

# The Canton Municipal Court

2007 Annual Report



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# The Canton Municipal Court

## JUDGES

Honorable Mary A. Falvey  
Honorable Richard J. Kubilus  
Honorable John A. Poulos  
Honorable Stephen F. Belden

## MAGISTRATES

Jeremy J. Foltz  
Derek C. McClowry

## COURT ADMINISTRATOR

Michael E. Kochera

March 31, 2008

CANTON CITY COUNCIL  
CITY OF CANTON, OHIO

BOARD OF COUNTY COMMISSIONERS  
STARK COUNTY, OHIO

Dear Council President, Honorable Members, and Honorable Commissioners;

On behalf of 2007 Presiding & Administrative Judge Stephen F. Belden, Honorable Mary A. Falvey, Honorable Richard J. Kubilus and Honorable John A. Poulos, I take this opportunity to present our Annual Report for 2007. Pursuant to Ohio Revised Code, Section 1901.14(A)(4), the Court shall compile year-end reports demonstrating the number of cases heard, decided and settled, as well as data deemed necessary by the Supreme Court of Ohio.

Therefore, enclosed you will find the report of all criminal and civil cases assigned, reactivated and terminated as well as all trial activity. In addition, enclosed is the Clerk of Court Financial Statement for the criminal, civil and traffic divisions for 2007.

In closing, on behalf of the Judges of the Canton Municipal Court, we would like to thank you for your continued cooperation and support.

Respectfully,

Michael E. Kochera  
Court Administrator

# Jurisdiction & Organization

The Ohio Revised Code, Title 19, Chapter 1901 establishes and sets forth the authority and jurisdiction of the Canton Municipal Court. The Canton Municipal Court serves the Cities of Canton, North Canton and Louisville; the Townships of Canton, Lake, Nimishillen, Osnaburg, Pike, Plain and Sandy; and the Villages of East Canton, East Sparta, Greentown, Hartville, Magnolia, Meyers Lake, Middlebranch, North Industry, Uniontown and Waynesburg within Stark County.

The Canton Municipal Court is a limited jurisdiction court of record which has jurisdiction over any violation of City of Canton ordinance; any State of Ohio statutory misdemeanor or traffic violation; and jurisdiction to preside over preliminary hearings for felony cases committed within the geographic boundaries of the Court. Jurisdiction also includes civil matters where the amount in dispute is \$15,000 or less and for small claims cases when the claim is \$3,000 or less.

The four Judges of the Court are elected to staggered six year terms on a nonpartisan ballot. A person seeking election or appointment to the Municipal Court bench must be an attorney with at least six years of experience in the practice of law. The Governor of the State of Ohio makes appointments to fill vacancies on the Municipal Court bench that occur between elections.

The Canton Municipal Court district serves a population of better than 200,000 citizens of Central Stark County and hears more than 36,000 cases annually.

<b>Uniontown</b> <b>Hartville</b> <b>LAKE</b> <b>Greentown</b>	
<b>North Canton</b> <b>PLAIN</b> <b>Middlebranch</b>	<b>NIMISHILLEN</b>  <b>Louisville</b>
<b>Myers Lake</b> <b>CANTON</b> <b>City of Canton</b>	<b>OSNABURG</b>  <b>East Canton</b>
<b>PIKE</b> <b>East Sparta</b>	<b>SANDY</b>  <b>Magnolia</b>

# Judge Mary A. Falvey



**Judge Mary A. Falvey**, has served as a Canton Municipal Court Judge since January 1991. Prior to that, she was a law partner with the firm Schulman, Mestel, Falvey and Burick Co. L.P.A. in Canton, Ohio, a firm whose primary focus was civil litigation.

Judge Falvey graduated from Fairmont West High School in Kettering, Ohio. She earned her B.S.S.W. *cum laude* from the Ohio State University in 1973. She received her Juris Doctorate from the University of Akron in 1979.

Judge Falvey has been active in many civic and charitable organizations. She has served as a member of Big Brothers Big Sisters Advisory Board from 1992 through 2000. She is a member of the Junior League of Canton, Community Advisory Board. Judge Falvey has been the district coordinator for the Ohio Mock Trial program since 1994.

Judge Falvey has served as a member of the University of Akron Law Alumni Association. She has also served as a member of the Stark County Community Corrections Planning Board and the Canton Municipal Court Domestic Violence Council. She is also a member of the Ohio State Bar Association, the Stark County Bar Association and the Municipal Court Judges Association.

Prior to becoming a lawyer, Judge Falvey worked as a social worker at Massillon State Hospital for six years.

# Judge Richard J. Kubilus

**Judge Richard J. Kubilus** has served as a Canton Municipal Court Judge since January 1993. Prior to that time, he served as a law partner with Lesh, Casner & Miller Co. in private practice. In his private practice, he had fifteen years of trial experience involving commercial and civil litigation, real estate, business organization and family planning matters. He also served as a Plain Township Trustee from September 1990 through December 1992.

After graduating from Walsh Jesuit High School in Stow, Ohio, Judge Kubilus earned his BA *cum laude* from the University of Akron in 1974. He received his Juris Doctorate from the University of Dayton School of Law in 1978. He is married to his wife Linda, with one son Eric.

Judge Kubilus is active in many community and charitable organizations. He has served as a Board Member of the Community Harvest, the North Canton Rotary Club and the Stark County Bar Association. He is a former group leader of the Boy Scouts Law Explorer Post, and has served as member of the Stark County Children Services Committee, the Pro Football Hall of Fame Enshrinement Committee, the United Way Allocation Committee, St. Paul's Church and the Unique Club. Judge Kubilus is a graduate of Leadership Stark County and a member of the Ohio State Bar Association and the Municipal Court Judges Association.



# *Judge John A. Poulos*

**Canton Municipal Court Judge John A. Poulos** grew up in the southeast section of Canton, Ohio. He graduated from Hartford Grade School and Canton McKinley High School.



After graduating from high school, Judge Poulos went to work in the factory at Diebold, Inc. on Mulberry Road Southeast. Judge Poulos was a former member of Boilermakers' Local 1191. He was also able to work his way through college at the University of Akron where he received both his undergraduate degree and Juris Doctorate.

**Judge Poulos** was elected to the Canton Municipal Court as Judge beginning January 1, 1994. Prior to that time, he was the Chief Prosecuting Attorney for the Canton Municipal Court District and a partner in the law firm of Kaschak and Poulos Co. L.P.A. Judge Poulos successfully represented the cities of Canton, Louisville and North Canton and the Townships of Canton, Lake, Nimishillen, Osnaburg, Pike, Plain and Sandy in his thirteen year career as a Prosecuting Attorney. He now proudly serves as a judicial representative of the above districts.

**Judge John A. Poulos** is the Chairman of the Canton Municipal Court Domestic Violence Council, Chairman of the Stark County Community Corrections Planning Board, Subcommittee on Community Service and the Chairman of the Stark County Bar Association, Municipal Courts Committee. He also serves as a board member of the Community Drop-in Center and the Canton Police Advisory Board.

**Judge John A. Poulos** is a member of St. Haralambos Greek Orthodox Church, member of the Canton McKinley Alumni Association, a member of the YMCA Athletic Club and a member of the Canton Ex-Newsboys' Association.

**Judge Poulos** is married to the former Janine Sue Richardson, who is a licensed practical nurse and a graduate of Glenwood High School.

# Judge Stephen F. Belden

**Judge Stephen F. Belden** has been a Judge of the Canton Municipal Court since January 3, 1997. Prior to his service with the Court, he was a partner with Vogelgesang, Howes, Lindamood & Brunn in Canton, specializing in civil litigation. From 1983 to 1987, Judge Belden was a partner with Belden, Fogel & Kauser in Charleston, South Carolina.

