

FREMONT MUNICIPAL COURT
Sandusky County, Ohio

FREMONT MUNICIPAL
COURT

2020 JUN -5 PM 2:46

IN THE MATTER OF:

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Miscellaneous

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JUDGMENT ENTRY

Fremont Municipal Court COVID-19
Updated Temporary Court Orders

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FILED
RAQUEL MOLINA
CLERK

The Fremont Municipal Court has previously addressed COVID-19 procedures in the Court's Judgment Entries file stamped March 13, 2020 and March 24, 2020. Based upon the Court's previous Orders, this Court developed a response that was intended to protect the public health and to maintain essential Court functions. The Court now finds it necessary to modify those Orders as follows:

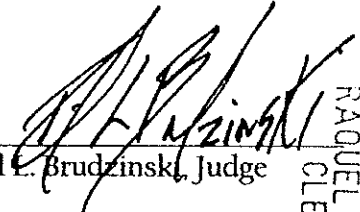
IT IS THEREFORE ORDERED, ADJUDGED AND DECREED, until further Order of the Court, the following procedures will be in place:

1. It is the intention of this Court continue to remain open and restore essential Court operations, functions and hearings subject to further Order of this Court.
2. Unless otherwise determined by this Court, the Dockets of this Court shall resume under normal flow in both Civil and Criminal cases, commencing June 8, 2020. Further all previously deemed non-essential matters shall be scheduled accordingly by the Assignment Commissioner of this Court.
3. All traffic and criminal arraignments scheduled on Wednesdays shall continue to be split into two (2) sessions pursuant to the Court's Entry of March 13, 2020.
4. Jury Trials shall remain suspended until further Court Order, unless the Defendant is incarcerated.
5. All Probation Department appointments through this Court may resume and shall be scheduled in advance by each Probation Officer, and all probationers must be approved by their Probation Officer to appear in person. The Chief Probation Officer shall establish a schedule among the Probation Officers to ensure that no more than one (1) probationer is in the Probation Department at any one (1) time.
6. All Criminal Pretrials scheduled for the first Pretrial shall continue to occur by telephone between the Prosecutor and the Attorney, pursuant to the Court's Judgment Entry of March 13, 2020, in paragraph four (4).
7. All *pro se* Defendants may request to appear by telephone for their initial Pretrial per written request.

8. All Eviction Actions previously filed shall be scheduled by the Clerk for Hearing forthwith. Any Eviction Actions filed between March 27, 2020 and July 25, 2020 shall be accompanied or supplemented with an Affidavit from the owner confirming the property is not a recipient of federal rental assistance applicable under the CARES Act. No Eviction Hearings shall be scheduled without said Affidavit being filed herein. A sample Affidavit is attached hereto.
9. All Civil Pretrials shall be scheduled and are to be conducted in person unless a party requests a telephone pretrial.
10. All Fines and Costs Hearings shall recommence on August 28, 2020 and shall be split into two (2) sessions to reduce person to person contact. Defendant's with last names beginning with A through M shall appear 9:00 a.m. and Defendant's with last names beginning with N through Z appearing at 1:30 p.m.
11. Only parties, counsel and witnesses shall attend in person hearings.
12. The public is encouraged to wear face covers upon entering the Fremont Municipal Court, but they are not required to do so at this time. Each person who enters the Fremont Municipal Court shall continue to have their temperature taken by Court Security staff. If any person has a temperature of 100.1°F or above, they will not be allowed entry into the building.
13. Social Distancing (6 feet from others) is required for all persons entering the common areas of the Fremont Municipal Court.

These ORDERS shall be effective immediately and any orders previously issued relative to the COVID-19 health emergency on March 13, 2020 and March 24, 2020 shall remain in full force and effect unless specifically modified by this Order.

IT IS SO ORDERED.


