

Service

Accountability

2022



ANNUAL REPORT

Integrity

Justice

Mission Statement

The Canton Municipal Court is an independent branch of government entrusted with the fair, timely, impartial and just resolution of disputes in order to preserve the rule of law and protect the rights and liberties guaranteed by the Constitution of the United States and the State of Ohio.



The Canton Municipal Court Annual Report for 2022 has been prepared for the Citizens of Central Stark County as provided by law, in accordance with Ohio Revised Code, Section 1901.14 (A)(4) and the Rules of Superintendence for Ohio Courts.

The Canton Municipal Court

JUDGES

Honorable Mary A. Falvey
Honorable Richard J. Kubilus
Honorable John A. Poulos
Honorable Curt Werren



CLERK OF COURT

Phil G. Giavasis

MAGISTRATES

Jeremy J. Foltz

Derek C. McClowry

Christy M. Pierson

COURT ADMINISTRATOR

Michael E. Kochera

March 31, 2023

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 2022 Presiding & Administrative Judge Mary A. Falvey , Honorable Richard J. Kubilus, Honorable John A. Poulos, Honorable Curt Werren and Clerk of Court Phil G. Giavasis, I take this opportunity to present our Annual Report for 2022. 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 2022.

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

Respectfully,

Michael E. Kochera

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 is a limited jurisdiction court of record which has jurisdiction over any violation of city ordinances; any State of Ohio statutory misdemeanor or traffic offense; and jurisdiction to preside over felony preliminary hearings for offenses committed within the geographic boundaries of the Court. Jurisdiction also includes civil matters where the dispute is \$15,000 or less and for small claims when the claim is \$6,000 or less.

The four Judges of the Court are elected to staggered six year terms on a non-partisan ballot. A person seeking election or appointment to the Canton Municipal bench must be an attorney with at least six years experience in the practice of law and reside within the Court's jurisdiction. 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 serves a district with the population of nearly 200,000 citizens of Central Stark County and hears more than 20,000 cases annually.

Uniontown Hartville LAKE Greentown	
North Canton PLAIN Middlebranch	NIMISHILLEN Louisville
Meyers Lake CANTON City of Canton North Industry	OSNABURG East Canton
East Sparta PIKE	Waynesburg SANDY Magnolia

Presiding & Administrative 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 1988 through 2000, including serving as President of the Board in 1992. She has served as 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 also presides over the Polaris Program, the Court's specialized Mental Health Court docket.

In 2017 Judge Falvey was presented the HOPE Award by the Stark Mental Health & Addiction Recovery Board in recognition of her on-going commitment presiding over the Polaris Mental Health Court Docket.

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 Falvey resides in Stark County with her husband Frank Ifantiedes.

Judge Richard J. Kubilus

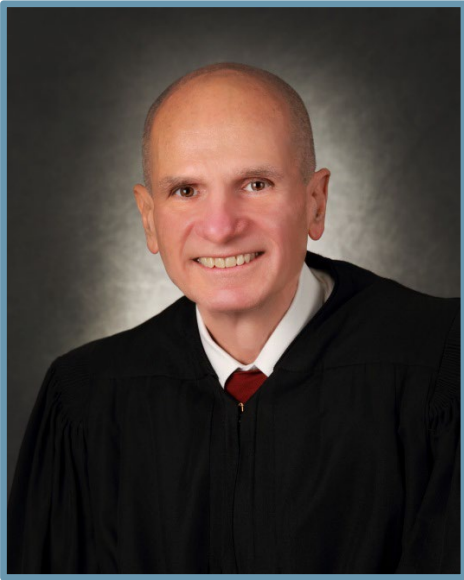
Judge Richard J. Kubilus has served as a Canton Municipal Court Judge since January 1993. Prior to that time, he served as a law partner with Lesh, Casner & Miller Co. in private practice. In his private practice, he had fifteen years of trial experience involving commercial and civil litigation, real 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, SE. Judge Poulos was a former member of Boilermakers' Local 1191. He was able to work his way through college at the University of Akron where he earned 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 former Chairman of the Municipal Courts Committee of the Stark County Bar Association and has also served as a Chief Judge for the Ohio High School Mock Trial Competition since 1994. He has served on numerous boards and committees since becoming an attorney in 1981.

Judge John A. Poulos is a member of St. Haralambos Greek Orthodox Church and a member of the Canton Ex-Newsboys' Association.

"As I complete my thirtieth and final year as a Judge of the Canton Municipal Court, it has been a great honor and privilege to serve all of you and our community. I want to thank all of you for your kindness to me. I have sincerely enjoyed every day serving as your Judge."

Judge Curt Werren

Judge Curt Werren grew up in Canton and graduated from McKinley High School. He came back to Canton after completing law school at The Ohio State University and practiced law with Day Ketterer Ltd., Stark County's oldest law firm.

After twenty years with Day Ketterer, Judge Werren transitioned to part-time practice in order to become Executive Director of the Stark County Regional Chapter of the American Red Cross.

Prior to joining the Canton Municipal Court, Judge Werren was a Judge of the Stark County Court of Common Pleas. He has served as Presiding Judge in both Courts. Judge Werren is a member of the Ohio Judicial Conference; Association of Municipal/County Judges and served on the Supreme Court Advisory Committee on Case Management.

Judge Werren has been active in the community. He is on the Board of the McKinley Presidential Library and Museum, and the SAM Center serving area military. Among notable prior activities, Judge Werren served with the Stark County Mental Health and Recovery Services Board, has been President of the Rotary Club of Canton, and on the steering committee of the Stark County Safety Council. He also co-chaired the campaign to develop the Community Campus at Goodwill.

In addition to his regular docket, Judge Werren founded and presides over the Recovery Court, a drug court certified by the Supreme Court of Ohio.

Judge Werren was awarded the 2017 HOPE Award for his efforts with the Court's specialized dockets.

Judge Werren is a life-long Stark County resident who is married to Stephanie, Vice President of Leadership Stark County and a Member of North Canton City Council. They raised triplets. Hannah and Grace graduated from the United States Naval Academy and Jack from The Ohio State University. Jack now lives and works in Chicago and Hannah in Los Angeles. Grace is a 2nd Lieutenant in the United States Marine Corps.



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 a 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 oversees 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

Court Administrator

The Judges of the Court appoint a Court Administrator to manage and oversee the operations of the Court. The Court Administrator serves as the chief non-judicial officer of the Court and is responsible for the development and implementation of all court policies, procedures and programs, as well as the general supervision of the Court Magistrates, Staff Attorney, Probation Department, Pretrial Services Office, Bailiff's Office, Community Service Department, Jury Coordinator, Assignment Coordinator and related clerical, support and contract staff.

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



*Court Administrator
Michael Kochera*

Michael Kochera has more than 30 years of experience in the criminal justice system and judiciary. Michael is a past-President of the Ohio Association for Court Administration; an Executive Board Member of the Ohio Justice Alliance for Community Corrections; a member of the National Association for Court Management, the American Probation & Parole Association and the Stark County Corrections Planning Board. Michael served as an Ad Hoc Committee member on the Ohio Criminal Sentencing Commission's Subcommittee on Bail Reform from 2016-2019. Michael has served as Adjunct Faculty for the Judicial College of the Supreme Court of Ohio and is a graduate of the Court Executive Program, Class of 2013 through the Supreme Court of Ohio and the National Center for State Courts. In 2010, Michael was awarded the inaugural *Chief Justice Thomas J. Moyer Memorial Scholarship* presented by the Ohio Association for Court Administration and in 2008 Michael was awarded the *Quest Criminal Justice Services Award* for his outstanding contributions to the Stark County criminal justice system. Michael is married to Rachel Kochera with a daughter Mallory and son Leo.