Judge Belden, a Canton native, received his BA *summa cum laude* from Marquette University in 1976 and his Juris Doctorate from Case Western Reserve University in 1979. He retired as a Commander in the Judge Advocate General Corps in the U.S. Naval Reserve serving on active duty from 1979 to 1983, mostly as a trial counsel (prosecutor) at the Naval Legal Service Office in Charleston, South Carolina. Judge Belden is licensed to practice law in Ohio and South Carolina, and their respective U.S. District and Circuit Court of Appeals. He is married to the former Kathleen Kerr, and the father of two children.



Judge Belden is active in many civic and charitable organizations. He is presently serving on the Board of Catholic Charities of Stark County, Chairman of the Mayor's Literacy Commission, Vice-Chair of the Seneca District of the Buckeye Council of the Boy Scouts of America and a Trustee of the Stark County Bluecoats, an organization that provides financial assistance to the families of law enforcement officers. He is also a member of the Canton Rotary Club, the Ohio Bar Association and the Stark County Bar Association.



# Court Administration

The Judges of the Court appoint one Court Administrator to manage and oversee the operations of the Court. The Court Administrator reports directly to the Judges of the Court and is responsible for the development and implementation of all court programs, policies and procedures and the general supervision of the Court Magistrates, Probation Department, Bailiff's Office, Community Service Department, Jury Coordinator, Assignment Coordinator and related clerical, support and contract staff.



**Michael E. Kochera**  
**Court Administrator**

Administrative functions of the Court Administrator include: preparation and management of the annual court budget, grant management, personnel and human resource administration, contractual services, coordination of technology, procurement of equipment and supplies, facility management, review and analysis of statistical reports and departmental performance as well as liaison with local, county and state government, courts and the public.

Mr. Kochera is a member of the Ohio Association of Court Administration, The Ohio Justice Alliance for Community Corrections, the American Probation & Parole Association and the Stark County Corrections Planning Board. Mr. Kochera is also an Advisory Board Member of Summit Psychological Associates and sits on the Courtroom Record Workgroup of the Ohio Supreme Court's Advisory Committee for Technology & the Courts. Mr. Kochera is also a member of the Class of 2009 Court Management Program through the Supreme Court of Ohio and the National Center for State Courts.

# Court Magistrates



Magistrate  
Jeremy J. Foltz

Magistrate Jeremy J. Foltz has served the Canton Municipal Court since 2006. Magistrate Foltz graduated from Canton GlenOak High School and went on to earn a Bachelor of Arts degree from Bowling Green State University in 1996. He received his Juris Doctorate from the University of Akron in 1999. Magistrate Foltz has been active in many civic and charitable organizations. He currently sits on the Board of *Wishes Can Happen* and is currently the Vice President of the Plain Local Schools Foundation. Magistrate Foltz is a member of the Ohio State Bar Association, the Stark County Bar Association and the Ohio Magistrate Association. A lifelong member of Trinity United Christian Church, Magistrate Foltz resides in Plain Township with his wife and two children.

Magistrate Derek C. McClowry has served the Canton Municipal Court since 2008. Magistrate McClowry graduated from Alliance High School and went on to earn a Bachelor's Degree from Walsh University in 1996. He received his Juris Doctorate from the University of Akron and was admitted to the practice of law in 2002. Magistrate McClowry is a member of the Ohio State Bar Association, the Stark County Bar Association, the Ohio Magistrate Association and the Ohio Association for Court Administration. Magistrate McClowry resides in the City of Canton with his wife and two children.



Magistrate  
Derek C. McClowry

# Court Magistrates

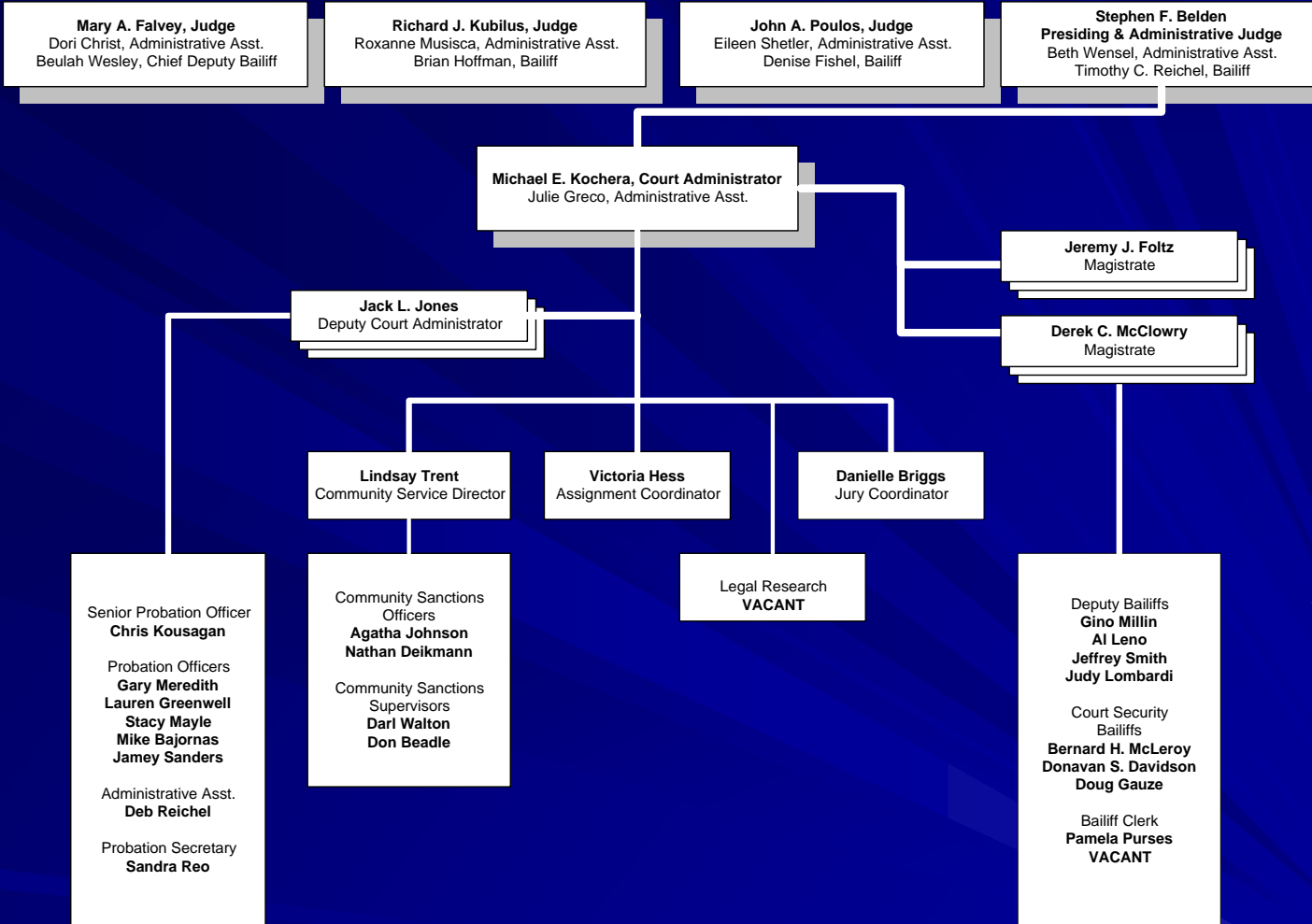
The Canton Municipal Court employs the services of two part-time Court Magistrates to undertake specific judicial duties as prescribed by the Supreme Court of Ohio. Magistrates Jeremy J. Foltz and Derek C. McClowry preside over criminal and traffic minor misdemeanor cases Monday through Friday from 8:30 am till 12:00 noon; Night Court on the first and third Wednesday of each month at 6:00 pm; Small Claims Court each Wednesday at 1:00 pm as well as Probable Cause Hearings at the Stark County Jail every weekend. Magistrates also conduct wage garnishment hearings, forcible entry and detainer motions (first cause of action eviction hearings) and small claims complaints requesting judgment for no more than three-thousand dollars. All of these proceedings are docketed by a written report of the Magistrate stating their findings of fact and conclusions of law. These reports are then reviewed by a Judge of the Court who finalizes a Judgment Entry with the Judge's approval and confirmation.



