

# 2006 Annual Report



## Summit County Common Pleas Court General Division

# **2006 ANNUAL REPORT**

## **COUNTY OF SUMMIT COURT OF COMMON PLEAS GENERAL DIVISION**

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**PATRICIA A. COSGROVE**  
Administrative Judge

**JUDGE JANE BOND**  
**JUDGE JUDY HUNTER**  
**JUDGE JAMES E. MURPHY**  
**JUDGE MARVIN A. SHAPIRO**

**JUDGE MARY F. SPICER**  
**JUDGE ELINORE MARSH STOMER**  
**JUDGE BRENDA BURNHAM UNRUH**

**ANDREW J. BAUER**  
Court Executive Officer

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# MISSION STATEMENT

The Mission of the Summit County Court of Common Pleas-General Division is to insure justice, thereby serving and protecting the public by:

- Providing access to fair, just and understandable forums for the timely resolution of differences and disputes;
- Applying and enforcing all laws in a timely and equitable manner; and
- Taking appropriate corrective, remedial, rehabilitative and preventive actions and using appropriate progressive programs.

The Vision of the Summit County Court of Common Pleas General Division will provide the highest quality of justice and justice system services to Summit County communities by:

- Promoting cooperation among the courts, justice system and other community agencies and services;
- Initiating and implementing programs and policies designed to encourage ethical standards, enhance timely court performance and user accessibility;
- Using progressive court management technologies;
- Encouraging the use of appropriate dispute resolution mechanisms; and
- Continuously ascertaining, shaping and responding to the needs and expectations of court users and the community.

## A MESSAGE FROM THE ADMINISTRATIVE JUDGE

Another year has passed where the Court and Summit County were provided with new challenges and opportunities. A well respected Judge of the Court retired in 2006, Judge James E. Murphy. I would also like to personally thank former State Senator Kimberly Zurz. She was instrumental in introducing legislation that resulted in the creation of two new judgeships to commence in 2009. The new judges will assist the Court in managing its burgeoning caseload that remains the largest docket of any court of comparable size in Ohio.

The Judges of the Summit County Court of Common Pleas would like to thank the Summit County Executive, County Council, social service agencies and other County departments for supporting the Court programs and operations during the past year. Without our partners, the Court could not realize the level of effectiveness and efficiency to which we are able to operate on a daily basis.

During the past and upcoming years the Judges of the General Division will continue to focus on the following areas of the Court:

- The implementation and continuation of the Re-entry Court Program where individuals judicially released from prison are provided with comprehensive drug treatment, job placement, housing assistance and other services to increase the likelihood for their successful re-integration into society. Judge Elinore Marsh Stormer, Judge Brenda Burnham Unruh and I are privileged to participate in the program.
- By constantly assessing and expanding on the criteria for entry into the Felony Drug Court Program, the Court was able in the year 2006 to offer treatment to more non-violent offenders than previously given. As the Administrative Judge, I want to thank Judge Mary F. Spicer for her dedication to the program. The Court is deeply indebted to Judge Spicer for her willingness to preside over the program from its inception to the present date.
- In an effort to assist indigent individuals facing foreclosure of their homes, the Court together with the Akron Bar Association developed a packet of information that is now made available to all litigants in Foreclosure cases. The information explains the court process and informs the parties of their legal options.
- Continue to utilize and increase the use of technology in the courtrooms to benefit jurors and litigants. Currently, only two courtrooms are equipped with electronic technology, such as a state of the art sound system, individual jury computer monitors, document camera, plasma screen with annotation capability and video conferencing equipment. In 2006, the Court made a commitment to equip two more courtrooms with the technology. The use of courtroom technology is without cost and available to all parties regardless financial resources.

The citizens of Summit County can be confident that the General Division Judges are continually working to enhance service to the public, provide a fair forum for addressing their needs and improve operational efficiencies and provide a level playing field for all that come before the Court.

Sincerely,

  
PATRICIA A. COSGROVE  
Administrative Judge

### **THE HONORABLE PATRICIA A. COSGROVE**

Judge Patricia A. Cosgrove received her Bachelor of Arts from The University of Akron in 1974 and was the recipient of the Akron University Alumni Scholarship. She received her Juris Doctorate degree from The University of Akron and was admitted to the Ohio Bar in 1978. While working her way through school, Judge Cosgrove served as a Law Clerk for the Ninth District Court of Appeals.

From 1978 to 1980, Judge Cosgrove served as Assistant Akron Law Director. She was a Senior Assistant Summit County Prosecutor in the Criminal Trial Division from 1981 to 1991. She also maintained a private law practice. Judge Cosgrove later served as Chief Counsel of the Civil Division of the Summit County Prosecutor's Office. In 1993, she was appointed to the Summit County Court of Common Pleas, elected in 1994 and re-elected in 2000 and 2006.

Judge Cosgrove served as the Administrative Judge of the Common Pleas Court, General Division, in 1995, 1996 and 2006 and as Presiding Judge for two sessions. Judge Cosgrove has been active in community organizations such as the Victim Assistance Program, Community Drug Board Foundation and the Akron Bar Association.

Judge Cosgrove has served as President of the Scanlon Inn of Court, a professional organization that is dedicated to mentoring new lawyers.



### **THE HONORABLE JANE BOND**

Judge Jane Bond earned a Bachelor of Science degree in journalism from Ohio University, graduating in 1968 with honors. She received a Juris Doctorate degree in 1976 from The University of Akron and was admitted to the Ohio Bar.

Judge Bond entered the private practice of law in 1977 and served as an Assistant Summit County Prosecutor. In 1981, she became General Counsel for the County Executive in the first county-chartered government in Ohio.

In February 1989, Judge Bond was appointed Judge of Akron Municipal Court and was elected to that position in November 1989. In January of 1991, she was appointed to the Summit County Court of Common Pleas and elected in 1992, 1994, and 2000.

### **THE HONORABLE JUDY HUNTER**

Judge Judy Hunter graduated from Ohio State University and later earned her Juris Doctorate degree from The University of Akron School of Law. Judge Hunter worked in the private sector engaged in the general practice of law from 1978 to 1990. Prior to becoming a lawyer, Judge Hunter taught school. Past public service includes serving as elected Clerk of the Akron Municipal Court from 1991-1995.

On April 26, 2003, Judge Hunter was appointed by Governor Bob Taft to the General Division of the Summit County Common Pleas Court and was elected in 2004. Judge Hunter's past judicial service includes a term as Judge on Summit County's Juvenile Court from 1996-2002.

Judge Hunter is active in the community, having served on many boards and committees, including serving as President of the Board of Trustees of The Goodwill Industries of Akron, Ohio. Judge Hunter belongs to various professional organizations including the American, Ohio and Akron Bar Associations and the Ohio Association of Common Pleas Judges. Judge Hunter has been a frequent speaker at educational forums and community events.

Special awards include the Community Health Center's 1999 Friend of the Field Award, the 2002 Urban Light Award from the Department of Public Administration at The University of Akron, and a January 2000 award from the Better Business Bureau for "vision and innovative leadership in establishing the most successful conflict resolution mediation program in Summit County".



### **THE HONORABLE JAMES E. MURPHY**

Judge James E. Murphy graduated from Notre Dame as an Accounting Major in 1953. He was employed by a CPA firm for two years. He then served as Assistant Administrator of St. Thomas Hospital until graduating from The University of Akron School of Law in 1962. He was admitted to the Bar that same year.

Judge Murphy served as Assistant Summit County Prosecutor in 1963 and 1964, and entered private practice until being appointed Akron Municipal Court Judge in October 1980. He was elected in 1981 in that position and then appointed to the Summit County Court of Common Pleas in January 1983 and elected in 1984, and to full terms in 1988, 1994 and 2000.

Judge Murphy is a member of the Ohio and Akron Bar Associations, and the American Judges Association.

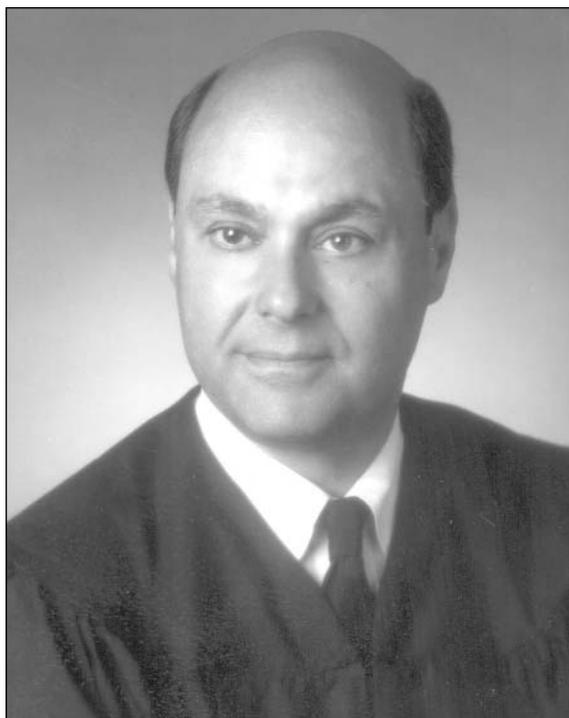
Judge Murphy served as the Administrative Judge of the General Division of Common Pleas Court for the 1985 term and as Presiding Judge for six sessions of court and was elected Administrative Judge for 2003, 2004 and 2005.

### **THE HONORABLE MARVIN A. SHAPIRO**

Judge Marvin A. Shapiro graduated from The University of Akron with a Bachelor of Arts degree in 1960. He thereafter received a Juris Doctorate degree from The University of Akron in 1965 and was admitted to the Ohio Bar the same year.

