and criminal cases and discharge in bankruptcy in civil cases), the total caseload increased in 2011 by 259 cases.

The number of cases filed per year does not fully explain the court's workload. A traffic or criminal case may contain more than one charge. Changes by both legislative enactment and judicial decisions require additional filings and hearings, which have resulted in an increase in the amount of work per case. While these changes are necessary to protect the rights and interests of all of the parties involved, they also impact the operation of the court.

In an attempt to be fiscally responsible in these difficult times, the court under spent its budget by \$33,693 and generated revenue in excess of \$538,200 to the State of Ohio, Cuyahoga County and the City of Lakewood. The court sent over \$60,000 to the Ohio Victims of Crime Fund and collected and paid out an additional \$59,899 in restitution for crime victims.

COURT RENOVATION

Some changes were made in 2011 to the court's offices and other areas. The major change was a complete renovation of the court magistrates' office. When the Department of Human Services moved out of Lakewood City Hall in 2011, the additional space allowed the Police Department to expand. As an adjoining space to the magistrate's office, the city administration, police department and the court worked together to reconfigure the area to provide a more efficient work area for both police and the court. Separate offices were made from previously underutilized space for hearings. State of the art audio recording equipment was obtained for magistrate hearings. The court was essentially able to build new offices and a hearing room with the same available space in City Hall. Moreover, with these new offices, additional area is available to the adjoining probation department to interview defendants and crime victims and conduct mental health evaluations.

As an incidental benefit from this change, the court's video conference equipment was moved from a public area to a secured area within the renovated police offices. This equipment is used primarily by the court to conduct hearings with an incarcerated defendant, thus avoiding the need to transport prisoners from various locations in the State of Ohio. Not only does this practice minimize officer safety in transport, but also eliminates the need to take police officers off of the streets for prisoner transport. In addition, the court's video conference equipment is also used by the Lakewood Police for presentation of cases to the Grand Jury. By moving the equipment to a secured area, an additional police officer is no longer required when the testimony is being presented.

With a concern for the safety of court and all city hall employees, the court installed limited access restrooms. Existing restrooms out of the general public area were installed with swipe cards. Not only did this change provide greater security for all employees in City Hall, but also brought the court into compliance with one of the court security requirements imposed by the Ohio Supreme Court Rules of Superintendence.

New chairs and trial tables were purchased for the courtroom, replacing the over thirty year old furniture. New chairs were also purchased for the jury room. Although within the court confines, the jury room is used extensively by City Council, city boards and commissions and other civic organizations. Due to the extensive use, the existing chairs were worn out beyond repair. As with all of the other renovations, the furniture was purchased out of the court's special projects fund with no financial contribution needed from the city.

TRANSITIONS

Regis McGann, Jr. was hired as a magistrate in May, 2011 to replace outgoing magistrate Ralph Skonce. A Lakewood native, Regis McGann brings his experience as an attorney in private practice as well as a former prosecutor for Cuyahoga County and the Cities of Lakewood and Westlake.

One employee left the court as a deputy clerk in 2011 to join her son and his family on the west coast. In an effort to reduce court expenses, a reorganization of the court's civil division allowed the court to transfer an employee from the civil to the traffic and criminal division, effectively filling the gap left without hiring a new employee.

Andrea McGannon also joined the court in 2011 as a part time probation officer. Additional help was required in the probation department due to the increasing need for probation supervision services. Andrea's extensive background and experience as a Cuyahoga County Probation Officer includes mental health referrals, drug screens and treatment coordination as well as victim impact statements.

COMMUNITY WORK SERVICE AND PUBLIC SERVICE

The court's community work service program, which is primarily for first time, nonviolent offenders, provides additional hours of services to the Lakewood Community, reduces the cost of jail operation and provides a useful jail alternative sanction in many cases. In 2011 the court continued its use of community service workers for public service.

Community service workers were used last year to clean up graffiti on public and private buildings in Lakewood. Graffiti is a public scourge that debases our community. The recipients are crime victims. To combat this problem, offenders were required to complete community work service assignments by cleaning graffiti. Private property owners may apply to the court's probation department to have graffiti removed. Special cleaning products were purchased through the court's probation supervision fund to complete the process. Once a release is executed by the property owner and the police have the opportunity to take a report and photographs, community service workers will be assigned to remove the graffiti.

Community service workers were also used to assist with the court's housing diversion program. In many cases, properties were not kept up due to age or other physical limitations of the homeowner. With the coordination and supervision of the probation department, community service workers trimmed lawns, cleaned out abandoned houses and removed debris from yards.

COMMUNITY INVOLVEMENT

It is also important for the court to be involved in programs outside of the court to promote the legal system. In 2011, I continued my service on the Editorial Board of the Ohio Jury Instruction Committee of the Ohio Judicial Conference. I also continued my involvement as a faculty member of the Ohio Judicial College, teaching numerous courses to other judges throughout the State of Ohio. I further continued to serve as a Trustee of the Cleveland Metropolitan Bar Association. Other legal activities included involvement with the Lakewood Police Citizens Academy and the trial advocacy program at Cleveland Marshall College of Law. I was also appointed by the Chief Justice to the Continuing Legal Education Commission for the Ohio Supreme Court. Court expenditures for mandatory continuing legal education and publications are reduced by these activities.

As Clerk of the Lakewood Municipal Court, Terri O'Neill has been actively involved in the Northeast Ohio Municipal Clerks Association, serving as vice president. Mrs. O'Neill is also a member and regularly attends meetings with the Ohio Association of Municipal/County Courts. Mary Kay Schabel, Andrea McGannon and Beth Moher were also actively involved with the Northern Ohio Probation Officers Association. All of these activities not only benefit the public beyond regular court duties, but also improve the operation of the court by greater awareness in new techniques and procedures as well as changes in cases and statutes that have a direct effect on the operation of the court.

Probation Officer Mary Kay Schabel and I continued our annual seminar on domestic violence for family practice doctors at Fairview Hospital. I also participated in the City's landlord education program, a quarterly forum conducted by Mayor Summers and other city officials to explain the rights and obligation of landlords in the City of Lakewood.

The court also continued its involvement in the Lakewood community. Court employees voluntarily donated both time and money to provide holiday meals and Christmas gifts to needy families in Lakewood. The court showed its support for the D.A.R.E. programs by attendance at all of the D.A.R.E. graduations in the public and parochial schools in Lakewood as well as the D.A.R.E. basketball program. In addition, twenty one (21) marriages were performed in the Lakewood Municipal Court in 2011.

During the year it was necessary to be away from the court for judicial and continuing education conferences. As a single judge court, temporary judicial assignments were required to continue the court's operation. The court acknowledges the assistance of retired Lakewood Magistrate Thomas Wagner and attorneys John V. Jackson II and John McCaffrey who served the Court as acting judges.

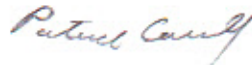
While the Lakewood Municipal Court is separate from other aspects of municipal government, the court's successful operation could not have been achieved without the assistance of the City's Administration and City Council. Specifically, the members of the Police, Law and Building Departments who provided information and assistance for the Court to do its job properly. Through cooperation with the City's Administration and Council the Lakewood Municipal Court is better able to serve the community. The court looks forward to working with Mayor Summers, his Administration and City Council to address the challenges that face our community.

CONCLUSION

This report marks my twenty second year as Judge of the Lakewood Court. I have seen changes in the community over this time. Through new programs and procedures, the court has evolved to address the challenges facing our community. It is an ongoing process. I realize that change may also bring questions. I welcome any such questions, suggestions or constructive criticism that may result in a better understanding or improvement of the operation of the court.

As the Judge of the Lakewood Municipal Court, I have attempted to implement procedures for the efficient administration of justice and to provide an open, accessible and responsive forum to resolve legal disputes in our community. The successful continuation of the court's programs during the past year, however, could only have been achieved with the dedication and hard work of all the employees of the Lakewood Municipal Court. Only through the supportive efforts of all court employees could the successes of the past year have been attained.

Respectfully submitted,



Judge Patrick Carroll

CRIMINAL AND CIVIL DIVISIONS
REVENUE AND CASE SUMMARY DATA

COURT FINANCES, REVENUES & EXPENDITURES

Changes with the City of Lakewood and the overall condition of the economy has made all of us more conscious of spending. During the year the court attempted to spend cautiously which resulted in \$ 33,693 of its allocated budget returned as unspent to the general fund of the City of Lakewood. Part of the budget surplus was the use of special court funds for operating expenses, permitting the court to return unused budgeted funds to the city for other uses.

The revenue collected by the court in 2011 decreased slightly, by \$9,518, from the previous year. The reduction of revenue was due primarily to the transfer of parking tickets from the court in 2010. The court collected \$97,626 for the first eight months of 2010 for parking tickets. Although revenue continued to be generated from parking tickets, it is not reflected for the court receipts for the entire year.

The court's revenue in 2011 exceeded the court's operating expenses, resulting in a surplus of funds in excess of \$538,200 to the State of Ohio, Cuyahoga County and the City of Lakewood. Of these funds, \$62,341 of the court's revenues was paid to Cuyahoga County and \$314,650 to the State of Ohio. In addition, \$ 161,018 of revenue in excess of the court's budget was provided to the City to fund specific community programs or made part of the general fund. Distribution of funds is based upon state law and the nature of the cases involved. The court's careful responsibility towards the use of public funds was also demonstrated by the positive report that was issued in 2011 by the Ohio State Auditor's Office for the year 2010.

Changes were also made in 2011 for the collection of assessed fines and court costs. The number of payment hearings was reduced with greater emphasis on referral to a collection agency and driver's license forfeitures for nonpayment of fines. Moreover, the collection fee upon referral to a collection agency is in addition to the fines and costs assessed by the court. The reduction of payment hearings per individual has resulted in a decrease in both arrest warrants to the police department and administrative duties by court staff without a loss of collection.

Changes in state law also had an impact on the financial operation of the court. As a result, the costs of operation of the court were increased without corresponding revenue.

By statute most court costs do not accrue to the court. Over the years the State of Ohio has imposed court costs on traffic, criminal and civil cases. The money from these costs goes to the State of Ohio, not to the Lakewood Court or the City of Lakewood for the operation of the court. The increased court costs over the years have shifted the amount of revenue collected by the court to the State of Ohio rather than remaining with the City of Lakewood.

It is important to note, however, that the revenue generated by the court is an incidental benefit to the court's primary function of the administration of justice. The amount of revenue received by a court will be primarily dependent upon the volume of cases in the court. The number of cases filed, whether civil, traffic or criminal, is completely outside of the court's control. Much of the court's revenue comes from the imposition of fines. The amount of any fine depends on the conduct of the defendant and other factors. While a substantial fine may be appropriate for a person guilty of assault, the same fine may be inappropriate in a domestic violence case where it would cause a hardship to the family members and victims of the offense.

It is axiomatic that a fine may not be imposed in a criminal case unless a person is found guilty of an offense. It is important that every person who comes before the court in a traffic or criminal case knows that his or her case will be fairly heard and decided on the merits of the case, without regard to consideration of potential revenue.

COURT COSTS

Consideration of court revenues raises numerous issues. As with any governmental entity, the cost of operation is a matter of public concern. It has been the consistent aim of this court to place the costs of its operation upon those who use it, instead of the taxpayers of the City of Lakewood. This includes filing fees in civil cases as well as fines and court costs from the involuntary use of the court in traffic and criminal cases.

Court costs are assessed in civil, traffic and criminal cases. The purpose of court costs is to assist in the cost of the operation of the court. The basic court cost for traffic and criminal cases is ninety (\$90.00) dollars.

Each municipal court sets its own court costs. Because the vast majority of cases in the municipal court are minor traffic cases, increased court costs, in addition to a fine, may result in a heavy financial burden for relatively minor violations. The Lakewood Court has kept its court costs low in order to avoid imposing a greater expense to all, regardless of the relative degree of culpability. For more egregious misconduct the court may impose a higher fine or other penalty.

SPECIAL COURT FUNDS

Municipal Courts are granted statutory authority from the Ohio General Assembly to create and maintain special funds from court costs. These special funds allow the court to make such improvements and maintain court programs without seeking additional funds from the City's general revenue fund in the court's annual operating budget. It has been the court's position to use these funds for their statutorily restricted purpose as they accrue. In accordance with the respective statutory authority for the creation of these funds, a summary of the expenditures are set out in this annual report. As public funds and in accordance with the Ohio Revised Code, a complete listing of all receipts and

expenditures is available through the Clerk of the Lakewood Municipal Court or the Finance Director of the City of Lakewood.

The Computer Maintenance Fund provides for the installation and upgrade of the court's computer system and related projects. Ohio Rev. Code Sec. 1901.261(B). This fund is also used to purchase software upgrades and computer supplies as well as consulting and maintenance contracts. This fund accrued \$34,749.90 in 2011 with a balance at the end of the year of \$36,069.90. This fund was used in 2011 to purchase a new court recording system for the magistrates hearing room as well as the cost of routine maintenance of the court's computer system and legal research. As a court of record, reliable methods of recording hearings before judges and magistrates are mandated by state law.

Special Projects Fund was created in 2002 by authority of Ohio Rev. Code Sec. 1901.26 (B). This fund is an additional assessment in civil, traffic and misdemeanor cases. The court's special projects fund was used in 2011 to purchase new chairs for the jury room as well as chairs and trial tables for the court room. This fund accrued \$142,170 in 2011 with a balance at the end of the year of \$ 308,547.71. The court, in conjunction with the police department is currently in the process of renovating the first floor of City Hall, including enhanced security procedures. The availability of the special projects fund will require no additional funding from the City of Lakewood for the renovation.

Probation Supervision Fund. Unlike the other special funds, this fee is only assessed to those criminal defendants who are placed on active community control supervision. Thus, this fee would not be assessed in a minor traffic citation, when a fine is paid and there is no further court involvement. The reason for this fund is to assess a greater cost of the court's operation on those defendants who, by their conduct, require additional court services and supervision.