Court Magistrates

The Canton Municipal Court Magistrates undertake specific judicial duties as prescribed by the Supreme Court of Ohio. Magistrates Jeremy J. Foltz, Derek C. McClowry Christy Donnelly preside over minor misdemeanor criminal and traffic cases; Forcible Entry & Detainer (eviction) cases; Damage Hearings; Contract cases; Bank/Wage Attachment Hearings and Small Claims cases.

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.

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. In 2016 Magistrate Foltz was presented with the Pro Bono Award presented by Community Legal Aid of Greater Stark County for his significant and generous pro bono work in the community. 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
Jeremy J. Foltz*



Court Magistrates

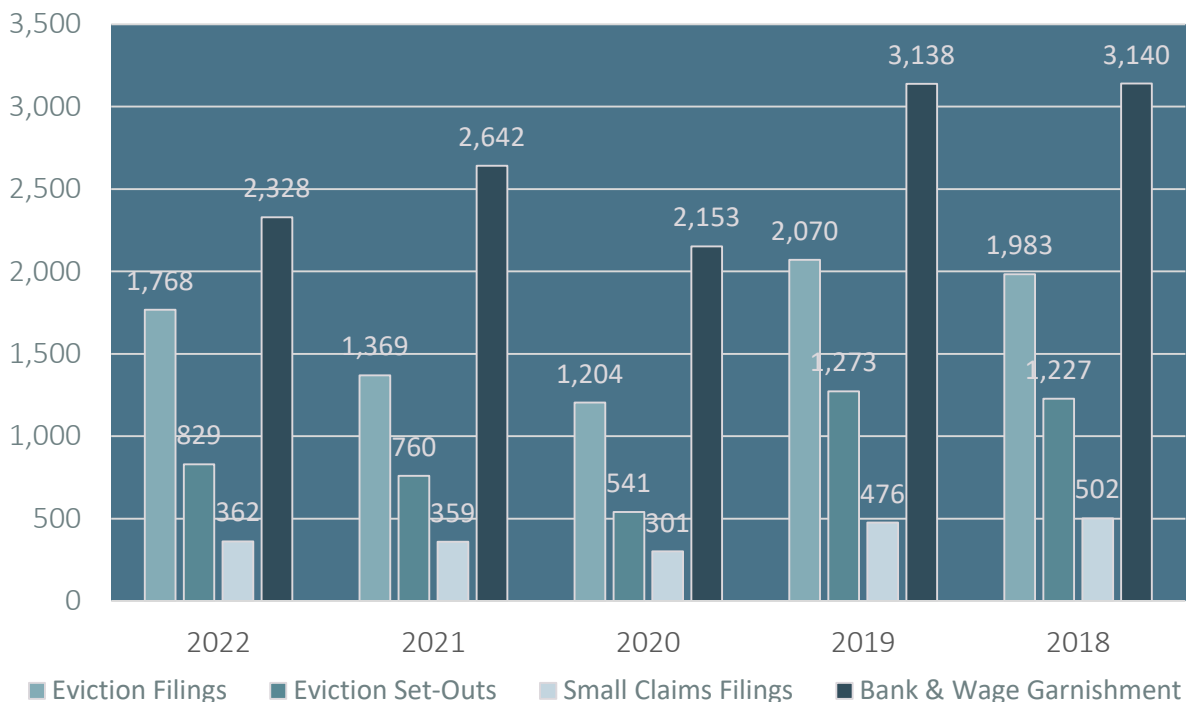
Magistrate Derek C. McClowry has served the Canton Municipal Court since 2008. Magistrate McClowry graduated from Alliance High School and went on to earn a Bachelor's Degree from Walsh University in 1996. He received his Juris Doctorate from the University of Akron and was admitted to the practice of law in 2002.

Magistrate McClowry is a 2014 graduate of the Court Management Program through the Supreme Court of Ohio and National Center for State Courts. 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 also serves as Adjunct Faculty for the Judicial College of the Supreme Court of Ohio. Magistrate McClowry resides in Plain Township with his wife and two children.



*Magistrate/Deputy Court Administrator
Derek C. McClowry*

Magistrate Docket Activity



Staff Attorney/Magistrate



*Christy M. Pierson
Staff Attorney/Magistrate*

The Court's Staff Attorney not only serves as legal advisor to the Judges, Magistrates, and Court Administrator, but also serves as Magistrate for the Court. The Staff Attorney conducts legal research, prepares legal briefs and coordinates legislative research and analysis. The Staff Attorney also assists in policy development and review and serves as a liaison between the Court and Supreme Court of Ohio.

Magistrate Christy Pierson has served the Canton Municipal Court since March 2020. Prior to her appointment with the Court, Christy served as an Assistant County Prosecutor with the Stark County Prosecutors Office from 2017 to 2020 as well as an Assistant City Prosecutor with the Canton Law Department from 2015-2017.

Christy graduated from Hoover High School and went on to earn a Bachelor degree from The Ohio State University in 1995. She received her Juris Doctorate from the University of Akron in 2014. Magistrate Donnelly is an alumna of the Canton Ballet and currently sits on the Board of Directors Past President. Magistrate Donnelly is a member of the Ohio Bar Association, the Stark County Bar Association and the Ohio Magistrates Association. She resides in Plain Township with her husband and her two children.



Probation Department

Although the primary role of the Canton Municipal Court Probation Department continues to be the probation 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 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.

Providing offenders the tools necessary to become productive members of the community is the cornerstone of successful probation supervision and intervention.

All defendants sentenced to Probation Supervision are assessed via the Ohio Risk Assessment System (ORAS) in order to determine the level and frequency of supervision and services they will receive. Based upon the result of the risk/needs assessment, defendants are classified as Low, Moderate, High or Intensive Supervision. The initial level of supervision determines how frequently a defendant is required to report to their Probation Officer, how frequently they will be drug tested and assists in determining other goals for the defendant. As a defendant demonstrates compliance with the conditions of probation and orders of the Court, their level of supervision is revised accordingly.

The Probation Department, Court and community as a whole have a vested interest in assisting offenders in the rehabilitation process in order to prevent them from continuing to be involved in the criminal justice system, and consequently a further expense to the tax-paying public.



The Canton Municipal Probation Department has been awarded the prestigious Clifford Skeen Award presented by the Ohio Department of Rehabilitation & Corrections (ODR&C) an unprecedented three times.