Judge Shapiro served as an Assistant City of Akron Prosecutor, Assistant Summit County Prosecutor and an Assistant Ohio Attorney General and engaged in private practice between 1965 and 1991.

In January 1991, Judge Shapiro was appointed Judge of Akron Municipal Court and was elected to that position in November 1991 and re-elected in 1993 and 1999. During his tenure in Akron, he was the Drug Court Judge 2000-2003. In November 2002, Judge Shapiro was elected Summit County Common Pleas Judge with the term beginning May 1, 2003.



### **THE HONORABLE MARY F. SPICER**

Judge Mary F. Spicer received her Bachelor of Arts degree from Heidelberg College in 1958, her Master of Arts degree from the University of Chicago School of Social Service Administration in 1960 and her Juris Doctorate degree from The University of Akron School of Law in 1965. She was admitted to the Bar in 1965.

Judge Spicer was in the private practice of law with her father F.W. Spicer, from 1965 to 1975, when she was appointed as Referee in the Summit County Court of Common Pleas, Probate Division. In Probate Court, she also served as Director of Human Services. She was elected as Judge of the Court of Common Pleas in 1984, and re-elected in 1990, 1996 and 2002.

Judge Spicer served as the Administrative Judge of Common Pleas Court, General Division, in 1987 and as Presiding Judge for many sessions including 2004. Judge Spicer presides over the Felony Drug Court in this Court of Common Pleas.

Judge Spicer is a member of the Akron, Ohio and American Bar Associations, as well as community and other professional and charitable organizations.

### **THE HONORABLE ELINORE MARSH STORMER**

Judge Elinore Marsh Stormer graduated from Davidson College's Honors College with a Bachelor of Arts degree in history in 1978. She received her Juris Doctorate degree from The University of Akron School of Law in 1982. Judge Stormer was in the private practice of law until 1989 when she was appointed General Counsel to the Summit County Executive.

In 1991, Judge Stormer was elected to the Akron Municipal Court and re-elected in 1993 and 1999. She started the first municipal drug court and the first mental health specialty court in Ohio. In November 2004, Judge Stormer was elected to the Summit County Court of Common Pleas with the term beginning January 2005. In September 2006 she began a reentry court.

Judge Stormer serves on the Ohio Judicial Conference Specialized Courts Committee and the Criminal Justice Advisory Board. She is a board member of the Akron Urban League and Ardmore Inc., and a member of the Citizens Advisory Board of the Akron Junior League. She has served on the Supreme Court of Ohio Advisory Committee on the Mentally Ill in the Courts, its Drug Court Task Force, Ohio Community Corrections Organization Board and Summit County Alcohol Drug and Mental Health Services, as well as other community organizations.

Judge Stormer has received the OCCO C. J. McLin Award, the Urban Light Award for Public Service, the Fred Frese Advocacy Award and the Public Official of the Year Award from the DAR.



### **THE HONORABLE BRENDA BURNHAM UNRUH**

Judge Burnham Unruh earned a Bachelor of Arts degree from Wheaton College in 1980, graduating with honor. She received a Juris Doctorate degree in 1984 from The University of Akron School of Law.

Judge Burnham Unruh was admitted to the Florida Bar in 1984 and was in private practice in Florida until she returned to Ohio. She was admitted to the Ohio Bar in 1992.

Judge Burnham Unruh was the Coordinator of the Summit County Juvenile Court Guardian Ad Litem Program from 1992-1993. In 1993, Judge Burnham Unruh joined the Summit County Prosecutor's Office as an Assistant Prosecutor. She served first in the Juvenile Division and then in the Criminal Division.

In 1997, Judge Burnham Unruh was appointed as a Magistrate in Juvenile Court.

In July of 1998, Judge Burnham Unruh was appointed to the Akron Municipal Court. In March 1999, Judge Burnham Unruh was appointed to the Summit County Court of Common Pleas. Judge Burnham Unruh was elected to the Court in 2000 and 2002.

Judge Burnham Unruh is a member of the Akron and Ohio Bar Associations and is active in many community activities.

Judge Burnham Unruh is married to Robert Unruh and has a son and daughter.

# 2006 ORGANIZATION PERSONNEL ROSTER

Title	Number Positions	Employees	Title	Number Positions	Employees
<b>Administration</b>					
Administrative Specialist	3	Monica Prexta-Siko Kay Scaffidi Denna Steiner			LeighAnn Fultz Marie Hillis Melissa Ludwig Theresa Skinner Deborah Smith
Administrative Specialist/HR	1	Jennifer Parks	Secretary II	4	Julie Glinsky Carol Hoover Kay Kinker Joan Mosley
Arbitration Clerk	1	Cora Dawkins	Special Projects Officer	1	Ruth Squires
Assistant Court Executive Officer	1	Robert Gainer	<b>Probation Department</b>		
Chief Court Reporter	1	Janet Krulock	Clerk-Typist II	3	Janet Long Theresa Miller Nancy Palmer
Civil Assignment Administrator	1	Cheryl Goldstein	Offender Services Director	1	Pete Hoose
Computer Help Desk	1	Donna Simone	Grant Coordinator	1	James Ward
Computer Network Manager	1	Jay Chapman	Pretrial Services Supervisor	1	Kelli Snyder
Computer Systems Engineer	1	James Rafferty	Pre-Trial Release Officer	6	Marc Cunningham William Daniels Kerri Defibaugh Ashley Frank Shiloh Geier Stefanie Theus
Court Executive Officer	1	Andrew Bauer	Probation Officer	34	Kelly Anderson Laurie Boyd Elaine Butler Renee Cooper Jeffrey Cutler Lisa Davis Lorri Dunn Douglas Elliott Sandra Ferracane Laurie Fisher Tiffany Foxworth Brian Freyhauf Shay Greven Jennifer Haviland Shari Kastor Anthony King Michael Klamut Michael Mims Patricia Pfander Rudolph Polovich Anthony Rodgers Helen Rogerson Andrew Rudgers Cynthia Schwarz Rebecca Shepard David Siko Ernest Stallworth Clint Spencer Ashley Stewart Ryan Teitz Kecia Wallace Barbara Wesig Jean White Robert Woods
Court Executive Secretary	1	Debra Young			
Court Reporter	11	Barbara Day Kristie Gowens Maxine Hosch Patricia Klein Gary Maharidge Sandra Maxson Teresa Orlovsky LeAnn Ross Terri Sims Kelley Spears Peggy Wellemeyer			
Court Secretaries' Supervisor	1	Polly McEndree-White			
Courtroom Bailiff	8	Janet Ciotola Jill Coleman Kenneth Masich Thomas McLaughlin Alys Pearson Shauna Corder Rose Yovanovich Caroline Zito			
Criminal Assignment Administrator	1	Patricia Carillon			
Drug Court Liaison	1	Jim Ward			
Human Resource Specialist	1	Sue Roszkowski			
Judicial Assistant	8	LeAnn Backer Joanne Blakemore Todd Connell Laura Groza Kim Miller Kathie Nelson Shana Schweikert Melissa Secura			
Judicial Attorney	13	Jason Adams Crystal Burnett Matthew Dickinson Janet Dutt Dawn Humphrys Michelle Neiman Kandi O'Connor Matthew Rich Carrie Roush Corey Minor Smith Susie Steinhauer Suzanne Stephens David Watson	Probation Secretary Supervisor	1	Debora Rians
Judicial Secretary	2	Diane Edwards Cynthia Maxson	Probation Supervisor	5	Arian Davis Saverio Lijoi Michael Rick Ronald Smith Terry Strubbe
Jury Bailiff Assistant	1	Ashley Brown	Secretary II	9	Linda Backer Martha Beitel Lynn Carpenter Christina Hartman Barbara Killian Patricia Marotto Karyn Rogers Lee Runkle Jackie Shannon
Jury Commissioner	2	Frances Brooks Chester Thomas	Support Staff Specialist	3	Helga Cursio Tamara Keefer Shannon Weitzel
Jury Department Spvsr/Bailiff	1	Deborah Ruggles	Work Release Coordinator/ LEADS Operator	1	Michelle Kocian
Magistrate	1	John Shoemaker	<b>Psycho-Diagnostic Clinic</b>		
Mediator	4	Frank Motz Cheryl Hollis Norma Blank William Wellemeyer	Administrative Secretary	2	Paula McAvinev Arra Robinson
Mediator Secretary	1	Lynn Covert	Administrative Social Worker	1	Joanne Arndt
Purchasing Agent	1	Corinne Sanders	Clinical Psychologist	1	Gary Levenston
Secretary I	7	Carolyn Deckert Michelle Fought	Director	1	Kathleen Stafford, Ph.D.
			Psychology Assistant	4	Jill Barnes Jose Fragoso Stephanie Miller Martin Sellbom

