

**SOUTH EUCLID MUNICIPAL COURT
CUYAHOGA COUNTY, OHIO**

2013 ANNUAL REPORT



**Gayle Williams- Byers
Presiding and Administrative Judge**

**Annetta L. Fisher, Clerk of Court
Avery J. McCauley, Chief Deputy Clerk**

**1349 South Green Road
South Euclid, OH 44121
Phone: (216) 381- 2880
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SOUTH EUCLID MUNICIPAL COURT



JUDGE
Gayle Williams-Byers

CLERK OF COURT
Annetta L. Fisher

September 1, 2013

Mayor Georgine Welo
Members of the South Euclid City Council
Cuyahoga County Executive and Council Members

The Annual Report for the South Euclid Municipal Court for the year ending December 31, 2012 is hereby submitted which summarizes the court's finances and caseload as required by Ohio Revised Code Section 1901.14 (A) (4). This report describes the daily operations of Clerk of Court which includes the civil, criminal/traffic and probation divisions. Revenue from the court is generated by fines and court costs assessed and distributed to the State of Ohio, Cuyahoga County, City of South Euclid and Cleveland Metropolitan Park District. Additional disbursements include bond refunds, restitution, rent escrow receipts and miscellaneous refunds for overpayments of fines and costs.

This is the initial report of court business for the new administration which took office on January 1, 2012. Several new and innovative programs have been implemented to increase the court's efficiency, performance and utilization of technological advancements in an effort to decrease costs.

These technology advancements include equipping the main courtroom to provide "Wi-Fi" capabilities for court staff and attorneys. The civil, criminal and traffic dockets are now posted in PDF format online reflecting court dates and hearing times. This information can also be easily accessed by those using IOS or Android based "smart phones". Downloadable instructions are available through the court's website to provide for "app-like" access and perusal. Further, the court has implemented a system of usage for Electronic Certified Mail which has resulted in a decrease in postage costs and increased mail efficiency.

Additional technological advancements include the creation of an easy-to-follow online payment application for court fines and costs as well as upgrades to the court's recording and transcription system. With the progress made, it is projected that by the end of 2013, the South Euclid Municipal Court will be on a "Paperless" system resulting in savings to both labor and supply costs.

To promote the goal of court access balanced with the need to be sensitive to limited safety force availability, the court conducts considerably more arraignment hearings via video link between the court and jail. This process utilizes the cross-training skills of the court staff as well as the limited staffing availability of the South Euclid police force.

The goal of court access was further advanced with the successful implementation of the once monthly Night Court schedule. With this docket and in conjunction with the city law department, a variety of cases ranging from arraignment to trial are both scheduled and resolved.

Democracy Days were implemented to provide neighborhood groups, schools and organizations an opportunity to see the in court action and to provide perspective to the community for how the

judicial branch of government operates. To buttress this project, the South Euclid Municipal Court has joined with the Case Western Reserve University, Franklin Thomas Backus School of Law to coordinate a legal internship program where law students serve as intern prosecutors. Under the guidance of skilled attorneys and prosecutors from the city law department, second and third year law students from CWRU are mentored to practice every aspect of criminal prosecution of cases brought before the court ranging from motion practice to litigation.

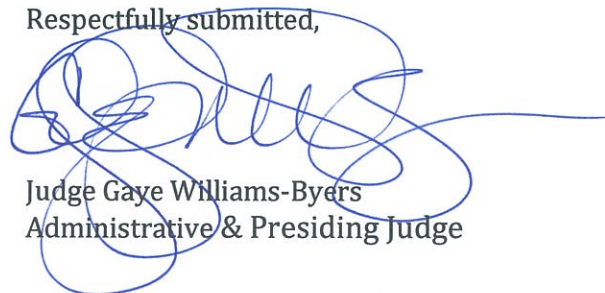
Finally, the South Euclid Municipal Court is an inaugural partner in the first installment of the three-year, \$975,000 multi-jurisdictional suburban Drug Court grant. This grant was provided through the Federal Government in collaboration with the Cleveland Municipal Court and several surrounding suburban municipalities intending to address the needs of non-violent drug offenders. As a result, eligible program participants are assessed by the South Euclid Municipal Court where they enter a plea and their case is transferred to the jurisdiction of the Cleveland Municipal Court where a treatment plan is determined and programming needs are implemented and completed.

The court's total receipts for the year ending December 31, 2012 were \$1,260,715.98. Included in this amount is \$294,841.43 collected in judgment payments (garnishments) all of which is paid out to creditors, of the balance \$599,194.73 was distributed to the City of South Euclid's general fund, \$63,663.00 to the court's computer fund, \$59,991.40 to the court's special project fund \$8,579.50, to IDAT (Indigent Driver's Alcohol Fund) and \$2,173.42 received for IDIAM payments (Indigent Drivers Interlock & Alcohol Monitoring).

Operating costs of the court paid through the general fund were \$688,503.65. Funds from the court's computer funds and special project funds were used as in previous years to pay the salaries of the court magistrate and security bailiffs as well as educational workshops, training and for technological upgrades.