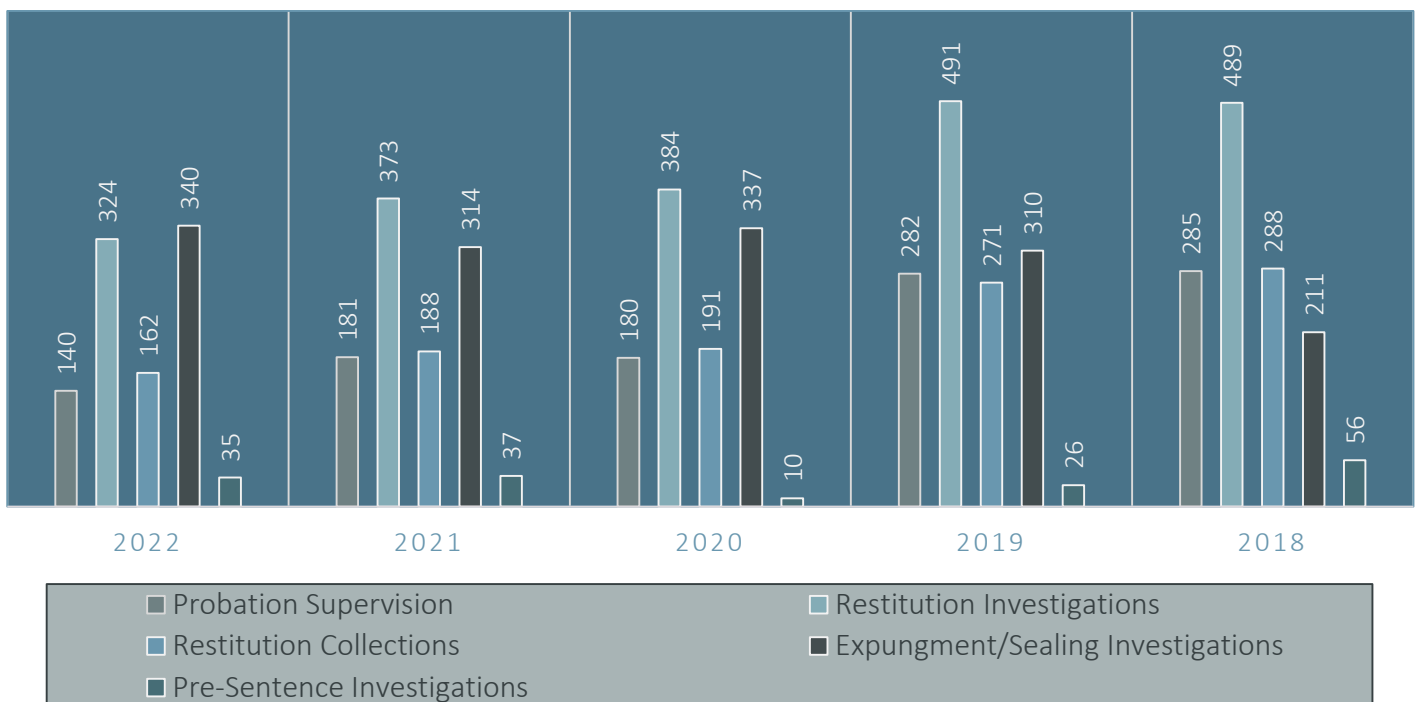
The Clifford Skeen Award is presented annually by ODR&C to recognize the most effective community corrections programs in the State of Ohio. The Canton Municipal Probation Department was awarded the Skeen Award in 2011, 2017 and 2019.

Probation Department



Front: Probation Officer Erin Garrett, Chief Probation Officer Lauren Kelly, Senior Probation Officer Mike Bajornas,
Back: Specialized Docket Coordinator Kristen Kaplanis, Probation Officer Susan Cabot, Probation Officer Tyler Masters,
 Administrative Assistant Lyndsay D'Onofrio, Probation Officer Bethani Lang, Assessment Specialist Nicole Sok

Probation Case Activity



The Probation Department collected \$42,175 in restitution during 2022 that was directly refunded to victims of crime.

Polaris Project



"A revolving door problem has developed in this country. Jails and prisons have become the de facto mental health system of our day. We must reverse this trend."

Justice Evelyn Lundberg Stratton, Supreme Court of Ohio, Retired

The Polaris Project is a certified Specialized Docket through the Supreme Court of Ohio that provides a comprehensive, coordinated approach to the misdemeanor cases of defendants with severe mental illness and/or co-occurring disorders in order to decrease criminal recidivism, improve public safety and improve the defendant's quality of life by stabilizing the defendant in the least restrictive environment. The Polaris Project is a voluntary program that emphasizes the early identification and intervention of a person whose symptoms of mental illness, history of treatment non-compliance, and/or refusal to accept treatment, results in a recurring pattern of misdemeanor offenses.

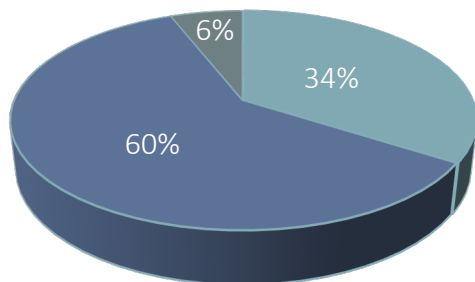
Judge Mary A. Falvey has presided over the Polaris Project docket since 2009. The Polaris Project is a coordinated treatment and supervision program intended to promote effective treatment as an alternative to incarceration. Through frequent judicial interaction and intervention, the Program assists defendants in recognizing, taking control, managing and being accountable for their mental illness.

During 2022 the Polaris Treatment Team completed the Racial & Ethnic Disparities (RED) Program Assessment tool. The RED Tool is designed to capture information about treatment courts' operations and program procedures, with an emphasis on examining areas where racial and ethnic disparities may exist. Through the information gathered in the assessment, the treatment team has incorporated new techniques to improve access and enhance outcomes for all racial and ethnic populations.

The Polaris Project is a cooperative effort between the Stark Mental Health & Addiction Recovery Board, Stark County TASC and the Canton Municipal Court.

During 2022, seventeen new participants entered the Polaris Project and 11 participants successfully completed the program.

Diagnosis



- Bipolar Spectrum Disorders
- Depression or Anxiety Spectrum Disorders
- Schizophrenia or Related Disorder

- 11 individuals successfully completed the Polaris Program in 2022. Had they not been admitted to the Program and served their jail sentence, they could have served in excess of 2,000 days in jail.
- 65% of those successfully completing the Program have maintained their recovery and not re-entered the criminal justice system one year post completion.
- Of those admitted to the Polaris Program, each averaged 5 prior arrests.
- 55% of participants had a history of substance abuse and/or dependency

Recovery Court

The Canton Municipal Court, Recovery Court is a voluntary program intended to promote appropriate and effective treatment of substance use disorder, including the use of medically assisted recovery (MAR) when clinically indicated, as an alternative to incarceration for a person whose history of treatment non-compliance, and/or refusal to accept treatment, results in a recurring pattern of criminal offenses. The Program requires court and treatment provider involvement in treatment planning and compliance, which should result in more effective utilization of other court and system resources.

The Program will provide a non-adversarial, comprehensive, coordinated approach to the criminal cases of selected defendants with a history of substance use disorder in order to decrease criminal recidivism, improve public safety and improve the defendant's quality of life by stabilizing the defendant in the least restrictive environment. The Recovery Court is a voluntary hybrid program whereas participants can enter as a condition of Intervention in lieu of Conviction, pursuant to Ohio Revised Code, Section 2951.041 or via referral post-conviction as a condition of probation. The duration of the Recovery Court program varies based upon a participants program performance and compliance with the conditions of participation, but generally twelve months.

The Honorable Curt Werren presides over the Canton Municipal Recovery Court. The Recovery Court commenced operations in March of 2017 and achieved certification from the Supreme Court of Ohio in August 2017. In addition to a full continuum of treatment services, the Recovery Court provides case management and peer support to all those engaged in the Program.

During 2022, 25 defendants were accepted into the Recovery Court Docket. Ten defendants graduated from the program during 2022, 6 felony diversion cases and 54 misdemeanor cases. Through March 1, 2023 none of the graduates from the Recovery Court have been re-arrested. To date, 45% of the Recovery Court participants are/or have been engaged in Medically Assisted Recovery (MAT).