Judith K. Lombardi  
Traffic/Small Claims  
Court Bailiff

<b>Magistrate's Statistics</b>		
<b>Cases Heard</b>	<b>2007</b>	<b>2006</b>
Criminal Minor Misdemeanors	246	177
Traffic Minor Misdemeanors	5,736	5,453
Forcible Entry & Detainers	2,196	2,187
Small Claims	618	747
Contracts	5	5
Other Civil Hearings, Bank/Wage Attachment Hearings, Damage Hearings	339	391
<b>Total Cases Heard*</b>	<b>9,140</b>	<b>8,960</b>
*Figure represents total cases heard, not total cases filed		

# The Canton Municipal Court



# Probation Department

**Probation**, pro-ba'-shen, n.. *The process or period in which a person's fitness, as for membership in society is tested.* American Collegiate Dictionary, 2001.

Probation supervision has evolved tremendously since 1841, when a Boston shoe cobbler named John Augustus convinced a Boston Police Magistrate to release a drunkard into his custody rather than send him to prison.

Although the primary role of the Canton Municipal Court Probation Department continues to be the community control supervision of offenders and the enforcement of court orders, there are a myriad of other vital functions the Probation Department performs. Probation Officers conduct field contacts with offenders at their homes, places of employment and at counseling and other appointments in addition to seeing offenders as frequently as weekly in the office. Probation Officers also perform random drug and alcohol testing on offenders, conduct pre-sentence investigations and expungement investigations, supervise curfew compliance and oversee the collection and payment of restitution to crime victims.

However, the role of the Probation Department is not simply enforcement. Probation Officers also serve as advocates for offenders under supervision. Probation Officers assist offenders in accessing services in the community such as counseling services, employment and vocational services, educational services, adequate housing and medical treatment services.

In an effort to further assist offenders recognize and change their poor decision-making skills, the Probation Department incorporated a cognitive behavioral curriculum known as *Thinking for a Change*. This curriculum is a research-based, best practice that addresses an offenders maladaptive decision making and offers pro-social alternatives and solutions and increases the offenders' awareness to them self and others.

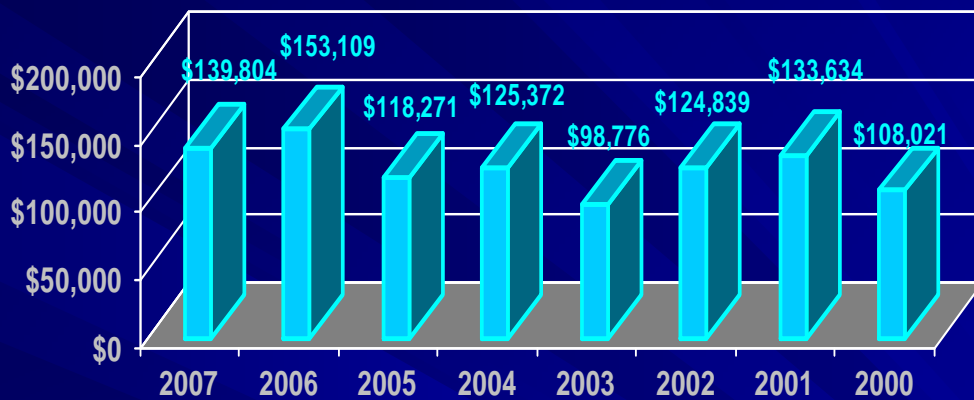
The Probation Department, Court and Community as a whole has a vested interest in assisting offenders in the rehabilitation process in order to prevent them from becoming re-involved in the criminal justice system and consequently a further expense to the tax-paying public. Helping to provide offenders the tools necessary to become productive members of the community is the cornerstone of successful Probation supervision and intervention.

# Probation Department

## Restitution

During 2007, the Municipal Court Probation Department collected a total of \$139,804 restitution for victims of crime. This amount far exceeds amounts collected by probation departments of significantly larger jurisdictions and courts with staff designated for the collection of restitution.

Since 2000, the Municipal Probation Department has collected and distributed more than One Million Dollars (\$1,001,826) in restitution to victims of crime. The Probation Department is to be commended for their continued efforts and dedication to victims of crimes.



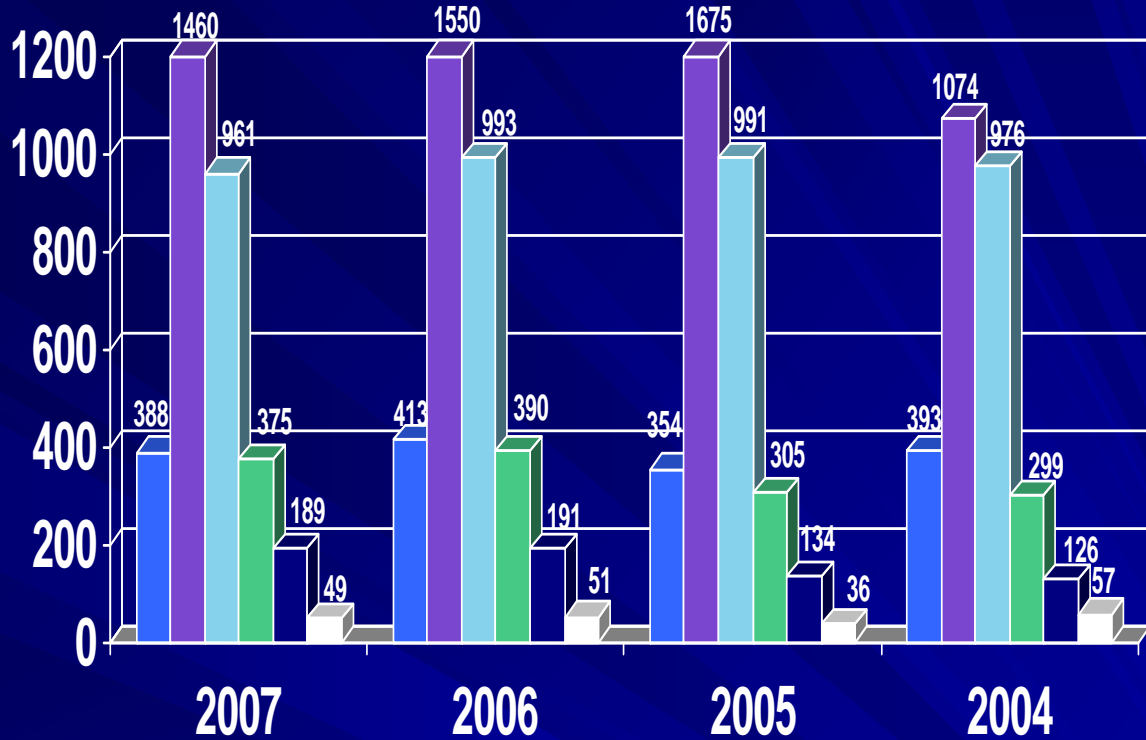
■ Restitution Collected



Front: Probation Officer Mike Bajornas, Probation Officer Jamey Sanders, Senior Probation Officer Chris Kousagan, Probation Officer Gary Meredith. Back: Probation Officer Lauren Greenwell, Probation Officer Stacy Mayle, Deputy Court Administrator Jack Jones, Secretary Sandra Reo, Administrative Assistant Deborah Reichel

# Probation Department

## Probation Case Activity by Year



- Community Control Supervision
- Monitored Cases (Court-Ordered Counseling)
- Restitution Investigations
- Supervised Restitution
- Expungement Investigations
- Pre-Sentence Investigations