# CIVIL CASE ACTIVITY

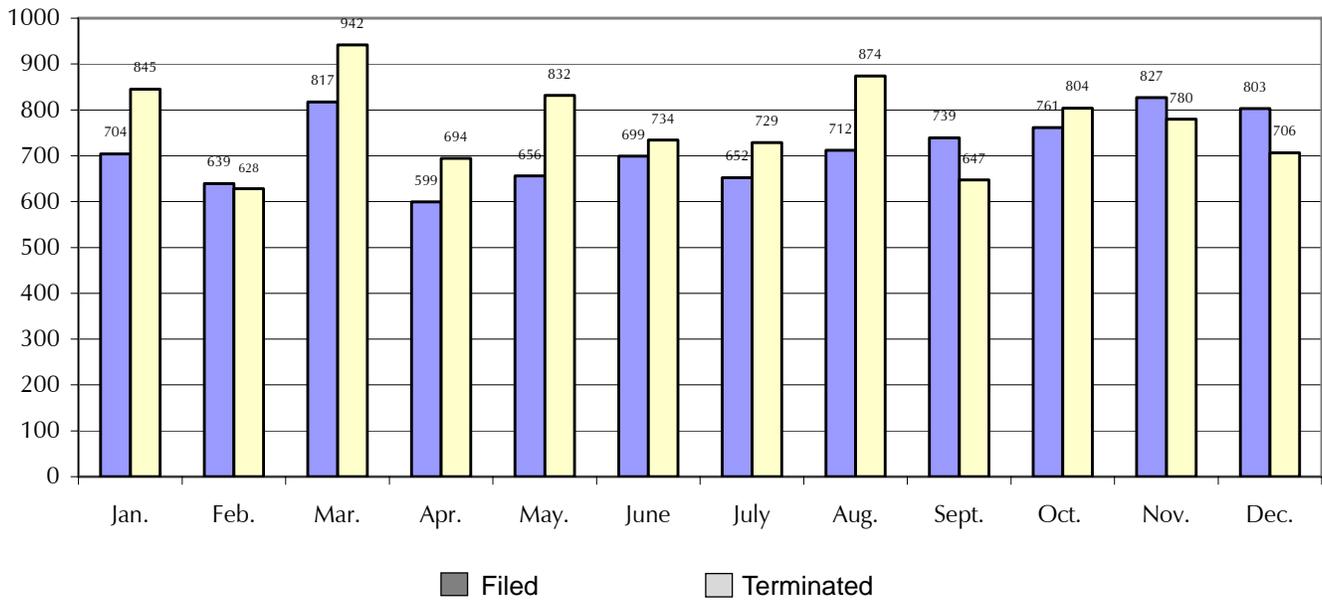
The 8,608 civil cases filed in 2006 show an increase of 735 cases or 8.5 percent above the 7,873 cases filed in 2005. Civil cases terminated in 2006 of 9,215 show an increase of 387 cases or 4.2 percent above the 8,828 cases that were terminated in 2005. In 2001 the number of new case filings was 6,474 compared to 8,608 cases filed in 2006 which show an increase of 33 percent or 2,134 cases in total. Civil terminations have increased from 6,630 in 2001 to 9,215 in 2006, which represents an increase of 2,585 terminated cases or 28 percent. The average civil caseload per Judge was 520 on December 31, 2006, compared to an average civil caseload per Judge of 504 in 2005.

<b>Summit County - Court of Common Pleas - General Division 2005 Annual Report</b>											
TYPE OF CASE	Professional Tort	Product Liability	Other Torts	Workers Compensation	Foreclosures	Administrative Appeal	Complex Litigation	Other Civil	Criminal	TOTAL	Visiting Judges
Pending beginning of period	131	14	953	295	1470	49	1	1116	1141	5170	108
New cases filed	105	14	997	380	4833	103	X	2166	4998	13596	10
Cases transferred, reactivated or redesignated	45	1	137	73	266	12	2	132	677	1345	37
<b>TOTAL</b>	281	29	2087	748	6569	164	3	3414	6816	20111	155

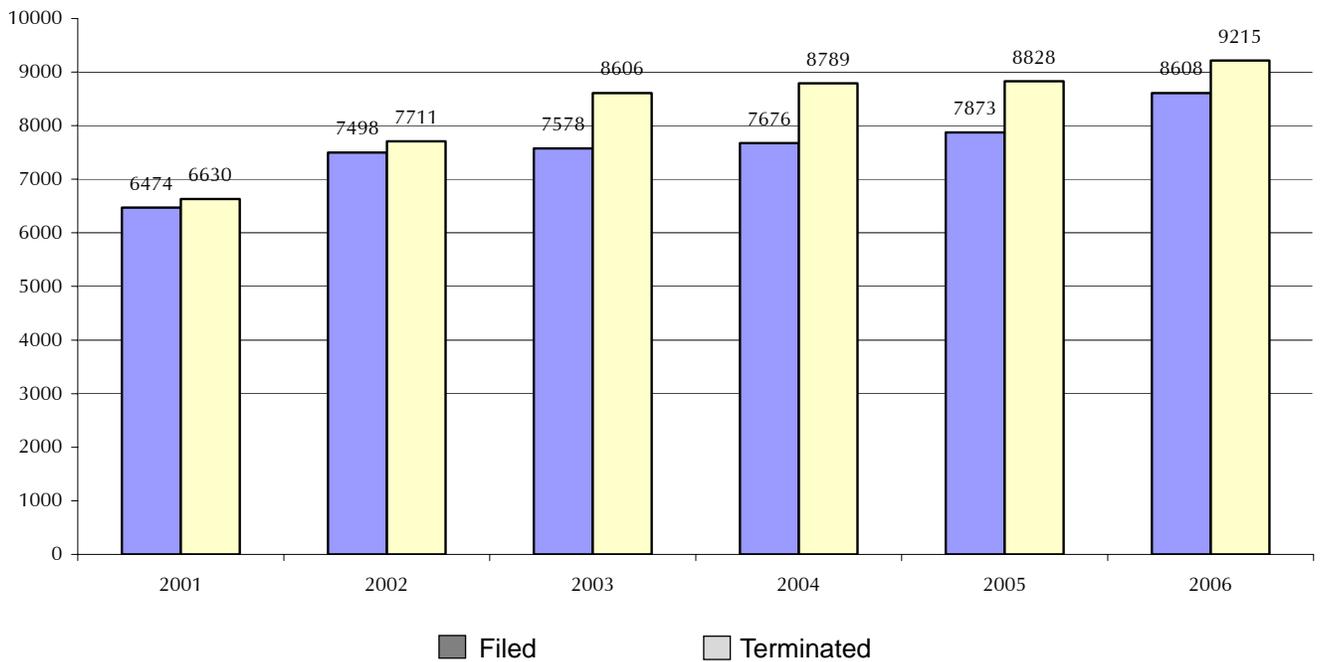
  

<b>TERMINATIONS BY:</b>											
Jury trial	5	0	54	2	0	0	0	18	163	242	0
Court trial	0	0	2	2	1	3	0	13	39	60	0
Settled or dismissed prior to trial	54	6	583	220	193	15	0	482	0	1553	10
Dismissal	43	2	211	85	798	29	1	379	311	1859	54
Dismissal for lack of speedy trial (criminal) or want of prosecution (civil)	4	0	20	4	81	4	0	77	0	190	0
Magistrate	0	0	6	0	3	2	0	74	X	85	0
Diversion or arbitration	1	0	124	70	11	0	0	64	79	349	0
Guilty or no contest plea to original charge (criminal); Default (civil)	0	0	36	0	2819	1	0	562	1692	5110	1
Guilty or no contest plea to reduced charge	X	X	X	X	X	X	X	X	2637	2637	0
	0	0	0	0	1	0	0	0	687	688	0
	39	3	119	75	105	14	0	154	56	565	1
	0	0	0	0	0	0	0	1	X	1	0
Bankruptcy stay or interlocutory appeal	3	0	9	0	227	0	0	65	0	304	0
Other terminations	22	2	68	26	626	44	0	369	0	1157	10
<b>TOTAL</b>	171	13	1232	484	4865	112	1	2258	5664	14800	79
PENDING END OF PERIOD	110	16	855	264	1704	52	2	1156	1152	5311	76