The Recovery Court is a collaborative initiative between the Stark Mental Health & Addiction Recovery Board, CommQuest and the Canton Municipal Court.



Court Security

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. Responsibilities of the Judicial Bailiffs include maintaining security in the courtroom, the orderly flow of cases on the daily docket, completion of required case documentation, swearing in witnesses, handling and marking exhibits, and the operation of the court recording devices.

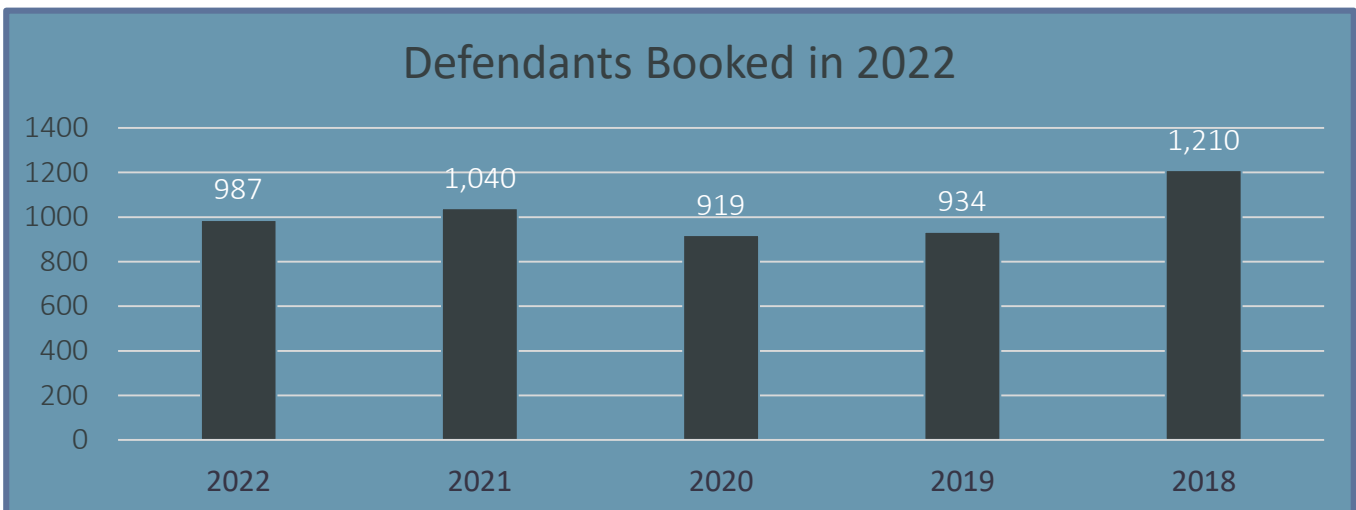


Court Security Bailiffs Tristan Roberts, Chris Hummel, Cory Kidwell and Daniel Yeager

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

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.

Court Security Bailiff's are also responsible for conducting the booking process on defendants appearing in Court. This process entails the Security Bailiff fingerprinting defendants on an automated fingerprint identification system and transmitting the prints and other vital arrest information to the Ohio Bureau of Criminal Investigation and Identification at the Ohio Attorney General's Office. During 2022, the Court Security Bailiff's booked 987 defendants.



Bailiffs Office

Court Deputy Bailiffs also provide vital and statutory services for the Court and the local criminal justice system. The Court utilizes three Deputy Service 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 2022, the Deputy Bailiffs served 21,551 subpoenas, summons, and other related court notices.

The Deputy Service 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 2022, the Court heard 1,768 eviction cases and the Deputy Bailiffs executed 829 Evictions set-outs.

The Court's other three Deputy Bailiff serve in the Court and fulfill a number of essential functions. One Deputy Bailiff serves as the Bailiff for the Court's three Magistrates; one assists the Arraignment Judge; and the remaining Deputy Bailiff processes applications for limited driving privileges and ignition interlock devices for those with suspended operators license. The Deputy Bailiffs also provide back-up coverage for Court Security Bailiffs when necessary.



Deputy Bailiffs Jamey Sanders, Denise Fishel, Doug Gauze, Jim Cole, Gino Millin and Walter Campbell



Applications for Driving Privileges	2022	2021	2020
Civil Applications Filed	103	126	154
Civil Applications Granted	95	124	132
Criminal Applications Granted	348	288	164
Total Applications Granted	443	412	296

Community Sanctions Department

The Canton Municipal Court Community Sanctions 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.

Community Service offers the Judges of the Court a community-based sanction alternative to a jail sentence for non-violent and first time offenders.



*Community Sanctions Officer Brad Ohman
Community Sanctions Director Lindsay Trent
and Community Sanctions Officer Joel Simpson*



*Community Service Supervisors
Patrick Allen and Ty Beeching*

The Community Sanctions 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.

During 2022, 950 offenders were sentenced to 35,273 hours of supervised Community Work Service and completed 31,094 hours or 88% of the hours sentenced. If not for the Community Work Service Program and had those 950 offenders been sentenced to jail, they would have accounted for a total of 79,120 jail bed days. Based on the number of community service hours completed by offenders in 2022 when translated in terms of labor at minimum wage it represents a total of \$356,257 of labor services provided to these agencies.



Community Sanctions Department

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.

Each of the Community Service Road Crew Supervisors operates a 10 passenger van and equipment trailer that serves as their own self-contained, clean-up and maintenance shop. The Road Crew Supervisors work off of a daily schedule of lawn mowing, snow removal and clean-ups for the City of Canton Code Enforcement and Health Department at locations in the community cited for Code Violations. The Road Crew Staff supervises up to 10 offenders each for two 4 hour shifts daily.

Activity	2022	2021
Litter/Trash Collected (55 Gallon Bags)	2017	2,460
Abandoned Tires Collected & Recycled	1218	1,438
Lawns Mowed (For Elderly & Disabled Residents)	198	270
Driveways (Snow) Shoveled (For Elderly & Disabled Residents)	47	89
Nuisance Clean-Ups (For Canton Health Dept. & Code Enforcement)	418	357
Total Debris Removed from Nuisance Clean-Ups	384,000 lbs. (192 tons)	396,000 lbs (198 tons)

2022 Division of Services		
	Hours Worked	Percentage of Work
Road Crew Duties	836	24%
Sanitation Duties	2628	76%
Total	3464	

Pretrial Services Office

The mission of the Canton Municipal Pretrial Services Office is to provide the Judges of the Court with a risk-based recommendation for pretrial release or detention for defendants appearing for arraignment; provide risk-based supervision for those released from custody pending trial and implement strategies to maximize court appearance and maximize public safety.

The Municipal Pretrial Services Office is funded through a Justice Reinvestment and Incentive Grant (JRIG) through the Ohio Department of Rehabilitation & Corrections. The JRIG Grant is a performance-based grant that requires the Court to demonstrate specific outcomes for continued funding. The Municipal Pretrial JRIG Grant requires the Court to reduce the number of appropriate risk defendants being held in lieu of bond; reduce the number of days defendants remain in custody while awaiting trial; achieve at least a 90% successful completion rate.


The Municipal Pretrial Services Office partnered with the Laura & John Arnold Foundation for professional training and implementation of the Public Safety Assessment (PSA). The PSA is a nationally recognized, validated, race and gender neutral pretrial risk assessment that utilizes defendant risk factors to accurately predict a defendants likeliness to appear for court; likeliness to commit a new offense while under pretrial supervision as well as the proclivity of committing a new violent offense while under supervision while awaiting trial. While the PSA is not a crystal ball that provides 100% certainty of these behaviors, it does provide the Judges of the Court another tool in making the decision to release or detain a defendant while awaiting trial.