# Probation Department

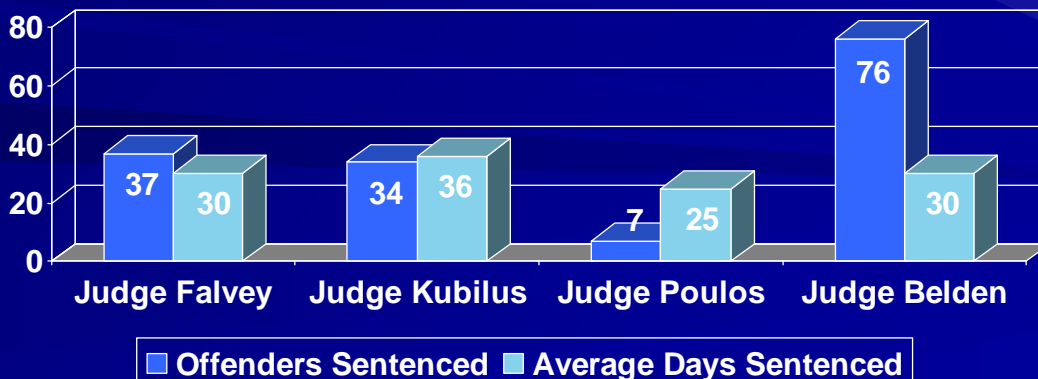
## Electronically Monitored House Arrest

The Electronically Monitored House Arrest (EMHA) program utilizes an array of available technology to restrict an offender to the confines of his/her residence. The offender is outfitted with a tamper-proof transmitter, typically in the form of an ankle bracelet, which transmits on a designated frequency that monitors the offenders whereabouts. The House Arrest Officer receives up to the minute information on the offender and is able to adjust the offender's terms of confinement for counseling appointments, work privileges and other court approved obligations.

The Court also utilizes Global Positioning Satellite (GPS) monitoring. GPS monitoring allows the House Arrest Officer to have real time access to an offender's exact whereabouts via a network of global positioning satellites as opposed to simply knowing an offender is at their residence in the cases with conventional land-line House Arrest. This added technology is especially beneficial in cases of domestic violence and sex offenses where the House Arrest Officer can 'Geo-Map' areas where a victim resides and works in order to quickly detect and deter any potential contact between the offender and victim.

The EMHA program provides the Judges of the Court another valuable, community based alternative to a jail sentence, thus freeing up jail bed space for serious and repeat offenders.

During 2007, 154 offenders were sentenced to 4,816 days of house arrest and completed 4,726 days for a successful completion rate of 98%.





# Bailiff's Office

The Bailiff's Office is composed of three separate divisions; Judicial Bailiff division, Service Bailiff division and Court Security division.

The Judicial Bailiffs serve as personal Bailiff to each of the Court's four Judges. The primary responsibilities of the Judicial Bailiffs includes maintaining security in the courtroom, the orderly flow of cases on the daily docket, completion of required case documentation and the operation of the court recording devices. In addition, during trials the Judicial Bailiffs swear in witnesses, handle and mark exhibits and record the proceedings.



Deputy Court Administrator  
Jack L. Jones

## Court Security



Court Security Bailiffs Donovan Davidson, Bernard McLeroy, Jeffrey Smith and Jamey Sanders

In addition to operating the X-ray screening device and magnetometer, the Court Security Bailiffs screen and search all visitors to the Court/City Hall, respond to security situations within the Court, assist in escorting prisoners and taking offenders into custody. The Court Security Bailiffs also assist the Court Magistrates in Traffic and Small Claims Court.

Each of the Court Security Bailiffs have completed the Bailiff Training Academy at the Ohio Peace Officer Training Academy in London, Ohio and have been trained and certified in unarmed-self defense tactics, firearms, first-aid, CPR, use and deployment of oleoresin capsicum (OC) spray as well as emergency procedures and critical incident management.

# Bailiff's Office

Court Deputy Bailiffs also provide vital and statutory services for the Court and the local criminal justice system. The Court utilizes two Deputy Bailiffs for the service of summons, subpoenas and other court papers to the general public. These official notices are served not only on behalf of the Court, but also for the City of Canton Law Department and Prosecutor's Office. During 2007, the Deputy Bailiffs served 16,958 papers and logged 41,260 accident-free miles.

## Bailiff's Office Statistics

Activity	2007	2006
Forcible Entry & Detainer	2,666	2,842
Judgment Debtor Exams	73	68
Show Cause, Summons, Fifteen Day Demands	898	948
Small Claims	41	45
Executions	11	14
Sales	7	12
Alias Writs	932	1,000
Evictions	917	656
Subpoenas	7,834	7,552
Garnishments	3,579	2,978
<b>Total Service</b>	<b>16,958</b>	<b>16,115</b>



Deputy Bailiffs

Al Leno and Gino Millin

The Deputy Bailiffs are also responsible for the oversight and supervision of all evictions within the Court jurisdiction. Upon the conclusion of the court hearings and legal procedures during the eviction process, the Deputy Bailiffs serve as legal stewards to gain entry and take possession of the property on behalf of the property owners.

During 2007, the Deputy Bailiffs served 2,666 Forcible Detainers resulting in 932 Alias Writs and 917 Evictions.

# Community Service Department



Community Service Director

Lindsay Trent

With jail bed space a premium and reserved for serious and repeat offenders, the Community Service Department offers the Judges of the Court a community-based sanction alternative to a jail sentence for non-violent and first time offenders.

The Canton Municipal Court Community Service Department operates under the philosophy that offenders performing volunteer work service within their community not only serves to repay a wrong or debt to the community, but allows the offender to have a personal investment in the end product of a better community.

The Community Service Department has developed relationships and inter-agency agreements with several dozen charitable and non-profit organizations throughout Stark County as well as working relationships with various City Departments. The role of the Community Service Department is to screen and place offenders sentenced to community service into these sites to perform volunteer community work service. Offenders are supervised by Court Community Sanctions Supervisors or individual agency personnel or a combination of both while performing community work service.

The Community Service Department also operates its own Road Crew. Offenders sentenced to the Road Crew are directly supervised by the Community Sanctions Supervisors weekdays from 8:00 am to 4:00 pm. While assigned to Road Crew, offenders perform litter control and other basic labor services as well as lawn maintenance and snow removal at various City properties and for the elderly and disabled within the Court's jurisdiction.



Community Sanctions Officers  
Don Beadle & Randy Feesler

# Community Service Department



Community Sanctions Officer Agatha Johnson, Community Service Director Lindsay Trent and Community Sanctions Officer Nathan Diekmann

As cited, one of the intended purposes of the Community Work Service Program is to provide the Judges of the Court a community based sanction alternative to Jail, thus freeing up valuable jail bed space for serious and repeat offenders.

During calendar year 2007, 2,494 offenders were sentenced to 120,974 hours of supervised Community Work Service. If not for the Community Work Service Program and had those 2,494 offenders been sentenced to jail, they would have accounted for a total of 239,328 jail bed days. Those 239,328 jail bed days at the Sheriff's cost of \$80 per day, per bed translates to a potential savings of \$19,146,240.

Based on the number of community service hours completed by offenders, supervised by the Community Service Department in 2007, translated in terms of labor at minimum wage, represents a total of \$468,321 of labor services provided to these agencies.

# Jury Management

Nearly half of the 36,000 cases the Court hears each year have the potential to be decided by a jury trial.