## Civil Filings and Terminations for 2006 - Monthly Comparison



## Comparison of Filings/Terminations for Past Six Years

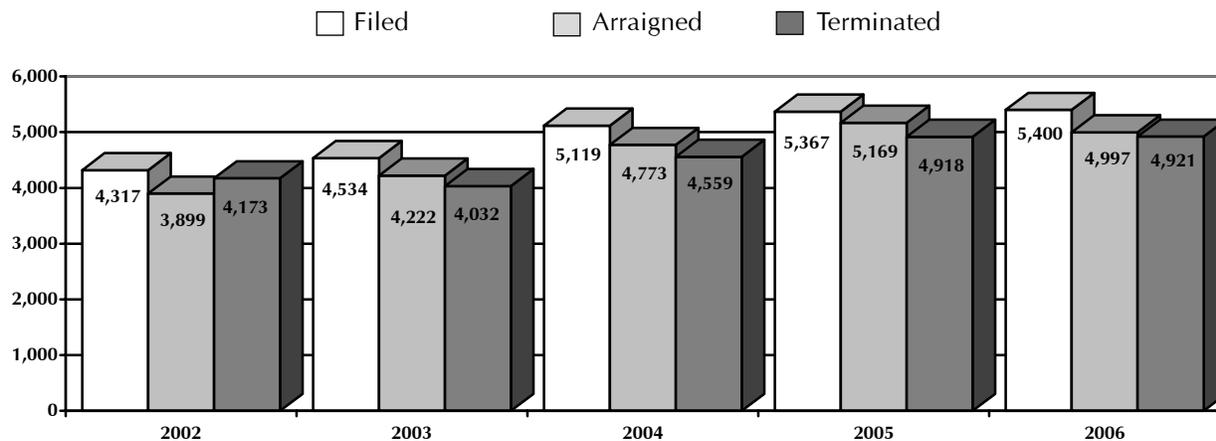


# CRIMINAL CASE ACTIVITY

	2002	2003	2004	2005	2006
<b>CASES FILED</b>	4,317	4,534	5,119	5,367	5,400
<b>CASES ASSIGNED/ARRAIGNED</b>	3,899	4,222	4,773	5,169	4,997
<b>CASES TERMINATED</b>	4,173	4,032	4,559	4,918	4,921
<b>TRIALS:</b>					
Jury	106	112	129	176	163
Court	13	8	19	34	39
<b>FELONY CHARGES:</b>					
Filed	n/a	8,704	9,423	10,597	10,340
Convictions	4,337	4,052	4,356	4,975	4,412
Dismissals	2,776	3,284	3,351	3,694	3,527
<b>MISDEMEANOR CHARGES:</b>					
Filed	n/a	2,981	3,964	4,837	4,861
Convictions	1,024	1,029	1,447	1,450	1,241
Dismissals	1,677	1,834	2,436	3,041	3,189
<b>DISPOSITIONS:</b>					
Ohio Dept. of Rehabilitation	1,166	1,167	1,168	1,309	1,402
Ohio State Reform. For Women	137	115	182	175	171
Community Control	2,015	1,937	2,274	2,474	2,357
Probation	Combinetd with Comm. Control	389	402	366	385
Summit County Jail	56	52	94	95	104
Glenwood Jail	n/a	n/a	n/a	1	1
Halfway House	n/a	n/a	n/a	1	2
Community Service	n/a	n/a	n/a	3	0
Suspended Sentence	44	32	45	41	26
Dismissals	205	186	230	240	208
Fine/Costs	12	18	27	25	18
Restitution	n/a	n/a	n/a	3	3
Transfer to Another County	1	0	0	2	0
IILC Completion	54	40	50	73	80
PDP Completion	30	64	50	42	79
Drug Court Completions	n/a	n/a	n/a	20	27
Not Guilty Verdicts (Jury Trials)	20	28	27	38	39
Not Guilty Verdicts (Court Trials)	n/a	n/a	n/a	6	8
NGRI	4	4	9	4	6
Death Penalty	0	0	1	0	2
Other	n/a	n/a	n/a	n/a	3
<b>MOTIONS FOR JUDICIAL RELEASE</b>	803	858	852	1,099	1,181

<b><u>CHARGE/PLEA STATISTICS</u></b>	<b>2002</b>	<b>2003</b>	<b>2004</b>	<b>2005</b>	<b>2006</b>
<b><i>Pled Guilty - Original Charge</i></b>					
- Felonies	n/a	3,975	3,928	4,528	4,661
- Misdemeanors	n/a	652	940	1,178	1,035
<b><i>Pled Guilty - Amended Charge</i></b>					
- Felonies	n/a	1,313	1,474	1,362	1,308
- Misdemeanors	n/a	19	24	15	19
<b><i>Pled No Contest</i></b>					
- Felonies	n/a	14	26	32	62
- Misdemeanors	n/a	10	6	11	21
<b><i>Merged Counts</i></b>					
- Felonies	n/a	1	0	5	2
- Misdemeanors	n/a	1	0	0	3
<b><i>Dismissals</i></b>					
- Felonies	2,776	3,284	3,351	3,694	3,527
- Misdemeanors	1,677	1,834	2,436	3,041	3,189
<b><i>Jury Verdict - Guilty</i></b>					
- Felonies	123	161	179	240	207
- Misdemeanors	24	40	45	61	56
<b><i>Jury Verdict - Guilty (Amended)</i></b>					
- Felonies	n/a	n/a	n/a	13	16
- Misdemeanors	n/a	n/a	n/a	0	0
<b><i>Jury Verdict - Not Guilty</i></b>					
- Felonies	65	104	75	149	134
- Misdemeanors	12	9	13	24	30
<b><i>Court Verdict - Guilty</i></b>					
- Felonies	14	8	21	28	17
- Misdemeanors	3	6	9	18	20
<b><i>Court Verdict - Guilty (Amended)</i></b>					
- Felonies	n/a	n/a	n/a	2	4
- Misdemeanors	n/a	n/a	n/a	0	0
<b><i>Court Verdict - Not Guilty</i></b>					
- Felonies	9	0	13	26	28
- Misdemeanors	3	0	2	10	12
<b><i>Court Verdict - NGRI</i></b>					
- Felonies	n/a	6	17	9	9
- Misdemeanors	n/a	0	7	2	2
<b><i>Remanded</i></b>					
- Felonies	n/a	n/a	n/a	4	0
- Misdemeanors	n/a	n/a	n/a	0	0

## FIVE YEAR COMPARISON OF CRIMINAL CASES FILED, ARRAIGNED, AND TERMINATED



## ARBITRATION CASES

In 2006 the Court had 51 cases referred to Rule 10 Arbitration which was a decrease of 34 cases below the previous calendar year. There were 26 cases arbitrated and 23 cases settled before hearing. Appeals De Novo were filed for 7 cases which were 37% percent of the cases heard. A total of 3 cases were appealed and settled. There were 3 cases filed for appeal by plaintiffs and 4 by defendants. The total cost for Arbitration during 2006 was \$13,019.70. The Court has 394 attorneys on the volunteer arbitration list who spend an average of 3.0 hours on each hearing.

## VISITING JUDGES

In 2006 the Summit County Common Pleas Court General Division continued its use of visiting judges to assist with the caseload. The Court used active and retired judges to preside over a total of 311.5 days during 2006.

Cost of Visiting Judges		
Payment by County		\$23,233.00
Payment by State		\$166,312.05
	Total	189,545.05

The following judges presided over cases for the court during 2006:

Judith A. Cross, Medina, County Common Pleas Court(retired)  
 Thomas P. Curran, 8th District Court of Appeals(retired)  
 Joyce J. George, 9th District Court of Appeals(retired)  
 H. Fred Inderlied, Jr., Geauga County Common Pleas Court(retired)  
 Peggy Foley Jones, 8th District Court of Appeals(retired)  
 Joseph R. Kainrad, Portage County Common Pleas Court(retired)  
 Robert M. Lawther, Cuyahoga County Common Pleas Court(retired)  
 John R. Milligan, 5th District Court of Appeals(retired)  
 Ted Schneiderman, Summit County Common Pleas Court(retired)  
 James R. Williams, Summit County Common Pleas Court (retired)

## MEDIATION

In June of 1998 , under the direction of Frank Motz, Chief Court Mediator, the Court began to offer court-sponsored mediation to parties who have filed suit in Common Pleas Court. Cases are mediated as assigned by the General Division Judges. Cases that can be assigned to mediation include personal injury, business disputes, workers' compensation, foreclosure, quiet title and non-payment of student loans. Cases can be selected by the assigned judge or can be sent to mediation because all of the parties have consented. In 2006, 644 cases were settled after referral to mediation.

Mediation Statistics	1998*	1999	2000	2001	2002	2003	2004	2005	2006
Cases Pending Beginning of Year	—	44	117	251	304	321	439	476	428
Cases Referred	169	330	805	970	1092	1265	1442	1295	1253
Returned to Court	73	140	236	288	320	364	412	422	446
Cases Settled	52	124	416	495	575	609	746	691	644
Removed prior to completion	—	—	35	147	185	191	256	243	224
Cases Pending End of Year	44	110	235	291	316	430	467	415	350

\* Program started June 1998. Statistics for six months only.

## MAGISTRATE

John Shoemaker, Chief Magistrate for the General Division, has served the Court for twenty years. The Magistrate assists the General Division Judges by handling a variety of civil matters assigned to him via general and limited orders of reference. Under Civil Rule 53, the Magistrate may handle any matters preliminary to litigation.

Under ORC 2903.214, effective 1998, persons are authorized to petition the Court for an anti-stalking civil protection order. The Magistrate has received references on the majority of these petitions. The Magistrate conducted 188 ex parte and full hearings on such petitions during 2006.

Under Criminal Rule 19, the Magistrate can perform some criminal tasks. The Magistrate conducts all arraignments for the General Division Judges. The video arraignment procedure which commenced in 1998 continues. Beginning in 2004, a walk-through waiver of arraignment procedure, which is overseen by the Magistrate, was instituted and has been successful to date. Out of a total of 6593 Defendants arraigned in 2005, 2703 incarcerated inmates were arraigned by video closed circuit television; of 3890 Defendants out on bond 1208 utilized the walk-through arraignment procedure started in May of 2004 while the remaining Defendants out on bond utilized the in person arraignment procedure.

MAGISTRATE'S 2006 STATISTICS		CIVIL CASE ACTIVITIES: 2006		CRIMINAL CASE ACTIVITIES: 2006	
CASES:	2006				
Pending Jan. 1	118	Bench Trials	17	Jailed Defendants Arraigned:	2966
Referred	701	Jury Trials	5	Total Defendants Utilizing	
Closed	<u>-748</u>	Oral Hearings	269	Walkthrough Procedure:	1208
Pending Dec 31	71	Status Conferences	<u>442</u>	Total Defendants Arraigned:	6887
		Total Activities	733		

# FELONY DRUG COURT

On April 10, 2006, the Felony Drug Court of Summit County completed its 4th year in session. It is a coordinated and cooperative effort utilizing the court, treatment agencies, law enforcement and prosecutors offices. The goal is to divert the non-violent substance abusing offenders who cycle through the judicial system to services necessary to change the drug using behavior that caused them to be in the criminal justice system. The Drug Court provides early intervention with intense treatment and supervision to assist the participants in changing their behavior.

