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ROCKY RIVER MUNICIPAL COURT
ANNUAL REPORT
1974

MILTON D. HOLMES, JUDGE
WILLIAM J. McCRONE, JUDGE
BEN K. WRIGHT, CLERK

The Rocky River Municipal Court

21012 HILLIARD BOULEVARD
ROCKY RIVER, OHIO 44116

333-0066

JUDGE

MILTON D. HOLMES

CLERK

BEN K. WRIGHT

JUDGE

WILLIAM J. MCCRONE

January, 1975

To The Council of The City of Rocky River
and The Board of County Commissioners of
Cuyahoga County

Gentlemen:

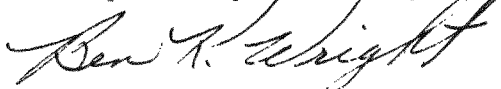
The Rocky River Municipal Court herewith submits its Annual Report for the year ending December 31, 1974 as required by law. The contents of the report is based upon data assembled and tabulated by Ben K. Wright, Clerk of Courts and his staff of Deputy Clerks.

The total funds received by the Court for 1974 from all sources was \$469,633.58 which is a decrease of \$40,170.76 from 1973 total receipts.

Once again I wish to take this opportunity to thank the entire Court staff, Judge Milton D. Holmes and Judge William J. McCrone for their diligence, loyalty, and devotion to duty.

I would also like to take this opportunity to thank Mayor Earl Martin, the Council, and all of the officials and personnel of The City of Rocky River and the officials of the Court District for the help and cooperation which they have given to this court.

Respectfully submitted,



Ben K. Wright, Clerk
Rocky River Municipal Court

SERVING ROCKY RIVER MUNICIPAL COURT IN 1974

MILTON D. HOLMES	JUDGE
WILLIAM J. MCCRONE	JUDGE
BEN K. WRIGHT	CLERK
MARIE WOLLENZIER	CHIEF DEPUTY CLERK
CATHERINE CAREY	DEPUTY CLERK
DEBORAH KARKOFF	DEPUTY CLERK
DOROTHY LOUTH	DEPUTY CLERK
MARGARET MALLABY	DEPUTY CLERK
BARBARA SOEDER	DEPUTY CLERK
KATHLEEN WALSH	DEPUTY CLERK
ETHEL HARTLE	DEPUTY CLERK
RUTH GOEPFERT	DEPUTY CLERK
PATRICK A. GAREAU, JR.	BAILIFF
THOMAS J. WENDLING	BAILIFF
MICHAEL D. MITCHELL	SMALL CLAIMS REFEREE - PART TIME
EDWARD J. O'CONNOR	PROBATION OFFICER - PART TIME

ROCKY RIVER MUNICIPAL COURT SERVES THE FOLLOWING COMMUNITIES

CITY OF ROCKY RIVER
CITY OF BAY VILLAGE
CITY OF FAIRVIEW PARK
CITY OF NORTH OLMSTED
CITY OF WESTLAKE
RIVEREDGE TOWNSHIP
METROPOLITAN PARK

ROCKY RIVER MUNICIPAL COURT

SMALL CLAIMS DIVISION

1974

CASES PENDING - JANUARY 1, 1974	48
CASES FILED IN 1974	<u>394</u>
TOTAL.....	442
CASES DISPOSED OF - 1974	367
CASES PENDING JANUARY 1, 1975	69
TRANSFERRED TO CIVIL DOCKET	<u>6</u>
TOTAL.....	442

EXECUTION AFTER JUDGMENT

LEVY	3
GARNISHMENT	8
ATTACHMENT	12
EXAMINATION AID	5
MOTIONS	9
SUBPOENAS	20
CROSS-COMPLAINT	5
AMENDED COMPLAINT	1
CERTIFIED COPY OF JOURNAL ENTRY	5
LIENS	2
APPEALS	7
ALIAS SUMMONS REGULAR MAIL	38
ALIAS SUMMONS CERTIFIED MAIL	11