Upon the determination that a defendant may be released from custody while awaiting trial, the Municipal Pretrial Services Office actively supervises defendants while in the community based upon the level of risk the defendant presents. The Municipal Pretrial Services Office utilizes an array of available technologies in supervising defendants, including automated text and email notifications, electronically-monitored house arrest; 24 hour subcutaneous alcohol monitoring; active global positioning satellite (GPS) monitoring with exclusion zones as well as requiring in person office visits and phone call ins.

Pretrial Services Office

Court and jail data for the Municipal Pretrial Services Office operation demonstrates the Municipal Pretrial Office has effectively achieved all of the outcome measures prescribed by the grant-funding authority. The Pretrial Office has reduced the Failure to Appear rate by 70%; reduced the average number of defendants being held prior to trial by 50% and reduced the average number of days defendants were held by 40%.

	2022	2021	2020	Baseline Data (2014-2018)
Defendants Interviewed	3,533	3,698	3,048	3,420
Failed to Appear for Arraignment	470 (13.3%)	552 (14%)	363 (12%)	479 (14%)
Referred for Supervised Release	652	672	670	1,184
Failed to Appear While Under Supervision	47 (4.7%)	28 (4%)	51 (7%)	162 (14%)
Released from Supervision	623	702	681	1003
Successful Release	576 (92.4%)	672 (96%)	620 (91%)	852 (85%)
Unsuccessful Release	47 (7.6%)	30 (4%)	61 (9%)	151 (15%)
Daily Jail Bed Utilization	15.9	14.5	10.5	31.2
Average Days in Jail	5.8	5.3	5.2	8.4

*Pretrial Officer Nathan Diekmann
Pretrial Officer Melissa Pittman
Senior Pretrial Officer John Carter*



Jury Service

A significant portion of the cases heard by the Court 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 quarter in order to adequately schedule for Jury Duty. The Jury Coordinator then prepares a Summons for the prospective juror to be "on-call" for one week

In order to further simplify the process of reporting for jury duty, the Court leveraged existing technology and offers email and text notifications for jury duty.

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

	2022	2021	2020	2019
Criminal Jury Trials	6	23	4	29
Civil Jury Trials	0	0	0	1
Criminal Trial to Court	35	31	23	58
Civil Trial to Court	16	15	9	15



Julie Guth
Administrative Assistant

Administrative Assistant

The Court Administrative Assistant provides administrative and clerical support to the Court Administrator and works together in nearly all aspects of the Court's 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, coordinates the Court's foreign language interpreter providers, serves as liaison with the City and County Auditor's Offices and the Stark County Law Library. Ms. Guth is a 2012 graduate of the Court Management Program through the Supreme Court of Ohio and the National Center for State Courts.

The Supporting Cast



Judge Falvey's Staff

*Judicial Administrative Assistant Dori Christ &
Chief Deputy Bailiff Beulah Wesley*



Judge Kubilus' Staff

*Judicial Bailiff Jack Jones & Judicial Administrative
Assistant Victoria Hess*



Judge Poulos' Staff

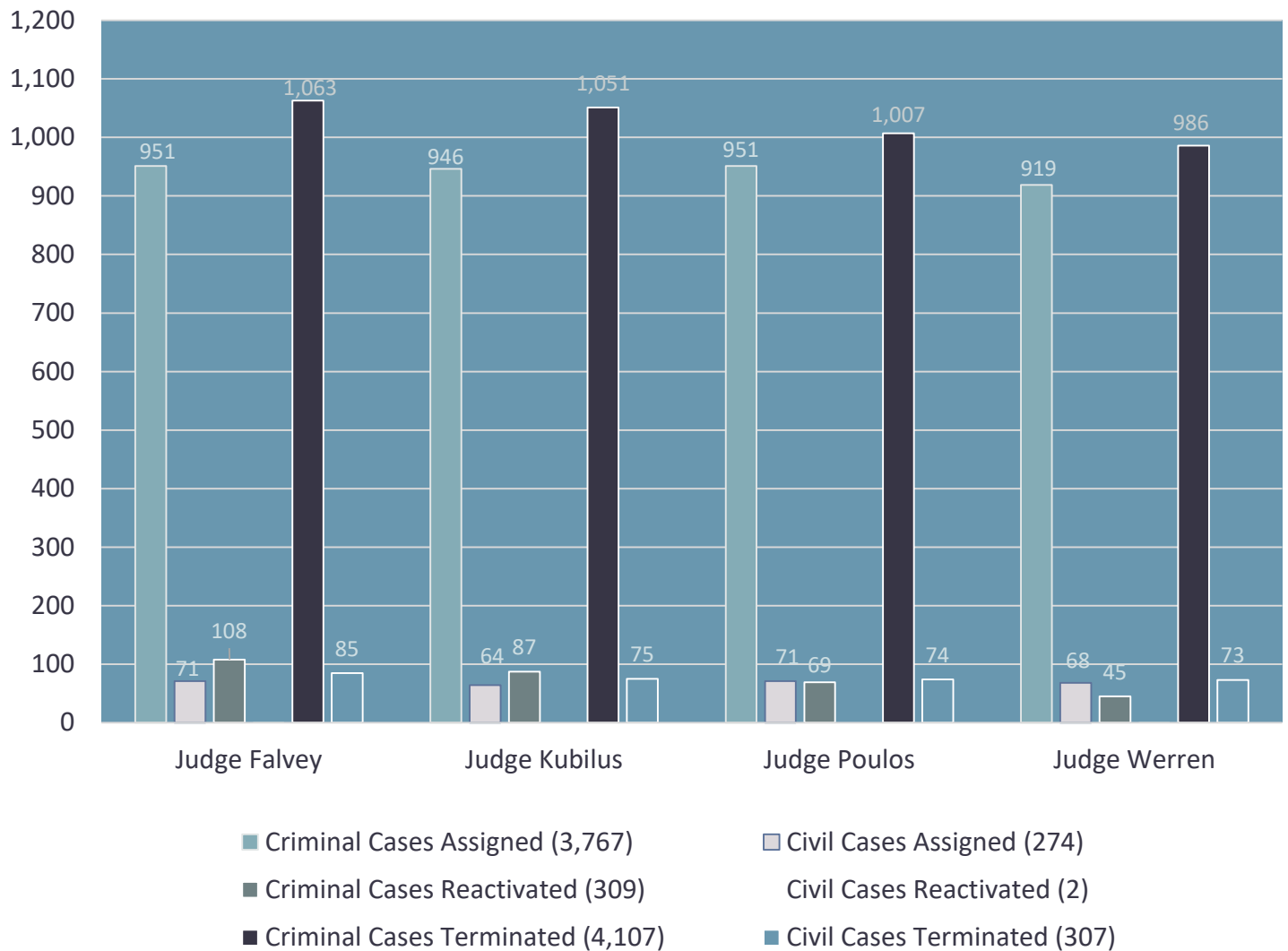
*Judicial Administrative Assistant Eileen Shetler &
Judicial Bailiff Kristen Gaskell*



Judge Werren's Staff

*Judicial Administrative Assistant Rhonda Brady &
Judicial Bailiff Morgan McIntosh*