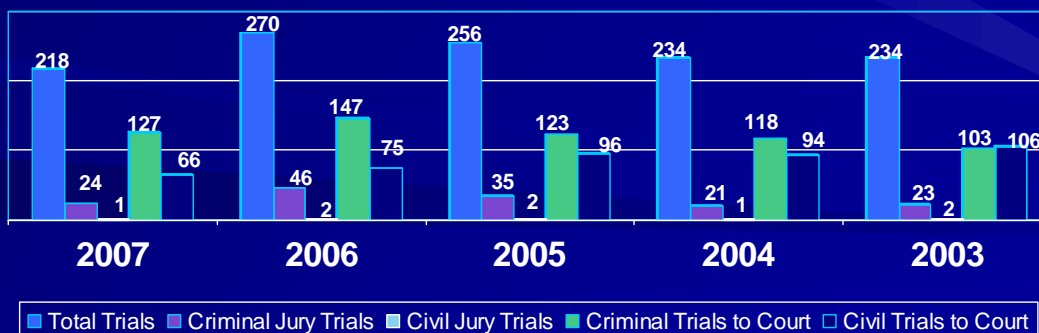
In preparation for that potential, the Jury Coordinator is charged with securing, scheduling and coordinating an ample jury pool. The Jury Coordinator obtains a random sample of registered voters that reside within the Court's jurisdiction from the Stark County Board of Elections each week in order to adequately schedule for Jury Duty. The Jury Coordinator then issues a Summons for the prospective juror to be "on-call" for one week. The prospective juror is instructed to call the automated Jury Line or check the courts website each night in order to determine if they need to appear.

The Court sincerely appreciates the jurors appearance for this civic obligation and without their commitment and participation in the process, the justice system as we know could not exist.



Danielle Briggs  
Jury Coordinator

## Trial Activity by Year



# Administration Assistant



Julie Greco

Administrative Assistant

The Court Administrative Assistant is to the Court Administrator as the hand is to the glove, working together in nearly all aspects of the Courts work. The Court Administrative Assistant is responsible for the County and City payroll systems, serves as purchasing agent for the Court, maintains all service agreements and contracts for the Court, serves as liaison with the City and County Auditor's Offices and the Stark County Law Library, as well as assists the Court Administrator in all Human Resource matters.

# Assignment Office

The Assignment Coordinator is responsible for scheduling, managing and monitoring the criminal, traffic, civil and small claims docket for the Judges and Magistrates of the Court. In addition, the Assignment Coordinator serves as Administrative Assistant to the Court Magistrates.



Victoria Hess

Assignment Coordinator

# Court Information



Pamela Purses

Bailiff Clerk

Rarely is there a busier place in the Court than the Court Information Office. Besides directing the daily court traffic to their intended destinations, the Bailiff Clerk for Court Information serves as the interface between the Court and Bureau of Motor Vehicles and processes all applications for Occupational Driving Privileges for defendants with suspended drivers licenses. During 2007 the Bailiff Clerk processed 1,336 applications for Occupational Driving Privileges.

# The Supporting Cast

Behind the courtroom scene, each Judge depends on their own highly trained personal staff to ensure that the events that transpire within Court, do so as efficiently and effectively as possible. These employees manage the daily docket for the Judge, prepare the necessary journal entries and orders, conduct legal research and maintain the orderly flow of cases.



Judge Falvey's Staff

Judicial Administrative Assistant Doris Christ  
& Chief Deputy Bailiff Beulah Wesley



Judge Kubilus' Staff

Judicial Administrative Assistant Roxanne  
Musisca & Judicial Bailiff Brian Hoffman



Judge Poulos' Staff

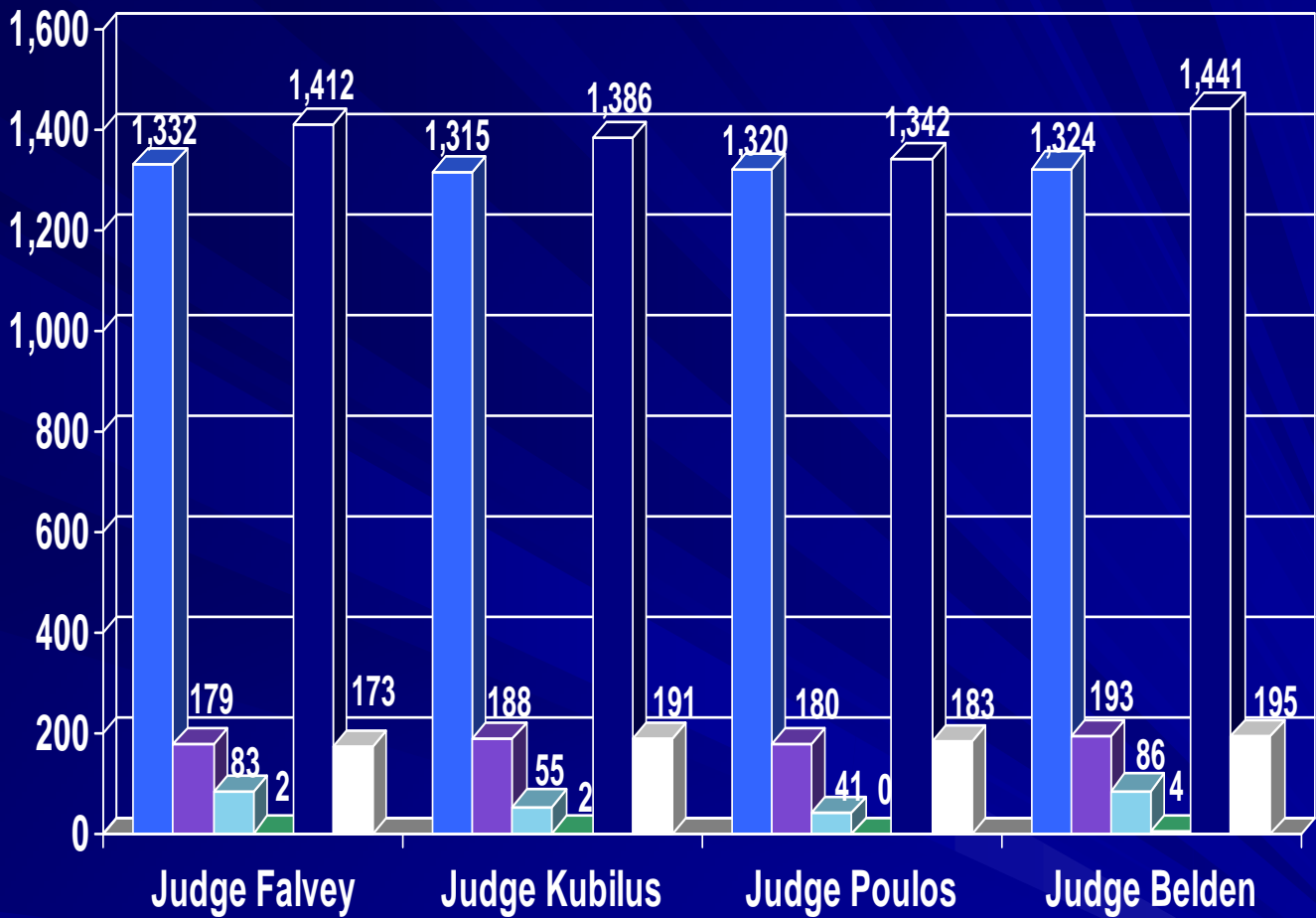
Judicial Administrative Assistant Eileen  
Shetler & Judicial Bailiff Denise Fishel



Judge Belden's Staff

Judicial Administrative Assistant Beth  
Wensel & Judicial Bailiff Tim Reichel

# 2007 Case Assignment & Terminations



■ Criminal Cases Assigned (5,291)

■ Criminal Cases Reactivated (265)

■ Criminal Cases Terminated (5,581)

■ Civil Cases Assigned (740)

■ Civil Cases Reactivated (8)

■ Civil Cases Terminated (742)

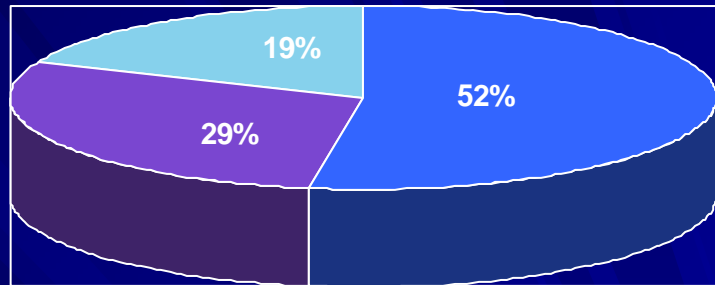


# 2007 Case Activity

The Canton Municipal Court serves more than 200,000 residents of central Stark County. The following charts and graphs illustrate the types and numbers of cases filed in the Canton Municipal Court during 2007.