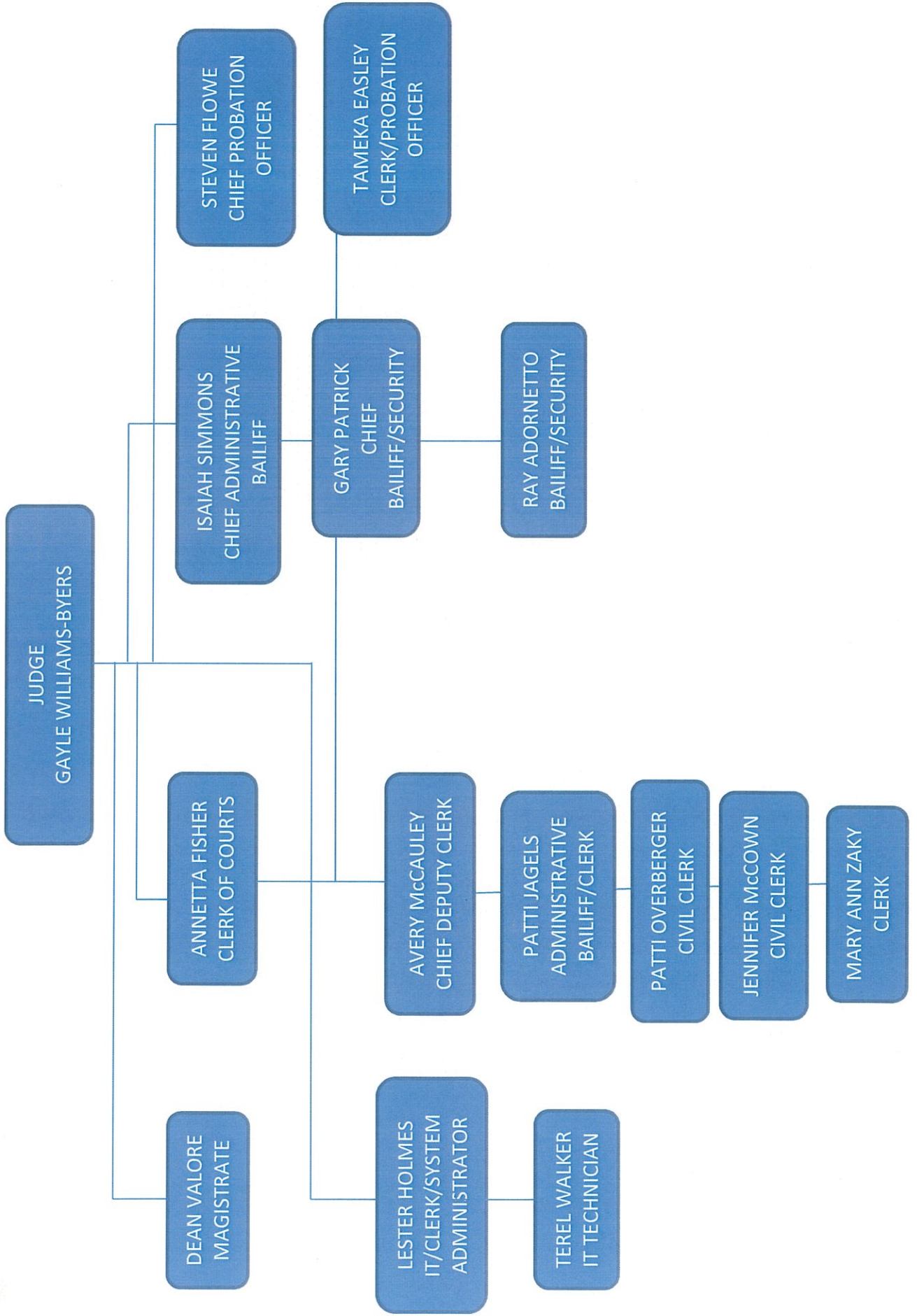
Total traffic offenses filed with the court increased from 4,435 filed in 2011 to 4,839 in 2012. The number of parking tickets issued from January 2012 through April of 2,012 was 1,275.00. During 2,012, The Parking Violations Bureau was established. Parking tickets are now issued and payments made through the South Euclid Police Department. There was a reduction in misdemeanor offenses from 723 in 2011 to 675 in 2012. However felony offenses increased from 47 in 2011 to 62 in 2012. This does not include charges arising in South Euclid but filed by the police department directly with the Cuyahoga County Common Pleas Court.

Respectfully submitted,



Judge Gaye Williams-Byers
Administrative & Presiding Judge

SOUTH EUCLID MUNICIPAL COURT



SOUTH EUCLID MUNICIPAL COURT
2012 ANNUAL REPORT

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COURT PERSONNEL

Gayle F. Williams-Byers Administrative and Presiding Judge

Judge Gayle F. Williams-Byers was elected in November 2011 to the South Euclid Bench. She is a native Clevelander and is a graduate of Shaw High School in East Cleveland, Ohio. Judge Byers earned her Bachelors in Political Science and Sociology with a minor in Economics as well as her Master's Degree in Nonprofit Organization and Juris Doctorate from Case Western University.

Judge Byer's professional experience includes being the Manager of State Affairs for Advocates Highway and Auto Safety where she worked on safety legislation related to DUI, distracted driving and safety belts as primary offenses. She served as a Legislative Aide on the United States Senate Clean Air Sub-Committee with a focus on energy, environment and transportation legislation.

Prior to ascending to the bench, Judge Byers served as a supervisor in the office of the Cuyahoga County Prosecutor serving both the Grand Jury and General Divisions where her responsibilities included oversight of all felony indictments in Cuyahoga County as well as training and supervision of litigation attorneys on a daily basis. Judge Byers was also an adjunct faculty member at Cuyahoga Community College in the Department of Law enforcement where she taught subjects in Criminal Law, Constitutional Law, Search & Seizure and Juvenile Law.

In 2012, Judge Byers delivered the Fall Commencement address at ITT Technical College, in Warrensville Heights, Ohio. Further, she earned a coveted scholarship to attend a conference at the University of Mississippi on the Topic of Electronic Search and Seizure and was invited as part of a small group of state wide Judges to attend a training conference sponsored by the FBI in Clarksburg, West Virginia.

Separate and apart from the court, Judge Byers is committed to the South Euclid community and beyond. This commitment is demonstrated by her work and volunteerism with the Cleveland Food Bank and sponsorship of S.E.Y.S.B.A., little league baseball team.

Judge Byers is happily married to Gregory D. Byers, Jr. and are the proud parents of Gregory W. Byers, age 13.

**Dean Valore
Magistrate**

Dean Valore is a former Assistant United States Attorney for the Department of Justice. While a federal prosecutor, he focused on complex domestic and international organized crime prosecutions, federal corruption cases, and criminal civil rights violations. In 2010, Mr. Valore received an award from the director of the FBI for his work as a federal prosecutor. He is now managing partner of the law firm Valore & Gordillo, LLP in Cleveland and is also an Adjunct Professor of Law at the Cleveland- Marshall College of Law at Cleveland State University. Mr. Valore holds a Bachelor's Degree in Finance from Miami University and a Juris Doctorate from Cleveland –Marshall of Law. Mr. Valore is married to the former Ann Ferguson and they are the proud parents of Gabriel and Camila ages seven and two.

**Isaiah K. Simmons
Administrative/Personal Bailiff**

Isaiah is a native of Cleveland for over 40 years, residing in South Euclid for the past 16 years with his wife Felicia and two children Alexander and Gwendolyn. Isaiah was formerly employed with the Cuyahoga County Sheriff's Department as a corrections officer for over twenty years and has extensive training and experience in law enforcement. Mr. Simmons is currently pursuing his theological degree at Baptist Bible Institute. Isaiah just recently completed private security firearms training and received his certificate for Ohio Peace Officer Training Commission from the Attorney General for completion of the course.