## Screening Statistics and Demographics

	Male	Female	Black	White	Other	Total Screened	Eligible	Entered	B of I	Transferred
Jan	122	31	83	70		153	11	3	1	2
Feb	127	29	89	67		156	10	12	7	5
Mar	122	39	94	66	1	161	11	8	5	3
Apr	114	31	78	67		145	7	3	2	1
May	153	35	111	77		188	7	9	7	2
June	141	42	102	80	1	183	9	7	4	3
July	121	26	80	67		147	6	7	5	2
Aug	139	39	105	73		178	9	4	3	1
Sept	152	46	103	95		198	4	7	6	1
Oct	150	37	114	73		187	9	4	4	0
Nov	92	29	66	55		121	12	4	2	2
Dec	105	28	63	70		133	7	9	7	2
<b>Total</b>	1538	412	1088	860	2	1950	102	77	53	24

### **Breakdown: Eligible**

Male: 76

Female: 26

Black: 65

White: 37

Other:

**Total Defendants entered through daily screening: 53**

**Defendants entered program by transfer: 24**

**Breakdown of Reasons for Non-Acceptance Into Drug Court in 2006:**

<b>Reason for Non-Acceptance</b>	<b>Total</b>
On Probation	171
Trafficking (either current or prior)	144
Contempt Convictions	46
Police Deny	13
Referred to AMC Drug Court	101
Lives Out of County	58
Current Charge is F-1, F-2 or F-3	177
Prior Felonies	42
Capias Pending	181
Other Court Involvement (felony pending)	44
Prior Offense of Violence	81
Rejected by Prosecutor	9
Previous Drug Court	28
Current Charge Misdemeanor	
Parole	25
Not Acceptable Drug	
Ownership and Co-defendant	186
Rejected by Defendant	31
Pending Companion Case Disqualifies	392
Cuyahoga Falls Municipal Court	71
Mental Health Issues	
Current Drug Court	16
Family Violence Court Participant	
Complete Drug Court	
Barberton Municipal Court	
Not a US Citizen	
Prior Record Unknown	
Currently in Diversion Program	
Prior Record Disqualifies	

Reported prepared and typed February 23, 2007

# ADULT PROBATION

## SUPERVISION

The number of offenders under supervision at the Adult Probation Department at the end of 2006 was 4,830 compared to 4,901 in 2005. The number of new cases in 2006 was 3,115 compared to 3,219 in 2005.

The following chart shows a breakdown of the new cases referred to probation over the past five years.

### **\*\*New Probation Referrals**

	2002	2003	2004	2005	2006					
Probation or Community Control from Court						1769	1994	2305	2615	2465
Re-Entry		***	***	***	***	29				
Judicial Release	163	184	191	228	243					
Intensive	101	120	111	149	155					
Courtesy Supervision		*	14	48	57	53				
Intervention in Lieu of Conviction				82	78	145	170	170		
<b>Total New Referrals</b>		<b>2115</b>	<b>2390</b>	<b>2800</b>	<b>3219</b>	<b>3115</b>				

\* numbers not available

\*\*these numbers reflect new cases, not new offenders (one offender can have more the one case)

\*\*\*Re-Entry Program was started in September 2006

## DEMOGRAPHICS FOR OFFENDER POPULATION

During 2006, a number of cases were referred to the Adult Probation Department. The demographic information for those case placements is as follows:

### **Felony and Misdemeanor**

During 2006, 3,115 cases were referred to the Adult Probation Department. Of those cases 2,517 were felony level convictions. Additionally, there were 595 misdemeanor cases assigned to the Adult Probation Department for supervision. Three cases were undetermined, due to being out of county referrals.

### **Gender, Race and Age**

In regards to gender, there were 2,641 males placed on supervision in 2006. By contrast, the court referred 471 females for supervision. Caucasian referrals numbered 1,699 while African-Americans accounted for 1,393 of the offenders placed on supervision. There were 20 placements of various ethnicities such as Hispanic or Asian decent.

The following is a breakdown of offenders by age for 2006:

17 and under (4)	31-35 (461)	51-65 (200)
18-24 (712)	36-40 (414)	66-over (9)
25-30 (599)	41-50 (615)	Undetermined (1)

## TERMINATION OF SUPERVISION AND SENTENCING STATISTICS

During 2006, there were 1,185 supervision cases that were closed due to expiration. There were an additional 644 cases that were closed due to early termination and administrative closings by the Court. There were a total of 1,829 cases that were closed for the year.

Incarceration remained the primary method of punishment for offenders who were non-compliant with the Court's directives. In 2006, 896 offenders were sentenced to the Department of Corrections. There were 141 offenders sentenced to the Ohio State Reformatory for Women and 58 sentencings to the Summit County Jail.

The aforementioned incarcerations were the result of recommendations due to Community Control Violations (662), Pre-Sentence Investigation Reports (460) and non-compliance with the Intervention in Lieu of Conviction statute (3).

## PRE-SENTENCE STATISTICS

The Adult Probation Department has five probation officers in the Pre-Sentence Unit who write reports full time. They do not have caseloads. During 2006, 1,202 cases were referred to the Adult Probation Department for Pre-Sentence Investigations. During 2006, 1,302 Pre-Sentence Investigation were completed by the Adult Probation Department. Officers who were supervising offenders when a new case was referred also completed Pre-Sentence reports; the Pre-Sentence Unit did all other reports.

## VICTIM IMPACT STATEMENTS

The Probation Office completes Victim Impact Statements when Court ordered or when the victim is clearly identified and information is obtainable. For confidentiality purposes these statements are presented in a sealed green envelope. In 2006, our writers completed 570 Victim Impact Statements.

## INTENSIVE SUPERVISION

The Intensive Supervision Unit is a state funded program that was added to the Adult Probation Department in 1990 as an alternative to a prison sentence. It's annual objective is to divert 235 offenders from the prison system. In 2006, the program diverted 268 felony offenders.

The following statistical table includes referrals from all sources (i.e., Court orders, transfers, probation violations, etc.) and summarizes the activity of the program during the past five years.

	<u>2002</u>	<u>2003</u>	<u>2004</u>	<u>2005</u>	<u>2006</u>
<b>Referrals</b>	<b>314</b>	<b>300</b>	<b>434</b>	<b>386</b>	<b>268</b>
<b>Commitments</b>	<b>110</b>	<b>28</b>	<b>14</b>	<b>23</b>	<b>20</b>
<b>New Offenses</b>	<b>N/A</b>	<b>20</b>	<b>15</b>	<b>12</b>	<b>26</b>
<b>Technical Violations</b>	<b>N/A</b>	<b>58</b>	<b>55</b>	<b>60</b>	<b>56</b>
<b>Capias</b>	<b>N/A</b>	<b>31</b>	<b>N/A</b>	<b>27</b>	<b>N/A</b>
<b>Successful Completion</b>	<b>204</b>	<b>118</b>	<b>117</b>	<b>94</b>	<b>135</b>
<b>Average Length of Stay (in months)</b>	<b>8.5</b>	<b>7.7</b>	<b>5.4</b>	<b>7.2</b>	<b>7.4</b>

At the end of 2006, the total caseload for Intensive Supervision was 374 cases. There were 260 cases that were successfully terminated. Of those cases, 100 were transferred to basic supervision and 33 were released from community supervision. The number of cases per officer was 93, which far exceeds the program design of 45 offenders.

## CHILD SUPPORT ENFORCEMENT TEAM

There were 267 new convictions in 2005 and 308 new convictions in 2006 for Felony Nonsupport. In 2006, Adult Probation and the Child Support Enforcement Agency continued using federal funds with matching local funds for a grant to assist in forming a specialized unit. The specialized unit deals with offenders on Community Control who are delinquent in their child support payments.

This unit consists of Supervisor, Michael Rick; Probation Officer, Ashley Stewart, and Support Staff Specialist, Tamara Keefer. The unit is currently supervising over 225 cases.

The rest of the Nonsupport cases are distributed into the basic Adult Probation population.

## FELONY DUI SUPERVISION

In 2006, the Felony DUI Unit supervised 48 offenders. These offenders are required to submit to weekly reporting, mandatory 12-step/self help attendance, and treatment. During 2006, 19 offenders successfully completed supervision. Four offenders were returned to Court for violations. Of the four violators, three were violated for probation violations and one for committing a new Felony DUI offense. All were sentenced to the Ohio Department of Corrections. This upcoming year, this unit will be increasing its use in the SCRAM-Personal Alcohol Monitoring System to insure compliance.

## **DOMESTIC VIOLENCE UNIT**

The Adult Probation Department developed its first Domestic Violence Unit (DVU) in 2006, with grant monies provided by Summit County Prosecutor Sherri Bevin-Walsh's office through the Federal Grants to Encourage Arrest Policies and Enforcement of Protection Orders Program. Supervision of these offenders is accomplished through frequent contact with the supervising officer, mandatory participation in a Batterer's Prevention Program or other appropriate counseling and treatment programs, and victim contact by the officer. Many offenders are reporting a positive experience and voicing change after completing the counseling programs. During 2006, the DVU Specialist Officer supervised 131 offenders. Thirty-two offenders were returned to Court as Community Control Violators of which the Courts revoked 21 offenders resulting in their incarceration. Of these violators, five committed new domestic related offenses.

## **MENTAL HEALTH TEAM**

The Mental Health Unit consists of one probation officer. There were 185 offenders assigned to this unit at the end of 2006. Additionally, there were 22 Pre-Sentence Investigations completed throughout the year. The purpose of this unit is to supervise individuals diagnosed with a severe medical illness that hinders their ability to function on a daily basis. Collaborative efforts have continued to be maintained with the Summit County Jail Behavioral Health Unit and the mental health agencies in the community to meet the needs of this specialized population with the help of the Alcohol, Drug and Mental Health Board of Summit County.

Due to the large number of offenders supervised in this unit, additional financial resources are being explored in order to expand the staff to meet the needs of the severely mentally ill involved in the criminal justice system.

## **SEX OFFENDER UNIT**

The Sex Offender Unit was re-organized in mid 2006, which resulted in a supervisor being assigned to the unit. A new Sex Offender Pre-Sentence Report was created and funded by a Center for Sex Offender Management Grant, which has enhanced the unit's preparation of a Pre-Sentence report for the Court. The enhancement of the report now allows and includes more background information on an offender as well as a psychological exam on each sex offender when the Court orders a Pre-Sentence Report. The grant has also funded two special Sex Offender Pre-Sentence writers for the year of 2007.