SMALL CLAIMS DIVISION

1974 CASH REPORT

CASH BALANCE ON HAND JANUARY 1, 1974	\$ 180.76
TOTAL CASH RECEIPTS FOR THE YEAR 1974	<u>4,746.97</u>
TOTAL CASH HANDLED FOR THE YEAR 1974.....	\$4,927.73
<u>DISBURSEMENTS:</u>	
PAID TO THE CITY OF ROCKY RIVER	2,772.15
REFUNDS	226.59
JUDGMENTS	<u>1,787.83</u>
TOTAL DISBURSEMENTS.....	\$4,786.57
SMALL CLAIMS BALANCE ON HAND DECEMBER 31, 1974	\$ 141.16

SMALL CLAIMS DIVISION

THREE YEAR COMPARISON FIGURES

	<u>1972</u>	<u>1973</u>	<u>1974</u>
CASES FILED	285	225	394
COURT COSTS	\$1,907.00	\$1,624.65	\$2,772.15
PAID TO LITIGANTS	\$2,313.32	\$3,020.77	\$1,787.83
TRIALS	72	72	123
SETTLED PRIOR TO TRIAL	106	65	89
DEFAULT JUDGMENTS	98	80	116
PASSED FOR SERVICE	4	15	58
DISMISSED FOR WANT OF PROSECUTION	--	23	31

TRUSTEESHIP DIVISION

1974 CASH REPORT

CASH BALANCE ON HAND JANUARY 1, 1974	\$ 5,505.96
TOTAL CASH RECEIPTS FOR THE YEAR 1974	<u>21,909.12</u>
TOTAL CASH HANDLED FOR THE YEAR 1974	\$27,415.08
DISBURSED TO CREDITORS	\$22,866.69*
DISBURSED TO CITY OF ROCKY RIVER	<u>534.00</u>
TOTAL DISBURSEMENTS	\$23,400.69
CASH BALANCE AS OF DECEMBER 31, 1974	\$ 4,014.39

*Deducted \$40.00 in Stop Payment checks & \$44.00 error from
1973 - disbursed in '73'.

CIVIL REPORT

1974

CASES-PENDING JANUARY 1, 1974	387
CASES FILED IN 1974	1320
CASES DISPOSED OF IN 1974	1376
CASES PENDING AS OF JANUARY 1, 1975	313
CASES PENDING AS OF JANUARY 1, 1975 OVER 1 YR.	<u>18</u>
TOTAL CASES PENDING AS OF JANUARY 1, 1975.....	331

CLASSIFICATION OF CASES

ACCOUNT	540 ✓
DELINQUENT PROPERTY TAXES	2 ✓
CONTRACT	111 ✓
ACCIDENT	47 ✓
TRANSFER FROM SMALL CLAIMS	5 ✓
DRIVERS SUSPENSION	28 ✓
COGNOVIT	396 ✓
FORCIBLE ENTRY	162 ✓
REPLEVIN	7 ✓
TRANSFER OF JUDGMENT	<u>22</u> ✓

TOTAL CLASSIFICATION OF CASES.....1320

EXECUTIONS ISSUED

GARNISHMENT	291
OTHER THAN GARNISHMENT	132
EXAMINATION AID	55
LEVY	34
WRIT OF RESTITUTION	76
CITATION TO SHOW CAUSE	<u>4</u>

TOTAL EXECUTIONS ISSUED.....592

TRANSFERS

TRANSFERRED TO COURT OF COMMON PLEAS	8
TRANSFERRED TO COURT OF APPEALS	<u>3</u>

TOTAL TRANSFERRED CASES.....11

CIVIL REPORT CONTINUED

CERTIFICATE OF LIEN	123
CERTIFICATE OF TRANSFER	232
CERTIFICATE OF SATISFACTION	29
CERTIFIED COPY OF JOURNAL ENTRY	12
ALIAS SUMMONS PERSONAL SERVICE	7
ALIAS SUMMONS REGULAR MAIL	123
ALIAS SUMMONS CERTIFIED MAIL	63
AMENDED COMPLAINT	24
✓ AMENDED COMPLAINT WITH ANSWER	3
CROSS COMPLAINT	14
CROSS COMPLAINT WITH ANSWER	7
AMENDED CROSS COMPLAINT	2
INTERROGATORIES	55
ANSWERS TO INTERROGATORIES	43
APPLICATION AND/OR MOTION FOR DEFAULT	350
SUBPOENAS	124
✓ COUNTERCLAIM	22
LEAVE TO PLEAD	157
ANSWER	240
JURY DEMAND	72
ANSWER AND COUNTERCLAIM	19
✓ THIRD PARTY COMPLAINT	4
✓ AMENDED ANSWER	4
FINDING OF FACT	1
✓ REPLY	20
BRIEF	31
APPLICATION GUARDIAN AD LITEM	2
REVIVOR OF JUDGMENT	3
MOTIONS	144
<i>Request for admissions</i>	
<u>TOTAL</u>	<u>1930</u>

