

# The Rocky River Municipal Court

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JUDGE  
MILTON D. HOLMES

CLERK  
CARL A. ACKER

## ANNUAL REPORT

1969

As provided by law, I submit herein the annual report of the Rocky River Municipal Court for the year 1969, 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 1969, there were 11,296 criminal cases and 1,351 civil cases filed with the court. Of the criminal cases filed, funds were collected on 10,334 by ways of fines and/or costs. As of January 1, 1970, there were 177 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) nolle, dismissals for want of prosecution, etc; (f) felony cases.

The following is the disposition by the court of all criminal cases during 1969 on which funds were collected. It also indicates the origin of each case.

Municipality	No. of Cases	Fines	Costs	Total
Rocky River	2,565	\$ 57,935.50	\$ 22,155.10	\$ 80,090.60
North Olmsted	1,921	\$ 57,071.50	\$ 16,658.50	\$ 73,730.00
Fairview Park	2,214	\$ 44,798.00	\$ 18,626.00	\$ 63,424.00
Westlake	2,103	\$ 51,645.00	\$ 17,601.45	\$ 69,246.45
Bay Village	1,036	\$ 27,089.50	\$ 8,602.40	\$ 35,691.90
Metropolitan Park	194	\$ 3,485.00	\$ 1,559.00	\$ 5,044.00
State of Ohio	301	\$ 7,196.90	\$ 2,679.10	\$ 9,876.00
	<u>10,334</u>	<u>\$249,221.40</u>	<u>\$ 87,881.55</u>	<u>\$337,102.95</u>

As a further function of the court with reference to its Criminal Branch, the sum of \$85,013.49 was received in the cash bond account. A carry-over from 1968 in the amount of \$16,960.00 makes a total of \$101,973.49 in this account for 1969. As of January 1, 1970 there remains on hand the sum of \$11,699.54 in cash bail bonds for further disposition by the court. Further, with reference to the work of the court in criminal cases, there were 6 jury trials (not included within this figure are criminal cases where a jury was summoned and the defendant pled guilty before trial) and the 218 non-jury trials. There were 61 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 303 cases pending as of January 1, 1969. There were 1,351 new cases filed

during the year, making a total of 1,654 cases for disposition during the year. There were 1,364 cases disposed of during the year 1969, leaving 292 civil cases pending as of January 1, 1970.

During the year of 1969 there were 4 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 445 non-jury trials. 85 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 September. Where there is a longer period than 90 days between the filing and the trial of a civil case, it is because the litigants themselves have caused the delay.

During the year 1969 there were \$14,961.55 civil court costs taxed and collected in the cases disposed of during the year 1969, of which amount \$14,961.55 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 1969 filed 211 cases. \$2,233.32 was paid to the respective litigants on judgments. There were 71 trials and 65 of the cases filed were settled or paid prior to trial date, 53 default judgments and 5 passed for service.

The Council of the City of Rocky River appropriated the sum of \$75,160.00 for current expenses and other expenses of the court during the year 1969, out of which amount the court expended the sum of \$74,278.26 as follows:

*Salaries	\$ 62,947.17
Conferences and Bailiff's Mileage	1,593.72
Incidental Expenses	1,314.87
Law Library	1,245.70
Stationery & Supplies	2,202.08
Jury & Witness Fees	1,907.00
Hospitalization	1,058.36
Postage	900.00
Telephone	1,109.36
TOTAL	<u>\$ 74,278.26</u>

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

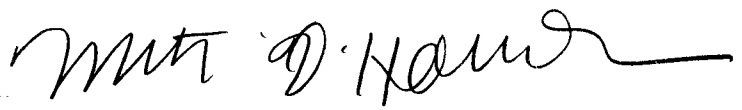
From the foregoing, it is apparent that the Rocky River Municipal Court has been more than self-sustaining as usual.

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

	<u>Totals</u>	<u>Criminal</u>	<u>Civil</u>	<u>Small Claims</u>	<u>Trustee- Ship</u>
Bal. Jan. 1, '69	\$ 25,676.57	\$ 16,960.00	\$ 6,815.83	\$ 55.00	\$ 1,845.74
Receipts	<u>\$476,630.30</u>	<u>\$418,035.44</u>	<u>\$ 46,461.56</u>	<u>\$ 3,706.30</u>	<u>\$ 8,427.00</u>
	\$502,306.87	\$434,995.44	\$ 53,277.39	\$ 3,761.30	\$ 10,272.74
Disbursements	<u>\$485,050.26</u>	<u>\$423,295.90</u>	<u>\$ 50,078.06</u>	<u>\$ 3,706.30</u>	<u>\$ 7,970.00</u>
Bal. Dec. 31, '69	\$ 17,256.61	\$ 11,699.54	\$ 3,199.33	\$ 55.00	\$ 2,302.74

Respectfully submitted,

ROCKY RIVER MUNICIPAL COURT



Milton D. Holmes, Judge