The probation fund supports long term capital improvements and programs for the Probation Department which were not funded by the court's operating budget. This fund was used in 2011 to pay for drug screening tests, professional psychiatric evaluations and other expenses to operate the mental health court program. In 2011 the fund accrued \$36,734.75 with an ending balance of \$ 87,765.19. A portion of the court's operating expenses, including court security officers and other salaries, were shifted to the probation fund in 2011, permitting a reduction in the court's operating budget.

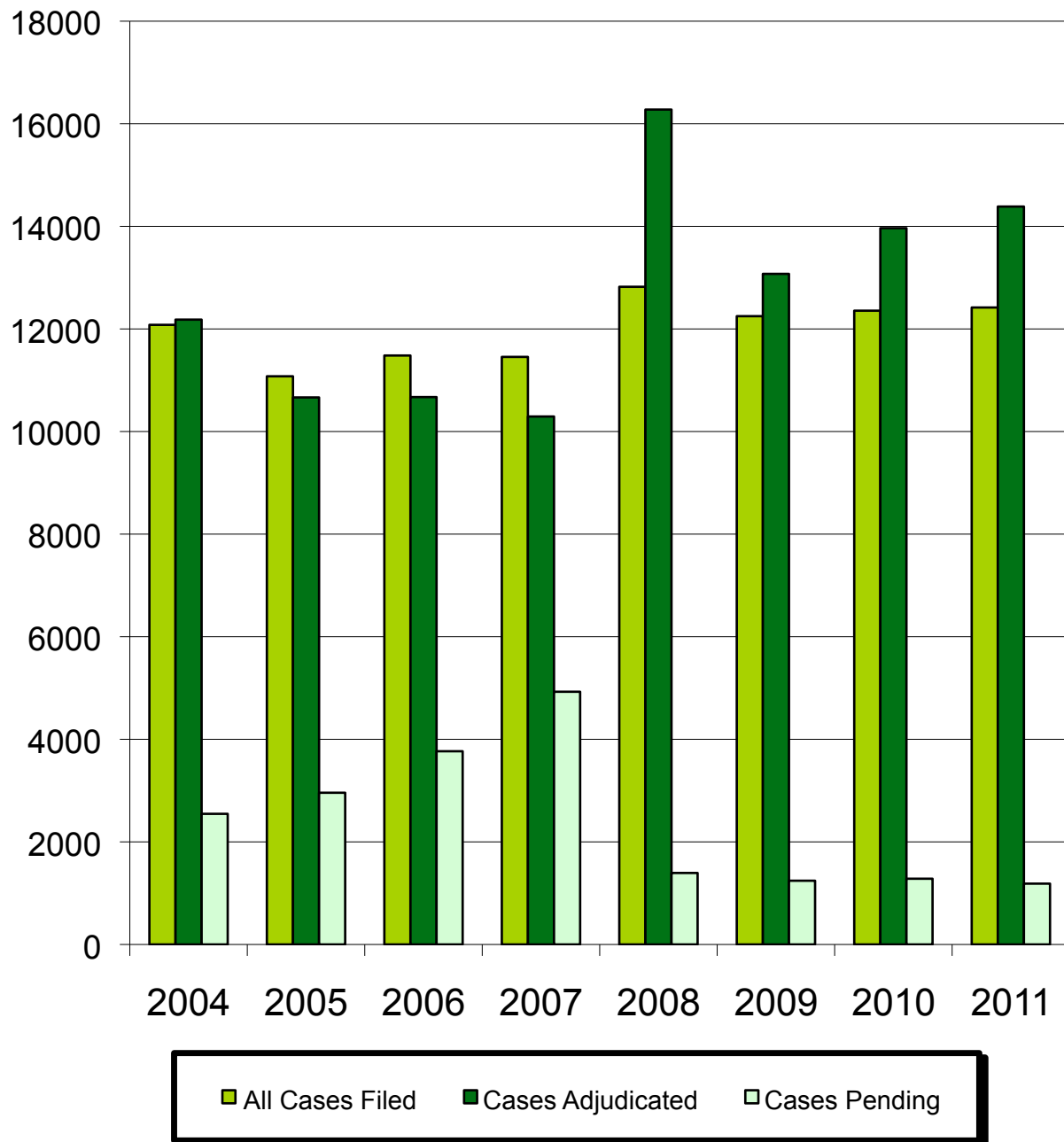
Indigent Drivers Alcohol Treatment Fund. (IDAT) This fund is created by Ohio Revised Code Section 4511.19(H). The IDAT is funded by two sources; 1) A portion of fines collected in OVI convictions and 2) drivers license reinstatement fees distributed by the Ohio Department of Public Safety for OVI defendants. The fund is restricted in use to providing alcohol, drug and/or mental health services to indigent defendants.

Indigent Drivers Interlock and Alcohol Monitoring Fund (IDAM) was created by the amendment to Ohio Revised Code Section 4511.191 in 2008. Like the IDAT Fund, the fund is mandated by state law. A portion of fines collected for OVI convictions are required by state law to be paid into this fund. The fund is restricted in use to pay for ignition interlock and other alcohol monitoring devices for indigent defendants.

The revenue to the City's general fund is in addition to interest on special court funds and municipal income taxes collected through small claims cases. Interest generated from the court's special funds goes directly to the City of Lakewood. The accrued interest is in addition to the revenue the court provides to the city from fines and court costs.

Chart 1

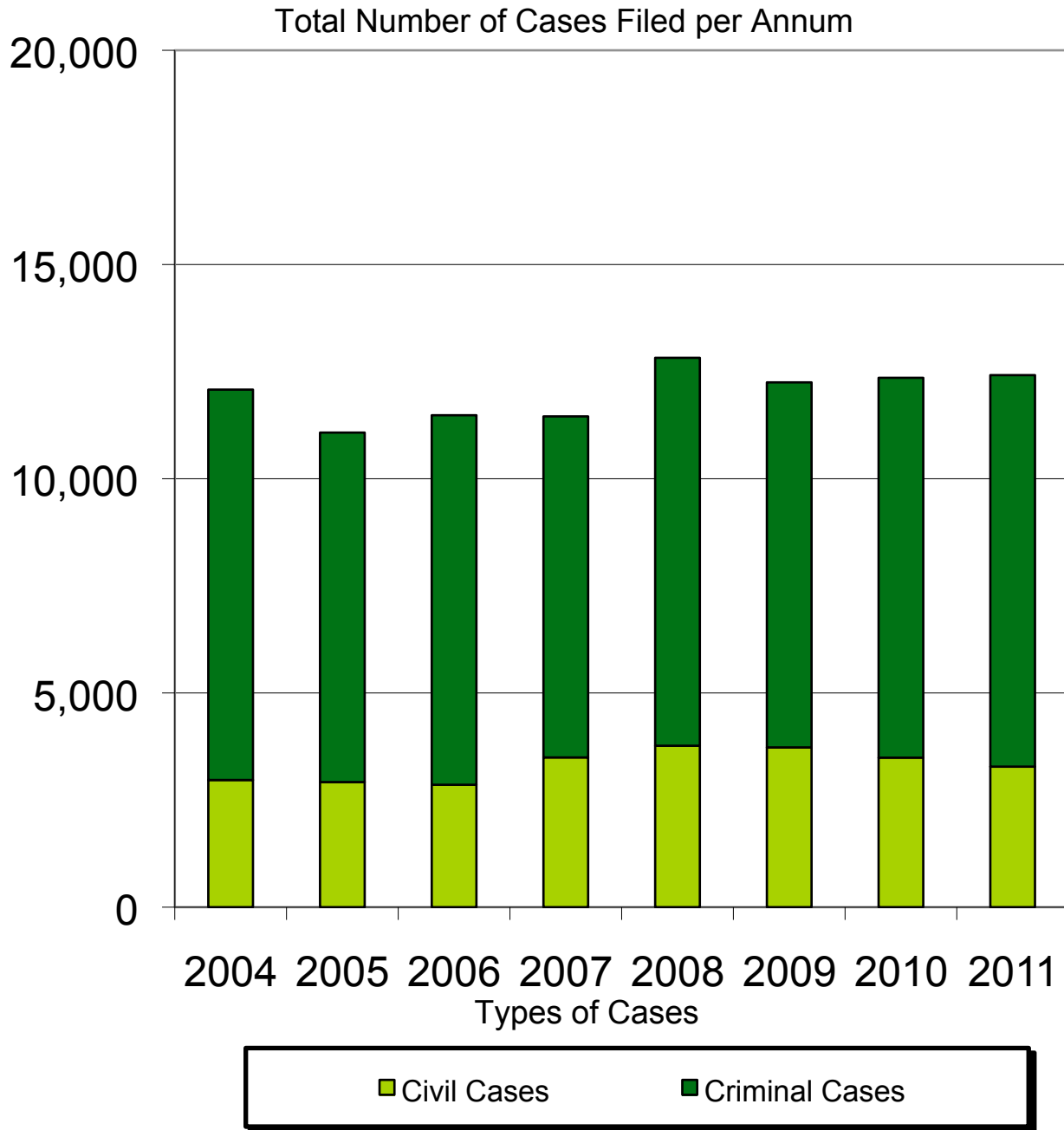
Annual Summary of All Cases for the Lakewood Municipal Court



Source: Annual Superintendence Records
to the Ohio Supreme Court

Chart 2

**Summary of Distribution of Cases Filed
with the Lakewood Municipal Court**

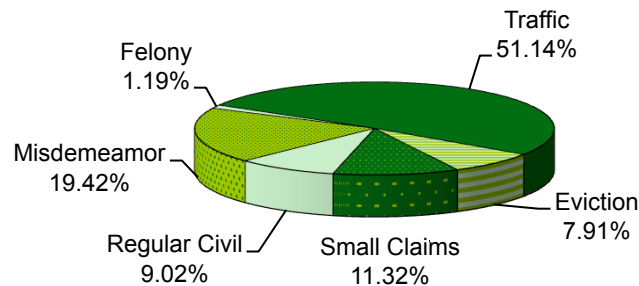


Source: Annual Superintendence Reports
to the Ohio Supreme Court

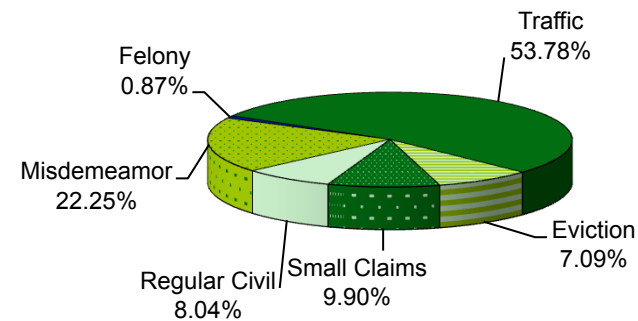
Chart 3

Summary of All Case Filings for the Lakewood Municipal Court 2010 & 2011

2010



2011



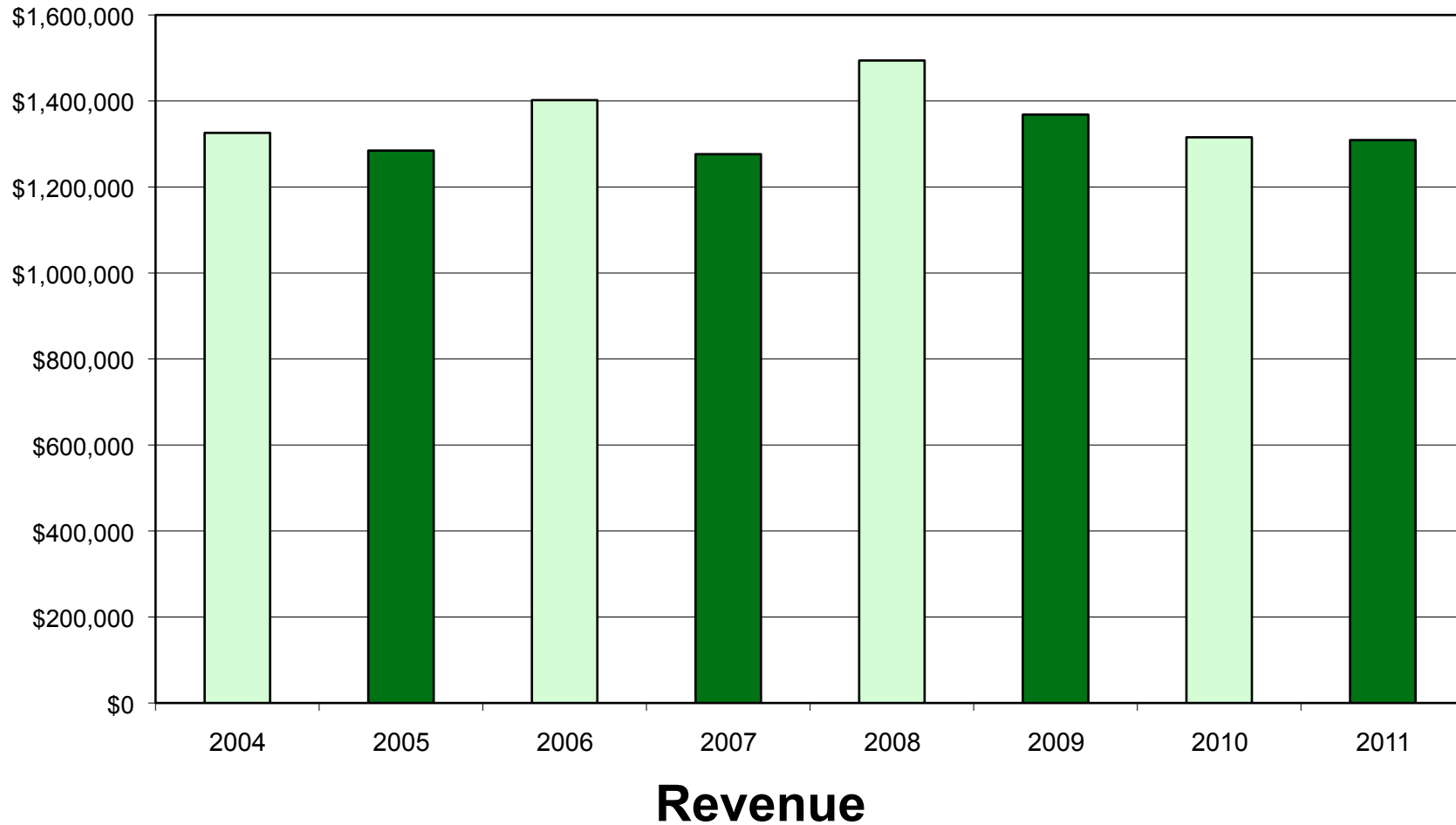
Total Cases by Division

	<u>100.0%</u>	<u>100.0%</u>
Civil	28.36%	29.38%
Traffic & Criminal	71.64%	70.62%

Source: Annual Superintendence Reports to the Ohio Supreme Court

Chart 4

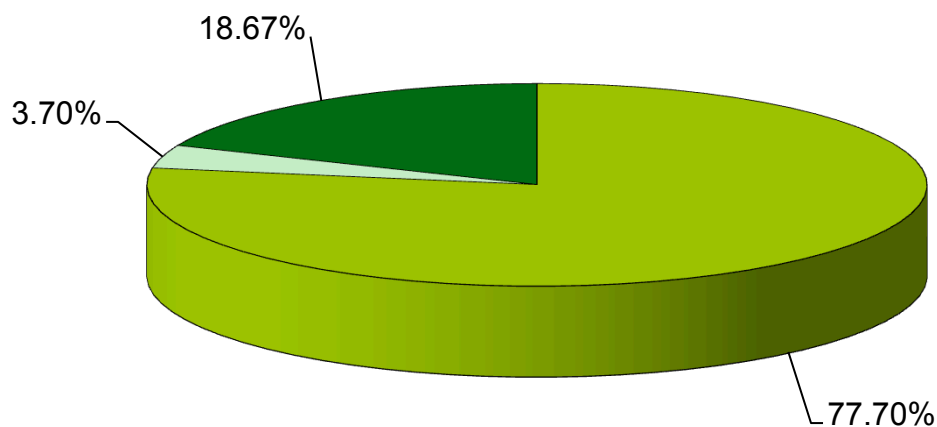
Summary of Revenue For the City of Lakewood By The Lakewood Municipal Court