TRIALS

JURY TRIALS	8
TRIALS	326
PRE-TRIALS	72
ORAL HEARINGS	74
EVIDENCE HEARINGS	80
TOTAL	560

CIVIL REPORT CONTINUED

DISPOSITION OF CIVIL CASES

DISMISSED FOR WANT OF PROSECUTION	139
DEFAULT JUDGMENT	252
JUDGMENT FOR PLAINTIFF	548
JUDGMENT FOR DEFENDANT	43
SETTLED AND DISMISSED AT PLAINTIFFS COSTS	135
SETTLED AND DISMISSED AT DEFENDANTS COSTS	51
SETTLED AND DISMISSED WITH PREJUDICE	97
SETTLED AND DISMISSED WITHOUT PREJUDICE	77
DRIVERS LICENSE SUSPENDED	23
TRANSFERRED TO COMMON PLEAS COURT	8
TRANSFERRED TO COURT OF APPEALS	<u>3</u>
TOTAL.....	1376

CIVIL CASES PENDING

CIVIL CASES	325
CIVIL JURY TRIALS	<u>6</u>
TOTAL.....	331

CIVIL CASH REPORT

CIVIL CASH BALANCE, JANUARY 1, 1974	\$ 8,007.18
TOTAL CASH RECEIPTS, 1974	<u>65,710.84</u>
TOTAL.....	\$73,718.02

DISBURSEMENTS

COURT COSTS PAID TO ROCKY RIVER	\$26,040.22
OTHER COSTS	483.50
GARNISHMENT AND JUDGMENT PAYMENTS	27,978.12
REFUNDS AND OTHER COSTS	<u>11,650.16 *</u>
TOTAL.....	\$66,152.00

CIVIL CASH BALANCE ON HAND AS OF
DECEMBER 31, 1974.....\$ 7,566.02

MARRIAGE REPORT

MARRIAGES PERFORMED	42
MARRIAGE FEES PAID TO THE CITY OF ROCKY RIVER	\$ 210.00

* \$30.00 in stop payment checks deducted.

JURY REPORT

JURY DEMAND

CRIMINAL	117
CIVIL	<u>144</u>
TOTAL.....	261

JURY TRIALS SET

CRIMINAL	41
CIVIL	<u>18</u>
TOTAL.....	59

JURORS SUMMONED

SERVED	290
EXCUSED	<u>60</u>
TOTAL.....	350

JURY TRIALS HELD

CRIMINAL	7
CIVIL	<u>8</u>
TOTAL.....	15

PENDING JURY TRIALS

CRIMINAL	7
CIVIL	<u>6</u>
TOTAL.....	13

TRIALS

CRIMINAL	393
CIVIL	<u>326</u>
TOTAL.....	719

PRE-TRIALS

CIVIL	72
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BAILIFF'S REPORT

LEVY PENDING 1974	3
LEVY	34
AID & EXECUTIONS	55
REPLEVINS	7
SUBPOENAS	124

EVICTIIONS	11
SET FOR SALE	7
SALES HELD	3
SUMMONS	666
WRITS	76

CASH RECEIPTS ALL SOURCES

CRIMINAL	\$377,875.65
CIVIL	65,710.84
TRUSTEESHIP	21,090.12
MARRIAGE FEES	210.00
SMALL CLAIMS	<u>4,746.97</u>
TOTAL.....	\$469,633.58

DISBURSED TO THE CITY OF ROCKY RIVER

CRIMINAL	\$111,440.60
CIVIL	26,040.22
TRUSTEESHIP	534.00
MARRIAGE FEES	210.00
SMALL CLAIMS	<u>2,772.15</u>
TOTAL.....	\$140,996.97