**Annetta L. Fisher
Clerk of Court**

Ms. Fisher was appointed Clerk of Clerk in January 2012. Annetta previously served as Clerk of Clerk for the East Cleveland Municipal Court for eight years. She attended Cleveland State University earning a B.A. in Urban Studies and a Masters in Public Administration. Ms.Fisher also has experience in social services, estate and trust administration and accounting. The Clerk's office is responsible by statue for the collection and disbursement of monies and maintenance of court records. The Clerk's office answers to the Ohio Supreme Court, state auditors, Ohio Bureau of Motor Vehicles, and works closely with the law department and law enforcement officers. She is active throughout the county, sitting on several boards and volunteering her time to assist others. Ms. Fisher is a South Euclid resident and enjoys music, reading, sports and spending time with friends and family. She is the proud parent of one daughter Eliese who now resides in Chicago.

Avery J. McCauley
Chief Deputy Clerk

Ms. McCauley, a South Euclid resident, relocated to the Cleveland area in 1982 upon graduation from Murray State University with a B.S. in Criminology. She has several years' experience in the fields of criminal justice and social services having spent 16 years with the Adult Parole Authority and 11 years as assistant director of the Harbor Light Complex. She is a community activist and volunteers her time throughout the community. Ms. McCauley is a member of the Delta Theta Sorority, Inc. as well as several local organizations. She has numerous hobbies which include drawing, automobile shows, dog shows and traveling. Avery is an avid supporter of the Cleveland Browns. She is devoted to her loveable puggle dog "Smalls".

Steven Flowe
Chief Probation Officer

Mr. Flowe, a proud 25 year resident of South Euclid brings 15 years of experience to the South Euclid Municipal Court, having been a probation officer with the Cuyahoga County Court of Common Pleas. Mr. Flowe gained valuable experience in pre-trials, electronic monitoring, intensive supervision pre-sentence investigations and general supervision, Mr. Flowe was born and raised in Cincinnati which makes him a lifelong "Bengals" fan. Steve attended Bowling Green University and graduated from Cleveland State University with a degree in Social Work and minor in Criminal Justice. Mr. Flowe also completed graduate courses in Public Administration. He has been married for 24 years and is the proud parent of one daughter.

Lester Holmes
Systems Administrator/Deputy Clerk

Mr. Holmes, a former journalist brings more than 13 years of professional experience in media and technology to the South Euclid Municipal Court. He serves in several capacities including system administrator and deputy clerk. As systems administrator, he is responsible for spearheading the manner in which the court uses technology to better serve the public. Lester is currently in driver's seat leading the court's initiative to become completely "Paperless" and was an integral force in phase I. Mr. Holmes is a native of Pittsburgh, Pa (Go Steelers) is a graduate of Wilberforce University with a B.A. in Mass Media Communications and is a dedicated member of the Alpha Phi Alpha Fraternity Inc. Mr. Holmes also resides in South Euclid.

Patty Jagels
Administrative Bailiff/Deputy Clerk

Ms. Jagels, a former resident of South Euclid is a part time bailiff. She has been with the court for the past 8 years. Ms. Jagels' responsibility includes docket management, scheduling, jury management and direct court/attorney contact. She is an avid gardener and enjoys spending time with her family of four children consisting of two sets of twins.

Ray Adornetto
Security Bailiff

Ray Adornetto has been with the South Euclid Municipal Court for three years as security bailiff. He is the point of contact for all who enter the court. Before becoming bailiff, Ray spent more than 34 years as a City of South Euclid Police Officer, of which 20 and ½ as a detective. Ray is happily married with two adult sons. He enjoys gardening and the beach during the summer months.

Gary Patrick
Security Bailiff

Gary Patrick has been a security bailiff with the South Euclid Municipal Court for 4 years. Mr. Patrick is a retired police officer/detective from the Pepper Pike Police Department. He is also an OHSAA licensed baseball official and resides in Cleveland Heights.

Patty Overberger
Deputy Clerk

Mrs. Overberger celebrated her 10th year with the South Euclid Municipal Court on October 11, 2012 working in the Civil Division; She has resided in the City of South Euclid for the past 50 years. Her interests include jazzercise and her Labrador "Bailey". She is a graduate of Charles F. Brush High and has been married for 31 years. She and her husband are the proud parents of one daughter and one son.

Mary Ann Zaky
Deputy Clerk

Ms. Zaky a Parma Heights resident graduated from Cleveland State University with a B.S. in Political Science and is currently attending Cleveland Marshall Law School. Ms. Zaky brings managerial and customer service experience to the court. She is active in the community and volunteers in various charities.

Jennifer McCown
Deputy Clerk

Ms. McCown has been a resident of South Euclid for over 30 years. A graduate of Charles F. Brush. Ms. McCown brings experience from banking, mortgage lending, customer service, and financial research. She is also an accomplished pastry chef and is the proud mother of one daughter Mia who is 8years old.

Tameka Easley
Probation Officer/Deputy Clerk

Ms. Easley joined the South Euclid Municipal Court as a probation officer/deputy clerk, after position, after serving in the same capacity in the East Cleveland Municipal Court for three years. Ms. Easley graduated from Kent State University with a B.A. in Criminal Justice interning at the East Cleveland Municipal and Euclid Municipal courts. She attended the Ohio Peace Officer Training Academy receiving certification in basic firearms and defensive tactics. Ms. Easley is active in the Cleveland Branch National Association of Blacks in Criminal Justice. Ms. Easley enjoys reading, collecting Barbee dolls, working out and spending time with family and friends.

Terel Walker
IT Technician

Mr. Walker is an ITT student earning his Associates Degree in Computer Science, specifically CNS/Computer Network Systems. Terel was hired after completing an internship with the court. He has been interested in computers since kindergarten when they were introduced in the classroom. Mr. Walker is an accomplished web designer, skilled graphic editor, writer car enthusiast and an avid reader. Some of his goals include continuing his education in the IT field inclusive gaining several valid certifications that will increase his knowledge, such as CompTIA, CCNA, Apple Certifications and Linux Administration Certifications.

CLERK OF COURT

FISCAL CONSTRAINT

As permitted by statute, the Court charges fees to fund special accounts which are the Court Computer Fund and Special Projects Fund. These funds assist the court in maintaining and upgrading the Court's case management system, computers, networking systems, and training etc.

To assist in collecting fines and costs, we now have a contract with Capital Recovery Systems. The payment of fines and costs have also been made easier and more accessible with the credit card Processing terminals in the clerk's office as well as the South Euclid Police Department. Payments may now also be made on line.