Note: Revenues include only those funds available to the City of Lakewood

Chart 5

**SUMMARY OF DISTRIBUTION OF
REVENUE FROM THE LAKEWOOD
MUNICIPAL COURT**



■ City of Lakewood

■ Cuyahoga County

■ State of Ohio

CRIMINAL AND CIVIL MONTHLY SUMMARY OF REVENUE TO CITY

Page 1 of 2

PAID TO CITY
ACCOUNT NO.

	101-0000- 361.10-00 361.20-00 361.30-00 361.50-00	101-0000- 361.35-00 CRIMINAL	101-0000- 361.20-00 CRIMINAL	101-0000- 370.00-00 CRIMINAL	232-0000- 361.50-00 CRIMINAL	230-0000- 361.50-00 CRIMINAL	231-0000- 361.50-00 CRIMINAL	235-0000- 361.50-00 R.C.	234-0000- 361.50-00 R.C.	237-0000- 361.50-00 R.C.
2011	<u>CRIMINAL *</u>	<u>WITNESS</u>	<u>JUROR</u>	<u>INTEREST</u>	<u>P.S.I.</u>	<u>I.D.A.T.</u>	<u>L.E.A.</u>	<u>S.P.F.</u>	<u>C.M.F.</u>	<u>I.D.A.M.</u>
January	\$79,547.58	\$126.00	\$0.00	\$106.57	\$0.00	\$301.50	\$282.00	\$11,741.00	\$2,913.00	\$981.00
February	89,202.65	246.00	0.00	0.00	50.00	450.00	449.00	11,594.00	2,736.00	1,152.00
March	90,603.13	222.00	631.00	0.00	98.00	360.00	351.00	12,376.00	3,094.00	1,036.00
April	90,022.19	270.00	0.00	257.47	0.00	344.00	314.00	12,198.20	2,995.00	1,130.00
May	84,898.85	231.00	0.00	183.75	50.00	375.00	391.00	11,691.00	2,882.90	1,567.58
June	96,675.45	242.00	0.00	178.07	50.00	390.00	400.00	11,962.50	2,841.00	1,481.00
July	91,341.52	421.00	0.00	310.39	50.00	275.00	281.00	11,846.00	2,927.00	586.00
August	99,047.05	363.50	0.00	189.41	50.00	486.50	494.00	12,304.55	3,198.00	2,948.38
September	78,363.55	300.00	0.00	177.35	0.00	549.50	151.00	11,480.25	2,928.00	855.27
October	99,238.10	421.92	99.00	215.62	50.00	967.00	441.00	12,378.00	2,928.00	818.70
November	86,212.75	270.00	0.00	166.31	100.00	817.00	317.45	11,203.00	2,712.00	1,158.00
December	<u>75,035.20</u>	<u>294.00</u>	<u>0.00</u>	<u>194.83</u>	<u>100.00</u>	<u>613.00</u>	<u>209.50</u>	<u>10,495.50</u>	<u>2,595.00</u>	<u>1,448.00</u>
'11 Totals	\$1,060,188.02	\$3,407.42	\$730.00	\$1,979.77	\$598.00	\$5,928.50	\$4,080.95	\$141,270.00	\$34,749.90	\$15,161.93
'10 Totals	\$1,072,529.87	\$2,767.00	\$727.00	\$1,191.91	\$1,346.30	\$4,836.00	\$4,760.80	\$138,633.00	\$34,855.00	\$15,404.00

REFERENCE:

P.S.I. - Political Subdivision Involved. Authority R.C. 4511.99

I.D.A.T. - Indigent Drivers Alcohol Treatment Authority R.C. 4511.99

L.E.A. - Law Enforcement Agency. Authority R.C. 4511.99

S.P.F. - Special Projects Fund. Authority 1901.26(B)

C.M.F. - Computer Maintenance Fund. Authority 1901.261(B)

I.D.A.M. - Indigent Drivers Interlock and Alcohol Monitoring Fund R.C. 4511.19(1)

*Includes Criminal, Traffic, and Parking cases

CRIMINAL AND CIVIL MONTHLY SUMMARY OF REVENUE TO CITY

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PAID TO CITY
ACCOUNT NO.

	222-0000- 361.50-00	236-0000- 361.50-00	101-0000- 361.20-00	101-0000- 361.20-00 MARRIAGE & WITNESS FEES	101-0000- 361.20-00 SMALL CLAIMS	101-0000- 361.20-00 TRUSTEESHIP	101-0000- 361.20-00 LANDLORD/ TENANT	799-0000- 384.00-00 UNCLAIMED MONIES	TOTAL TO CITY 2010
<u>2011</u>	<u>L.E.T.F.</u>	<u>PROBATION</u>	<u>CIVIL</u>						
January	\$1,368.00	\$2,773.00	\$14,203.24	\$50.00	\$3,708.30	\$1.50	\$23.11	\$0.00	\$118,125.80
February	1,275.00	3,263.00	12,144.85	50.00	2,325.26	7.10	21.00	0.00	\$124,965.86
March	1,072.50	3,314.00	16,124.24	25.00	2,463.14	6.10	33.54	115.00	\$131,924.65
April	1,971.50	3,058.00	13,791.78	75.00	3,489.19	3.60	29.19	0.00	\$129,949.12
May	1,230.50	3,020.00	14,723.12	0.00	3,089.25	1.10	21.04	671.00	\$125,027.09
June	2,052.00	3,766.00	12,644.43	0.00	3,746.06	5.50	20.80	0.00	\$136,454.81
July	1,396.00	3,260.00	14,514.66	25.00	4,647.07	4.50	31.35	0.00	\$131,916.49
August	1,969.50	3,144.00	18,665.52	75.00	2,792.96	23.72	4.35	0.00	\$145,756.44
September	1,432.00	2,450.75	17,940.94	0.00	5,226.45	12.74	39.29	0.00	\$121,907.09
October	1,663.00	3,621.96	15,353.61	0.00	2,827.70	5.50	0.00	0.00	\$141,029.11
November	994.50	2,484.04	13,314.12	0.00	3,812.81	7.20	13.25	0.00	\$123,582.43
December	<u>935.00</u>	<u>2,580.00</u>	<u>13,679.79</u>	<u>25.00</u>	<u>4,035.86</u>	<u>12.09</u>	<u>22.75</u>	<u>0.00</u>	<u>\$112,275.52</u>
'11 Totals	\$17,359.50	\$36,734.75	\$177,100.30	\$325.00	\$42,164.05	\$90.65	\$259.67	\$786.00	\$1,542,914.41
'10 Totals	\$16,225.50	\$42,643.00	\$168,085.70	\$528.26	\$44,098.49	\$523.99	\$222.81	\$2,591.45	\$1,551,970.08

REFERENCE:

L.E.T.F. - Law Enforcement Trust Fund Authority R.C. 4511.99

Unclaimed Monies. Authority R.C. 1901.31 (g)

**CRIMINAL DIVISION
COUNTY AND STATE REVENUES
(VIOLATIONS UNDER STATE STATUTE)**

(Page 1 of 2)

2011	<u>C.R.I.S.</u> (1)	<u>Indigent</u> (2)	<u>State- Vic of Crime</u> (3)	<u>State- IDSF</u> (4)	<u>State- Exp. Fee</u> (5)	<u>State- SB 209</u> (6)	<u>State- IDAT</u> (7)	<u>State- IDSF</u> (8)	<u>State- OCJS</u> (9)
January	\$2,071.00	\$400.00	\$4,855.00	\$13,093.00	\$120.00	\$613.00	\$439.50	\$1,469.00	\$1,022.00
February	2,089.00	460.00	4,963.00	13,839.00	210.00	1,230.00	459.00	1,530.00	1,067.50
March	2,221.00	470.00	5,115.00	14,338.00	120.00	979.00	502.50	1,676.50	1,183.00
April	2,300.00	300.00	5,301.00	14,332.00	180.00	944.00	531.00	1,769.00	1,232.00
May	2,219.00	400.00	5,004.00	13,807.00	150.00	1,246.00	519.50	1,715.00	1,193.50
June	2,065.00	425.00	5,007.00	14,547.00	120.00	1,169.00	475.50	1,585.00	1,109.50
July	2,161.00	325.00	4,986.00	13,622.00	60.00	920.00	484.50	1,616.00	1,137.50
August	2,435.00	400.00	5,707.00	15,033.00	120.00	1,459.00	559.50	1,870.00	1,305.50
September	1,854.00	425.00	4,595.00	12,328.00	60.00	450.00	0.00	1,366.00	945.00
October	2,344.00	300.00	5,535.00	14,945.00	330.00	1,424.00	0.00	1,772.00	1,246.00
November	2,232.00	195.00	4,887.00	13,158.00	150.00	907.00	0.00	1,635.00	1,141.00
December	<u>1,935.00</u>	<u>230.00</u>	<u>4,491.55</u>	<u>11,989.00</u>	<u>30.00</u>	<u>600.00</u>	<u>0.00</u>	<u>1,359.00</u>	<u>945.00</u>
'11 Totals	\$25,926.00	\$4,330.00	\$60,446.55	\$165,031.00	\$1,650.00	\$11,941.00	\$3,971.00	\$19,362.50	\$13,527.50
'10 Totals	\$25,589.00	\$5,205.00	\$60,321.00	\$162,334.00	\$1,735.00	\$13,000.00	\$6,107.00	\$20,415.00	\$14,178.50

REFERENCE:

- (1) Cuyahoga Regional Information System assessment of \$5.00 per moving violation. Authority R.C. 2949.093. Effective 10-1-05.
- (2) Indigent Application Fee for Ohio Public Defender's Office. Authority R.C. 120.36. Effective 10-1-05.
- (3) State Vic of Crime is Victims of Crime Fund for reparations to victims of crime. Authority R.C. 2743.70.
- (4) State Indigent Defense Support Fund FKA State General Fund collections to defray expense of court appointed counsel for indigents. Authority R.C. 2949.091.
- (5) State Exp. Fee is Record Expungement Fee. Authority R.C. 2953.31 to 2953.36.
- (6) State Indigent Defense Support Fund R.C. 4511.19
- (7) State I.D.A.T. Indigent Driver's Alcohol Treatment Fund R.C. 2949.094
- (8) State I.D.S.F. Indigent Defense Support Fund R.C. 2949.094
- (9) State Drug Law Enforcement Fund R.C. 2949.094

**CRIMINAL DIVISION
COUNTY AND STATE REVENUES
(VIOLATIONS UNDER STATE STATUTE)**

(Page 2 of 2)

2011	<u>State- Seat Belt</u>	<u>State- Nat'l. Res.</u>	<u>State- Met Park</u>	<u>State- Liquor</u>	<u>State- Child Rest.</u>	<u>County- Criminal</u>	<u>County- Traffic</u>	<u>County - Crime Stoppers (10)</u>	<u>County- Law Lib. (11)</u>	<u>Totals</u>
January	\$2,490.00	\$0.00	\$0.00	\$0.00	\$210.00	\$1,187.00	\$585.00	\$121.00	\$568.00	\$29,243.50
February	2,957.00	0.00	0.00	0.00	365.00	1,512.00	2,106.00	119.00	0.00	\$32,906.50
March	2,789.00	0.00	610.00	0.00	140.00	1,210.00	1,860.00	148.00	0.00	\$33,362.00
April	2,625.00	0.00	175.00	0.00	310.00	751.00	427.00	130.00	0.00	\$31,307.00
May	2,624.50	0.00	210.00	125.00	245.00	1,306.00	1,864.00	75.00	0.00	\$32,703.50
June	3,105.50	70.00	320.00	125.00	210.00	1,261.00	1,254.00	137.00	0.00	\$32,985.50
July	3,043.00	120.00	25.00	0.00	210.00	1,740.00	952.00	117.00	0.00	\$31,519.00
August	3,180.00	84.00	240.00	0.00	280.00	977.00	570.00	124.00	0.00	\$34,344.00
September	2,758.00	126.00	0.00	0.00	175.00	1,167.00	808.00	133.00	0.00	\$27,190.00
October	2,670.00	0.00	0.00	0.00	105.00	1,686.00	644.00	131.00	0.00	\$33,132.00
November	2,395.00	0.00	725.00	200.00	175.00	1,411.60	1,128.00	102.00	0.00	\$30,441.60
December	<u>1,960.00</u>	<u>0.00</u>	<u>375.00</u>	<u>300.00</u>	<u>60.00</u>	<u>1,665.40</u>	<u>2,001.00</u>	<u>107.00</u>	<u>0.00</u>	<u>\$28,047.95</u>
'11 Totals	\$32,597.00	\$400.00	\$2,680.00	\$750.00	\$2,485.00	\$15,874.00	\$14,199.00	\$1,444.00	\$568.00	\$377,182.55
'10 Totals	\$26,392.00	\$75.00	\$997.00	\$175.00	\$1,920.00	\$16,739.00	\$20,363.50	\$1,430.00	\$669.00	\$377,645.00

REFERENCE:

(10) County Crime Stoppers

(11) County Law Library is annual apportionment assessment to support same. Authority R.C. 3375.50.