Daniel L. Brudzinski, Judge

FILED
RAQUEL MOLINA
CLERK

2020 JUN -5 PM 2:46

FREMONT MUNICIPAL
COURT

cc: Fremont Police Department
Sandusky County Sheriff's Office
Ohio State Highway Patrol Post 72
Ohio State Highway Patrol Post 90
News-Messenger
Eagle 99
Sandusky County Bar Association

_____ The property is secured by a mortgage, but that mortgage is not funded, backed, or insured by the federal government or any of its subsidiaries, including Fannie Mae or Freddie Mac, as evidenced by the attached letter from the mortgage servicer.

5. I or my authorized agent has searched for every unsatisfied mortgage on the property, and contacted Fannie Mae and Freddie Mac

() by phone at _____ or

() by an online database _____ containing records which indicate whether the mortgage is owned or insured by Fannie Mae and Freddie Mac.

I have verified that the mortgage is not owned or insured by Fannie Mae or Freddie Mae.

6. This eviction is therefore not covered by the CARES Act Eviction Moratorium.

The above statements are true and accurate to the best of my knowledge and belief, under penalty of the law and perjury.

Plaintiff

The foregoing was acknowledged before me on this _____ day of _____, 2020

by _____.

Notary Public

FREMONT MUNICIPAL COURT
Sandusky County, Ohio

IN THE MATTER OF:

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Miscellaneous

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JUDGMENT ENTRY

Fremont Municipal Court COVID-19
Temporary Court Orders

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The Fremont Municipal Court, in response to Governor DeWine's various Executive Orders in declaring a state of emergency in response to the COVID-19 public health crisis, as well as the President of the United States declaration of a national emergency as a result of the COVID-19 pandemic, the Court finds it necessary to temporarily modify the rules of practice of the Fremont Municipal Court to maintain the essential Court functions and to ensure the health and safety of the staff, attorneys and the public.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED, until further Order of the Court, the following procedures will be in place:

1. The Court hereby Orders that the initial appearance for traffic and criminal cases scheduled for March 25, 2020 and April 1, 2020 are rescheduled. All Defendants shall appear for their initial appearance on April 8, 2020. The Court Orders all Misdemeanor Evidentiary Hearings scheduled from March 24, 2020 to April 7, 2020 shall be converted to Telephone Pretrials and no personal appearances before the Court shall occur. All scheduled Felony Preliminary Hearings shall go forward as scheduled.
2. All Small Claims cases shall be rescheduled by the Clerk after June 1, 2020. The Court will continue to accept Small Claims filings, however the Clerk will not schedule a hearing until after June 1, 2020, as the Court finds that Small Claims actions non-essential proceedings.
3. All Forcible Entry and Detainer (Eviction actions) that are scheduled for Hearings between now and June 1, 2020 shall be rescheduled after that date. Any and all Evictions received for filing on or after March 24, 2020, will be scheduled after June 1, 2020. The Bailiff shall cease service of all writs and other forms of service of process for Eviction Actions until further Court Order.
4. The Court specifically grants the Court Security the discretion to allow access to the Courtroom or Clerks' office if it is determined that the person presented to the Court appears to be in poor health.

5. Any fines and costs which are paid by cash or check can be temporarily deposited in the lock box marked "FMC" to the right of the Fremont Municipal Building's rear entrance. Please note your name and case on the envelope.

These ORDERS shall remain in full force and effect until such time they may be rescinded or modified by the Court.

These ORDERS shall be effective immediately and any orders previously issued relative to the COVID-19 health emergency on March 13, 2020 shall remain in full force and effect unless specifically modified by this Order.

IT IS SO ORDERED.



Daniel L. Brudzinski, Judge

FILED
RAQUEL MOLINA
CLERK
2020 MAR 24 PM 2:23
FREMONT MUNICIPAL
COURT

cc: Fremont Police Department
Sandusky County Sheriff's Office
Ohio State Highway Patrol Post 72
Ohio State Highway Patrol Post 90
News-Messenger
Eagle 99
Sandusky County Bar Association