36,014 cases were filed during 2007.

## Breakdown of Filings for 2007

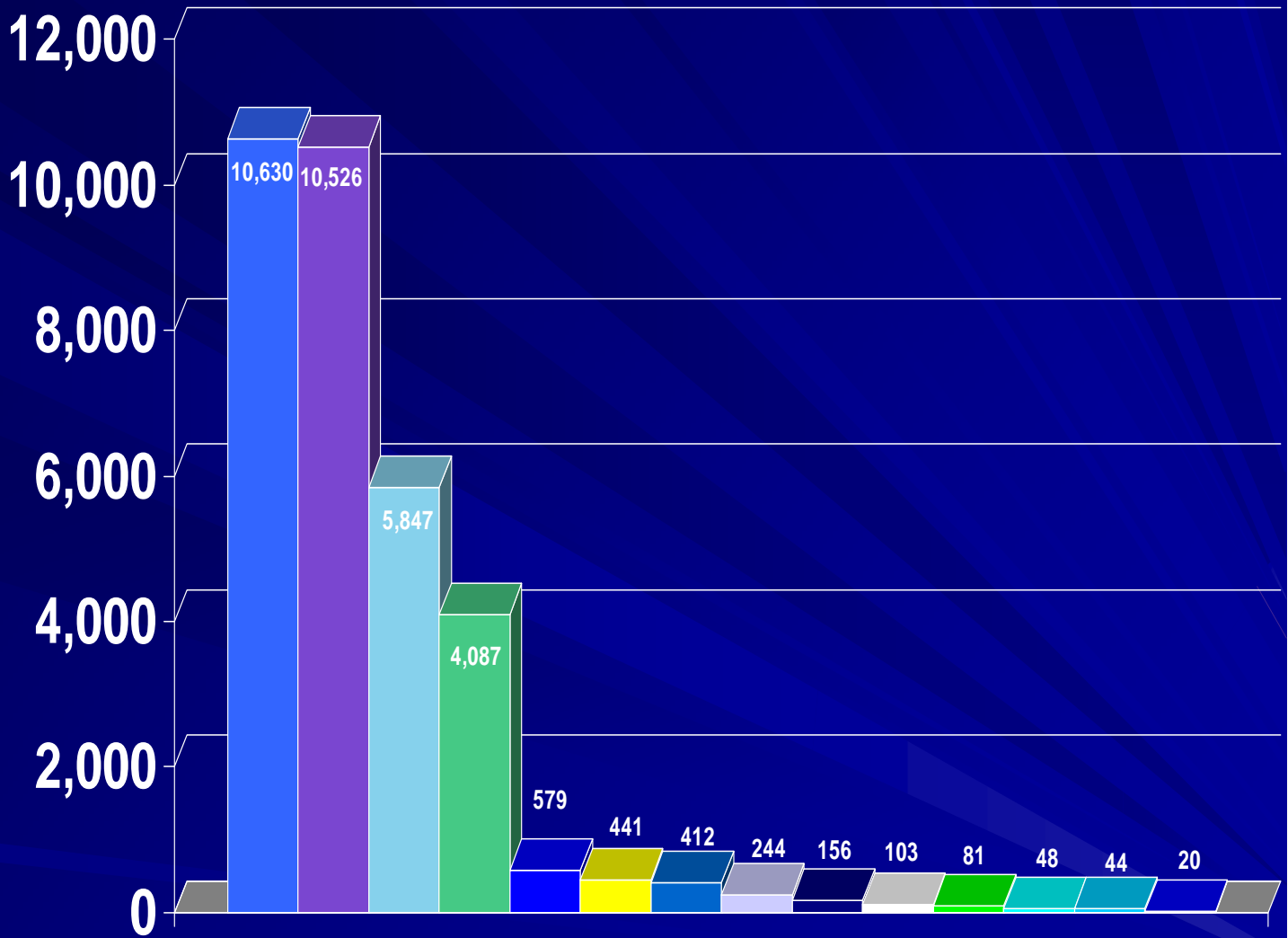


## Case Comparison by Year



# 2007 Case Activity

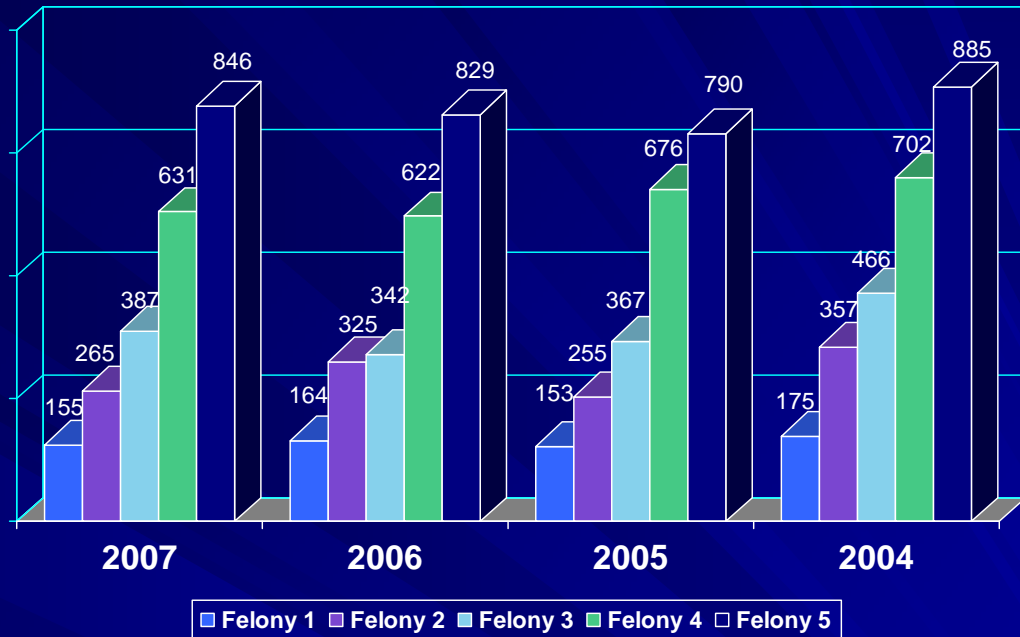
## 2007 Filings by Jurisdiction



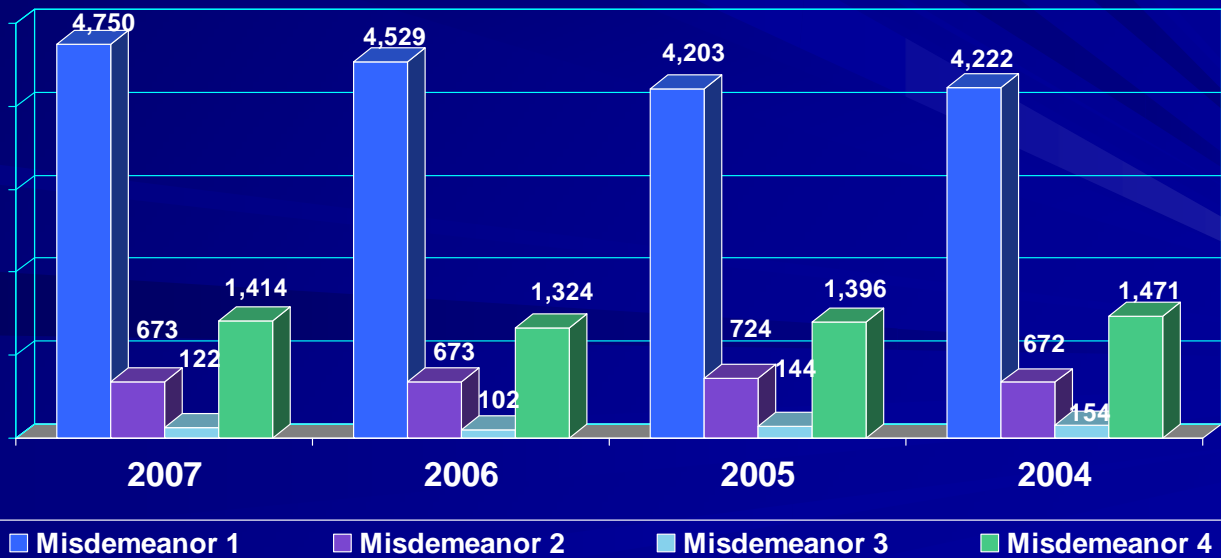
- |                        |                             |                              |                        |
|------------------------|-----------------------------|------------------------------|------------------------|
| ■ City of Canton (32%) | ■ Ohio Highway Patrol (32%) | ■ Stark County Sheriff (18%) | ■ Plain Township (12%) |
| ■ Uniontown (2%)       | ■ North Canton (1%)         | ■ Louisville (1%)            | ■ Sandy Twp (<1%)      |
| ■ Pike Twp (<1%)       | ■ Magnolia (<1%)            | ■ East Canton (<1%)          | ■ Hartville (<1%)      |
| ■ Waynesburg (<1%)     | ■ Ohio Liquor Control (<1%) |                              |                        |

# Case Comparisons

## Felony Charges



## Misdemeanor Charges



# Clerk of Court



Phil G. Giavasis  
Clerk of Court

**Phil G. Giavasis** was appointed Clerk of the Canton Municipal Court in July of 2007, and was elected to the full term beginning in January 2008. He previously served 15 years as Clerk of the Stark County Common Pleas Court.

Phil is a 1980 graduate of McKinley Senior High school. He also graduated with a BA in Criminal Justice from Edinboro University of Pennsylvania, and graduated in 2004 from the Institute of Court Management as Certified Court Manager.

Phil Giavasis led the initiative that resulted in the computer integration of the entire criminal justice system in Stark County. He organized and currently chairs the Stark County Criminal Justice Information System (CJIS) Steering Committee, a subcommittee of the Stark County Community Corrections Planning Board; the body that over sees the integrated system.

The *Stark County Criminal Justice Information System (CJIS)* was the first county-wide integrated system in Ohio and was developed with a series of grant funds from the Office of Criminal Justice Services totaling over one million dollars. The CJIS system combines the criminal justice information of the Canton, Massillon, and Alliance Municipal Courts with the Sheriff and Stark County Court of Common Pleas. The countywide central database is currently web accessible at [www.starkcjis.org](http://www.starkcjis.org).

# Criminal/Traffic Financial Statement

Receipts from January 1, 2007 – December 31, 2007

Balance on Hand – 12/31/2006	45,367.00
Crime Lab Costs	103.00
Advance Deposits	1,976.00
Advanced Reparations & Defender Fund	32,739.00
Board of Health	2,882.00
BMV Fee	2,801.70
Capital Improvement/Special Projects Fund	153,213.57
Capital Recovery Systems	52,005.36
Capital Recovery Systems NSF	0.00
Cash Bonds	479,644.33
Child Restraint/Safety	919.00
Convenience Fee	4,064.00
City Cases – Fines	140,173.57
City Cases – Forfeitures	0.00
Computer Fees	186,624.48
County Expungement	1,660.00
CP Costs – Stark County Clerk of Court	3,109.91
Department of Natural Resources	677.00