The Sex Offender Unit currently supervises 132 offenders and maintains constant field monitoring of each offender in cooperation with local law enforcement agencies and treatment providers. The monitoring of the offenders is to insure compliance with the Court's orders as well as meeting the state and sheriff's requirements concerning a convicted sex offender's duty to report their current address under Ohio's Sex Offender Registration Requirements and the new federal Adam Walsh Bill.

## **COMMUNITY SERVICE**

The total new referrals accepted, interviewed and placed in an agency in 2006 were 182, with 46 placed in Community Service as a sanction and 136 placed in Community Service in lieu of paying court costs and probation fees.

The total new referrals in 2005 were 173, with 86 placed as a sanction and 73 placed in lieu of paying court costs and probation fees.

The number of clients referred to Michelle Kocian is about the same as the year before, but the reason for being referred has shifted. Successful completions were 119 clients and unsuccessful terminations were 63.

The number of hours worked by clients in lieu of paying court costs and probation fees was 6,007. At a rate of \$8.00 an hour, this is the equivalent to \$48,056.00.

## **RE-ENTRY**

There are currently three judges who participate in the Re-Entry Court: Judge Stormer, Judge Cosgrove and Judge Unruh, who recently came on board. Summit County Common Pleas Court officially started Re-Entry

Court on September 1, 2006. There are currently 21 clients in the Re-Entry Program and that figure is expected to double within the next couple of months. The overall success/retention rate is 70%. The clientele on the Re-Entry docket have varied criminal backgrounds. Before acceptance in the Re-Entry Program, records are obtained from the Ohio Department of Rehabilitation and Correction as to the client's progress/attitude in prison.

## **LEADS**

An audit was performed by the state in June 2006. Terminal Agency Coordinator (TAC) Michelle Kocian prepared for the bi-yearly event and was in attendance to assist the auditor in inspecting all three terminals (in Probation, Pretrial Jail and Pretrial Courthouse). The agency was found to be in full compliance in all areas. Four officers were trained and certified by Michelle Kocian to be LEADS operators, for a total of 16 in the department. Three officers were recertified (took tests) to remain officers. Marc Cunningham (representing Pretrial at the Courthouse) and Bill Daniels (representing Pretrial at the Summit County Jail) were appointed assistant TACs. They were trained, certified and sent to Columbus for training. Michelle Kocian attended the yearly TAC in-service training in Columbus.

Michelle Kocian receives a daily average of 50-75 LEADS requests from the probation officers, totaling approximately 1,000 to 1,500 per month. This figure is at least double from 2005.

A daily average of 25-30 LEADS printouts are run by Pretrial at the Summit County Jail and Courthouse combined (run at the jail seven days a week) for a total of approximately 750 to 900 printouts per month. This figure has also doubled from 2005.

## **SEALINGS**

Shannon Weitzel, Support Staff Specialist, conducted investigations on sealing of criminal records as filed with the Clerk of Courts. In 2006, there were 273 referrals and the Adult Probation Department completed 318 sealing investigations. One Hundred and Ninety-Four (194) offenders were granted sealings, 13 were withdrawn, and 81 were denied. The remainder are pending before the Courts.

## **INTERVENTION IN LIEU OF CONVICTION**

In January 2006, Pat Pfander was transferred 225 Intervention in Lieu of Conviction cases from Karen Weletyk, who retired in December 2005. In 2006 there were 170 new referrals to this program. Offenders are granted Intervention in Lieu of Conviction with substance abuse treatment ordered by the Court. The offenders are referred to treatment agencies in the community, which provide intensive treatment and regular urinalysis testing to monitor drug/alcohol use. The Intervention in Lieu of Conviction Officer coordinates compliance and corresponds with the Court regularly regarding treatment progress. Those who successfully complete treatment, maintain sobriety and commit no new criminal offenses are eligible for dismissal of the pending criminal charge.

## **TRAINING**

In 2006, this department hired three new officers, Colin Meeker, Mary Ann Ross, Elaine Cherry. These officers completed a four-month training program for new hires and one officer completed additional training at the Ohio Probation Officer Training Academy sponsored by the Judicial College. Officers and managers are required to attend a minimum of 30 hours of training annually. Intensive Officers are required to complete 40 hours of training annually. Clerical and support staff receive training as needed.

The Training Coordinator and the training committee identified the training needs for the department and put forth an in-service training schedule for 2006. In-service training included some of the following agencies: Legacy III, Community Health Center, Board of Mental Retardation and Developmental Disabilities (MRDD), Tapestry Program (Marysville), Prosecutor's Office, Employee Assistance Program, etc.

A use of force policy was implemented in November of 2006 beginning with Defensive Tactics Training. This class addresses both fitness and tools for self-protection while in the field. The next step in the use of force policy will be OC Pepper Spray Training. The first class was held in January 2007. All probation officers, pre-trial officers and support will be required to complete the OC Pepper Spray Training. Once these individuals have been certified OC Spray will be provided.

Officers were also apprised of available training at the Oriana House, Inc and they also had access to web-based training. Approximately \$11,000.00 was approved for staff development beyond in-service training.

**The following personnel activity occurred during 2006:**

<u>Additions</u>	<u>Separations</u>
<b>Elaine Cherry</b> <b>Marilyn Childress</b> <b>Colin Meeker</b> <b>Mary Ann Ross</b>	<b>Lynn Carpenter</b> <b>George Harper</b>

In December 2006, George H. Harper, Jr. passed away. Mr. Harper was the Chief Probation Officer from July 3, 1989 to March 4, 2002. Mr. Harper was the past president of the Ohio Chief's Probation Officers Association. Mr. Harper was the fifth Chief Probation Officer for the Summit County Adult Probation Department.

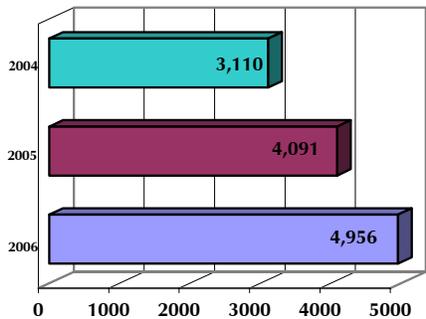
**PRETRIAL SERVICES YEAR END SUMMARY  
2006**

In 2006, the Summit County Pretrial Office examined the validity of its risk assessment instrument. It was shown that the tool was able to predict the likelihood that a defendant would fail to appear in Court and be rearrested pending trial.

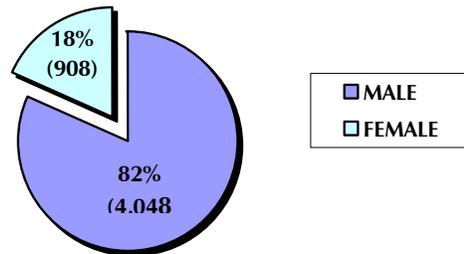
On average, defendants in the Summit County Jail are black, male, 32 years of age, have a prior criminal conviction and have a history of drug abuse. Defendants appeared in Court over 80% of the time and 85% of them remained arrest free.

The majority of defendants (58%) post a signature bond. Over half of the defendants investigated were released to the Pretrial Supervision Program (52%), operated by Oriana House, Inc. The success rate for those released to the program was over 80% throughout the year.

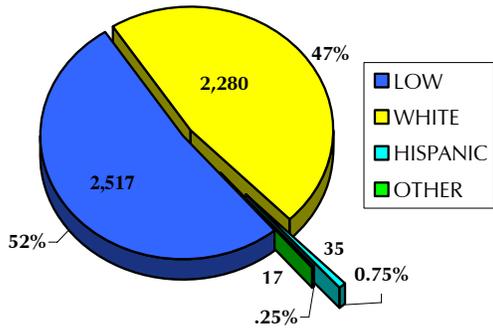
**2006 PRETRIAL INVESTIGATIONS  
2004 THRU 2006**



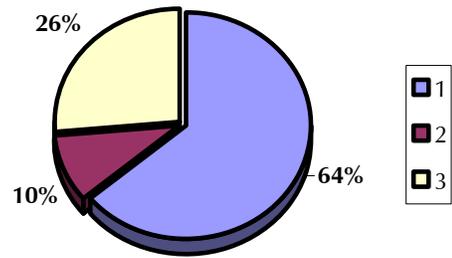
**2006 PRETRIAL INVESTIGATIONS  
BY GENDER**



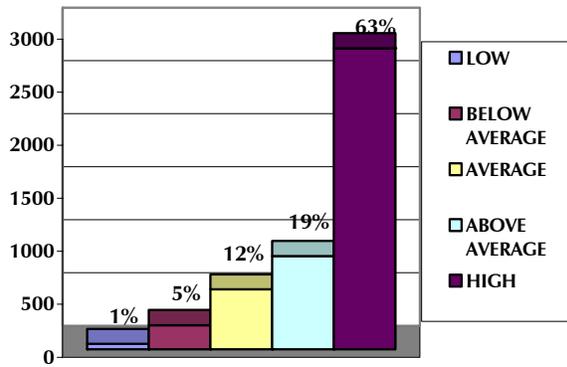
**2006 PRETRIAL INVESTIGATIONS  
BY RACE**