RECORDS MANGEMENT

The Clerk of Court is statutorily responsible for record retention of court records in addition to collecting fines and costs and disbursing funds. In 2006 the Ohio Legislature passed a law that requires courts to preserve files for specific periods. For example, the length of retention for a closed O.V.I. case is for 50 years. Retention of first through fourth misdemeanor traffic files must be maintained for 25 years. Criminal misdemeanors must be kept for 50 years. This mandate posed a considerable challenge to secure adequate accessible storage. Offsite storage as well as imagining will be addressed in next Court cycle.

SOUTH EUCLID MUNICIPAL COURT
2012 ANNUAL REPORT
CRIMINAL/ TRAFFIC DISBURSEMENTS

Balance on Hand January 1, 2012	\$	59,384.95
Receipts	\$	831,305.58
		<u>890,690.53</u>

DISBURSEMENTS

CITY OF SOUTH EUCLID

Criminal/Traffic Division

Fines	\$	243,939.66	
Local Costs	\$	191,570.00	
Clerk of Court Computer Fund (Criminal)	\$	40,027.00	
Court Computer Fund (Criminal)	\$	12,014.00	
Special Project Fund (Criminal)	\$	48,869.00	
OVI- Enforcement & Education	\$	728.00	
OVI- Ind Alcohol Treatment Fund	\$	650.00	
OVI-Political Subdivision -Housing	\$	1,522.00	
Indigent Driver Interlock/AIC Fund	\$	1,167.50	
Indigent Driver Alcohol Treatment	\$	4,512.00	
Parking Ticket Fines	\$	26,190.00	
Expungment Fee-City	\$	350.00	
Bond Forfeitures	\$	15,851.00	
Misc. Costs Collected	\$	863.00	
Witness Fee's	\$	<u>27.00</u>	
			<u>\$ 588,280.16</u>

Cuyahoga County Treasurer

Felony Fines	\$	13,855.50	
Bond Forfeitures	\$	4,985.00	
Witness Fees	\$	18.00	
Expungment Fee's	\$	140.00	
CRIS Fees	\$	14,720.00	
Public Defender Fee's	\$	1,400.00	
Crime Stoppers	\$	<u>200.00</u>	
			<u>\$ 35,318.50</u>

Cleveland Metro Parks

Fines	\$	<u>2,823.00</u>	
			<u>\$ 2,823.00</u>

SOUTH EUCLID MUNICIPAL COURT
2012 ANNUAL REPORT
CRIMINAL TRAFFIC RECEIPTS

RECEIPTS

Criminal/Traffic Fines & Costs	\$	607,945.97	
Cuyahoga County	\$	35,318.50	
Cleveland Metro Parks	\$	2,823.00	
State of Ohio	\$	182,524.69	
Ohio Board of Pharmacy	\$	25.00	
Bureau of Motor Vehicles	\$	15.00	
	\$	828,652.16	\$ <u>828,652.16</u>
Total Receipts Fines & Costs			

ADDITIONAL RECEIPTS

Indigent Driver Interlock & Alcohol Monitoring	\$	2,173.42	
Progressive Data Services	\$	180.00	
CBC Companies	\$	120.00	
Genuine Data Services	\$	180.00	
			\$ <u>2,653.42</u>
Total Additional Receipts	\$	2,653.42	

TOTAL REVENUE \$ 831,305.58

SOUTH EUCLID MUNICIPAL COURT
 2012 ANNUAL REPORT
 CRIMINAL/ TRAFFIC DISBURSEMENTS (Continued)

Treasurer State of Ohio		
Legal Aid	\$	18,236.79
Seat Belt Fines	\$	25,159.00
Child Restraint Fines	\$	1,631.00
Expungement Fee's	\$	735.00
Victims of Crime Fund	\$	29,167.00
General Revenue	\$	161.00
Ohio State Highway Patrol	\$	22.50
Indigent Defense Support Fund	\$	87,754.60
Indigent Defense Support Fund-Bond	\$	9,105.00
Drug Enforcement Fund	\$	10,229.90
Justice Program Services Fund	\$	300.40
		<u>\$ 182,524.69</u>
Board of Pharmacy	\$	25.00
		<u>\$ 25.00</u>
Bureau of Motor Vehicles	\$	15.00
		<u>\$ 15.00</u>
Bank Service Charge	\$	3,051.69
Other Bank Fee's	\$	878.54
		<u>\$ 3,930.23</u>
Bond Refunds	\$	20,025.00
Overpayments	\$	802.00
Restitution	\$	385.00
		<u>\$ 21,212.00</u>
TOTAL CRIMINAL/TRAFFIC DISBURSEMENTS	\$	831,305.58

SOUTH EUCLID MUNICIPAL COURT
2012 ANNUAL REPORT
CIVIL/SMALL CLAIMS DISBURSEMENTS

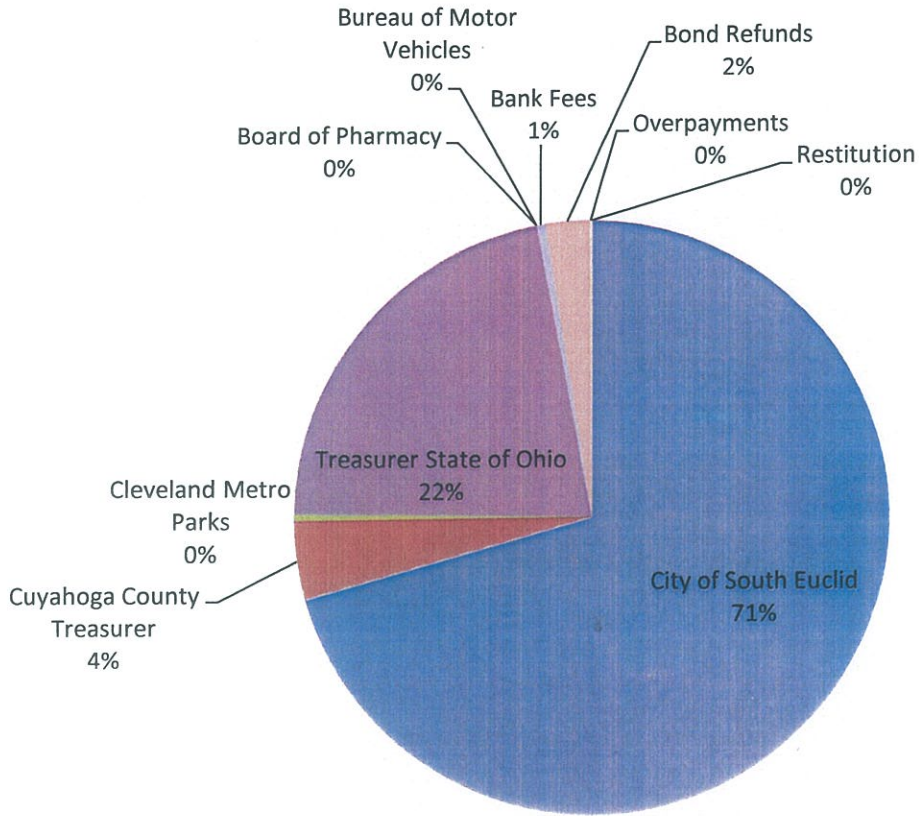
Balance on Hand January 1, 2012	\$ 1,220.00
Receipts	<u>\$ 134,568.97</u>
	<u>\$ 135,788.97</u>