All other fees are for Criminal, Traffic, Seat Belt, Natural Resources, Metropolitan Park, Liquor, and Child Restraint State Statute violations.

CRIMINAL DIVISION

TRAFFIC AND CRIMINAL DIVISION

Traffic and criminal misdemeanor cases range from minor misdemeanors, with penalties of a fine up to \$150 to first degree misdemeanors, which carry a possible fine up to \$1,000 and a jail sentence up to six (6) months.

Most traffic cases are minor misdemeanors. Instead of a court appearance, a fine for a minor misdemeanor may be paid without a court appearance. Traffic citations may be paid by phone with credit cards. The waiver schedule is available from the court or from the court's website. (www.lakewoodcourtoh.com). When a traffic or criminal charge involves the possibility of a jail sentence, then a court appearance is required.

Traffic cases increased by 359 cases from 6,319 new cases in 2010 to 6,678 cases last year. One specific type of traffic case, operating a vehicle under the influence of alcohol (O.V.I.) decreased from 219 cases in 2010 to 198 in 2011. This includes both misdemeanor and felony O.V.I. cases. An O.V.I. charge is elevated to a felony when the defendant has three (3) or more convictions for O.V.I. within six (6) years or five (5) or more O.V.I. convictions within twenty (20) years from the time of arrest.

Criminal misdemeanor cases decreased slightly in 2011, by 50 cases. There were 2,400 criminal misdemeanor filing in 2010 and 2,350 in 2011. These cases include theft, assault, domestic violence and some drug offenses. (For a breakdown of cases by type, see pages 23-26.)

In addition to the traffic and criminal cases in 2011, 1,447 arrest warrants were executed by the Lakewood Police. These are warrants issued for persons who failed to appear in court voluntarily after being served with a traffic citation or misdemeanor criminal complaint. It also includes warrants for post trial proceeding such as community control supervision violation hearings and hearings to address unpaid fines. Warrants on a pending case due to lack of appearance by a defendant mean increased work per case. Without the assistance of the Lakewood Police, the court could not operate effectively.

Felony charges filed in the Lakewood Municipal Court decreased from 147 cases in 2010 to 110 cases in 2011. The felony cases refer only to the charges filed in the Lakewood Municipal Court and do not include felony charges filed directly in the Common Pleas Court. The difference in cases involves a change in reporting through the court's participation in the Criminal Justice System Management Program.

The jurisdiction for felony trials is the common pleas court. A municipal court has jurisdiction in felony cases to set bond and determine if there is evidence of probable cause for the case to be transferred to the common pleas court.

CRIMINAL JUSTICE SYSTEM MANAGEMENT PROGRAM.

A comprehensive review of felony case processing for Cuyahoga County was conducted by the Justice Management Institute resulting in a report issued in 2005. Multiple recommendations were made to the Cuyahoga County Board of Commissioners, Prosecutor and Common Pleas Court to revise procedures for handling felony cases. One of the accomplished recommendations is a greater integration between the Common Pleas Court and Municipal Courts in Cuyahoga County for processing felony cases.

With the Criminal Justice System Services Program felony defendants are directly processed and transported to the Cuyahoga County Jail. As a member of the Governing Board for this program, I have been actively involved in this revised process. In 2011, a standardized form and policy were developed and implemented for all municipal courts in Cuyahoga County to set bonds and immediately transport criminal defendants charged with felonies to the Common Pleas Court. As a result, the length of time of pretrial incarceration has been drastically reduced. In addition, the procedures have resulted both in earlier representation and discovery by defense attorneys as well as earlier disposition of felony cases.

Benefits realized from the Criminal Justice System Services Program include jail reduction, reduced taxpayer cost, consistency in criminal representation and early disposition of cases. The success of the program is due to a coordinated effort by all elected officials and agencies involved in the Cuyahoga County criminal justice system.

MENTAL HEALTH COURT

Numerous criminal cases involve mental illness and/or substance abuse. Over the past ten (10) years, the Lakewood Court has been actively involved in the Mental Health Court Program in cooperation with other municipal courts in Cuyahoga County. While mental illness is a problem for every court, there is insufficient volume for a single court to maintain its own program. This program provides an efficient resource for suburban municipal courts with standardized screening procedures and a coordinated system of assistance. It also brings judges and court staff together on a regional basis to share resources and seek remedies that will benefit the community.

The purpose of this program is to ensure that severely mentally ill persons charged with misdemeanor offenses will be identified, screened and linked to mental health services. In 2011, the eighth complete year of the program, the Lakewood Court handled with twenty eight (28) cases. There were twenty three (23) similar cases in 2010. Although few in number, these cases require extensive time and involvement of court staff and attorneys certified in this specialized area.

Mental health issues in these cases were identified earlier and the persons involved were expeditiously referred for commitment, medication or other treatment. The efficiency of the program not only reduces the risk to the City by transferring the defendant from the Lakewood jail, but also provides the defendant with medication and other treatment during the evaluation process. With this program, not only can the illness be addressed, but also future criminal incidents may be reduced.

In 2011, I was honored to receive the Bronze Key Award for the Lakewood Court's work with the mentally ill and chemically dependant defendants. The Bronze Key Award is a national recognition award granted by the National Council on Alcoholism and Drug Dependence (NCADD). The award is presented locally at the Bronze Key Gala by Recovery Resources, an Ohio affiliate agency for NCADD. The honor is given in recognition for contributions to the field or the affiliate organization. It is the highest award given by the National Council on Alcoholism and Drug Dependence. The award was due to the collective efforts of the Lakewood Court staff and primarily through the dedicated efforts of the Lakewood Court Probation Officers.

HOUSING COURT CASES

Criminal cases

Building and health code violations are also included in the criminal category. The number of building code violations decreased from 253 cases in 2010 to 156 cases in 2011. These cases comprised less than two percent (2.00%) of traffic and criminal case filings. Although classified as criminal, these cases are different from other criminal cases, for the focus is upon bringing properties into compliance rather than dealing with past misconduct. While there may appear to be greater emphasis on housing code violations in light of the relatively small number of cases, these cases are extremely important because of the age of many Lakewood homes.

In addressing these cases, the Court balances the need to enforce the building code and maintain housing stock with the interests of the property owner. Regularly scheduled compliance hearings with the property owner and the building inspector, along with incremental fines, generally obtain compliance. Because many of the violations involved exterior work, such as painting, landscaping and masonry, it was not feasible to seek compliance with these violations during the winter months. Building code compliance became more challenging last year with the increase of foreclosures and vacant houses.

Housing Court Diversion Program.

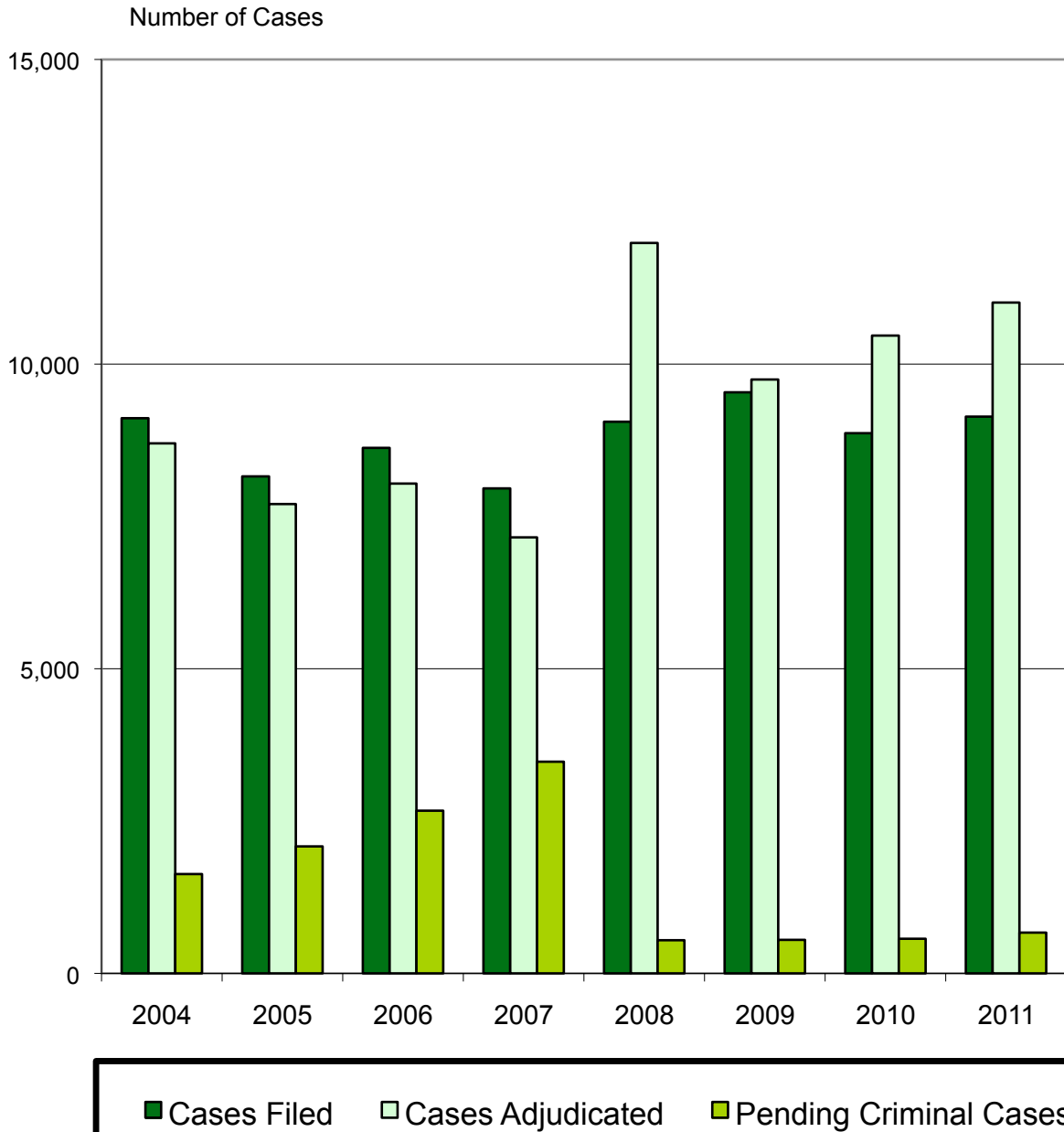
Beginning in 2010, the Lakewood Municipal Court, established a diversion program for building, housing and health code violation cases. The purpose of the diversion program is to assist homeowners to fix their homes and achieve compliance with the housing and building codes. With the assistance of the City Administration, the diversion program has become a useful tool for the court to bring houses into compliance with the city's building and safety codes.

The diversion program is primarily limited to owner occupied homes. The City's Prosecutor's Office reviews and approves participation in the diversion program. Factors to be considered for eligibility in the diversion program include prior code violation and other criminal history, the nature and number of violations, costs of repairs, impact on the community and other mitigating or aggravating circumstances. If admitted into the diversion program, a compliance schedule will be developed to abate the violations. The participant agrees to cooperate with the persons or agencies designated by the court. Participants may be terminated from the program and returned to the Court's regular criminal docket for noncompliance.

In 2011, 58 people participated in the diversion program. Some of these cases were carried over from the previous year due to the nature of the repairs required. Many of the participants obtained compliance. Tom Ostromek, a retired Lakewood housing inspector, works on a part time basis to coordinate the program and assist in bringing the property into code compliance. As part of this program, participants were assisted in obtaining low interest loans, temporary variances, and assistance through available programs like the Lakewood High School building program. The Lakewood Court also assigned community service workers to debris removal, trash removal and other low maintenance duties to assist homeowners in the diversion program.