2022 Case Assignment & Clearance



Warrants on Criminal Cases for Unavailability of the Accused	363
Civil Cases Dismissed for Want of Prosecution	1
Civil (H) BMV Cases Assigned	89
Civil (H) BMV Cases Terminated	89

Judicial Efficiency

2022 Case Clearance Rate 4,441 Opened/4,867 Closed 110%

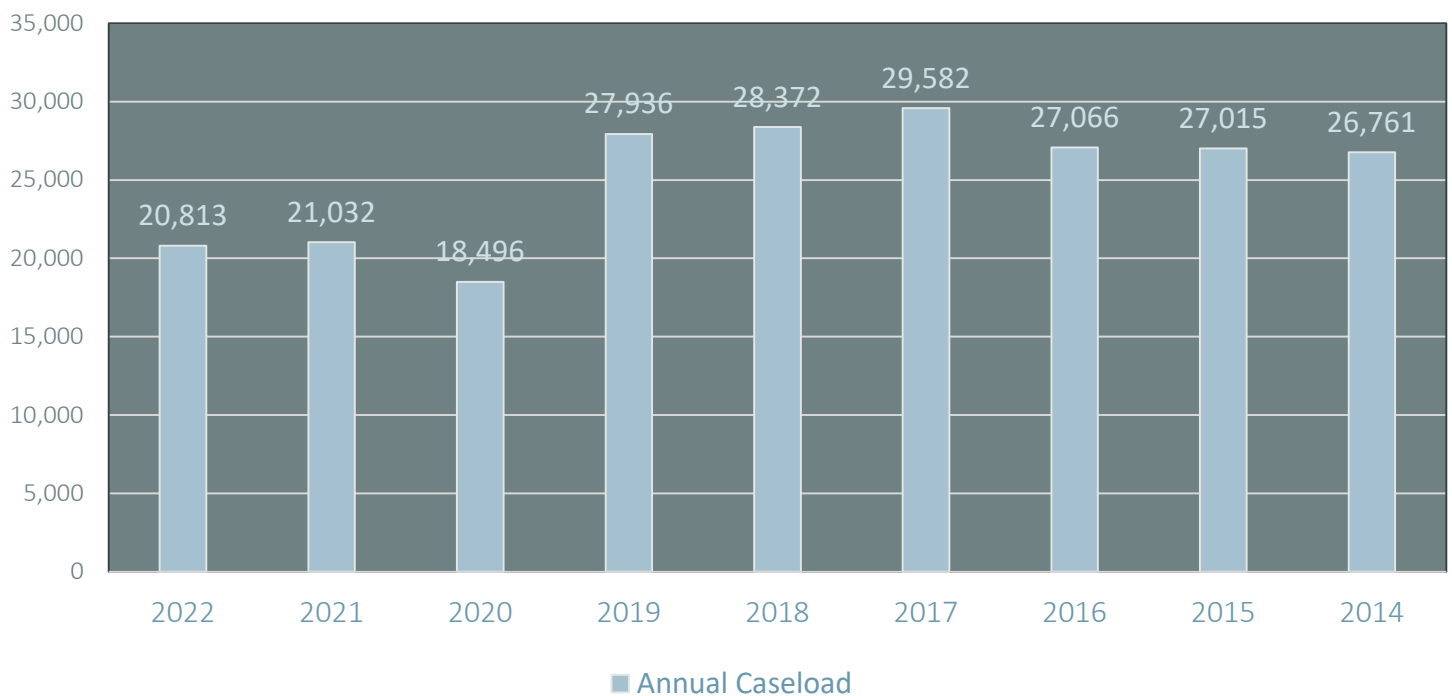
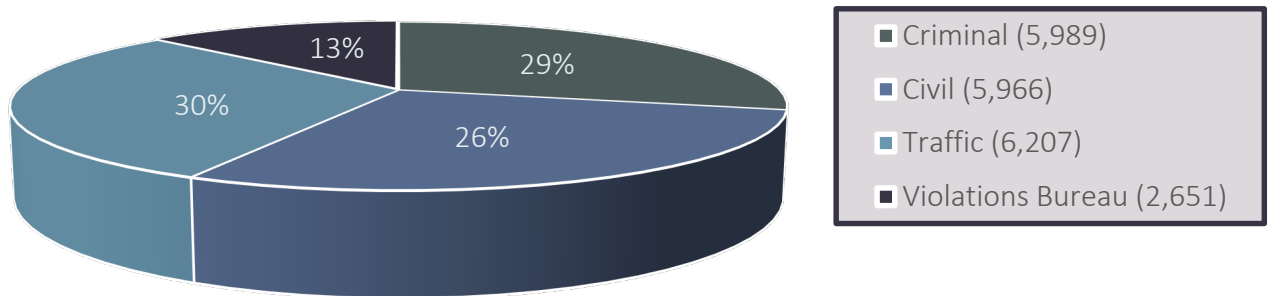
2022 Cases Beyond Time Guidelines 0

2022 Caseload

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 2022.

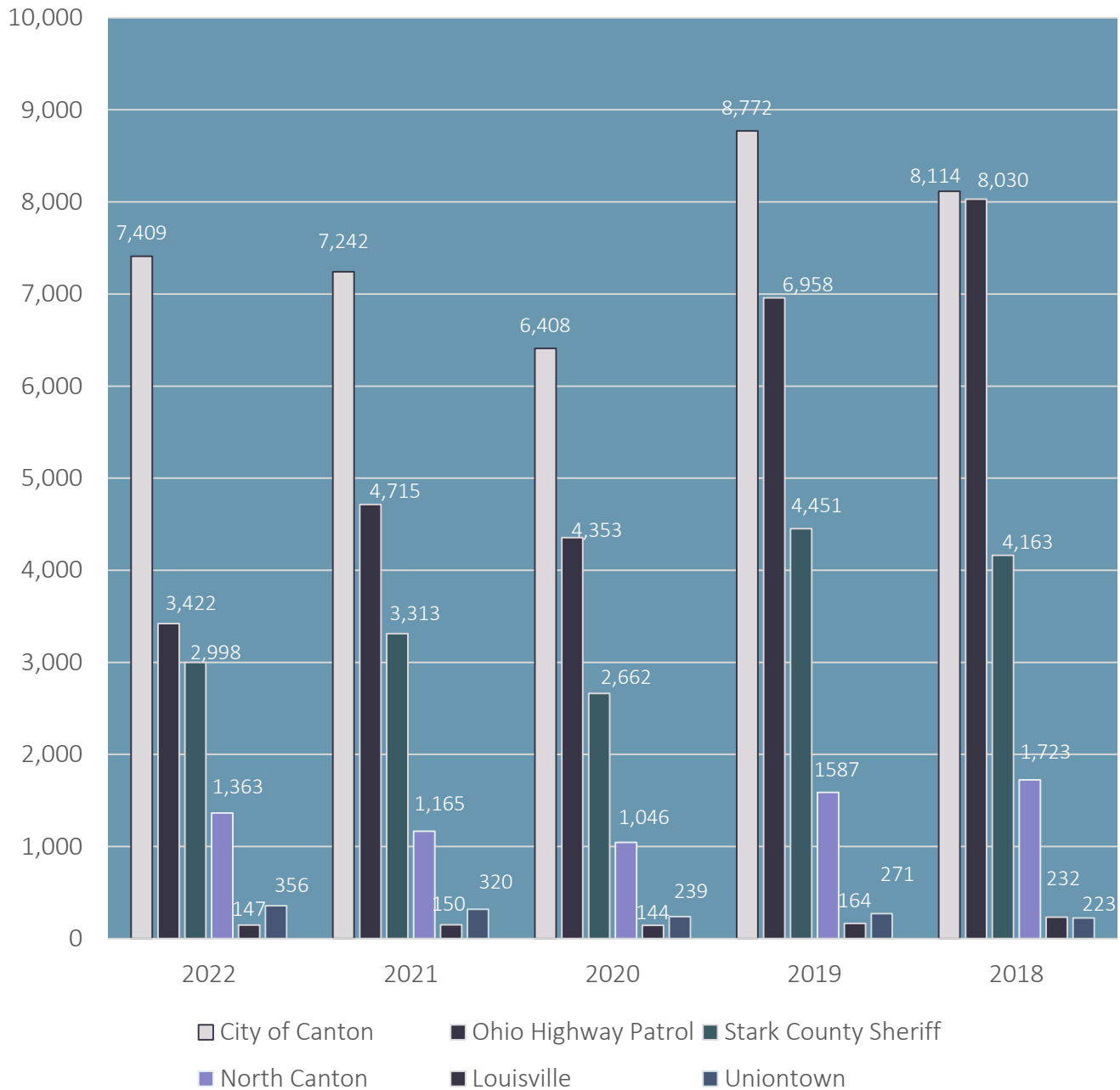
20,813 cases were filed during 2022.

