

The Rocky River Municipal Court

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ROCKY RIVER 16, OHIO

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CARL A. ACKER
CLERK

JUDGE
MILTON D. HOLMES

PATRICK A. GAREAU
PROSECUTOR

January 24, 1963

ANNUAL REPORT

1962

As provided by law, I submit herein the annual report of the Rocky River Municipal Court for the year 1962, indicating the receipts of the court, the expenditures made and the number of cases heard, decided and settled.

In order that the operations of the Rocky River Municipal Court may be fully stated, this report will include the operation for each political subdivision within the jurisdiction of the court, as well as a combined operation of all political subdivisions.

During the year 1962 there were 6,434 criminal cases and 746 civil cases filed with the court. Of the criminal cases filed funds were collected on 6,319 by way of fines and/or costs. As of January 1, 1963, there were 117 criminal cases pending and 162 civil cases pending.

The following is the disposition by the court of all criminal cases during 1962, on which funds were collected. It also indicates the origin of each case.

<u>Municipality</u>	<u>No. of Cases</u>	<u>Fines</u>	<u>Costs</u>	<u>Total</u>
Rocky River	1311	23,535.00	9,071.30	32,606.30
North Olmsted	1195	31,718.00	8,482.40	40,200.40
Fairview Park	1142	19,509.00	7,558.20	27,067.20
Parkview Village	560	8,940.00	3,937.40	12,877.40
Westlake	1372	29,504.00	9,120.30	38,624.30
Bay Village	587	13,363.00	4,041.40	17,404.40
State of Ohio	77	2,897.90	678.70	3,576.60
Metropolitan Park	<u>75</u>	<u>1,225.00</u>	<u>496.00</u>	<u>1,721.00</u>
TOTAL	6319	130,691.90	43,385.70	174,077.60

As a further function of the court with reference to its Criminal Branch, the sum of \$50,204.00 was received in the cash bond account. A carry-over from 1961 in the amount of \$4,648.00 makes a total of \$54,852.00 in this account for 1962. As of January 1, 1963 there remains on hand the sum of \$4,105.00 in cash bail bonds for further disposition by the court. Further, with reference to the work of the court in criminal cases, there were 11 jury trials and 153 non-jury trials. Eleven cases were nolledd by the Prosecutor with the approval of the Court. Twenty-three cases were dismissed for want of prosecution. Three cases were dismissed for want of jurisdiction where the defendants were under age. Two cases were abated by death. Three cases were abated by reason of mental illness. There were 23 felony cases filed with the court in which the defendants were bound over to the County Grand Jury.

With reference to the Civil Branch of the court, there were 229 cases pending as of January 1, 1962. There were 746 new cases filed during the year, making a total of 975 cases for disposition during the year. There were 813 cases disposed of during the year 1962, leaving 162 civil cases pending as of January 1, 1963. It may be noted that 67 more civil cases were disposed of during the year 1962 than were filed. This is of a particular significance in view of the fact that the civil case load increased during the year 1962 and reflects the current status of the court's civil docket.

During the year of 1962 there were 15 civil jury trials and 213 non-jury trials. 112 pre-trial conferences were conducted by the court. The civil docket of the court is current to the point where cases were being tried in December which had been filed in October. Where there is a longer period than 60 days between the filing and the trial of a civil case, it is because the litigants themselves have caused the delay.

During the year 1962 there were \$8,259.19 civil court costs taxed and collected in the cases disposed of during the year 1962, which amount has likewise been paid into the General Fund of the City of Rocky River.

The Council of the City of Rocky River appropriated the sum of \$46,480.00 for current expenses and other expenses of the court during the year 1962, out of which

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amount the court expended the sum of \$45,418.82 as follows:

Salaries	\$35,824.60
Substitute Judge Salary	382.02
Mileage Expense	849.30
Incidental Expense	1,683.62
Law Library	784.09
Furniture & Fixtures	334.45
Stationery and Supplies	1,479.74
Janitor Service	2,000.00
Jury Fees	1,925.00
Witness Fees	156.00
 TOTAL MUNICIPAL COURT	 45,418.82

From the foregoing, it is apparent that the Rocky River Municipal Court has been more than self-sustaining as usual.

The Conciliation Branch of the court, during the year, processed 141 claims of which 43 went to trial. \$1,221.38 was paid to the court on claims and \$1,088.70 was paid to the Clerk on judgments, and both sums in turn were paid to the respective litigants in Conciliation Court. Many such claims were settled direct upon receiving notice from the court.

The following chart reflects the accounting of monies received and disbursed by the Clerk:

	<u>Totals</u>	<u>Criminal</u>	<u>Civil</u>	<u>Conciliation</u>	<u>Trusteeship</u>
Bal. Dec. 31, 1961	\$21,868.83	18,771.10	1,624.73	10.00	1,463.00
Receipts	<u>266,159.95</u>	<u>224,281.60</u>	<u>31,950.27</u>	<u>2,947.58</u>	<u>6,980.50</u>
	288,028.78	243,052.70	33,575.00	2,957.58	8,443.50
Disbursements	<u>269,170.03</u>	<u>228,318.40</u>	<u>30,175.05</u>	<u>2,947.58</u>	<u>7,729.00</u>
Bal. Dec. 31, 1962	18,858.75	14,734.30	3,399.95	10.00	714.50

I trust that you will find the above in order.

Respectfully submitted,

ROCKY RIVER MUNICIPAL COURT

MDH/hn

Milton D. Holmes, Judge