

IN THE SHAKER HEIGHTS MUNICIPAL COURT
CUYAHOGA COUNTY, OHIO

In re:

SUPPLEMENTAL ORDER OF COURT) Judge K. J. Montgomery
DURING JUDICIAL EMERGENCY AND)
CONTINUITY OF OPERATIONS OF) JOURNAL ENTRY
THE COURT DUE TO COVID-19

On March 16, 2020, this court declared a judicial emergency due to COVID-19. The court declared that it would develop a continuum of flexible responses to protect the public, the court community and the court's employees while properly addressing court proceedings.

There is a need to amend and supplement the court's order during this time as the court continues to operate in a state of "Open with Restrictions."

THEREFORE, IT IS HEREBY ORDERED:

- 1. All court cases with dates set from Tuesday, March 24, 2020 through and including Monday, April 13, 2020 for arraignment, hearing, trial, civil pretrial, probation or other court proceeding are hereby continued for three weeks. Each matter is now reset for the same time, before the same judicial personnel or staff and for the same purpose, three weeks into the future. A schedule with exact dates of the continuances is attached hereto as Exhibit A. Exceptions shall be:**
 - Traffic and criminal pretrials which shall be held telephonically on the dates and times currently set.
 - The Pepper Pike and Hunting Valley dockets which shall be reset from April 1, 2020 to May 6, 2020.
 - The RITA docket shall remain set on April 15, 2020 which docket shall be conducted telephonically.

2. The Clerk's Office shall remain open during the hours of 8:30 a.m. to 4:30 p.m. Monday - Friday for:
 - The receipt and posting of bonds
 - The filing of cases, motions, pleadings, etc.
 - Payments
 - Phone reception and for leaving messages.

3. The court shall remain open for:
 - Felony first appearances and bond hearings
 - Protection order hearings
 - Preliminary hearings
 - Such matters as the Judge deems time sensitive and for which the need for prompt addressing outweighs the damage/danger inflicted by postponing the matter.

Those proceedings shall be conducted with the utmost precaution in light of COVID-19 and by video or telephonic means when possible. Those hearings shall be conducted by the Judge or Magistrates from the courtroom using the court's case recording system. All orders written as a result shall be processed in accordance with law.

4. The court staff shall report to work from day to day as ordered by the Judge.

5. For all other purposes, the court shall be closed starting Tuesday, March 24, 2020 through and including Monday, April 13, 2020 subject to further order of court. The court will not permit or handle the following:
 - MADD meetings
 - In The Neighborhood
 - License reinstatement program
 - Weddings
 - Jury trials

6. For criminal matters in which the right to a speedy trial has not been waived, the court finds that for all the foregoing reasons set forth in this order as well as the court's previous order of March 16, 2020, that extending that speedy

trial deadline by three weeks does not unduly burden or damage the defendant's constitutional or procedural rights to due process.

7. For small claims cases which are to be set within 40 days, the court finds that for all the foregoing reasons set forth in this order as well as the court's previous order of March 16, 2020, that extending that hearing deadline by three weeks does not unduly burden or damage the defendant's constitutional or procedural rights to due process. No small claim cases shall be set before April 15, 2020.
8. The court defers to the Police Departments and Prosecutors of this court district as to the date they will set for arraignment of traffic matters except that no new court dates shall be set before April 14, 2020.
9. Telephone information shall be included for all cases filed from this date forward in order to facilitate proceedings being conducted telephonically. Email shall be included whenever available.
 - The court asks that police request a working cell phone number from all alleged traffic offenders and that the number be readable on the UTT.
 - All cases, motions, pleading, etc., filed with the court shall contain both telephone and email contact information.

This order shall be amended and supplemented from time to time pursuant to this court's emergency order of March 16, 2020.

So ordered.

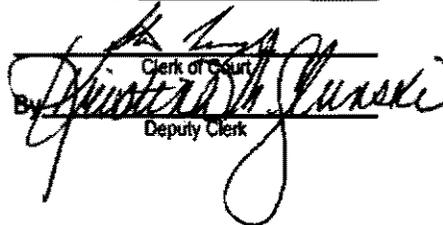


Judge K. J. Montgomery

March 23, 2020

Date

Journalized 3-23-2020



Clerk of Court
Deputy Clerk

SUPPLEMENTAL ORDER OF COURT
DURING JUDICIAL EMERGENCY AND
CONTINUITY OF OPERATIONS OF
THE COURT DUE TO COVID-19

Exhibit A

All court matters set for the dates of Tuesday, March 24, 2020 through and including Monday, April 13, 2020 are reset as follows:

Tuesday, March 24, 2020 is reset for Tuesday, April 14, 2020
Wednesday, March 25, 2020 is reset for Wednesday, April 15, 2020
Thursday, March 26, 2020 is reset for Thursday, April 16, 2020
Friday, March 27, 2020 is reset for Friday, April 17, 2020

Monday, March 30, 2020 is reset for Monday, April 20, 2020
Tuesday, March 31, 2020 is reset for Tuesday, April 21, 2020

Wednesday, April 1, 2020 **morning times** are reset for Wednesday, May 6, 2020
Wednesday, April 1, 2020 **afternoon times** are reset for Wednesday, April 22, 2020

Thursday, April 2, 2020 is reset for Thursday, April 23, 2020
Friday, April 3, 2020 is reset for Friday, April 24, 2020

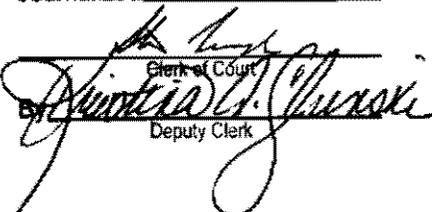
Monday, April 6, 2020 is reset for Monday, April 27, 2020
Tuesday, April 7, 2020 is reset for Tuesday, April 28, 2020
Wednesday, April 8, 2020 is reset for Wednesday, April 29, 2020
Thursday, April 9, 2020 is reset for Thursday, April 30, 2020
Friday, April 10, 2020 is reset for Friday, May 1, 2020.

Monday, April 13, 2020 is reset for Monday, May 4, 2020.

THESE MATTERS ARE RESET FOR THE SAME TIME OF DAY AND BEFORE THE SAME JUDICIAL OFFICER OR STAFF AS ORIGINALLY SCHEDULED.

Questions should be directed to 216-491-1300.

Journalized 3-23-2020


Clerk of Court
Deputy Clerk