2022 Filings by Case Type



2022 Case Activity

Criminal/Traffic Case Filings by Police Jurisdiction

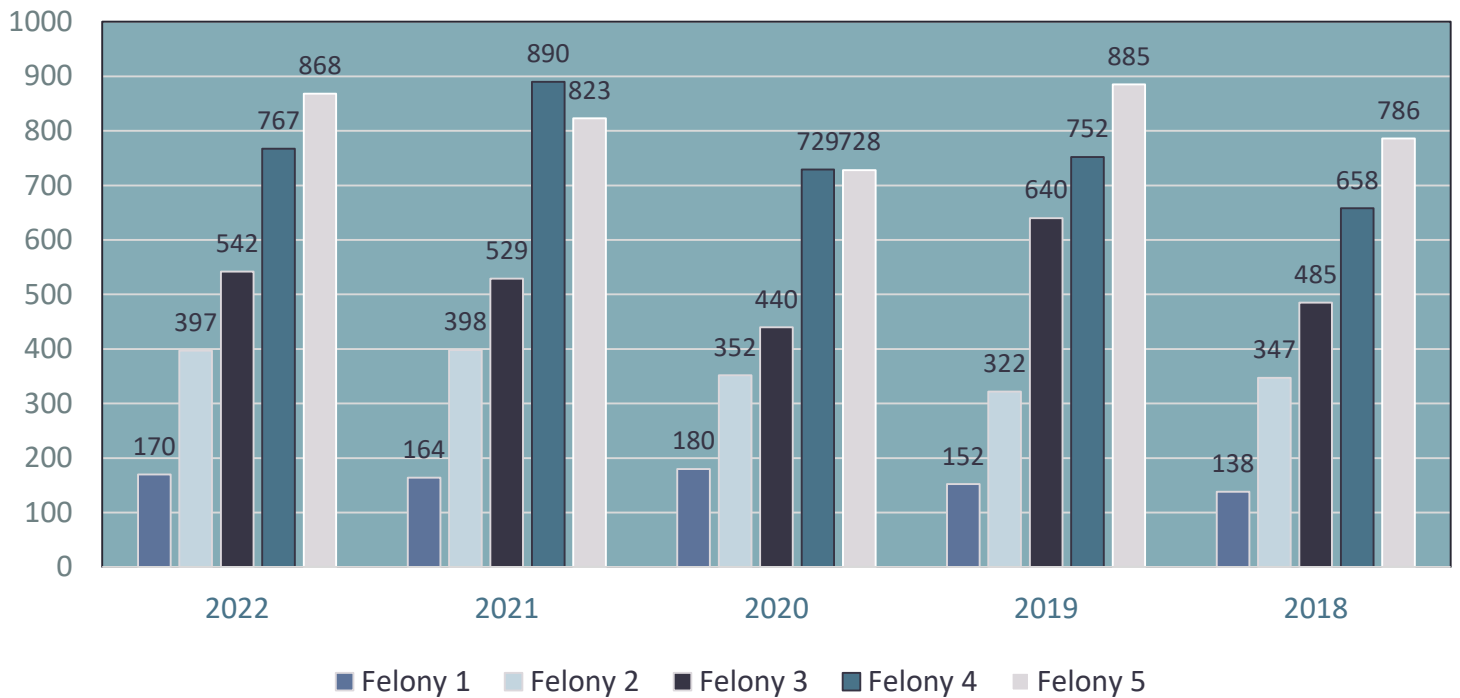


Other jurisdictions with less than 150 filings in 2022

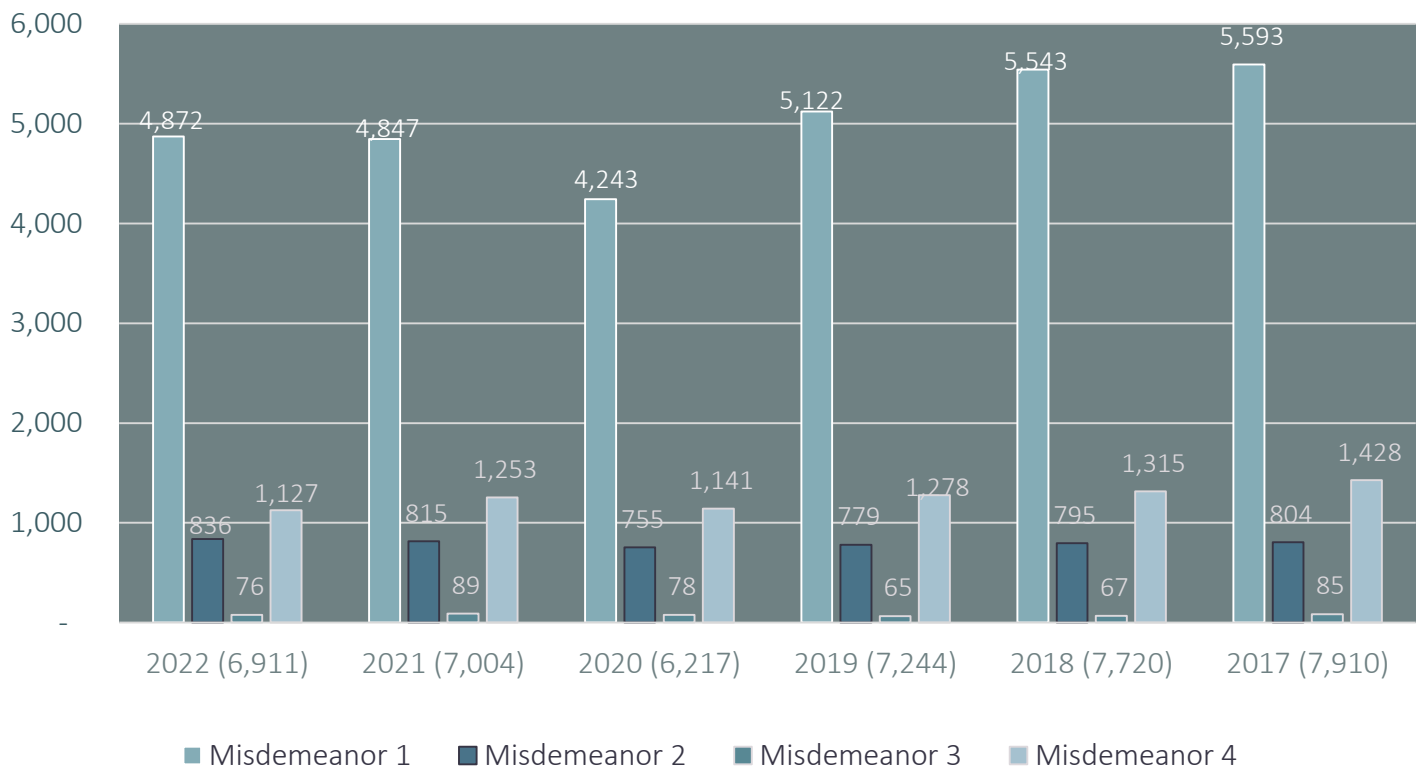
Hartville – 133, East Canton – 47, Waynesburg – 39, Magnolia – 24,
Ohio Department of Public Safety/Natural Resources – 23, Cleveland Clinic-Mercy
Hospital – 15, East Sparta – 9, Walsh University Police – 2