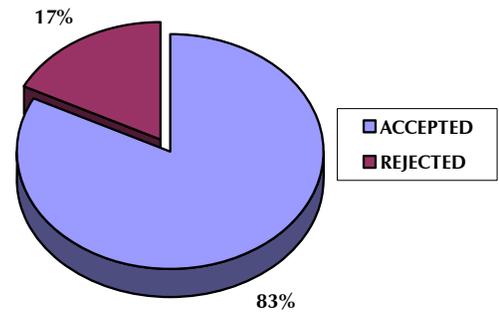
**2006 RISK ASSESSMENTS  
BY GRID**



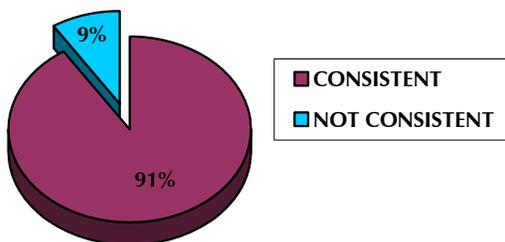
**2006 RISK ASSESSMENTS  
BY RISK**



**2006 RISK ASSESSMENTS  
BOND RECOMMENDATIONS**



**2006 RISK ASSESSMENTS  
RECOMMENDATIONS  
PER GUIDELINE**



# PSYCHO-DIAGNOSTIC CLINIC

Psycho-Diagnostic Clinic is one of eleven certified forensic centers in the state of Ohio. The Clinic is funded by the Ohio Department of Mental Health to provide evaluations and testimony pursuant to Ohio Revised Code Sections 2945.37 through 2945.40 to the Common Pleas Courts of Summit, Stark, Portage, Medina and Geauga Counties. The Clinic also provides evaluations to other courts in Summit County through limited funding by the County of Summit Alcohol, Drug Addiction and Mental Health Services Board. Through revenue from the Summit County General Fund, the Clinic provides other statutory evaluations to Summit County Common Pleas Court, including Intervention in Lieu of Conviction, Mitigation of Penalty and Post-sentence evaluations. Evaluations are occasionally provided to other courts on a fee-for-service basis.

Psycho-Diagnostic Clinic is directed by a clinical psychologist board certified in forensic psychology, and staffed by two full-time clinical psychologists, part-time doctoral students in clinical psychology, consulting psychologists, and a consulting psychiatrist. Clinic professional staff are profiled in Table 1.

## **COURT-ORDERED EVALUATIONS**

The Clinic conducted 586 court-ordered evaluations in 2006. Sixty-five percent (65%) of these evaluations were provided for Summit County Common Pleas Court. Twenty-four percent (24%) of these evaluations were ordered by Stark, Medina, Portage and Geauga County Common Pleas Courts. Nine percent (9%) of Clinic evaluations were completed for Municipal Courts in Summit County. Two percent (2%) of the evaluations were completed for other courts the Clinic serves on a fee-for-service basis. Clinic referrals by referral source over the past eight years are summarized in Table 2.

Table 3 contains a breakdown of referrals to the Clinic by referral issue over the past eight years. The primary referral issues the Clinic is ordered to address are competency to stand trial (34% of referrals), sanity at the time of the act (17% of referrals), and commitment and non-secured status of defendants acquitted by reason of insanity or found incompetent-nonrestorable and committed under court jurisdiction (4% of referrals). The Clinic also conducted mitigation of penalty or post-sentence evaluations (6% of referrals) during 2006.

During each of the past three years, the number of evaluations ordered by Summit County Common Pleas Court under Ohio Revised Code Section 2951.041, Intervention in Lieu of Conviction, has nearly doubled 2003 levels. In 2006, Intervention in Lieu of Conviction was the most common statutory referral issue addressed by the Clinic, totaling 226 evaluations, 40% of Clinic referrals. Psycho-Diagnostic Clinic met this increased demand by developing a cost-effective protocol that meets reasonable professional standards. The Court has required that non-indigent defendants pay a fee prior to these evaluations. During 2006, \$30,822 was collected for the 226 evaluations referred. However, these fees have been deposited to the Summit County General Fund. Clinic resources have been seriously taxed by this increase in Intervention evaluations.

## **RESEARCH AND TRAINING**

The Clinic continued to collaborate in research and training activities with the Kent State University Department of Psychology, the Ohio Department of Mental Health, the Northeastern Ohio Universities College of Medicine (NEOUCOM) and the Louis Stokes Veterans Affairs Medical Center in 2006. Four doctoral students from the American Psychological Association (APA)-approved training program in clinical psychology at Kent State University served clinical placements at Psycho-Diagnostic Clinic. Five psychiatry residents from the Northeastern Ohio Universities College of Medicine Psychiatry Residency program served forensic rotations at the Clinic as part of their training. Psychology interns from the Cleveland Veterans Affairs Medical Center APA-approved clinical internship participated in enrichment training through Psycho-Diagnostic Clinic. These future psychologists and psychiatrists provide service to the Clinic and the Courts while receiving valuable professional training.

The results of research based on the Psycho-Diagnostic Clinic database continue to be published in refereed journals and presented at professional meetings. This research is not funded by Psycho-Diagnostic Clinic. The following research is of particular relevance to the forensic evaluations conducted at Psycho-Diagnostic Clinic:

Wygant, D., Sellbom, M., Ben-Porath, Y.S., Stafford, K.P., Freeman, D.B. & Heilbronner, R.L. (In Press). Archives of Clinical Neuropsychology. The relation between Symptom Validity Testing and MMPI-2 scores is a function of evaluation context.

Sellbom, M., Ben-Porath, Y.S. & Stafford, K.P. (Under Review). A comparison of MMPI-2 Clinical Scale 4 and RC4 as measures of psychopathic deviance.

# PSYCHO-DIAGNOSTIC CLINICAL STAFF AND CONSULTANTS

TABLE 1

<p style="text-align: center;"><b>Kathleen P. Stafford</b></p> <p style="text-align: center;">Ph.D., Clinical Psychology, Kent State University            Certified in forensic psychology, American Board of Professional Psychology (ABPP)            American Board of Forensic Psychology Examination Faculty            Past Chair, Ethics Committee, American Psychological Association</p>
<p style="text-align: center;"><b>Yossef S. Ben-Porath</b></p>
<p style="text-align: center;">Ph.D., University of Minnesota            Professor, Department of Psychology, Kent State University</p>
<p style="text-align: center;"><b>Gary K. Levenston</b></p>
<p style="text-align: center;">Ph. D., Florida State University            Post-doctoral Fellowship, St. Elizabeth's Hospital, Washington, D.C.            Forensic training, University of Virginia Institute of Psychiatry, Public Policy and the Law</p>
<p style="text-align: center;"><b>Jody Pickle</b></p>
<p style="text-align: center;">Ph.D., Clinical Psychology, Kent State University            Clinical Internship, Cleveland VA Medical</p>
<p style="text-align: center;"><b>Gary N. Sales</b></p>
<p style="text-align: center;">M.D., Wright State University School of Medicine            Board certified in Adult and Forensic Psychiatry            J.D., Ohio State University School of Law</p>
<p style="text-align: center;"><b>Mary Beth Spitznagel</b></p>
<p style="text-align: center;">Ph. D., Clinical Neuropsychology, Ohio University            Postdoctoral Fellowship, Clinical Neuropsychology, Brown University Medical School            Specialty in adult neuropsychological assessment, including geriatrics</p>
<p style="text-align: center;"><b>Brian P. O'Reilly</b></p>
<p style="text-align: center;">Ph.D., Clinical Psychology, Kent State University            Clinical Internship, Cleveland VA Medical Center</p>
<p style="text-align: center;"><b>Marianne K. Wohl</b></p>
<p style="text-align: center;">Ph.D., Psychology, Tulane University            Postdoctoral Fellowship, John F. Kennedy Institute, Johns Hopkins University School of Medicine            Specialty in mental retardation/developmental disabilities</p>
<p style="text-align: center;"><b>Tamara H. Wolf</b></p>
<p style="text-align: center;">Ph.D., Clinical Psychology, Arizona State University            Postdoctoral Forensic Psychology Fellowship, St. Louis Psychiatric Rehabilitation Center</p>

**TABLE 2  
REFERRALS BY SOURCE AND YEAR**

REFERRAL SOURCE	2006	2005	2004	2003	2002	2001	2000	1999
Summit Common Pleas Court	380	361	369	307	260	284	255	225
Stark Common Pleas Court	86	60	59	40	65	44	45	37
Medina Common Pleas Court	28	23	30	20	30	14	17	16
Portage Common Pleas Court	17	17	13	8	6	5	11	12
Geauga Common Pleas Court	11	4	5	2	2	1	2	0
Summit County Domestic Relations	0	6	7	11	6	22	17	22
Akron Municipal Court	44	45	38	40	39	37	35	58
Cuyahoga Falls Municipal Court	5	3	3	5	6	11	9	11
Barberton Municipal Court	3	2	5	3	5	1	2	3
Medina County Municipal Courts	11	12	9	15	6	11	15	16
Stark County Municipal Courts	0	0	0	1	0	4	2	6
Portage County Municipal Court	0	1	0	0	1	0	1	9
Summit County Adult Probation	0	0	0	0	2	3	2	5
Other Courts	1	4	3	1	0	1	1	0
<b>TOTAL</b>	<b>586</b>	<b>538</b>	<b>541</b>	<b>453</b>	<b>428</b>	<b>438</b>	<b>414</b>	<b>420</b>

**TABLE 3  
REFERRALS BY TYPE AND YEAR**

REFERRAL TYPE	2006	2005	2004	2003	2002	2001	2000	1999
Competency to Stand Trial ORC Section 2945.371(G)(3)	201	187	172	167	174	160	154	189
Not Guilty by Reason of Insanity ORC Section 2945.37 (G)(4)	98	86	87	74	74	65	70	69
Intervention in Lieu of Conviction ORC Section 2951.041	226	205	212	135	106	120	75	52
Mitigation of Penalty ORC Section 2947.06	26	13	16	13	15	20	46	35
Post Sentence ORC Section 2967.22	10	17	22	20	17	12	24	19
Non Secured Status ORC Section 2945.401	7	14	11	14	21	21	13	22
Incompetent – Nonrestorable ORC 2945.39(A)(2)	0	0	0	2	2	-	-	-
Commitment-NGRI ORC Section 2945.40	17	10	14	12	7	17	12	10
Domestic Relations	0	6	7	11	6	22	17	22
Sexual Classifications	1	0	0	5	6	1	3	2
<b>TOTALS</b>	<b>586</b>	<b>538</b>	<b>541</b>	<b>453</b>	<b>428</b>	<b>438</b>	<b>414</b>	<b>420</b>

# JURY MANAGEMENT

Each year, on the first working Monday of September, the Summit County Court of Common Pleas Jury Commissioners perform the annual jury draw. Potential jurors are selected from the voter registration list as certified by the Board of Elections from the preceding general election. The annual draw is performed pursuant to O.R.C. section 2313.06 et seq. Prior to performing the draw, the Presiding Judge designates by order, the number of jurors to be summoned for each court jurisdiction in Summit County, that being Common Pleas Court and Akron, Barberton and Cuyahoga Falls Municipal Courts. Furthermore, the Jury Commissioners also draw jurors for Grand Jury pursuant to O.R.C. section 2313.06 et seq.