CIVIL /SMALL CLAIMS- CITY OF SOUTH EUCLID

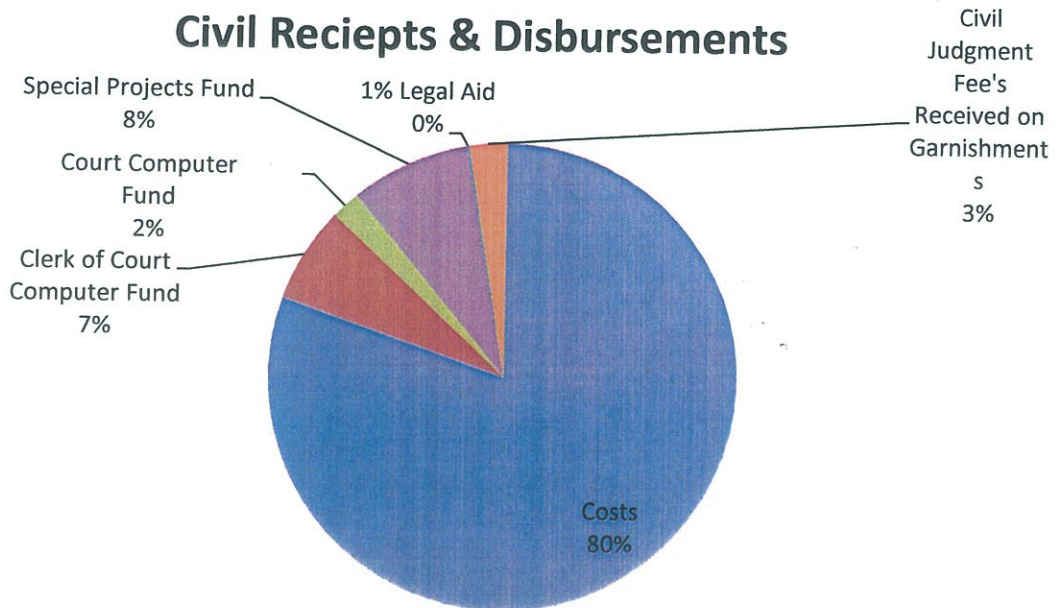
RECEIPTS AND DISBURSEMENTS

Costs	\$ 108,090.45	
Clerk of Court Computer Fund	\$ 8,940.00	
Court Computer Fund	\$ 2,682.00	
Special Projects Fund	\$ 11,122.40	
1% Legal Aid	\$ 184.21	
Civil Judgment Fee's Received on Garnishments	<u>\$ 3,549.91</u>	
		<u>\$ 134,568.97</u>

Criminal Reciepts & Disbursements



Civil Reciepts & Disbursements



SOUTH EUCLID MUNICIPAL COURT
FUND BALANCES AS OF 12/31/2012

CLERK OF COURT COMPUTER FUND

Balance on Hand January 1, 2012	\$ 246,634.90
Disbursements From January 1, 2012 - December 31, 2012	\$ (161,745.52)
Receipts From January 1, 2012 - December 31, 2012	\$ 48,967.00
Fund Balance December 31, 2012	<u>\$ 133,856.38</u>

MUNICIPAL COURT COMPUTER FUND

Balance on Hand January 1, 2012	\$ 95,701.44
Disbursements From January 1, 2012-December 31, 2012	\$ (11,851.95)
Receipts From January 1, 2012 - December 31, 2012	\$ 14,696.00
Fund Balance December 31, 2012	<u>\$ 98,545.49</u>

SPECIAL PROJECTS FUND

Balance on Hand January 1, 2012	\$ 65,075.39
Disbursements From January 1, 2012 - December 31, 2012	\$ (9,827.77)
Receipts From January 1, 2012 - December 31, 2012	\$ 59,991.40
Fund Balance December 31, 2012	<u>\$ 115,239.02</u>

I.D.I.A.M. FUND

Balance on Hand January 1, 2012	\$ 11,296.03
Disbursements From January 1, 2012 - December 31, 2012	\$ (122.50)
Receipts From January 1, 2012 - December 31, 2012	\$ 3,340.92
Fund Balance December 31, 2012	<u>\$ 14,759.45</u>

INDIGENT TREATMENT PROGRAM (IDAT)

Balance on hand January 1, 2012	\$ 30,870.87
Disbursements From January 1, 2012-December 31, 2012	\$ (310.00)
Receipts From January 1, 2012 - December 31, 2012	\$ 8,579.50
Fund Balance December 31, 2012	<u>\$ 39,140.37</u>

SOUTH EUCLID MUNICIPAL COURT
2013 ANNUAL REPORT
HEARINGS

<u>New and Reactivated Cases</u>		<u>Cases Heard by Judge or Magistrate</u>
CRA	62	57
CRB	707	578
TRC	53	50
TRD	4839	4453
CVE	10	3
CVF	470	306
CVG	227	185
CVH	15	10
CVI	420	334
	6803	5976

CRA Felony
 CRB Misdemeanor
 TRC Operating Vehicle Under Influence
 TRD Other Traffic
 CVE Personal Injury and Property Damage
 CVF Contracts
 CVG Forcible Entry and Detainer (Evictions)
 CVH Other Civil Matters
 CVI Small Claims

SOUTH EUCLID MUNICIPAL COURT
 2012 ANNUAL REPORT
 TWO YEAR CASE COMPARISON
 NEW /REACTIVATED CASE FILINGS

The amount of money which comes into the court is directly related to the number of cases filed. The Court collects fines and costs associated with criminal, traffic and civil cases filed in the Court. The number of new and reactivated cases filed in 2012 was 6,803. Total cases filed increased by 596