House Arrest and Detention	20,681.05
Indigent Fee	1,508.60
Legal Research	343.76
Liquor Law Violations	3,192.00

Mandatory Drug Violations	19,334.60
Mayor's Courts	2,239.00
Municipal Probation Services	180,958.97
NSF's Uncollectible	(7,508.30)
Overages	127.23
Probation Restitution	139,803.80
Public Defenders Fund	269,360.94
Refunds	11,638.38
Seatbelt Violations	77,221.80
Sheriff of Stark County – Sheriff Fees	5,139.70
Sheriff's Receiving/Discharge Fees	28,170.90
Stark County Treasurer – Commissioner Fund	-
Court Costs	1,500,176.41
State Cases – Expungement	2,520.00
State Cases – Fines	345,510.42
State Cases – Forfeitures	0.00
State Highway Patrol – Fines	278,695.93
State Highway Patrol – Forfeitures	0.00
Telecomputer Business Service – Collections	21,272.60
Victims of Crime	163,368.74
Witness Fees	2,008.80
<b>Total Receipts &amp; Balance Forward</b>	<b>4,173,725.25</b>

# Criminal/Traffic Financial Statement

Disbursements From January 1, 2007 – December 31, 2007

<b>Treasurer, State of Ohio</b>	
50% State Highway Patrol Fines	118,159.04
50% Highway Patrol Forfeitures	0.00
½ Liquor Law Violations	1,596.00
Child Restraint/Safety	919.00
Expungement	2,520.00
Public Defenders Fund	269,360.94
Seatbelt Violations	77,221.80
Victims of Crime	163,368.74
Law Enforcement Education Fund HP	9,869.40
Highway Patrol Forfeiture-Law Enforcement Education	204.34
BMV Fee LF	2,597.36
<b>SUBTOTAL</b>	<b>645,816.62</b>

<b>Treasurer, Stark County</b>	
10% State Highway Patrol Fines	23,660.66
10% Forfeitures (M07)	0.00
½ Liquor Law Violations	1,542.25
Indigent Fund	450.00
OVI Prisoner Housing Fund HP	15,670.97
OVI Prisoner Housing Fund S1	15,158.20
OVI Prisoner Housing Fund C1	7,788.00
Expungement	1,660.00
House Arrest & Detention	20,681.05
State Cases – Fines	233,326.92
Indigent Fees	1,508.60
Witness Fees	2,008.80
Commissioners Fund	53.75
<b>SUBTOTAL</b>	<b>323,059.20</b>

# Criminal/Traffic Financial Statement

Disbursements From January 1, 2007 – December 31, 2007

<b>Treasurer, City of Canton</b>	
40% State Highway Patrol Fines	94,786.96
40% Highway Forfeitures (M07)	0.00
Capital Improvement/Special Projects Fund	153,213.57
City Cases – Costs	1,492,568.11
City Cases – Fines	122,750.77
Convenience Fee	4,064.00
Crime Lab Costs	103.00
Indigent Driver Alcohol Treatment Fund S1	7,317.00
Indigent Driver Alcohol Treatment Fund HP	9,756.20
Indigent Driver Alcohol Treatment Fund C1	3,599.00
Interest Disbursed IN	
Law Enforcement Fund S1	
Law Enforcement Fund C1	
Municipal Probation Service Fund	180,958.97
Overage	127.23
City Park Fund	156.00
Computer Fees	186,624.48
Legal Research Fund	343.76
Prisoner Treatment Fund S1	2,076.80
Prisoner Treatment Fund HP	6,792.70
Prisoner Treatment Fund C1	1,614.80
<b>SUBTOTAL</b>	<b>2,266,853.35</b>

<b>Mayor's Court Distribution</b>	
Hartville	65.00
Louisville	282.00
North Canton	872.00
Waynesburg	0.00
East Canton	226.00
East Sparta	150.00
Magnolia	592.00
<b>SUBTOTAL</b>	<b>2,239.00</b>

<b>Township Distribution</b>	
Lake	5,411.70
Plain	29,669.70
Sandy	3,504.05
Pike	1,511.50
Stark County Law Library	40,096.95
<b>SUBTOTAL</b>	<b>80,193.90</b>