From the annual jury list, jurors are drawn for each of the four-month sessions of court within the jury year pursuant to O.R.C. 2313.19 et seq. The sessions commence on the first working Monday of September, January and May. The Jury Commissioners, in the presence of the Presiding Judge, the Sheriff and the Clerk of Courts draw the number of jurors previously designated for that session by the Presiding Judge. Upon completion and recording of the session jury lists, the jurors are summoned, using a one-step summons and questionnaire.

Jurors who receive summonses are asked to return the questionnaire portion providing a certain amount of information. The questionnaire also provides jurors with an opportunity to notify the court that they are eligible for an exemption pursuant to O.R.C. 2313.12. Any person eligible for an exemption may waive that exemption. Depending on information provided by the jurors, they may also be excused for a limited number of reasons pursuant to O.R.C. section 2313.16. The Jury Commissioners are solely responsible for determining which jurors' exemptions are valid and which jurors may be excused.

Beginning June 6, 2006, jurors have the convenience of either using our call-in system or our website to access the juror reporting information each evening.

Beginning October 28, 2002, jurors for Common Pleas and Akron Municipal Court service, received an informational brochure included with their summons. This brochure helps to answer many of the commonly asked questions by jurors prior to beginning their service such as how they are chosen, where to park, jury fees, what to wear, etc.

Beginning May 4, 1999, Grand Jury service was reduced to a two-month session to ease the burden on people called and to get more county residents involved in the justice system. The process for selecting the Grand Jury from the pool of jurors summoned for each session is governed by Crim.R. 6. Once the Grand Jury is selected, those jurors now serve for two months.

Beginning September 14, 1998, the term of service for petit jurors was reduced to one week or one trial. This was done in order to make jury service less of a hardship and to increase participation due to the recent changes to legislation governing excuses and exemptions. For the 2005-2006 jury year, 40,000 jurors were drawn for Summit County, 10,000 for Akron Municipal Court, and 5,000 each for Barberton and Cuyahoga Falls Municipal Courts. These jurors are then divided equally between the three sessions of court and summoned to one week of service within the four-month session to which they were selected.

Petit jurors are paid \$20.00 per day for the first ten days of actual service. Jurors who serve more than ten days are paid \$30.00 per day for each subsequent day. Increase of juror fees became effective March 6, 2000.

<b>Year</b>	<b>Total Paid</b>	<b>Total Jurors</b>	<b>Average Days</b>	<b>Muni Court Days</b>	<b>Reimbursed By Muni Cts</b>
2002	\$387,538	13,279	2.92	2,693	\$48,654
2003	\$366,422	13,202	2.78	2,359	\$30,058
2004	\$402,460	15,177	2.65	2,847	\$48,096
2005	\$404,433	13,420	3.01	1,861	\$25,500
2006	\$424,560	13,571	3.12	2,137	\$30,460

Municipal Court dollars represents the amount actually paid as reimbursements for jury fees. The difference between billed and paid is the result of state code violations tried in Municipal Court and for which they do not reimburse jury fees pursuant to ORC 1901.25.

## County of Summit Courthouse Security Summit County Sheriff's Office

In the year 2005, the Summit County Sheriff's Court and Special Services Bureau had the responsibility of providing security and prisoner transport for the Summit County Court of Common Pleas. The tables below provide a statistical overview and comparison of the Security Surveillance Stations, Incident Reporting and Prisoner Transportation.

### Prisoner Transportation by Court Order

PRISONER TRANSPORTS		
	2005	2006
CONVEY TO / FROM PRISONS	2395	2461
CONVEY TO JUVENILE FACILITY/PRISON	264	280
CONVEY TO / FROM COMMON PLEAS COURTS	9142	9644
CONVEY TO / FROM LOCAL FACILITIES	688	704
NEW PRISONERS FROM COURT	192**	640
CCTV	3141	2683
<b>TOTAL</b>	<b>15,822</b>	<b>16,281</b>
<b>3% INCREASE SINCE 2005</b>		
<b>** NEW CATEGORY BEGINNING OCTOBER 2005</b>		

Local Facilities consist of CBCF, Oriana House, Glenwood Jail, IBH, Medical Facilities, Mental Health Facilities, Funerals, Polygraph Exams, or any Court Ordered Transport .

### Courthouse Incident Reporting Overview

	2005	2006
MEDICAL REPORTS	32	22
MISCELLANEOUS	78	61
ALARM REPORTS	9	9
WARRANT ARRESTS AT COURT	45	66
<b>Totals</b>	<b>164</b>	<b>158</b>

### Security Surveillance Stations Metal Detectors

	SHARP OBJ.	CHEM. AGENTS	FIREARMS	OTHER
<b>2005</b>	1430	151	7	93
<b>2006</b>	912	131	10	83

Firearms belong to off duty law enforcement officers who are in the Courthouse for personal business.

# Financial Information

## GENERAL FUND ACCOUNTS

<b>Court Administration</b>	
Employee Salaries (72)	\$3,236,814
Official Salaries	112,000
Benefits	1,061,836
Transcripts	226,634
Visiting Judges	26,890
Attorney Fees	2,717,183
Arbitrator Fees	8,812
Supplies	46,408
Travel	12,691
Contract Repairs	33,671
Other Expenses	87,141
Jury Maintenance	12,052
Witness Fees	1,342
Juror Fees	410,560
Equipment	6,025
Witness Fees (G.J.)	2,090
Juror Fees (G.J.)	60,944
<hr/>	
<b>Subtotal Administration</b>	<b>\$8,063,093</b>
<b>Reimbursements</b>	
Special Projects Fund	67,000
<hr/>	
<b>Total Administration</b>	<b>\$7,996,093</b>

<b>Adult Probation</b>	
Adult Probation Salaries (65)	\$2,512,553
Security Salaries	140,000
Benefits	827,834
<hr/>	
<b>Subtotal Adult Probation</b>	<b>\$3,480,387</b>
<b>Reimbursements</b>	
Domestic Violence Unit	43,216
CSEA Non-Support Unit	84,182
<hr/>	
<b>Total Adult Probation</b>	<b>\$3,352,989</b>

<b>Psycho-Diagnostic Clinic</b>	
Salaries (2)	\$76,355
Supplies	4,305
Professional Services	31,254
<hr/>	
<b>Subtotal Psycho-Diagnostic</b>	<b>\$111,914</b>
<b>Reimbursements</b>	
Intervention Evaluations	37,608
<hr/>	
<b>Total Psycho-Diagnostic</b>	<b>\$74,306</b>

**TOTAL COMMON PLEAS COURT GENERAL FUND EXPENDITURES**

**\$11,655,394**

## REVENUE ACCOUNTS

<b>Legal Research Fund</b>	
Revenues	\$53,381.68
Expenditures	
Equipment & Services	\$39,802.50

<b>Special Projects Fund</b>	
Revenues	\$603,252
Expenditures	
Salaries (8)	\$285,316
Benefits	\$86,882
Transfers to General Fund	\$67,000
Equipment & Services	\$122,022

<b>Probation Service Fees</b>	
Revenues	\$233,792.02
Expenditures	
Equipment, Training & Services	\$178,995.67

<b>2006 Revenues</b>	<b>\$890,425.70</b>
<b>2006 Expenditures from Revenue</b>	<b>780,018.76</b>
<hr/>	
<b>2006 Surplus from Revenue</b>	<b>\$110,406.94</b>

( ) indicates number of positions funded

# Financial Information

## GRANT FUND ACCOUNTS

<b>Adult Probation</b>		
<b>Intensive Supervision</b>		
Salaries (5)		\$204,150
Benefits		\$77,432
		<hr/>
		\$281,582
<b>Re-entry Court</b>		
Salaries (1)		\$18,259
Benefits		\$6,797
		<hr/>
		\$25,056
<b>Sex Offender Management</b>		
Salaries (1)		\$10,738
Benefits		\$3,829
Equipment & Services		\$0
		<hr/>
		\$14,567
<b>Total Grant Adult Probation</b>		<b>\$321,205</b>

<b>Psycho-Diagnostic Clinic</b>		
ADM Board State Grant		
Salaries (5)		\$253,610
Benefits		\$69,865
Consulting Services		\$35,023
Supplies		3,344
Travel		4,534
Contract Services		3,791
Liability Insurance		3256
Equipment		950
<b>Total Grant Psycho-Diagnostic</b>		<b>\$374,373</b>

**Summit County Court of Common Pleas  
General Division  
209 South High Street  
Akron, Ohio 44308**