Case Filings	2011	2012	Variance
CRA	47	62	15
CRB	723	707	-16
TRC	83	53	-30
TRD	4352	4839	487
CVE	6	10	4
CVF	372	470	98
CVG	152	227	75
CVH	41	15	-26
CVI	431	420	-11
TOTAL	<u>6207</u>	<u>6803</u>	<u>596</u>

CRA	FELONY
CRB	MISDEMEANORS
TRC	OPERATING VEHICLE UNDER INFLUENCE
TRD	OTHER TRAFFIC
CVE	PERSONAL INJURY AND PROPERTY DAMAGE
CVF	CONTRACTS
CVG	FORCIBLE ENTRY AND DETAINER (EVICTIONS)
CVH	OTHER CIVIL MATTERS
CVI	SMALL CLAIMS

SOUTH EUCLID MUNICIPAL COURT
2013 ANNUAL REPORT
HEARINGS

<u>New and Reactivated Cases</u>		<u>Cases Heard by Judge or Magistrate</u>	
CRA	62		57
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	6803		5976

CRA Felony
 CRB Misdemeanor
 TRC Operating Vehicle Under Influence
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 CVE Personal Injury and Property Damage
 CVF Contracts
 CVG Forcible Entry and Detainer (Evictions)
 CVH Other Civil Matters
 CVI Small Claims

SOUTH EUCLID MUNICIPAL COURT
 1349 South Green Road
 South Euclid, Ohio 44121
 (216) 381-2880

CASE FILINGS

Year 2012

		CRA	CRB	TRC	TRD	CVE	CVF	CVG	CVH	CVI
JAN	New Cases	3	47	5	353	0	28	10	3	30
	Reactivated	2	23	0	19	0	0	0	0	0
FEB	New Cases	3	41	6	390	0	27	15	3	30
	Reactivated	5	12	0	47	0	0	0	0	0
MAR	New Cases	0	66	4	343	0	25	11	0	30
	Reactivated	1	15	0	39	0	0	0	0	0
APR	New Cases	3	55	7	507	0	25	9	2	45
	Reactivated	2	16	0	15	0	1	0	0	0
MAY	New Cases	4	43	2	389	2	22	26	1	34
	Reactivated	3	6	0	16	0	1	0	0	1
JUN	New Cases	1	29	3	472	0	22	27	3	39
	Reactivated	1	12	0	19	0	4	0	0	0
JUL	New Cases	3	46	4	342	0	39	11	0	12
	Reactivated	1	10	0	25	0	1	1	0	0
AUG	New Cases	0	50	4	379	1	51	23	3	17
	Reactivated	0	11	0	14	1	1	0	0	1
SEP	New Cases	0	35	5	315	0	40	13	0	11
	Reactivated	1	13	0	9	0	0	0	0	0
OCT	New Cases	7	29	5	409	4	42	13	0	33
	Reactivated	4	12	0	13	0	1	0	0	0
NOV	New Cases	4	39	5	316	2	36	18	0	27
	Reactivated	4	14	0	7	0	2	0	0	0
DEC	New Cases	4	31	1	256	0	11	10	0	20
	Reactivated	6	20	0	11	0	0	0	0	0
T O T A L	New Cases	32	511	51	4471	9	368	186	15	328
	Reactivated	30	164	0	234	1	11	1	0	2
	GRAND TOTAL	62	675	51	4705	10	379	187	15	330

SOUTH EUCLID MUNICIPAL COURT
1349 South Green Road
South Euclid, Ohio 44121
(216) 381-2880

CIVIL STATS REPORT
DATE 01/01/02 to 12/31/02

Small Claim Garnishments	88
Civil Garnishments	135
Bank Garnishments	0

GRAND TOTAL	223
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DEBTOR'S EXAMS FILED	0
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SOUTH EUCLID MUNICIPAL COURT
1349 South Green Road
South Euclid, Ohio 44121
(216) 381-2880

WEDDING REPORT

DATE 01/01/2002 to 12/31/2002

TOTAL WEDDINGS PERFORMED	10
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AMOUNT RECEIVED	370.00
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OHIO PUBLIC DEFENDER
CLERK OF COURT INDIGENT APPLICATION FEE REPORT
(R.C. 120.36)

Reporting Period 01/01/2012 to 12/31/2012

County **Cuyahoga County**

Court **South Euclid Municipal Court**

A. Number of persons who requested or were provided a state public defender, county or joint county public defender, or other counsel appointed by the court.	<u>125</u>
B. Number of persons for whom the court waived the application fee.	<u>3</u>
C. Total dollar value assessed.	<u>3050.00</u>
D. Amount of fees collected.	<u>1400.00</u>
E. Balance of unpaid assessed fees at the beginning of the reporting period.	<u>525.00</u>
F. Balance of unpaid assessed fees at the end of the reporting period.	<u>2175.00</u>

Remit Report to:

Office of the Ohio Public Defender
250 East Broad Street - Suite 1400
Columbus, Ohio 43215

SOUTH EUCLID MUNICIPAL COURT
1349 South Green Road
South Euclid, Ohio 44121
(216) 381-2880

PARKING TICKETS ISSUED
DATE 01/01/2012 to 12/31/2012

METER TICKETS -----> 0

ALL OTHERS -----> 1275

Total Issued -----> 1275

Less # of Voids ----> 20

1255

Amount Paid -----> 14860.00

Amount Owed -----> 27510.00

SOUTH EUCLID MUNICIPAL COURT
2012 ANNUAL REPORT

HOUSING CODE VIOLATIONS

			NO. OF
SECTION NUMBER	DESCRIPTION		OFFENSES
1143.01	Permit Required		5
1149.04	Duty of Dealer		1
1301.22	Inspect. Construction		1
1301.707	Fire Code Violations		1
1303.10	Work w/o Permit		1
1307.02	Application		1
1405.11	Rubbish/Garbage/Waste Container		6
1405.16	Electric Facilities		3
1405.18	General Maintenance Required		3
1405.20	Roofs/Gutters		10
1405.21	Maintenance Exterior		33
1405.23	Pest Infestation		1
1405.24	Exterior Property Area		34
1405.25	Second Structure		7
1405.27	Smoke Detector		3
1405.28	Window Covering		1
1409.01,2	Certificate of Occupancy		15
1411.05	Non-Compliance		6
1414.06,09	Escrow Deposit/Disperse		2
			134

