

# The Rocky River Municipal Court

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JUDGE  
MILTON D. HOLMES

CLERK  
CARL A. ACKER

## ANNUAL REPORT

1968

As provided by law, I submit herein the annual report of the Rocky River Municipal Court for the year 1968, 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 1968, there were 9,583 criminal cases and 1,204 civil cases filed with the court. Of the criminal cases filed, funds were collected on 8,662 by ways of fines and/or costs. As of January 1, 1969, there were 328 criminal cases pending. Of course funds were not collected in every case disposed of; the cases on which funds were not collected fall into the following categories: (a) cases where the defendant pled not guilty and was found not guilty; (b) cases where the defendant pled no contest and was found not guilty; (c) cases where the sentence was suspended; (d) outstanding warrants and capiases; (e) nollees, dismissals for want of prosecution, etc; (f) felony cases.

The following is the disposition by the court of all criminal cases during 1968 on which funds were collected. It also indicates the origin of each case.

Municipality	No. of Cases	Fines	Costs	Total
Rocky River	2,126	\$ 46,040.00	\$ 15,836.04	\$ 61,876.04
North Olmsted	1,687	\$ 45,522.00	\$ 12,865.66	\$ 58,387.66
Fairview Park	1,538	\$ 30,651.00	\$ 11,184.60	\$ 41,835.60
Westlake	1,762	\$ 41,449.50	\$ 13,259.65	\$ 54,709.15
Bay Village	1,100	\$ 22,678.00	\$ 7,978.55	\$ 30,656.55
State of Ohio	264	\$ 5,898.50	\$ 2,126.20	\$ 8,024.70
Metropolitan Park	<u>185</u>	<u>\$ 2,870.00</u>	<u>\$ 1,290.00</u>	<u>\$ 4,160.00</u>
TOTAL	8,662	\$195,109.00	\$ 64,540.70	\$259,649.70

As a further function of the court with reference to its Criminal Branch, the sum of \$79,025.00 was received in the cash bond account. A carry-over from 1967 in the amount of \$9,745.00 makes a total of \$88,740.00 in this account for 1968. As of January 1, 1969 there remains on hand the sum of \$16,960.00 in cash bail bonds for further disposition by the court. Further, with reference to the work of the court in criminal cases, there was 1 jury trial (not included within this figure are criminal cases where a jury was summoned and the defendant pled guilty before trial) and the 233 non-jury trials. There were 54 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 291 cases pending as of January 1, 1968. There were 1,204 new cases filed

during the year, making a total of 1,495 cases for disposition during the year. There were 1,192 cases disposed of during the year 1968, leaving 303 civil cases pending as of January 1, 1969.

During the year of 1968 there were 2 civil jury trials (not included in this figure are civil cases where a jury was summoned and not used because the case was settled on morning of trial) and 421 non-jury trials. 97 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 1968 there were \$12,797.15 civil court costs taxed and collected in the cases disposed of during the year 1968, of which amount \$12,797.15 has been paid into the General Fund of the City of Rocky River.

The Small Claims Division (formerly the Conciliation Branch) of the Court during the year 1968 filed 225 cases. \$1,575.55 was paid to the respective litigants on judgments. There were 81 trials and 48 of the cases filed were settled or paid prior to trial date, 73 default judgments and 17 passed for service.

The Council of the City of Rocky River appropriated the sum of \$65,200.00 for current expenses and other expenses of the court during the year 1968, out of which amount the court expended the sum of \$62,714.00 as follows:

*Salaries	\$ 52,699.00
Mileage Expense	\$ 920.00
Incidental Expenses	\$ 2,590.00
Law Library	\$ 854.00
Stationery & Supplies	\$ 1,999.00
Janitor Service	\$ 1,878.00
Jury & Witness Fees	\$ 757.00
Hospitalization	\$ 1,017.00
TOTAL	\$ 62,714.00

\*Not included in this figure is that portion of the Judge's, Clerk's and Bailiff's salaries paid by Cuyahoga County.

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

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

	<u>Totals</u>	<u>Criminal</u>	<u>Civil</u>	Small Claims	Trustee- <u>ship</u>
Bal. Jan. 1, '68	\$ 35,907.09	\$ 23,472.40	\$ 8,925.45	\$ 63.50	\$ 3,445.74
Receipts	\$383,208.45	\$335,740.20	\$ 35,652.45	\$ 3,132.80	\$ 8,683.00
	\$419,115.54	\$359,212.60	\$ 44,577.90	\$ 3,196.30	\$12,128.74
Disbursements	\$393,438.97	\$342,252.60	\$ 37,762.07	\$ 3,141.30	\$10,283.00
Bal. Dec. 31, '68	\$ 25,676.57	\$ 16,960.00	\$ 6,815.83	\$ 55.00	\$ 1,845.74

Respectfully submitted,

ROCKY RIVER MUNICIPAL COURT

  
Milton D. Holmes, Judge