

ADMINISTRATIVE ORDER AND JOURNAL ENTRY
COVID-19 Interim Response #2: Court Procedure Modifications

Following a 3/13/20 joint meeting with various Medina County judicial and law enforcement officials, certain interim measures were deemed necessary to address concerns raised by the COVID-19 virus outbreak and to ameliorate its potential effects.

Accordingly, subject to further Court order and to case-by-case adaptation as circumstances warrant, the Medina Municipal Court will implement the following interim case management procedure modifications:

1. **BAIL:** The setting of pre-trial detention bail amounts for new non-violent offenders is hereby suspended. All non-violent offenders will be released by this Court on personal signature bonds, regardless whether they are able to provide a fixed residential address for mail service. Defendants unable to provide a fixed residential address for service will be ordered to retrieve notices from the Clerk of Court at least once weekly (Civ. R. 5(B)(2)(e)), or to provide an email address used by the defendant to which notices and orders may be sent (Civ. R. 5(B)(2)(f)). Defendants will sign a notice to be filed acknowledging their agreement to be served in these alternative manners. Scheduling of court proceedings for those receiving Clerk or email service will be set with the service time constraints in mind.
2. **PROBATION VIOLATIONS:** Technical probation violations of a non-violent nature will not result in the issuance of warrants pre-hearing and/or the imposition of suspended jail time post-hearing. They may result in extended probation periods or other such sanctions and/or modified community controls as the Court deems appropriate. Those ultimately charged with probation violations will be subject to the preceding paragraph regarding detention prior to any probation violation hearing that is set.
3. **JAIL TERMS:** Jail terms imposed on sentences shall until further notice include a 30-day postponement of the report/commitment date.
4. **BOND VIOLATIONS:** The bailiffs will continue to monitor bond condition violations and report them to the Court.
5. **REMOTE PROCEEDINGS:** Consistent with this Court's 3.13.20 Judgment Entry, all court proceedings will to the fullest extent possible be conducted using remote video or telephonic media.
6. **RESTRICTING COURTROOM 2 CROWDING:** The Magistrates may during proceedings in Courtroom 2, and in their sole discretion, restrict occupancy in Courtroom 2 to parties and counsel, in such numbers as they deem appropriate, in the interests of maintaining social spacing in accordance with health department/organization best practices and recommendations.
7. **MARCH JURY TRIALS CONTINUED:** The following jury trials currently scheduled in March 2020 will be continued to the earliest date available after 3/31/20. The Assignment Commissioner will consult with counsel before setting new dates:
 - (i) State v. Roberts, 20 CRB 00155, jury trial date 3/19/20.
 - (ii) State v. Zornes, 20 TRC 01191, jury trial date 3/19/20.
 - (iii) State v. Smith, 19 TRD 04728 and 19 TRD 05840, jury trial date 3/19/20.
 - (iv) State v. Morgan, 20 TRC 01814 and 20 CRB 00253, jury trial date 3/26/20.
 - (v) State v. Rogowski, 19 CRB 01536, jury trial date 3/26/20.
8. The Court finds that any continuance of proceedings in cases affected by these interim policies constitutes a reasonable continuance granted other than upon the accused's own motion. R.C. 2945.72(H)


The Honorable Gary F. Werner
Judge of the Medina Municipal Court

Date: 3/16/20

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