CRIMINAL DIVISION
THREE YEAR COMPARISON FIGURES

	<u>1972</u>	<u>1973</u>	<u>1974</u>
CASES FILED	11,750	11,586	10,754
COURT COSTS	\$93,244.00	\$112,104.85	\$111,440.60
FINES	\$240,564.00	\$246,573.00	\$233,770.60
CASES PENDING	185	136	263
JURY TRIALS	19	7	7
TRIALS	329	125	393
FELONIES	81	194	129

CIVIL DIVISION
THREE YEAR COMPARISON FIGURES

	<u>1972</u>	<u>1973</u>	<u>1974</u>	
CASES FILED	1,438	1,388	1,320	1975 1236
COURT COSTS	\$20,406.65	\$22,051.77	\$26,523.72	23,287.46 (8)
PENDING	473	387	331	312
DISPOSED	1415	1474	1376	1315
JURIES	5	8	8	8
TRIALS	532	313	326	456
PRE-TRIALS	94	96	72	50

TOTAL FINES AND COSTS COLLECTED

1974

<u>MUNICIPALITY</u>	<u>FINES</u>	<u>COSTS</u>	<u>TOTAL</u>
ROCKY RIVER	\$ 47,391.60	\$ 22,849.00	\$ 70,240.60
NORTH OLMSTED	46,704.50	19,987.50	66,692.00
FAIRVIEW PARK	37,784.00	18,881.60	56,665.60
WESTLAKE	48,101.00	24,027.00	72,128.00
BAY VILLAGE	27,025.00	12,601.00	39,626.00
METROPOLITAN PARK	10,123.50	5,985.50	16,109.00
STATE OF OHIO (INCLUDES RIVEREDGE TOWNSHIP)	15,926.00	7,109.00	23,035.00
DEPARTMENT OF LIQUOR CONTROL	525.00	-----	525.00
DEPARTMENT OF NATURAL RESOURCES	<u>190.00</u>	<u>-----</u>	<u>190.00</u>
TOTALS.....	\$233,770.60	\$111,440.60	\$345,211.20

Includes \$1,429.00 paid to the Cleveland Law Library.

TRAFFIC AND CRIMINAL

CITY OF BAY VILLAGE

Uniform Tickets 1235
D.W.I. (1-S) 27

GENERAL MISDEMEANORS

Intoxication	6
Physical Control	3
Assault	1
Possession of Drugs	14
Animal at Large	24
Disorderly Conduct	3
Trespassing	5
Petit Larceny	9
Fleeing Police Officer	1
Disturbing the Peace	2
Curfew	2
Liquor Violation	3
Contempt of Court	8
Hitch-Hiking	5
Criminal Damage	1
Building Code	5
Obstructing Official Business	3
Garbage Permit	3
Menacing	<u>3</u>
TOTAL.....	101

FELONIES

Receiving Stolen Prop.	1
Assault	1
Fugitive	1
Burglary	1
Fraud	1
Checks to Defraud	2
Forgery	1
Drugs	4
Grand Theft	<u>2</u>
TOTAL.....	14
Boundovers	8
Dismissed	2
Nolle	2
Discharged	2
Warrant	52
Capias	20
Fine Suspended	14
Probation Officer	1
Bond Forfeiture	<u>7</u>
TOTAL.....	108

TRAFFIC AND CRIMINAL

CITY OF FAIRVIEW PARK

Uniform Tickets 1750
D. W. I. 28

GENERAL MISDEMEANORS

Intoxication	9
Assault	1
Possession of Drugs	5
Animal at Large	1
Disorderly Conduct	3
Indecent exposure	3
Petit Larceny	55
Contempt of Court	11
Liquor Violation	4
Criminal Damage	2
Incinerator Violation	2
Annoyance	1
Checks to Defraud	4
Menancing	1
Without Consent	1
Building Code	3
Failure to Maintain Property	1
Retail use in Residential District	4
Auto Tampering	1
False Alarm	<u>1</u>
TOTAL.....	113