Chart 6

**Summary of Traffic & Criminal Cases
for the Lakewood Municipal Court**

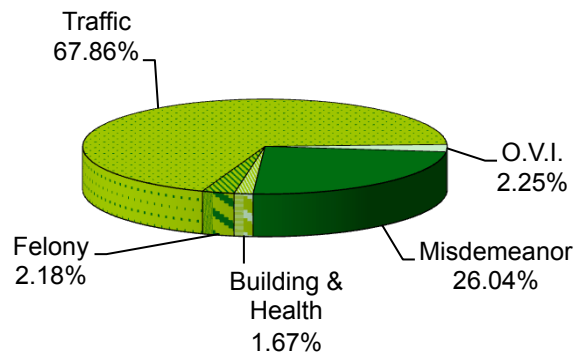


Source: Annual Superintendence
Reports to the Ohio Supreme Court

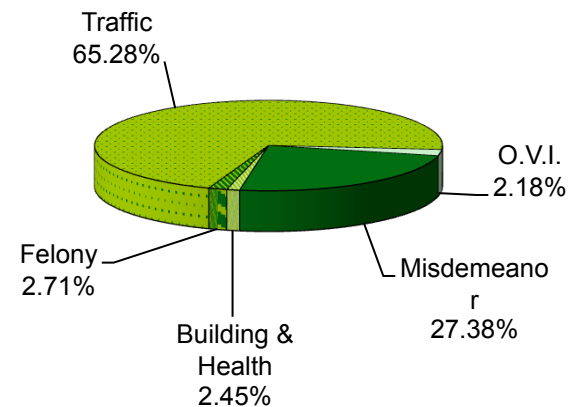
Chart 7

Summary of Traffic & Criminal Cases for the Lakewood Municipal Court 2010 & 2011

2010

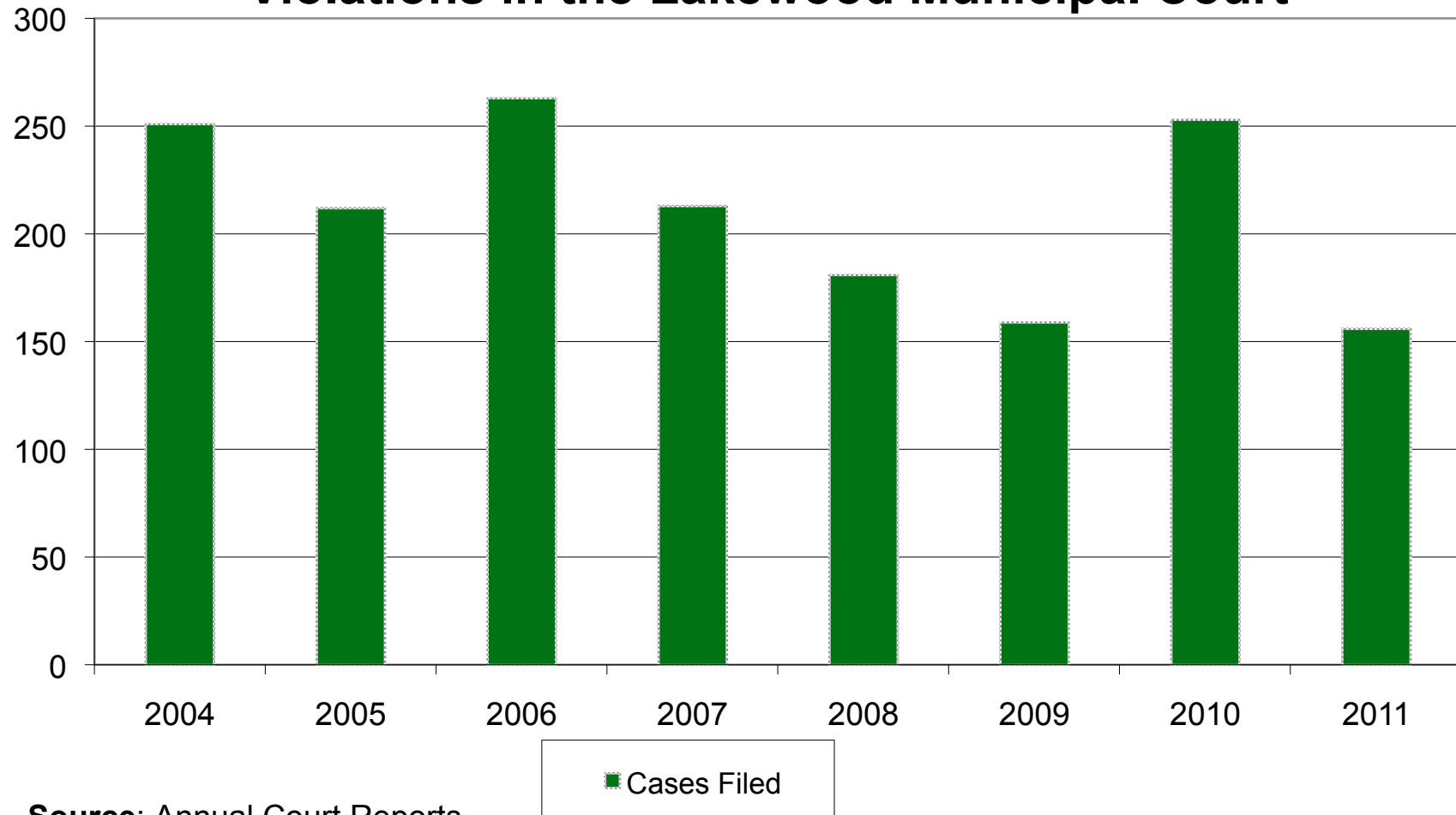


2011



Source: Annual Superintendence Reports to the Ohio Supreme Court

Chart 8 **Summary of Cases Involving Building Code Violations in the Lakewood Municipal Court**



Source: Annual Court Reports

CRIMINAL DIVISION - MONTHLY SUMMARY OF CITY RECEIPTS AND EXPENDITURES

<u>2011 Receipts</u>	<u>Total Deposits & Bond Receipts</u>	<u>Total City Receipts (all city fines, costs & interest)</u>	<u>Totals</u>
January	\$25,733.00	\$97,766.30	\$123,499.30
February	20,130.00	103,996.86	124,126.86
March	28,023.00	110,223.15	138,246.15
April	33,854.00	107,938.42	141,792.42
May	33,749.00	103,819.11	137,568.11
June	24,104.00	113,512.31	137,616.31
July	26,665.00	111,295.49	137,960.49
August	28,336.00	120,261.51	148,597.51
September	27,530.00	102,060.32	129,590.32
October	25,918.00	118,161.45	144,079.45
November	21,732.00	103,796.44	125,528.44
December	<u>23,416.00</u>	<u>93,299.52</u>	<u>116,715.52</u>
Subtotal Amount	\$319,190.00	\$1,286,130.88	\$1,605,320.88
*Carried Over from December 2010	<u>\$51,065.00</u>	<u>0.00</u>	<u>\$1,065.00</u>
Total		\$1,286,130.88	

<u>2011 Expenditures</u>	<u>Total Deposits and Bonds Refunded</u>	<u>Total Receipts Summary Disbursed to City-Fines and Costs</u>	
January	\$19,792.00	Traffic	\$489,516.09
February	23,958.00	Traffic Forfeitures	25.00
March	28,184.00	Criminal	157,116.90
April	27,693.00	Criminal Forfeitures	0.00
May	32,685.00	Parking: Court	315.00
June	32,938.00	10% Bond Costs	21,532.20
July	24,518.00	Court Costs, Exp, LETF	369,918.59
August	26,988.00	Diversio	1,400.00
September	22,827.00	Witness	3,407.42
October	28,098.00	Jury	730.00
November	23,959.00	Interest on Deposits	1,979.77
December	<u>23,040.00</u>	Crim. unclaimed monies (R.C. 1901.31g)	786.00
Subtotal Amount	\$314,680.00	O.V.I. Funds (R.C. 4511.99)	25,749.26
		Probation	36,734.75
Carried over to 2012	<u>(\$314,680.00)</u>	Special Projects Fund	142,170.00
		Computer Maintenance Fund	34,749.90
Total	\$0.00	Total	1,286,130.88

CRIMINAL DIVISION - STATISTICAL DATA

Individual Charge Filings	<u>2010</u>	<u>2011</u>
Traffic Citations	6315	6676
Traffic Summons	3	0
Traffic Warrants	1	2
 Parking Summons	 12	 0
 Criminal Citations	 1706	 1832
Criminal Summons	276	186
Criminal Warrants - Felonies	147	110
Criminal Warrants - Misdemeanors	418	332
 Total Individual Case Filings	 8866	 9138
 Case Adjudications* (Processed Through Open Court or Violations Bureau)	 <u>2010</u>	 <u>2011</u>
 Traffic and Criminal Cases Adjudicated	 10468	 11010
 Arrest Warrants on Complaints Issued and Executed	 <u>2010</u>	 <u>2011</u>
Traffic and Criminal Warrants Issued	419	334
Traffic and Criminal Warrants Executed	567	465
 Contempt of Court Arrest Warrants Issued and Executed	 <u>2010</u>	 <u>2011</u>
Contempt of Court -- Non-appearance Warrants Issued	1002	973
Contempt of Court -- Non-appearance for Payment Hearing Warrants Issued	256	336
Contempt of Court -- Non-appearance Warrants Executed	720	731
Contempt of Court -- Non-appearance for Payment Hearing Warrants Executed	274	251

*Computed From Supreme Court Superintendence Report Year-End Figures.

**CRIMINAL DIVISION - STATISTICAL DATA
TRAFFIC OFFENSE DESCRIPTIONS**

Individual Offense Filings

<u>Traffic Offense Description</u>	<u>2010</u>	<u>2011</u>
Backing Without Vigilance	56	60
Bicycle/ Bicycle Helmet Violations	77	54
Certain Acts Prohibited	10	5
Driving on Sidewalk or Curb	1	9
Driving Under Suspension or Revocation	526	709
Earphone Use While Driving	8	5
Emergency Vehicle Violation	5	2
Excessive Noise, Loud Exhaust, Horn Blowing	113	201
Failure to Control Motor Vehicle/Accident/Full Time & Attention While Driving/ Failure to Yield Right of Way/Assured Cleared Distance	413	447
False Info Provided	5	10
Following too Closely	30	41
Improper Change of Course, Lane Usage, Weaving, Right Side of Roadway	160	220
Improper or Unsafe Lights & Equipment, Obstructed View	384	437
Improper Passing	12	13
Improper Turns	65	70
Improper Vehicle Ident, Illegal Use of Plates, Exp. Plates, Fictitious Plates	993	1249
Leaving Scene of Accident/Hit Skip/Stopping After Accident	70	74
Left of Center	17	30
Litter from Motor Vehicle	17	27
Motorcycle/Moped Violations	10	14
No Operator's License; License Restrictions, Exp.Operator's License, Unlicensed to Drive	518	554
One Way Streets	6	8
Open Door in Traffic	2	2
Operating a Vehicle Impaired (L.C.O.)	158	154
Operating a Vehicle Impaired(R.C.)	56	37
Parking (To Court)	12	1
Pedestrian Related; Right of Way	100	61
Physical Control (L.C.O.)	6	5
Physical Control (R.C.)	0	2
Playing in Street	0	0
Railroad Crossing Violations	2	2
Reckless Operation of Vehicle	10	13
Restricted Street, Excessive Weight or Load, Closed Street	155	58
Seatbelt / Child Restr. Law / Booster	1381	1670
Speeding	947	683
Stop For School Bus	0	0
Temporary Operator's Permit Violation	51	44
Tire Peeling	11	16
Toys in Street	19	16
Traffic Control Devices; Traffic Lights & Signs	1484	1432
Unattended Motor Vehicle	31	30
Unsafe Motor Vehicle	25	25
Willful and Wanton Disregard	8	16
Wrongful Entrust	35	58

**CRIMINAL DIVISION - STATISTICAL DATA
CRIMINAL OFFENSE DESCRIPTIONS**

CITY ORDINANCE OFFENSES -MISDEMEANORS

<u>Criminal Offense Description</u>	<u>Individual Offense Filings</u>		<u>Criminal Offense Description</u>	<u>Individual Offense Filings</u>	
	<u>2010</u>	<u>2011</u>		<u>2010</u>	<u>2011</u>
Aggr. Menacing	21	6	Menacing	9	8
Animal Code Violation	44	47	Misuse of 911	0	1
Arson	0	1	Misuse of Credit Cards	8	1
Assault	56	36	Noise Violations	68	69
Attempt	11	13	Obstruction Justice	8	6
Building & Zoning Code Violations	253	156	Obstruction Official Business	59	61
Carry Concealed Weapon/ Improper Handling of a Firearm	9	10	Occupying a Drug Premisis	19	8
Comply Lawful Order	7	4	Open Container/Public Consumption	58	67
Contributing to Delinquency of Minor	15	11	Passing Bad Checks/NSF Checks	2	4
Criminal Damaging	46	39	Possession of Dangerous Toys	2	1
Criminal Mischief	10	4	Possession of Drug Instruments/Parapha	187	185
Criminal Simulation	0	1	Possession/Discharge Fireworks	3	7
Criminal/Agg Trespassing	112	70	Promoting Prostitution/Soliciting	3	4
Curfew/Park	44	18	Public Indecency/Exposure	2	5
Defraud Livery	0	4	Receiving Stolen Property	25	19
Discharging Firearms / Imp Hand	2	10	Resisting Arrest/Willful Fleeing	17	26
Disorderly Conduct/Persist/Intox	785	950	Rummaging in Refuse/Refuse Removal	4	10
Domestic Violence	3	1	Sales to Minor/Minor Purchasing & Poss of Alcohol/Legal Consump in MV	73	45
Drug Abuse / Poss of Halluc /Marijuana	223	233	Soliciting License/Bill Posting	0	14
Endangering Children	24	8	Stun Gun	4	5
False Alarms	8	4	Telephone Harassment	8	7
Falsification/False Info to Officer	57	66	Theft/Petty Theft	78	60
Health Code Violation/Fire Code	2	0	Unauthorized Use Motor Vehicle	4	4
Hours of Sale/Consumption	0	8	Unlawful Congregation/Riot	6	0
Illegal Knives	11	7	Unlawful Restraint	3	2
Inducing Panic	3	3	Unlawful Transaction use in Weapons / Transport	11	12
Littering	11	14	Unlawful Use of Property	5	1
			Voyeurism	0	0

**CRIMINAL DIVISION - STATISTICAL DATA
CRIMINAL OFFENSE DESCRIPTIONS**

STATE STATUTE OFFENSES - MISDEMEANORS

<u>Criminal Offense Description</u>	<u>Individual Offense Filings</u>		<u>Criminal Offense Description</u>	<u>Individual Offense Filings</u>	
	<u>2010</u>	<u>2011</u>		<u>2010</u>	<u>2011</u>
Aggravated Menacing	17	6	Gambling	0	2
Arson	0	0	Illegal Dist. of Tobacco	0	2
Attempt	20	12	Interfere with Custody	1	2
Assault	24	28	Menacing/Stalking	2	5
Boating Violations	1	0	Obstruction Justice, Official Bus.	12	11
Contempt of Court	19	11	Passing Bad Checks/Misuse CC	8	4
Contributing to Delinquency of Minor	6	0	Possession of Criminal Tools	21	7
Criminal Damaging/ Mischief	26	2	Public Indecency/Sexual Imp/Voyer	6	7
Criminal Simulation / Complicity	1	1	Receiving Stolen Property	4	6
Criminal Trespassing/Agg Tress	2	13	Resisting Arrest	6	8
DCI	3	18	Riot	4	1
Domestic Violence	46	34	Sales to Minor/Poss/Consump	3	12
Drug Paraphernalia	1	34	Telephone Harrasement	1	7
Drugs of Abuse	12	12	Theft	181	155
Endangering Children	6	6	Unauthorized Use of Motor Vehicle/ Persist	2	6
Extradition	2	0	Unlawful Restraint	0	0
Failure to File Taxes	0	3	Use/Discharge Firearms	2	1
False Alarm	0	1	Violation of TPO	25	19
Falsification/Taking Identity	8	7	Willful Flee & Elude / Failure to Comply	2	2
Fishing Without a License/Illegal Acquisition of Wild Animals	2	5			