FIRE CODE VIOLATIONS

			NO OF
SECTION NUMBER	DESCRIPTION		OFFENSES
1510.01	Ohio Fire Code		3

BUILDING CODE VIOLATIONS

			NO. OF
SECTION NUMBER	DESCRIPTION		OFFENSES
1607.02	Certificate Issuance		1
1609.02	Maintenance		1
1609.03	Foundations		1
1609.04	Roofs/Gutters		2
1609.05	Exterior/Interior Property		6
1609.06-07	Walls/Floors/Ceil./Ex/Int Prop.		7

BUILDING CODE VIOLATIONS CONTINUED

			NO. OF
SECTION NUMBER	DESCRIPTION		OFFENSES
1609.08	Plumbing Maintenance		1
1609.09	Electric Facilities		2
1609.10	Heating/Ventilation		1
1609.12	Access/Egress		1
1609.14	Rubbish Disposal		2
1609.15	Street Numbers		1
1609.16	Window Covering		1
			27

SOUTH EUCLID MUNICIPAL COURT-2012 ANNUAL REPORT
 CRIMINAL OFFENSES FILED FROM
 JANUARY 1, 2012 - DECEMBER 31, 2012

ORIGINAL CRIMINAL VIOLATION	NO. OF CHARGES FILED
Assault	9
Aggravated Menacing	8
Aggravated Robbbery	3
Aggravated Trespassing	1
Attempt, Conspiracy and Complicity/Weapons	3
Burglary	3
Child Endangering	3
Contributing to Delinquency of a Minor	2
Criminal Damaging	5
Criminal Mischief	2
Criminal Simulation	2
Disorderly Conduct	9
Disorderly Conduct- Intoxication	3
Domestic Violence	31
Drug Traffic	3
Drug Abuse/Possession	2
False Alarm	1
Felonious Assault	2
Firearms in Vehicle	1
Flee/Eluding Officers	2
Food Stamps/Wic	2
Forgery	1
Identity Fraud	1
Obstruction of Official Business	2
Passing Bad Checks	5
Pawn Broker Violations	3
Perjury False Information	2
Possession of Criminal Tools	1
Receiving Stolen Propety	11
Resisting Arrest	3
Robbery	2
Sexual Imposition	2
Trespassing	4
Theft	41
Unauthorized Use	1
Violate TPO/CPO	10
Total	186

SOUTH EUCLID MUNICIPAL COURT-2012 ANNUAL REPORT
 SOUTH EUCLID CODIFIED ORDINANCE
 JANUARY 1, 2012 - DECEMBER 31, 2012

ORIGINAL VIOLATION	NO. OF CHARGES FILED
Animal At Large	18
Assault	1
Barking Howling Dogs	9
Concealed Weapon	1
Consumption/Sale/Possession of Alcohol	1
Contributing to Delinquency	4
Criminal Damaging	6
Criminal Mischief	2
Criminal Trespassing	17
Dangerous/Vicious Dogs	3
Dangerous Weapon	1
Domestic Violence	12
Dog Tags	1
Disorderly Conduct	41
Disorderly Conduct/Intoxication	19
Disturbing the Peace	8
Drug Abuse	37
Drug Paraphernalia	16
Endangering Children	8
Failure to Comply	1
False Alarms	1
Falsification	5
Fleeing/Eluding	4
Hours of Sale	2
Liquor In Vehicle	11
Neglect Animal	1
Obstruction Official Business	16
Obstruction of Justice	5
Off Street Parking	1
Open Container	3
Park Inoperable Vehicle	1
Park/Store Vehicle	2
Petty Theft	5
Rat Harborage	2
Receiving Stolen Property	1
Resisting Arrest	2
Sexual Imposition	1
Unlicensed Purchase	1
Underage Purchase of Alcohol	3
Total	273

SOUTH EUCLID MUNICIPAL COURT-2012 ANNUAL REPORT
SOUTH EUCLID CODIFIED ORDINANCE
JANUARY 1, 2012 - DECEMBER 31, 2012

ORIGINAL VIOLATION	NO. OF CHARGES FILED
Unlicensed Sales	9
Weeds/Grass	5
Total	14

PROBATION

PROBATION DEPARTMENT 2012 ANNUAL REPORT

- 98 PERSONS ON ACTIVE COMMUNITY CONTROL as OF January 1, 2012.
- 70 Cases successfully completed and discharged I 2012.
- 25 Cases placed on inactive status in 2012.
- 10 Cases where arrest warrants issued in 2012
- 140 New cases placed on community control supervision in 2012
 - 96 on active community control supervision in 2012
 - 44 on inactive community control (non- reporting) supervision in 2012

70 Active community control cases as of December 31, 2012

Community Control Activity in 2012

Probation meetings/interviews	855
Presentence investigation reports completed	60
Community Control Violations filed	18

Breakdown of 140 cases placed on active and inactive community control by offense in 2012:

Assault	4	2.78%
Child Endangering	2	1.39
Contributing to Delinquency	2	1.39
Disorderly Conduct	23	15.97
Dog Violations	2	1.39
Drug Violations	2	1.39
Domestic Violence	14	7.94
Driving Under Suspension	2	1.39
Menacing	2	1.39

Obstruction of Official Bus.	5	3.47
OVI	40	33.13
Physical Control	4	2.78
Reckless Operation	6	4.17
Theft	32	4.48
Other	17	16.94

Demographic information on defendant's placed on

Community control supervision:

Male	105	71.53%
Female	35	28.47 %

Community Control/Probation Referrals for OVI, DV, Theft, Drug Offenses, Child Endangering, Disorderly Conduct, First Offender and Other Charges

30	Sentenced to jail in addition to community control referrals
40	Sentenced to Drivers Intervention Programs
37	Referred to AA
10	Ordered to pay restitution
15	Referred to Outpatient Programs and Private Counseling
2	Referred for Inpatient Treatment Programs
35	Referred to Drug and Alcohol Programs
3	Referred to Parenting Classes
18	Referred to Domestic Violence, Anger Management or Counseling
20	Referred to Court Community Work Service

5 Referred to Anti-Theft Program

40 Referred to MADD Awareness Program

60 Referred to First Offender Program

Total Number of hours of Community Service Ordered: 325

South Euclid Municipal Court
Probation Department

Driver's License Intervention and Limited Driving Permit Programs

In September 2012, the laws in the State of Ohio changed thus eliminating the South Euclid Municipal Court's License Intervention Program. Before the law changed the License Intervention Program assisted **130** defendant's charged with Driving under Suspension in obtaining a valid Ohio license with appropriate financial responsibility.