FELONIES

Intent to Defraud	1
Drugs	8
Breaking and Entering	1
Robbery	1
Forgery	1
Safecracking	1
Grand Theft	4
Aggravated Burglary	1
Credit Cards	1
Assault	1
Checks to Defraud	<u>2</u>
TOTAL.....	22
Boundovers	12
Nolles	1
Dismissals	8
Discharged	1
Fine Suspended	20
Probation Officer	5
Bond Forfeiture	3
Warrants	54
Capias	<u>12</u>
TOTAL.....	116

TRAFFIC AND CRIMINAL

CITY OF NORTH OLMSTED

Uniform Tickets 1661
D. W. I. 31

GENERAL MISDEMEANORS

Intoxication 27
Physical Control 6
Assault 12
Possession of Drugs 19
Animal at Large 6
Disorderly Conduct 17
Trespassing 9
Petit Larceny 46
Fleeing Police Officer 1
Contempt of Court 15
Liquor Violation 3
Resisting Arrest 6
Conversion 2
Malicious Destruction 1
Building Code 8
Deception 1
Littering 2
Sexual Imposition 2
Agg. Menacing 3
Criminal Damage 2
Concealed m/v identity 1
Receiving stolen Prop. 1
False Alarm 2
Tax Violation 1

TOTAL.....193

FELONIES

C. C. W. 2
Conversion 1
Fugitive 2
Burglary 2
Intent to Defraud 1
Drugs 5
Grand Larceny 20
Assault 3
Breaking and Entering 3
Forgery 1
Robbery 2
Firearms 2
Criminal Tools 5
Kidnapping 1
Gross Sexual Imposition 1
Abduction 2
Theft by Deception 1
Receiving stolen Prop. 2
Checks to Defraud 1

TOTAL.....57

Released 2
Boundovers 2
Reviewed by Court 40
Nolle 4
Dismissed 8
Discharged 1
Capias 27
Warrant 59
Bond Forfeiture 4
Probation Officer 3
Fine Suspended 19

TOTAL.....169

TRAFFIC AND CRIMINAL

CITY OF ROCKY RIVER

Uniform Tickets 2105
D. W. I. 41

GENERAL MISDEMEANORS

Intoxication 14
Physical Control 3
Assault 5
Possession of Drugs 5
Animal at Large 2
Disorderly Conduct 8
Indecent Exposure 1
Trespassing 5
Petit Larceny 15
Fleeing Police Officer 1
Contempt of Court 9
Liquor Violation 8
Hitch-Hiking 1
Fireworks 1
Obstructing Official Business 1
Interfering with Custody 1
Without Consent 1
Incinerator Violation 2
Septic Tank Violation 1
Improper Drainage 1
Towing Water Skier 1
Failure to comply 1
Surrender License 1
Checks to Defraud 2

TOTAL.....90

FELONIES

C. C. W. 4
Fruad 1
Sale of Drugs 1
Grand Larceny 1
Checks to Defraud 2
Vehicular Homicide 1
Receiving Stolen Prop. 1
Gross Sexual Imposition 1
TOTAL.....12
Boundovers 10
Dismissals 1
Capias 15
Warrants 70
Nolle 1
Probation Officer 1
Bond Forfeit 10
Fine Suspended 28

TOTAL.....136

TRAFFIC AND CRIMINAL

CITY OF WESTLAKE

Uniform Tickets 2166
D. W. I. 39

GENERAL MISDEMEANORS

Intoxication	8
Physical Control	4
Assault	8
Possession of Drugs	10
Animal at Large	55
Destruction of Prop.	2
Disorderly Conduct	21
Indecent Exposure	1
Trespassing	6
Petit Larceny	14
Fleeing Police Officer	4
Contempt of Court	16
Liquor Violation	3
Littering	3
Throw substance at m/v	1
Parole Officer Violation	3
Obstructing Drainage	2
Stolen License	1
Physical Harm	2
Occupancy	1
Resisting Arrest	1
Criminal Damage	<u>1</u>

TOTAL.....167

FELONIES

Grand Larceny	2
Breaking & Entering	1
Burglary	2
Forgery	1
Robbery	1
Vandalism	1
Possession Stolen Lic.	<u>1</u>
TOTAL.....	9
Boundovers	3
Nolle	1
Dismissed	4
Reviewed by Court	1
Warrants	53
Capias	17
Fine Suspended	38
Refer to Prob. Officer	
Bond Forfeited	<u>1</u>