OTHER GOVERNMENTAL AGENCIES

	<u>2010</u>	<u>2011</u>
Cuyahoga County Sheriff	2	9
Department of Natural Resources		
Division of Wildlife/Watercraft	4	5
Metropolitan Park-Including Traffic	21	30
Liquor Control	3	3
Public Safety	0	6
Ohio Dept of Tax	0	3
Ohio State Patrol	0	41
Web	0	1

CRIMINAL DIVISION - STATISTICAL DATA
CRIMINAL OFFENSE DESCRIPTIONS
STATE STATUTE OFFENSES - FELONIES

<u>Criminal Offense Description</u>	<u>Individual Offense Filings</u>		<u>Criminal Offense Description</u>	<u>Individual Offense Filings</u>	
	<u>2010</u>	<u>2011</u>		<u>2010</u>	<u>2011</u>
Aggravated Arson	1	0	Fraud/Take Identity Another	5	1
Aggravated/Felonious Assault	3	2	Grand Theft/Grand Theft of MV/Theft	35	21
Aggravated Burglary	3	3	Gross Sexual Imposition	3	0
Aggravated Murder/Attempt	0	0	Illegal Processing of Drug/ Documents	2	1
Aggravated Robbery	6	5	Intimidation, Retaliation	3	0
Aggravated Trespassing/ Criminal Trespassing	0	0	Kidnapping	4	1
Attempt	3	6	Menacing by Stalking/ Telephone Harassment	0	0
Breaking and Entering	2	2	Misuse of Credit Card	3	0
Burglary	11	18	Passing Bad Checks	5	0
Carrying a Concealed Weapon	0	0	Permitting Drug Abuse	1	0
Complicity/Conspiracy	0	2	Rape / Sexual Battery	5	3
Corruption of a Minor	1	1	Receiving Stolen Property	13	0
Deception to Obtain Drugs	3	2	Robbery	6	4
Domestic Violence/Violation of TPO	4	3	Tampering with Evidence	0	1
Drugs of Abuse	7	0	Trafficking in Drugs	17	11
Endangering Children	0	0	Vandalism	0	0
Escape	0	1	Willful Eluding/Fleeing/Failure to Comply	1	2
Forgery	4	3			

CIVIL DIVISION

CIVIL DIVISION

Civil cases are disputes between private parties, as opposed to a traffic or criminal charge which is a case commenced by the government. Civil cases are generally filed to recover monetary damages, return of property, or restitution of rental premises in eviction proceedings. The monetary jurisdictional limit for cases in this Court is \$15,000. Cases involving a greater claim for money damages must be filed in the Common Pleas Court.

If a party seeks monetary damages of \$3,000 or less, the party has the option of filing a small claims case. Small claims process provides an expeditious and cost efficient forum for people to seek money damages when the amount in dispute is relatively low. In most small claims cases attorneys are not involved and the parties present their case themselves.

Civil cases are divided into three (3) sections; general civil cases, small claims and eviction proceedings. The total number of civil case filings decreased by 210 cases in 2011 from the prior year. General civil cases, involving claims of property damage, personal injury and breach of contract, decreased over ten percent (10.41%), from the previous year. (1,114 cases in 2010 and 998 cases in 2011.) Many of these cases involve credit card disputes.

Small claims cases

One aspect of civil cases, small claims cases, decreased by 171 cases, from 1,399 cases 2010 to 1,228 in 2011. Of all the small claims cases that were filed last year, 1,044 (85 %) were filed by the City of Lakewood for collection of municipal income taxes. The remaining 184 cases (15%) were filed by private parties. The ratio between income tax and private party small claims cases is similar to previous years.

Landlord/tenant cases

Also part of the civil division, eviction cases in 2011 increased by almost eight per cent (7.88%), from 977 cases in 2010 to 1,054 cases in 2011. These cases include a landlord's claims for possession of the rental property, damages to the premises and unpaid rent. It does not include other landlord tenant claims, such as actions by tenants for return of security deposit and deposit of rent into escrow with the Clerk of Court.

In addition to criminal housing code violations, a tenant is permitted under Ohio Law to obtain compliance with building code violations against landlords without the city's involvement by depositing rent with the municipal court. Tenants must be current in their rent and give the landlord reasonable notice of the lease or code violations. If the landlord does not remedy the violation, the tenant may deposit the rent with the court. The court will retain possession of the rent until compliance has been made. In addition,

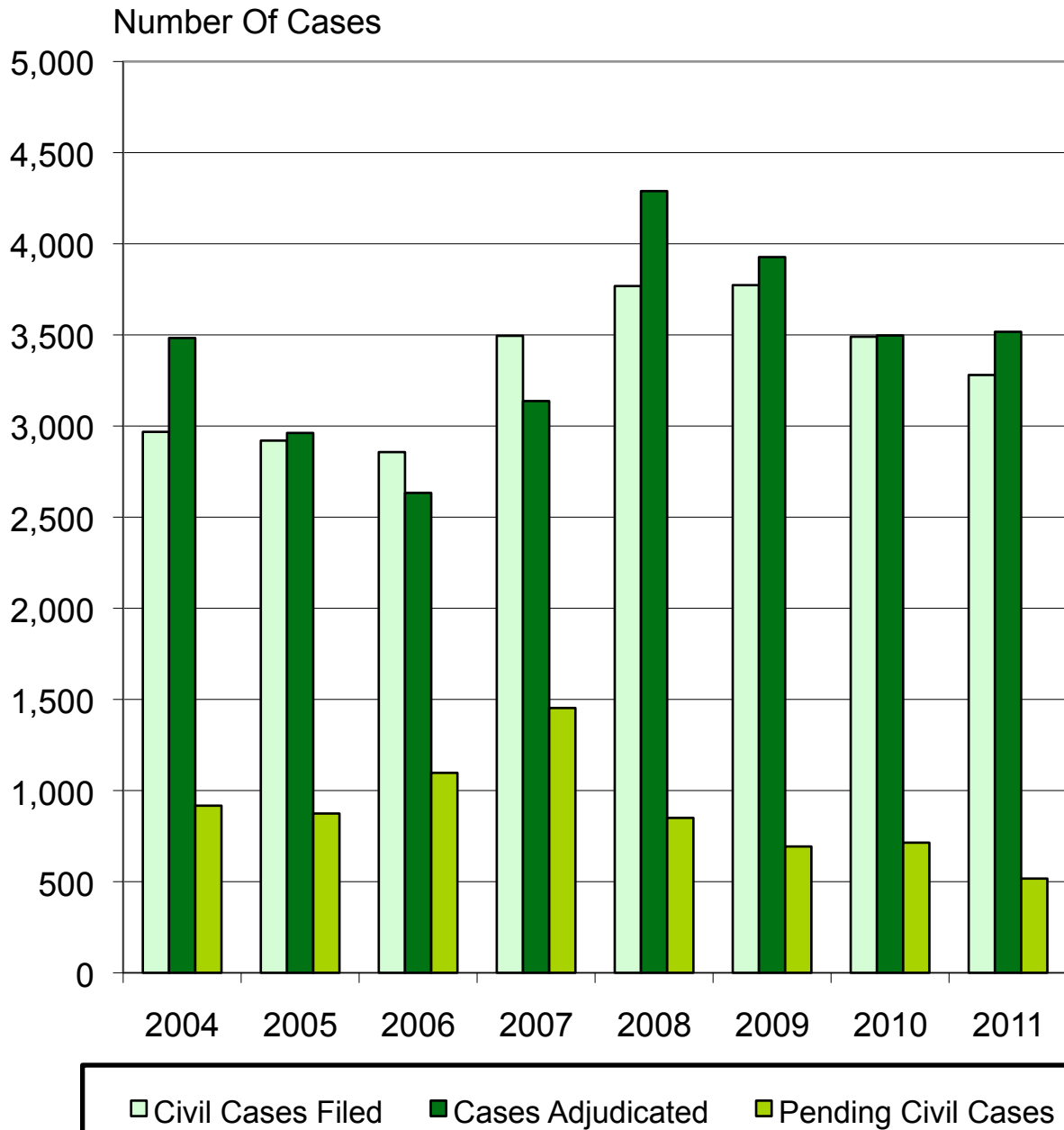
the court may also order a reduction of rent to the tenant for the period of time of the violation. There were 21 rent deposit cases in 2010, compared to 20 cases in 2011.

Trusteeship.

In addition to adjudicating cases, the Ohio Revised Code authorizes municipal courts to create a trusteeship with a judgment debtor. A trusteeship is a court supervised procedure for a person to avoid garnishment of wages after judgment. The defendant pays a specified amount per month to the court which is distributed to the defendant's creditors. The monthly amount is determined based upon statutory percent of wages and exemptions. Compliance with the terms and conditions of the trusteeship prevents execution of judgment against the defendant. There were 9 active trustee cases, 8 of which were filed in 2011.

Chart 9

**Summary of Civil & Small Claims Cases
for the Lakewood Municipal Court**

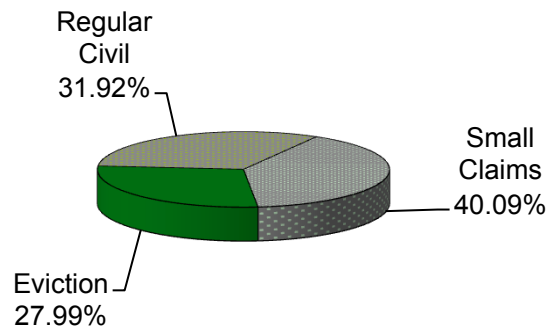


Source: Annual Superintendence Reports
to the Ohio Supreme Court

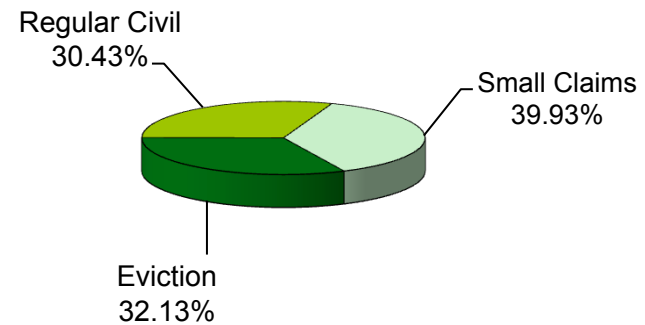
Chart 10

Summary of Civil Case Filings for the Lakewood Municipal Court 2010 & 2011

2010



2011



Source: Annual Superintendence Reports to the Ohio Supreme Court

CIVIL AND LANDLORD/TENANT DIVISION ANNUAL STATISTICAL DATA SUMMARY

<u>Type Filing</u>	<u>Pending January 1, 2011</u>		<u>Filed 2011</u>		<u>Adjudicated 2011</u>		<u>Pending December 31, 2011</u>	
Complaints	240	(296)	813	(937)	869	(993)	184	(240)
Cognovits	0	0	0	0	0	0	0	0
Forcible Entry & Detainer	170	(139)	1071	(981)	1131	(950)	110	(170)
Replevins	1	(1)	3	(9)	3	(9)	1	(1)
Transfer Judgements	0	(1)	12	(22)	11	(23)	1	(0)
Totals	411	(437)	1,899	(1,949)	2,014	(1,975)	296	(411)

(2010 Figure in parentheses)

OTHER CIVIL FILINGS

<u>Type Filing</u>	<u>2010</u>	<u>2011</u>	<u>Type Filing</u>	<u>2010</u>	<u>2011</u>
Garnishments (Wage & Bank)	965	937	Leave to Plead	4	17
Amended Complaints	20	22	Examinations	27	28
Answers & Cross Complaint	157	167	Cert. Copy of Judgement Entry	10	18
Cert. Judgement for Lien	375	404	Subpoenas	3	9
Cert. Judgement for Transfer	4	0	Levies	5	1
Satisfaction/Cert. of Satsf.	291	327	Revivors	20	31
Writ of Restitution	594	690	Body Attachments	1	1
Alias Summons	635	591	Journal Entries	7,677	8,050
Settled and Dismissed	775	836	Default Entries	809	537
Full Release	184	163	Landlord/Tenant Escrow Accounts		
Motions	902	796	established	21	20

Mileage Expense:
2011 - 2,092.67

CIVIL DIVISION - SMALL CLAIMS ANNUAL STATISTICAL DATA SUMMARY

	<u>2010</u>	<u>2011</u>
Cases Pending at Beginning of Year	237	270
Cases Filed & Reactivated	1,403	1,234
Cases Adjudicated	<u>1,370</u>	<u>1,304</u>
Cases Pending Year-end	270	200

	<u>2010</u>	<u>2011</u>
Case Adjudication Summary		
Trial Hearing by Magistrate	679	709
Trial Hearing by Judge	116	20
Transfer to Civil Docket	1	3
Dismissal for Want of Prosecution	5	0
Other Dismissals	562	570
Bankruptcy Stay	4	1
Other Terminations	<u>3</u>	<u>21</u>
Total	1,370	1,324
 Objections filed from Magistrate's Reports to Court:	 18	 15

	<u>Amount</u>	<u>Percent</u>
2011 Small Claims Cases Filed by Type		
Regular Civil	184	15%
Municipal Tax Cases	<u>1044</u>	<u>85%</u>
Total	1,228	100%

**CIVIL DIVISION - TRUSTEESHIP
MONTHLY SUMMARY OF RECEIPTS**

<u>2011 Receipts</u>	<u>Total Receipts</u>
Carried over from Dec. '10	\$249.90
January	75.00
February	355.00
March	105.00
April	210.00
May	55.00
June	275.00
July	225.00
August	651.00
September	637.00
October	275.00
November	359.94
December	<u>604.34</u>
2011 Totals	\$4,077.18

Costs disbursed to City	\$	\$69.22
Disbursed to Creditors		3719.76
Refunded to Trustee		0.00
Undisbursed & Carried over - Jan. '12		<u>288.20</u>
2011 Totals		\$4,077.18

Explanatory Note:

Total receipts and expenditures include:

Court Costs paid to City

All Trustee monies accepted by Clerk's Office to be disbursed to eligible creditors

Monies on deposit at year-end undisbursed and carried over to subsequent year

PROBATION DEPARTMENT

2011 PROBATION DEPARTMENT ANNUAL REPORT

The Lakewood Municipal Court Probation Department maintained its commitment to the community under the direction of Judge Patrick Carroll. The Probation Department provides an important service to the Lakewood Community. It is responsible for two primary functions within the court system: presentence probation investigations and probation supervision. A presentence investigation (PSI) is conducted on behalf of the Court after the defendant has been convicted through a plea of guilt or a finding of guilt. The defendant is scheduled for a personal interview with the Probation Department to provide the Court with more background information on the offense prior to final disposition.

