

IN THE MASSILLON MUNICIPAL COURT
STARK COUNTY, OHIO

ADMINISTRATIVE ORDER NO. 62-2020

EXTENSION OF TEMPORARY ORDER IN RESPONSE TO
THE COVID-19 (CORONAVIRUS) PUBLIC HEALTH CRISIS

The Massillon Municipal Court makes the following Findings of Fact:

1. On March 9, 2020, Ohio Governor Mike DeWine issued Executive Order 2020-01D “Declaring a State of Emergency” in response to the growing COVID-19 public health crisis.
2. On March 27, 2020, Governor DeWine signed HB 197 which tolls the statute of limitations and all speedy trial time limits that are set to expire between March 9, 2020, and July 30, 2020. The tolling continues from March 9, 2020, until either Governor DeWine ends the order declaring a state of emergency or until July 30, 2020, whichever date is earlier.

JOHN W. A. MAHER, JR.
CLERK OF COURT
MASSILLON, OHIO

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3. On March 27, 2020, the Ohio Supreme Court issued order 2020-Ohio 1166 which tolls all time requirements under all rules promulgated by the Ohio Supreme Court from March 9, 2020, until Governor DeWine ends the order declaring a state of emergency or until July 30, 2020, whichever date is earlier.

Based upon these Findings of Fact, the Massillon Municipal Court has developed a continuum of flexible responses in case the public health crisis escalates. The continuum of responses is intended to protect public health, to maintain essential court functions, and to continue to protect the rights of all individuals subject to the authority of the Court.

THEREFORE, IT IS HEREBY ORDERED:

The Massillon Municipal Court Administrative Order No. 44-2020 dated March 24, 2020, is hereby extended to **July 30, 2020, with the following exceptions:**

Traffic Arraignment

All Operating Vehicle Under the Influence of Alcohol or Drugs (R.C. 4511.19), Having Physical Control of Vehicle While Under the Influence (R.C. 4511.194), and Stopping After Accident/Leaving Scene of Accident (R.C. 4549), shall be set for an arraignment in accordance with the Massillon Municipal Court normal guidelines.

JOHN R. MAIER, JR.
CLERK OF COURT
MASSILLON, OHIO

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All first degree, second degree, third degree and fourth degree misdemeanor traffic tickets, **except Operating Vehicle Under the Influence of Alcohol or Drugs (R.C. 4511.19), Having Physical Control of Vehicle While Under the Influence (R.C. 4511.194), and Stopping After Accident/Leaving Scene of Accident (R.C. 4549)**, with a citation date prior to June 15, 2020, shall be set for an arraignment at least 30 days from the date the ticket is issued.

All first degree, second degree, third degree and fourth degree misdemeanor traffic tickets, **except Operating Vehicle Under the Influence of Alcohol or Drugs (R.C. 4511.19), Having Physical Control of Vehicle While Under the Influence (R.C. 4511.194), and Stopping After Accident/Leaving Scene of Accident R.C. 4549**, with a citation date on or after June 15, 2020, shall be set for an arraignment in accordance with the Massillon Municipal Court normal guidelines.

All minor and special (unclassified, non-jailable) misdemeanor traffic tickets with a citation date prior to July 1, 2020, shall be set for an arraignment at least 30 days from the date the ticket is issued.

All minor and special (unclassified, non-jailable) misdemeanor traffic tickets with a citation date on or after July 1, 2020, shall be set for an arraignment in accordance with the Massillon Municipal Court normal guidelines.

Evictions

A first cause of action for forcible entry and detainer (eviction) shall be set in accordance with the Massillon Municipal Court normal guidelines beginning August 3, 2020, with the exception of emergency cases which shall be determined at the discretion of the Court.

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JOHNNIE A. JAMES, JR.
CLERK OF COURT
MASSILLON, OHIO

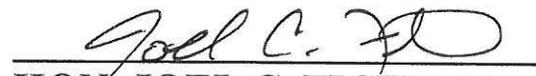
Small Claims Division

All Small Claims cases shall be set in accordance with the Massillon Municipal Court normal guidelines.

Miscellaneous Hearings

All civil matters, including but not limited to, judgment debtor examination hearings, garnishment hearings, rent escrow hearings, damage hearings, and diversion imposition hearings shall be **STAYED**, until the expiration of this Order. Upon expiration of this Order, all civil hearings shall be set in accordance with the Massillon Municipal Court normal guidelines.


HON. EDWARD J. ELUM
ADMINISTRATIVE JUDGE


HON. JOEL C. FICHTER
JUDGE

Dated: May 20, 2020

Distribution:
Stark County Bar Association

JOHANNE A. MAIER, JF
CLERK OF COURT
MASSILLON, OHIO

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