Driving Privileges on Bureau of Motor Vehicle Suspensions

Pursuant to legislation effective January 1, 2004, the Court may in certain circumstances, grant limited driving privileges to defendant's who are currently under suspensions imposed by the Ohio Bureau of Motor Vehicles such as 12 point suspensions, failure to pay reinstatement fees and suspension for driving without insurance. The Court has developed a program through the Probation Department to review and determine eligibility for this type of driving permit. The Probation Department meets with the applicant and outlines the requirements to obtain a limited driving permit. Upon recommendation of the Probation Officer, the Court will generally grant a limited driving permit to applicants who demonstrate the need and ability to comply with insurance laws and other Bureau of Motor Vehicle requirements. In 2012, the Probation Department reviewed and issued **40** driving permits for Bureau of Motor Vehicle suspensions.

South Euclid Municipal Court

Probation Department

Alternative Sentencing Programs

The South Euclid Municipal Court utilizes several alternative sentencing programs when appropriate for defendant's convicted of offenses such as Operating a Vehicle Under the Influence, Domestic Violence , Theft, Child Endangering and Drug Offenses. Some of these programs are described below.

DRIVERS INTERVENTION PROGRAMS

Defendant convicted of operating a vehicle under the influence of alcohol or drugs (OVI) on a first offense when appropriate, are ordered to complete a 72 hour residential driver intervention program (DIP) as an alternative to serving a mandatory three-day jail sentence. Defendants who attend the driver's intervention program receive intervention through educational lectures, group counseling and individual screening. Upon completion of the program the Court is provided with recommendations for further referral services if needed, such as a full drug and alcohol assessment, AA meetings, residential or outpatient treatment. The ultimate goal of the driver intervention program is help offenders recognize the seriousness of drinking and driving and to help reduce repeat offenses. The South Euclid Municipal Court utilizes four drivers' intervention programs: Assessment Consultants, Interchange, Safety through Education and the Steven Center. The cost to defendants for attendance at these program range from \$300 to \$500.00.

Defendants convicted of other drug or alcohol related driving offenses such as physical control are often referred to attend driver awareness sessions sponsored by Mothers against Drunk Driving (MADD). This alcohol intervention program

consists of five one hour sessions of guest speakers that focus on the dangers and tragic consequences of drinking and driving. MADD sessions are hosted at thirteen different locations in Cuyahoga, Lake and Lorain Counties, usually held once a month at a cost of \$25.00 per class.

DOMESTIC VIOLENCE AND ANGER MANAGEMENT PROGRAMS

Defendants convicted of domestic violence offenses are often ordered to attend family violence intervention programs. These programs are designed to educate perpetrators of domestic violence through group counseling, including homework assignments focusing on abusive behavior, anger and control issues and family impact. The Court utilizes Cleveland Municipal Court Domestic Violence Intervention Education and Training Program (DIET) a sixteen week course at the defendants cost of \$80.00.

The Court also utilizes anger management programs designed to educate defendants on appropriate ways to express anger and aggression, teaches defendants how to identify triggers to angers and how to manage stress through group counseling and participation. Anger Management Programs generally consist of weekly sessions of ninety minutes each for a minimum of eight weeks. The South Euclid Court utilizes Blaney Training Group Professional Consulting Services for Anger Management counseling. The cost to the defendant is \$99.00.

NON VIOLENT FIRST OFFENDER PROGRAM

Non - violent first offenders with no prior criminal record are eligible for consideration in the Court's first offender program. Defendant convicted of offenses such as petty theft, child endangering, underage drinking and minor drug offenses are often placed in the Court's first offender program and required to pay a program fee and perform community service and attend a drug and alcohol educational program.

THE CLEVELAND MUNICIPAL COURT SUBBURBAN DRUG COURT PROGRAM

South Euclid Municipal Court is a member of the Cleveland Municipal Court Suburban Drug Court program. South Euclid Court along with Cleveland Municipal Court, Euclid Municipal Court, Rocky River Municipal Court East Cleveland Municipal Court, and Shaker Heights Municipal Court comprise the Cleveland Municipal Court Suburban Court Program. Judge Anita Lasiter Mays is the presiding Judge for the Court. South Euclid Municipal Court refers low level drug and alcohol non-violent offenders to the Suburban Drug Court Program provided they are not involved in trafficking of controlled substances. South Euclid Municipal Court made six referrals to Drug Court in 2012.

Offenders referred to Drug Court by the South Euclid Probation Department are assessed by Community Assessment and case managed by Recovery Resources. Offenders are given a regular Court reporting schedule to appear before

Judge Anita Lasiter Mays, who sanctions or rewards the offender for positive behavior during the Drug Court process. Sanctions could include jail time, fines, or treatment depending on the situation of the offender. The ultimate reward of Drug Court is sobriety and recovery.

South Euclid Court had four graduates of the six referrals from Drug Court. Once the offender completes Cleveland Drug Court which South Euclid Court views as a diversion as opposed to a sanction, the case is returned to South Euclid Court and the record is sealed. The cost of Drug Court is the defendant's ability to pay. South Euclid Court forwards the defendant's Court costs to assist with Drug Court fees.

SCRAM AND INTERLOCK DEVICE PROGRAMS

South Euclid Court utilizes alcohol monitoring devices as a condition of granting limited driving privileges to persons charged with or convicted of alcohol related driving offenses. These devices include an interlock device and the secure continuous alcohol monitoring (SCRAM) device.

The ignition interlock device is a breathalyzer installed on the vehicle that requires the defendant to submit to a breath sample before starting the vehicle. If there is a positive alcohol reading the vehicle will not start. The device also requires the defendant to submit to a rolling test once the vehicle has started. The Probation Department receives monthly reports from the reading or failed tests. The cost of the ignition interlock is \$75.00 installation and \$70.00 monthly. South Euclid Court utilizes Ohio Interlock.

The SCRAM device can be mandated by the Court as an alternative or in addition to jail as well as a condition of limited driving privileges. The SCARM device is a bracelet that is installed on the defendant's ankle that captures transdermal alcohol readings twice in an hour by sampling perspiration collected from the air above the skin. This is a continuous alcohol monitoring system that increases offender accountability. Scram monitors the readings and provides the probation department and Court with a report of any alcohol violations. The cost of SCRAM is \$100.00 for installation and \$12.00 per day while in use which the defendant is required to pay. In 2012 the Court ordered 2 offenders to obtain the SCRAM bracelet in addition to treatment and jail time.

SUBMITTED BY:

A handwritten signature in black ink, appearing to read 'S. Flowe', is written over a horizontal line.

Steven Flowe, Chief Probation Officer