The investigation includes the offender's personal history and his or her version of the offense, the police report, a criminal record check, and recommendation for disposition. The presentence report may also include collateral interviews with all appropriate parties to the offense such as the offender's family members, the arresting police officer, and the victim. The Probation Department produced 302 presentence investigations this year to assist the Court with sentencing.

When an offense results in property damage or personal injury, the victim is requested to provide information regarding the offense and is encouraged to express an opinion about sentencing. It is the Probation Department's responsibility to consult with the victim to verify the amount of loss or personal injury and to forward that information to the Court so the Court may order payment of restitution in the appropriate situations. In 2011, the Probation Department collected \$59,899.43 in restitution that was distributed to victims of crime.

In addition to preparing presentence reports, the Probation Department supervises a large monthly volume of offenders that have been placed on active reporting status by the Court. The average number of probationers supervised each month is 251. This is an increase of 28 people from last year. Probationers are required to strictly comply with a variety of conditions imposed by the Court in order to maintain their freedom in the community and avoid imposition of the original jail sentence. Terms of probation frequently contain a strong rehabilitation component to address the problems which initially brought the offender to the Court's attention.

Court imposed rehabilitation may include such elements as mandatory treatment for alcohol/drug dependency, abstinence from alcohol and all mood altering substances, attendance at self-help group meetings such as Alcoholics Anonymous, personal counseling, and mandatory participation in anger management counseling for those offenders convicted of domestic violence.

As available jail space declines, the Probation Department coordinates electronic monitored house arrest and global tracking as an alternative jail sentence in appropriate cases. According to Ohio law, offenders sentenced to electronic monitoring must serve three times as many days under house arrest to equal the amount of actual jail time designated by statute for the particular offense. Ten (10) offenders were assigned and successfully completed a period of house arrest. Eligible offenders for the program are those with non-violent offense convictions who lack significant prior criminal histories and are gainfully employed.

Global tracking was used in 2011 to track offenders who were convicted of stalking, aggravated menacing, domestic violence or violating a temporary protection order. As is the case with house arrest, people monitored with a global tracking device are required to pay for the cost of the service. This requirement appears to be a forceful motivator encouraging offenders to complete the program because all fees are non-refundable and there is no credit for time served upon a finding of violation.

The Probation Department has also made referrals to ignition interlock services for repeat DWUI offenders with occupational driving privileges. Installation of an ignition interlock device requires the driver to blow into a breathalyzer which is attached to the ignition, and if the device tests positive the vehicle will not start.

A significant amount of time in the Probation Department is devoted to case management as well as preparation for probation violation hearings. Approximately 242 probationers were required to appear in court over the last year to answer to charges of probation violation. After scheduling a hearing, it is the probation officer's duty to inform the offender of the nature and consequences of the charges pending and to prepare testimony for the Court regarding the details of the violation.

When confronted with strong evidence of violation, the offender will frequently acknowledge his or her lack of compliance. The Court then has several options to remedy the violation ranging from the imposition of the original jail sentence to mandating that additional or more stringent conditions of probation be imposed that, if met, will demonstrate that continued probation supervision is warranted for the benefit of the probationer and the community at large.

Offenders who appear in Lakewood Court and are later referred to the Probation Department often suffer from a variety of personal problems including alcoholism, drug addiction, marital and family problems, sexual maladjustment, financial, psychiatric, and medical problems. The Department works diligently utilizing a variety of community resources to offer offenders assistance in the areas where they need it most. Consequently, when the probation term expires often the offender can successfully return to the community without supervision as a law-abiding, productive citizen.

The Probation Department continues to see an increase in the incidence of mentally ill offenders. This group of offenders often requires more time for case management. With this in mind, the Lakewood Municipal Court, along with five other area municipal courts became a part of the Mental Health Court Liaison Project. This project was implemented in February 2003. The purpose of the project is to assist municipal court systems with early identification, assessment, referral/linkage to community based alternatives for the non-violent mentally ill offender. Mental health liaisons work collaboratively with the Probation Department to meet these needs. In 2011 twenty-eight (28) individuals were referred to the mental health liaisons and/or a forensic psychologist for a mental health evaluation. As a result of this project, the amount of time spent in jail by mentally ill offenders has decreased and they have been diverted to more appropriate resources such as psychiatric hospitals, crisis stabilization units or home. Mentally ill offenders have benefited by not losing their housing or other entitlements as well as being re-engaged with the community mental health system.

**PROBATION DEPARTMENT MONTHLY ACTIVITY SUMMARY
REFERRAL RESULTS**

	PSI Carry Over to next Mo.	PSI Monthly Referrals	Presentence Investigation Completed PSI	Active Prob. Mo. Vol.	Restitution Collected	Probation Violation Hearings	House Arrest Assign.	INACTIVE Probation w//PSI	ACTIVE Probation w//PSI	ACTIVE Probation No PSI	ACTIVE Probation Term.
January	22	25	22	230	\$6,668.31	21	0	0	15	20	15
February	26	18	17	240	3,803.10	24	1	6	16	15	21
March	6	23	38	237	4,049.98	24	0	4	12	17	32
April	33	24	16	240	2,896.00	21	1	7	10	20	27
May	11	23	20	237	8,640.00	24	1	4	15	18	36
June	24	32	29	244	8,916.19	34	1	1	12	16	21
July	25	22	26	255	6,379.09	20	3	0	12	19	20
August	21	17	28	263	1,963.99	13	2	2	16	18	26
September	9	12	24	265	4,934.20	12	0	0	10	9	17
October	23	26	27	267	4,570.27	15	0	4	14	10	22
November	20	27	28	269	2,762.30	17	1	0	4	20	22
December	19	<u>26</u>	<u>27</u>	<u>265</u>	<u>4,316.00</u>	<u>17</u>	<u>0</u>	<u>2</u>	<u>10</u>	<u>2</u>	<u>23</u>
2011 Total	239	275	302	3012	\$59,899.43	242	10	30	146	191	282
2010 Total	425	333	360	223 (Mo.Avg.)	\$64,642.50	283	16	46	118	217	355

337 Total New
Active Probation
Referrals 2011

PROBATION DEPARTMENT - STATISTICAL ARREST DATA
The following listing is a breakdown of the quantity and type of convictions
referred for active probation supervision in 2011
PAGE 1 OF 2

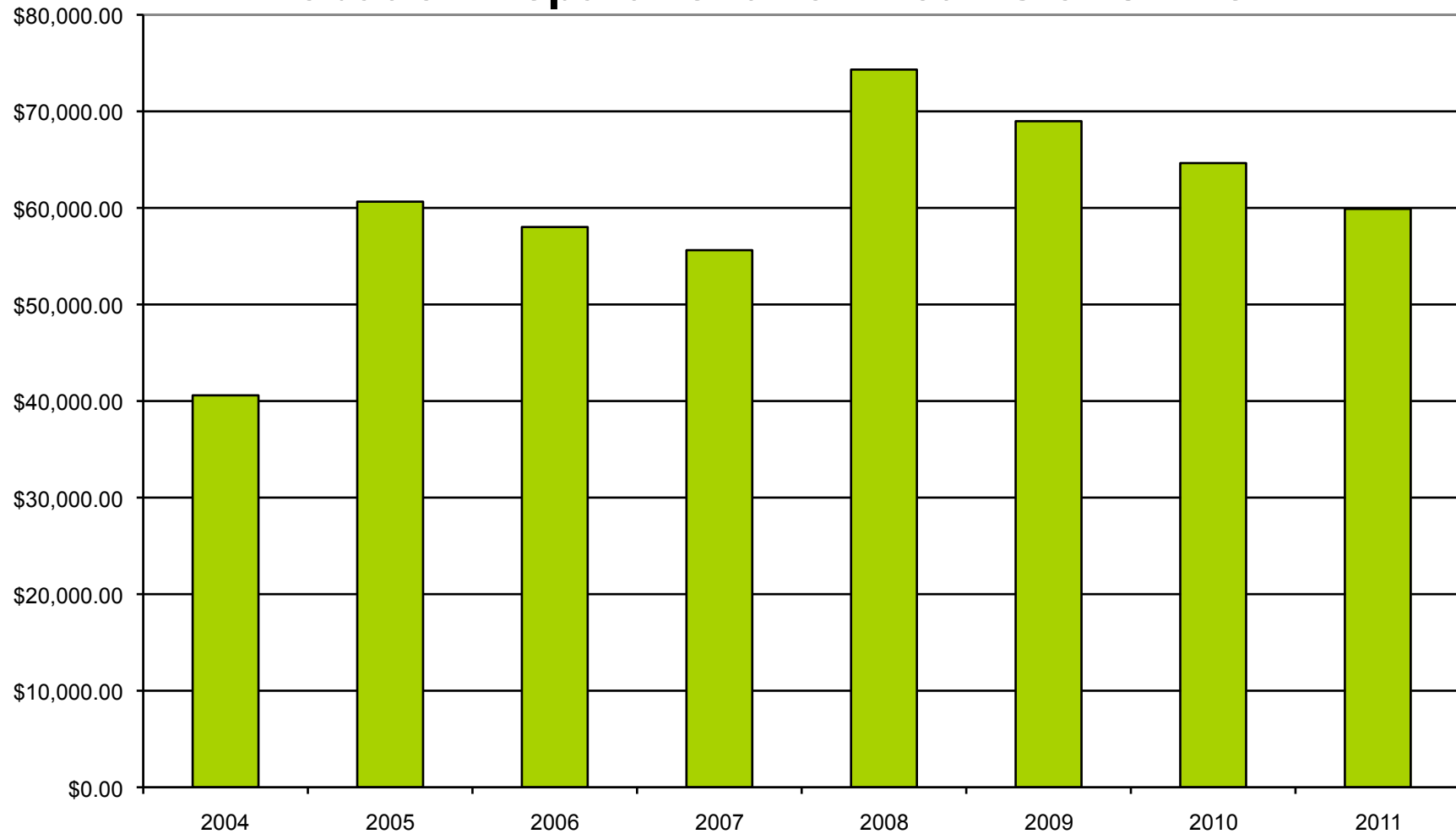
	<u>2010</u>	<u>2011</u>
Aggravated Menacing/Menacing	4	6
Assault	23	24
Assault on Police Officer	0	1
Assured Clear Distance	1	0
Attempted Deception to Obtain	0	1
Attempted Drug Abuse	1	1
Attempted Possession of Drugs	6	3
Attempted Trafficking in Drugs	1	0
Attempted Vandalism	0	1
Backing Without Vigilance	0	1
Carrying a Concealed Weapon	2	3
Change of Course	1	0
Child Endangering	9	5
Contempt of Court	0	3
Contributing Del. Minor	1	0
Criminal Damaging	6	5
Criminal Mischief	2	0
Criminal Trespassing	10	15
Disorderly Conduct	6	7
Domestic Violence	22	19
Driving While Under Suspension	17	24
Drug Abuse	13	6
Failure to Comply	1	1
Failure to Control	1	6
Failure to Secure Dangerous Ord	1	0
Failure to Yield	2	0
False Alarms	2	2
False Information	2	7
Full time & Attention	0	1
Hit Skip	4	2
Illegal Processing of Drug Documents	0	1
Inducing Panic	0	2
Intox	17	22
Menacing	1	0
Misuse of 911	0	1
Misuse of Credit Cards	1	1
Noise	0	0
No Operators License	2	4

PROBATION DEPARTMENT - STATISTICAL ARREST DATA
The following listing is a breakdown of the quantity and type of convictions
referred for active probation supervision in 2011
PAGE 2 OF 2

	<u>2010</u>	<u>2011</u>
Obstruction of Official Business	5	8
Occupy Drug Premises	3	2
Open Container	1	1
Operating a Vehicle Impaired	76	63
Passing Bad Checks	0	1
Permitting Drug Abuse	1	0
Persisting	5	8
Petty Theft	22	28
Physical Control	2	0
Pocket Knives	1	1
Possession of Criminal Tools	1	1
Possession of Drug Paraphernalia	27	25
Possession of Drugs	0	0
Possession of Harmful Into	1	0
Possession of Stun Gun	1	0
Probation Violation	9	7
Prostitution	0	0
Public Indecency	0	1
Receiving Stolen Property	1	3
Reckless Operation	0	0
Resisting Arrest	4	9
Sales to Minors	6	4
Seatbelt	2	0
Sexual Imposition/Voyeurism	1	0
Tampering with Coin Machine	0	1
Tampering with Evidence	0	0
Telephone Harassment	5	4
Temporary Permit	0	1
Theft	3	4
Traffic Control Device	0	1
Unauthorized Use of Motor Vehicle	0	0
Unlawful Restraint	0	0
Unlawful Transportation of Weapon	2	0
Using Weapons While Intox	0	1
Violation of a Temporary Protection Order	8	4
Wrongful Entrustment	1	0
Totals	347	353

Chart 11

Summary of Restitution Collected by Probation Department For Victims of Crime



COMMUNITY WORK SERVICE

The following listing is a breakdown of quantity and type
of convictions referred for Community Work Service in 2011