# Criminal/Traffic Financial Statement

Disbursements From January 1, 2007 – December 31, 2007

## Mandatory Drug Violation Distribution

Canton Police Department	6,381.50
City of Louisville	150.00
Ohio Board of Pharmacy	7,530.30
Ohio State Highway Patrol	2,312.00
Sheriff of Stark County – Plain	1,978.80
Uniontown (Lake)	328.00
City of North Canton	234.00
Village of East Canton	0.00
Village of Magnolia (Sandy & East Sparta)	270.00
Village of Waynesburg	150.00
<b>SUBTOTAL</b>	<b>19,334.60</b>

## Law Enforcement Education Fund Distribution

Magnolia Police Department (Sandy & East Sparta)	420.00
Canton Police Department	4,494.00
East Canton Police Department	123.00
Waynesburg Police Department	287.00
Hartville Police Department	110.00
Louisville Police Department	1,452.00
North Canton Police Department	1,259.00
Uniontown Police Department (Lake)	503.00
Stark County Sheriff (Plain)	3,054.60
<b>SUBTOTAL</b>	<b>11,702.60</b>

## Other Disbursements and Balance Forward

Advanced Deposits	2,248.00
Advanced Reparations & Defender Fund	31,776.00
Board of Health – City	2,146.00
Board of Health – County	736.00
CP Costs – Stark County Clerk of Courts	3,109.91
Cash Bonds	464,548.33
Capital Recovery Systems	52,005.36
Department of Natural Resources	677.00
Probation/Restitution	140,514.80
Sheriff's Receiving/Discharge Fee	28,170.90
Refunds	11,638.38
Sheriff's Fees	5,139.70
Stark County Law Library	0.00
Telecomputer Business Services	21,272.60
<b>SUBTOTAL</b>	<b>763,982.98</b>
Balance on Hand 12/31/2007	60,543.00
Balance on Hand – Interest 12/31/2007	-
<b>TOTAL DISBURSEMENTS &amp; BALANCE FORWARD</b>	<b>824,525.98</b>



# Criminal/Traffic Financial Statement

Summary of Disbursements January 1, 2007 – December 31, 2007

Treasurer, State of Ohio	645,816.62
Treasurer, Stark County, Ohio	323,059.20
Treasurer, City of Canton, Ohio	2,266,853.35
Mayor's Court	2,239.00
Ohio Board of Pharmacy	19,334.60
Township Distribution	80,193.90
Law Enforcement Education Fund	11,702.60
Other Disbursements and Carry Forward	824,525.98
<b>TOTAL DISBURSEMENTS AND BALANCE FORWARD</b>	<b>4,173,725.25</b>

# Civil Division Financial Statement

Receipts From January 1, 2007 – December 31, 2007

Previous Balance on Hand 12/31/2006	30,861.90	Judgments	2,586,023.04
		Jury Demand	4,800.00
		Legal Aid	241,652.85
Advanced Court Costs	1,677.19	Marriage Fees	2,280.00
Advertising	-	Money Released to Defendant	72,013.22
Agency Report		Motions	13,906.01
Appraisers	-	Overage	10.00
Bonds	14,000.00	Prepaid	40.00
Capital Improvement/Special Projects Fund	118,009.41	Rental Escrow	11,739.00
Computer Fees	118,170.60	Sheriff Fees	502.88
Court Fees	795,417.63	Towing & Storage	0.00
Excess Costs	6,761.15	Witness Fees	6.00
Full Claim	10,444.23	Unreconciled Amount	0.00
Garnishment Fees	1,269.00	<b>TOTAL RECEIPTS AND BALANCE FORWARD</b>	<b>4,029,584.11</b>
Eviction Deposit			

# Civil Division Financial Statement

Disbursements From January 1, 2007 – December 31, 2007

<b>Previous Balance on Hand 12/31/2007</b>	10,132.55
Advanced Court Costs	1,510.00
Advertising	54.00
Agency Report	0.00
Appraisers	125.00
Bonds	13,395.50
Capital Improvement/Special Projects Fund	117,992.41
Computer Fees	118,171.35
Court Fees	794,512.02
Excess Costs	8,100.88
Full Claim	10,544.23
Garnishment Fees	1,343.00

Judgments	2,554,038.65
Jury Demand	4,800.00
Legal Aid	239,282.74
Legal Aid (1%)	2,416.99
Marriage Fees	2,280.00
Money Released to Defendant	113,060.61
Motions	17,266.39
Overage	10.00
Prepaid	-
Rental Escrow	19,991.00
Sheriff Fees	532.94
Towing & Storage	23.85
Witness Fees	0.00
<b>TOTAL DISBURSMENT AND BALANCE FORWARD</b>	<b>4,029,584.11</b>
<b>TOTAL DISBURSEMENT PAID TO THE TREASURER, CITY OF CANTON</b>	<b>4,029,584.11</b>

# The Canton Municipal Court

Canton City Hall \* 218 Cleveland Avenue, South \* Canton, Ohio 44702

## JUDGES

Honorable Mary A. Falvey	330.438.4205	<a href="mailto:mafalvey@cantonohio.gov">mafalvey@cantonohio.gov</a>
Honorable Richard J. Kubilus	330.438.4203	<a href="mailto:rikubilus@cantonohio.gov">rikubilus@cantonohio.gov</a>
Honorable John A. Poulos	330.438.4202	<a href="mailto:japoulos@cantonohio.gov">japoulos@cantonohio.gov</a>
Honorable Stephen F. Belden	330.438.4226	<a href="mailto:sfbelden@cantonohio.gov">sfbelden@cantonohio.gov</a>

## MAGISTRATES

Jeremy J. Foltz	330.438.4218	FAX: 330.489.3269
Derek C. McClowry	330.438.4216	<a href="mailto:dcmclowry@cantonohio.gov">dcmclowry@cantonohio.gov</a>

## COURT ADMINISTRATOR

Michael E. Kochera	330.438.4231	<a href="mailto:michael.kochera@cantonohio.gov">michael.kochera@cantonohio.gov</a>
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## ADMINISTRATIVE ASSISTANT

Julie A. Greco	330.438.4212	<a href="mailto:jagreco@cantonohio.gov">jagreco@cantonohio.gov</a>
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## DEPUTY COURT ADMINISTRATOR

Jack L. Jones	330.438.4198	<a href="mailto:jljones@cantonohio.gov">jljones@cantonohio.gov</a>
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## COMMUNITY SERVICE DIRECTOR

Lindsay A. Trent	330.438.4214	<a href="mailto:latrent@cantonohio.gov">latrent@cantonohio.gov</a>
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## ASSIGNMENT COORDINATOR

Victoria Hess	330.438.4209	<a href="mailto:vlhess@cantonohio.gov">vlhess@cantonohio.gov</a>
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## COURT INFORMATION WINDOW

Pamela Purses	330.438.4200	<a href="mailto:pspurses@cantonohio.gov">pspurses@cantonohio.gov</a>
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## CLERK OF COURT

Phil G. Giavasis	330.489.3203	<a href="mailto:pggiavasis@cantonohio.gov">pggiavasis@cantonohio.gov</a>
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## CHIEF DEPUTY

Randy Gonzalez	330.489.3203	<a href="mailto:rjgonzal@cantonohio.gov">rjgonzal@cantonohio.gov</a>
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## ADMINISTRATIVE ASSISTANT

Lydia Lewers	330.438.4268	<a href="mailto:lydia.lewers@cantonohio.gov">lydia.lewers@cantonohio.gov</a>
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## CRIMINAL DIVISION

Sandi Carnes	330.489.3207	<a href="mailto:slcarnes@cantonohio.gov">slcarnes@cantonohio.gov</a>
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## CIVIL DIVISION

Pam Pimpas	330.489.3203	<a href="mailto:papimpas@cantonohio.gov">papimpas@cantonohio.gov</a>
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## TRAFFIC DIVISION

Paula George	330.489.3207	<a href="mailto:pmgeorge@cantonohio.gov">pmgeorge@cantonohio.gov</a>
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[www.cantonscourt.org](http://www.cantonscourt.org)