TOTAL.....118

TRAFFIC AND CRIMINAL

STATE OF OHIO - METROPOLITAN PARK

Uniform Tickets 264
D. W. I. 8

GENERAL MISDEMEANORS

Intoxication 10
Assault 2
Possession of Drugs 59
Animal at Large 4
Disorderly Conduct 5
Fleeing Police Officer 1
Disturbing the Peace 2
Curfew 92
Liquor Violation 45
Contempt of Court 6
Fish License 8
Hit-Skip 1
Failure to Comply 3
Dispose of Evidence 1
Resisting Arrest 1
Purpose of way 1
Parking 5
Camping 1
Impersonation 1
Illegal Plates 1
Fireworks 3
Gamebirds 1

TOTAL.....253

FELONIES

Drugs 3
Receiving Stolen Prop. 1
TOTAL.....4

Boundovers 4
Capias 10
Warrants 46
Fine Suspended 15
Refer to Prob. Officer
Bond Forfeit 2

TOTAL.....77

TRAFFIC AND CRIMINAL

STATE OF OHIO - RIVEREDGE TOWNSHIP

Uniform Tickets 362

D.W.I. 2

Capias 1

Warrants 2

Other Fines -
Bond Forfeits 3

TOTAL.....6

CAPIAS, WARRANTS & SUBPOENAS ISSUED

1974

CAPIAS	102
WARRANTS	336
SUBPOENAS	628

DISPOSITION OF CRIMINAL CASES BEFORE COURT

JUDGE TRIALS	393
JURY TRIALS	7
BINDOVERS	74
BOND FORFEITURES	30
NOLLE	66
DISMISSED	<u>487</u>
TOTAL.....	1,057

CRIMINAL RECAPITULATION

ROCKY RIVER	2235
BAY VILLAGE	1380
FAIRVIEW PARK	1909
NORTH OLMSTED	1958
WESTLAKE	2379
RIVEREDGE TOWNSHIP	364
METROPOLITAN PARK	<u>529</u>
TOTAL.....	10,754

PROBATIONS

ON ACTIVE PROBATION	10
ON INACTIVE PROBATION	280
TERMINATED AS PROBATION IN 1974	3
RELEASED FROM PROBATION IN 1974	4
DECEASED	1

EXPENDITURES

THREE YEAR COMPARISON FIGURES

	<u>1972</u>	<u>1973</u>	<u>1974</u>
TOTAL	\$151,967.57	\$144,855.64	\$162,185.05
SALARIES	\$107,447.08	\$111,311.36	\$123,869.17

The above salaries do not include that portion paid to the Judges, Clerk of Court, Bailiffs and Referee which is paid by the County Treasury.

	<u>1972</u>	<u>1973</u>	<u>1974</u>	<u>1975</u>
JURY & WITNESS FEES	\$ 3,673.00	\$ 3,298.95	\$ 2,254.60	3,246.00
P.E.R.S.	8,261.43	9,052.95	11,175.48	13,260.06
HOSPITALIZATION	3,446.21	2,992.11	3,729.62	3,634.04
LOCAL TRAVEL	1,317.60	2,022.55	2,655.95	3,113.90
NON-LOCAL TRAVEL	650.79	1,863.26	1,985.26	1,497.35
TELEPHONE	2,074.78	2,454.22	3,129.15	3,835.21
POSTAGE	2,648.98	3,171.81	3,129.96	4,184.23
MAINTENANCE & EQUIP.	624.59	437.75	60.75	364.00
XEROX	431.53	404.06	514.21	669.90
MEMBERSHIP	130.00	641.00	460.00	555.00
OFFICE SUPPLIES	2,426.43	1,368.87	1,576.90	1,808.29
OPERATING SUPPLIES	6,554.80	3,707.43	5,382.17	4,864.31
LAW LIBRARY	2,076.76	1,736.90	1,751.53	1,918.42
FURNITURE & FIXTURES	13,876.59	392.43	510.30	1,967.24