PAGE 1 OF 2

<u>OFFENSE</u>	<u>NO. OF CASES</u>	
	<u>2010</u>	<u>2011</u>
Animal Violation	0	2
Aggravated Menacing/Menacing	4	3
Assault	19	8
Attempted Petty Theft	0	0
Attempted Possession of Cocaine	1	0
Attempted Trafficking	1	0
Backing Without Vigilance	1	0
Carrying a Concealed Weapon	2	1
Contributing to Delinquency of a Minor	3	2
Criminal Damaging/Attempted Criminal Damage	17	18
Criminal Mischief/Body Piercing/Att Ciminal Misc	7	0
Criminal Trespassing/Aggravated Trespassing	14	12
Discharging Fireworks/Possession of Fireworks	3	6
Disorderly Conduct/Intoxication/Persist	24	17
Domestic Violence	2	1
Driving While Under Suspension	66	69
Drug Abuse	19	31
Endangerment - Child	2	1
Expired License	0	0
Failure to Control	13	10
Failure to Yield	3	2
False Information	11	7
Full Time and Attention	0	1
Hit-Skip	13	9
Impropper Handling of a Firearm	0	1
Improper Turn/backing	0	1
Inducing Panic	3	1
Making False Alarms	3	2
Misuse of Credit Cards	11	1
No Operator's License	13	7
Obstruction of Official Business	15	13
Occupying Drug Premises	1	0
Open Container of Alcohol in Public	4	3
Operating a Vehicle Impaired	136	103

COMMUNITY WORK SERVICE

The following listing is a breakdown of quantity and type
of convictions referred for Community Work Service in 2011

PAGE 2 OF 2

	<u>2010</u>	<u>2011</u>
Passing of Bad Checks	2	3
Petty Theft	42	38
Physical Control of Vehicle Under the Influence	5	4
Possession of Criminal Tools	4	0
Possession of Drug Paraphernalia	8	7
Possession of Hallucinogens/Marijuana	3	2
Probation Violation/Contempt of Court	121	129
Receiving Stolen Property	8	10
Reckless Operation of a Vehicle	1	5
Resisting Arrest	4	9
Riot / Attempted Riot	2	1
Sale of Alcohol to Minor/Underage Poss/Failure to ID	43	37
Seat Belt/Child Restraint	4	2
Telephone Harassment	1	1
Temporary Permit	3	0
Theft/Attempted Theft/Att Breaking and Entering	13	2
Traffic Control Device/Misc. Traffic	5	5
Unauthorized Use of a Motor Vehicle	2	0
Unauthorized Transportation of a Weapon	1	0
Violation of Temporary Protection Order	1	1
Wrongful Entrustment	2	0
Total	686	588

****NOTE:** 276 defendants were assigned CWS in 2011. There were 60 defendants who had two offenses.

24 defendants who had three offenses.

Of the 35 Sales of Alcohol to Minor/Underage Possession, 17 were offered the Diversion Program

58 Defendants were assigned resitution in 2011

5 Defendants were assigned GED in 2011

COMMUNITY WORK SERVICE

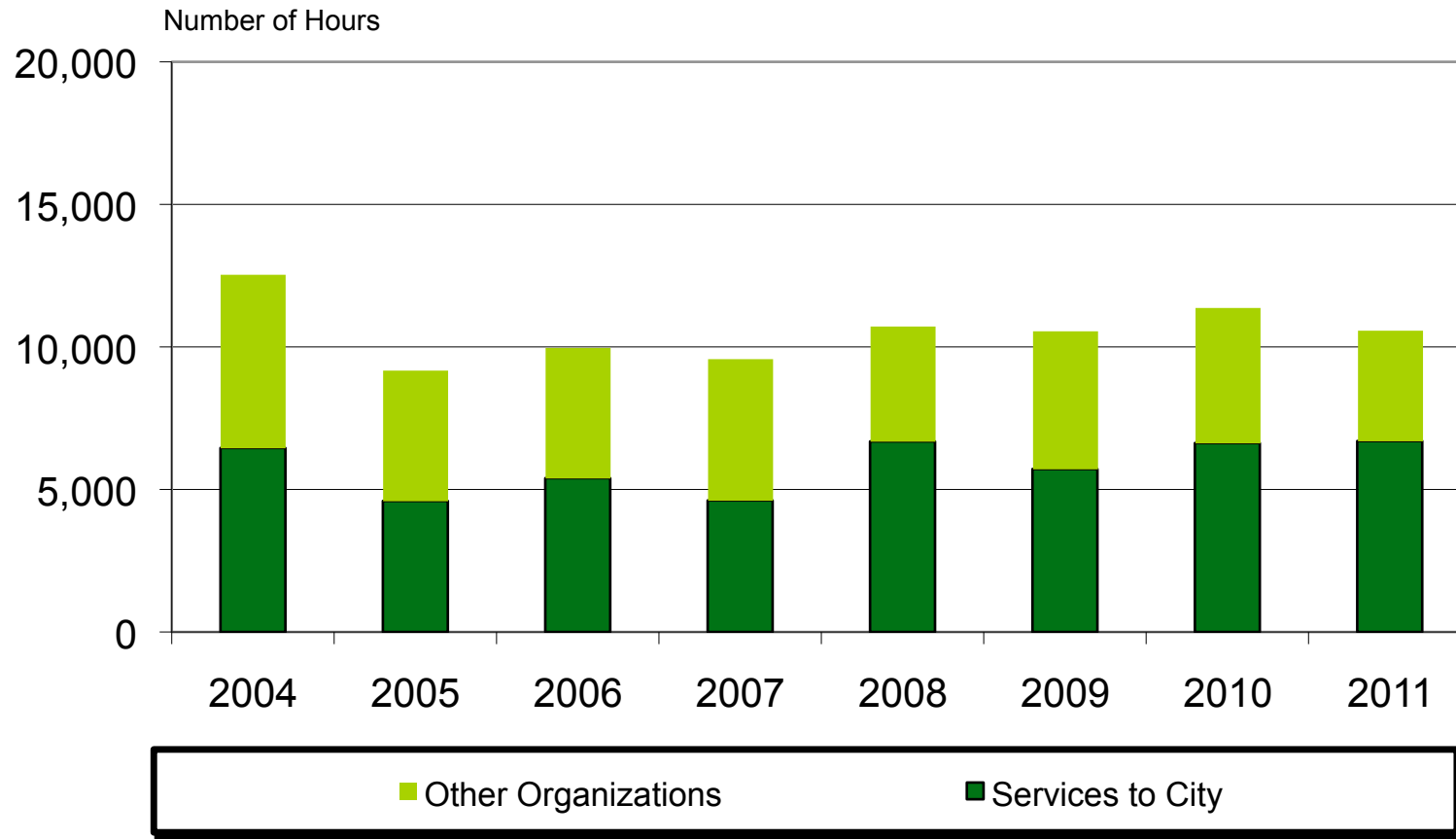
	<u>Hours</u>	<u>Total</u>
City Services	6,096.0	\$45,110.40
Office on Aging	<u>604.0</u>	<u>\$4,469.60</u>
Total City Services	6,700.0	\$49,580.00
	<u>Hours</u>	<u>Total</u>
The Nature's Bin	1,688.0	\$12,491.20
Recovery Resources	408.0	\$3,019.20
Beck Center	1,156.0	\$8,554.40
Barton Center	0.0	\$0.00
Lakewood Meals on Wheels	519.0	\$3,840.60
Special Projects	<u>108.0</u>	\$799.20
Total Non City Services	3,879.0	\$28,704.60
 Total Community Work Service Hours	 10,579.0	 \$78,284.60

The Dollar Amount is computed at minimum wage of \$7.40 per hour

2011 Total Hours: 10,579.0 Total Dollar Amount: \$78,284.60

Chart 12

SUMMARY OF COMMUNITY WORK SERVICE FOR THE LAKEWOOD MUNICIPAL COURT



Source: Lakewood Municipal Court Probation Department

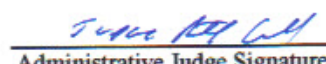
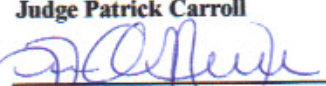
LAKEWOOD MUNICIPAL COURT ANNUAL REPORT 2011

OHIO SUPREME COURT ANNUAL STATISTICS

Lakewood Municipal Court
Cuyahoga County
Judge Patrick Carroll

**THE SUPREME COURT OF OHIO
ADMINISTRATIVE JUDGE REPORT
MUNICIPAL COURT AND COUNTY COURT
Annual 2011**

		A	B	C	D	E	F	G	H	I	T
		Felonies	Misdemeanors	O.M.V.I.	Other Traffic	Personal Injury & Property Damage	Contracts	F.E.D.	Other Civil	Small Claims	TOTAL
Pending beginning of period	1	3	142	1	125	8	200	170	23	270	942
New cases filed	2	110	2,350	198	6,480	15	797	1,054	186	1,228	12,418
Cases transferred in, reactivated or redesignated	3	109	752	12	758	2	14	17	0	6	1,670
TOTAL (Add lines 1-3)	4	222	3,244	211	7,363	25	1,011	1,241	209	1,504	15,030
TERMINATIONS BY:											
		A	B	C	D	E	F	G	H	I	T
Trial/Hearing by judge (include bindover by preliminary hearing, guilty or no contest pleas and defaults)	5	7	1,109	25	1,436	9	542	17	94	20	3,259
Hearing by Magistrate (include guilty or no contest pleas and defaults)	6	X	0	0	0	0	1	495	45	709	1,250
Transfer (include waivers of preliminary hearing and individual judgment)	7	0	726	166	1,007	9	149	38	4	2	2,101
Dismissal for lack of speedy trial (criminal) or want of prosecution (civil)	8	0	0	0	0	0	0	5	3	0	8
Other dismissals (include dismissals at preliminary hearing)	9	99	101	1	212	2	148	572	30	570	1,735
Violations Bureau	10	X	351	X	3,616	X	X	X	X	X	3,967
Unavailability of party for trial or sentencing	11	110	756	12	893	0	0	0	0	0	1,771
Bankruptcy stay or interlocutory appeal	12	0	0	0	0	0	17	1	0	1	19
Other terminations	13	0	58	2	7	0	1	4	22	2	96
TOTAL (Add lines 5-13)	14	216	3,101	206	7,171	20	858	1,132	198	1,304	14,206
Pending end of period (subtract line 14 from line 4)	15	6	143	5	192	5	153	109	11	200	824
Time Guideline (months)		1	6	6	6	24	12	12	12	6	X
Cases pending beyond time guideline	16	0	0	0	0	0	0	0	0	0	X
Number of months oldest case is beyond time guideline	17	0	0	0	0	0	0	0	0	0	X
		A	B	C	D	E	F	G	H	I	T

FAX TO: (614) 387-9419 OR Mail to: Court Statistical Reporting Section Supreme Court of Ohio 65 S. Front Street, 6th Floor Columbus, OH 43215-3431	 Administrative Judge Signature Judge Patrick Carroll  Preparer and telephone number if other than Judge Terri A. O'Neill, Clerk of Court	1/14/2012 Date 1/13/12 Date
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THE SUPREME COURT OF OHIO
INDIVIDUAL JUDGE REPORT
MUNICIPAL COURT AND COUNTY COURT
Annual 2011

		B	C	D	E	F	G	H	T	V	
		Misdemeanors	O.M.V.I.	Other Traffic	Personal Injury & Property Damage	Contracts	F.E.D.	Other Civil	Total	Visiting Judge	
Date of completion of most recent physical case inventory											
- Civil 4/30/10											
- Small Claims 4/30/10											
- Criminal 12/2/11											
Pending beginning of period	1	152	37	108	2	40	0	1	340	X	1
New cases filed	2	726	166	1,007	9	149	38	4	2,099	X	2
Cases transferred in, reactivated or redesignated	3	65	8	128	1	2	0	0	204	X	3
TOTAL (Add lines 1-3)	4	943	211	1,243	12	191	38	5	2,643	0	4
TERMINATIONS BY:		B	C	D	E	F	G	H	T	V	
Jury trial	5	1	0	0	0	0	0	0	1	0	5
Court trial	6	252	5	377	0	0	0	0	634	68	6
Default	7	X	X	X	0	0	0	0	0	0	7
Guilty or no contest plea to original charge	8	235	141	170	X	X	X	X	546	36	8
Guilty or no contest plea to reduced charge	9	99	11	332	X	X	X	X	442	55	9
Dismissal for lack of speedy trial (criminal) or want of prosecution (civil)	10	0	0	0	1	1	0	0	2	0	10
Other Dismissals	11	116	0	62	3	66	4	1	252	19	11
Transfer to another judge or court	12	0	0	0	0	0	0	0	0	0	12
Referral to private judge	13	X	X	X	0	0	0	0	0	0	13
Unavailability of party for trial or sentencing	14	76	4	149	0	0	0	0	229	0	14
Bankruptcy stay or interlocutory appeal	15	0	0	0	1	7	1	0	9	0	15
Other terminations	16	17	0	27	0	86	32	4	166	7	16
TOTAL (Add lines 5-16)	17	796	161	1,117	5	160	37	5	2,281	185	17
Pending end of period (Subtract line 17 from line 4)	18	147	50	126	7	31	1	0	362	0	18
Time Guideline (Months)		6	6	6	24	12	12	12	X	X	
Cases pending beyond time guidelines	19	0	0	0	0	0	0	0	0	X	19
Number of months oldest case is beyond time guidelines	20	0	0	0	0	0	0	0	0	X	20
Cases submitted awaiting sentencing or judgment beyond time guideline	21	0	0	0	0	0	0	0	0	X	21
		B	C	D	E	F	G	H	T	V	

FAX TO:
(614) 387-9419

OR

Mail to:
Court Statistical Reporting Section
Supreme Court of Ohio
65 S. Front Street, 6th Floor
Columbus, OH 43215-3431

[Signature]
Judge Signature - Judge Patrick Carroll

[Signature] 216-529-6700
Preparer and telephone number if other than judge

Terri A. O'Neill, Clerk of Court

[Signature]
Administrative Judge Signature

Judge Patrick Carroll

1/14/2012
Date

1/13/12
Date

1/14/2012
Date