2022 Charge Comparisons

Felony Charges



Misdemeanor Charges



2022 Criminal & Traffic Division Receipts

Ending Balance of 12/31/2021	2,260.50
State Expungement Cases	9,656.00
Natural Resources	0.00
Refunds	14,900.54
Mayor's Courts	4,593.00
State Highway Patrol - Forfeiture	0.00
State Cases - Forfeitures	0.00
City Cases - Forfeitures	0.00
County Expungement Cases	6,389.00
State Rep/Victims of Crime	89,363.23
DB of Pharmacy/Mandatory Drug Violations	4,133.05
Stark County Treasurer	0.00
Sheriff of Stark County - Sheriff Fees	12,033.50
Indigent Defense/Public Defenders Fund	203,121.41
Advanced Reparations & Defender Fund	0.00
Seatbelt Violations	25,606.00
Restitution/Probation	42,175.19
CP Costs - Stark County Clerk of Court	11,888.52
House Arrest and Detention	898.51
Board of Health	258.30
Municipal Probation Service	190,955.19
Child Restraint/Safety	975.00
Overages	65.68
Advance Deposits	301.00
Alcohol Monitoring	0.00
Bonds	92,999.50
Bond Fee	21,625.57
City Fines	13,952.00
City Costs	1,338,519.62
Convenience Fee	0.00
Capital Improvement/Special Project Fee	272,192.44
Crime Lab Costs	103.00
Collections - Capital Recovery Systems/CBSC	151,682.66
Capital Recovery Systems NSF	0.00
Expedited Expungement Fee	0.00
Guardian Interlock	125.00
GPS Costs	0.00
State Highway Patrol - Fines	123,248.00
Indigent Driver Alcohol Treatment	7,152.82
Indigent Fee	1,841.50
Indigent Interlock	0.00
BMV Fee	249.00
Legal Research	15,497.88
Moving Violations	83,317.89
Sheriff's Receiving/Discharge Fee	11,505.93
State Cases - Fines	224,861.83
State Costs	0.00
Telecomputer Business Service - Collections	1,111.00
Tech Fees	108,445.33
Cigarette Taxes/Fines	0.00
Liquor Law Violations	637.00
Witness Fees	2,093.00
NSF's Uncollectible (C2)	0.00
SUBTOTAL	3,088,474.09
TOTAL RECEIPTS AND BALANCE FORWARD	3,090,734.59

2022 Criminal/Traffic Division Disbursements

TREASURER, STATE OF OHIO	
50% State Highway Patrol Fines	34795.43
50% Highway Forfeitures	0.00
Victims of Crime/State Reparations	89363.23
General Revenue	203121.41
1/2 Liquor Law Violations	318.50
Child Restraint/Safety	975.00
State Expungement Cases	9656.00
Indigent Defense	23908.45
Indigent Defense	17232.05
Indigent Defense Support Fund	70820.34
Seatbelt Violations	25606.00
Bond Fee	21625.57
Law Enforcement Education Fund	6407.00
Drug Law Enforcement Fund	0.00
Alcohol Monitoring	0.00
HP Forfeitures Law Enforc Educ Fund HP	0.00
Guardian Interlock	125.00
BMV Fee	249.00
SUB TOTAL	504,202.98

TREASURER, CITY OF CANTON, OHIO	YTD
40% State Highway Patrol Fines	27854.33
40% Highway Forfeitures (M07)	0.00
City Forfeitures	0.00
Cash Receipt Overage	65.68
City Cases - Costs	1338519.62
Less: Law Library	(8615.13)
City Cases - Fines	13952.00
Less: Law Library	0.00
Convenience Fee	0.00
GPS Costs	0.00
House Arrest and Detention	898.51
Indigent Driver Alcohol Treatment S1	9738.74
Indigent Driver Alcohol Treatment HP	6595.50
Indigent Driver Alcohol Treatment C1	0.00
Indigent Drive Alcohol Treatment from Mayor's Courts	7152.82
Municipal Probation Service	190955.19
Computer Fees	108445.33
Legal Research	15497.88
Capital Improvement/Special Project Fee	272192.44
Crime Lab Costs	103.00
Ignition Interlock	9985.30
Ignition Interlock	12558.00
Alcohol Monitoring Fund	0.00
Local Interlock Monitor Fund	0.00
Indigent Drivers Treatment Fund	12497.55
Prisoner Treatment Fund S1	7643.50
Prisoner Treatment Fund HP	6576.30
Prisoner Treatment Fund C1	0.00
SUB TOTAL	2,032,616.56

TREASURER, STARK COUNTY, OHIO	
10% State Highway Patrol Fines	6961.09
10% Forfeitures (M07)	0.00
State Cases - Forfeitures	0.00
State Cases - Fines	135798.37
Indigent Fee	1841.50
Witness Fees	2093.00
1/2 Liquor Law Violations	318.50
House Arrest and Detention	0.00
Expungement	6389.00
DUI Prisoner Housing S1	11487.05
DUI Prisoner Housing HP	7216.00
DUI Prisoner Housing C1	385.00
Commissioners Fund	0.00
SUB TOTAL	172,489.51

MAYOR'S COURT DISTRIBUTION (M06)	
Village of Waynesburg	0.00
Village of East Canton	5.00
City of North Canton	4,147.00
Village of Magnolia	75.00
Village of East Sparta	60.00
Village of Hartville	180.00
City of Louisville	100.00
Sandy Township	0.00
SUB TOTAL	4,567.00

TOWNSHIP DISTRIBUTION (4511/4513)	
Plain Township	5,496.50
Lake Township	1,449.35
Sandy Township	125.00
Pike Township	0.00
Stark County Law Library	7,070.85
SUB TOTAL	14,141.70



2022 Criminal/Traffic Division Disbursements

BOARD OF PHARMACY MANDATORY DRUG VIOLATION DISTRIBUTION (M13)	YTD
Ohio Board of Pharmacy	974.65
City of Canton Police Department	1,099.00
Ohio State Highway Patrol	1,242.40
Stark County Sheriff	178.00
Township of Lake paid to Uniontown PD	143.00
City of North Canton	403.00
Village of East Canton	0.00
Township of Plain paid to Stark County Sheriff	25.00
City of Louisville	0.00
Liquor Board of Pharmacy	0.00
Village of Magnolia (Sandy) (East Sparta)	0.00
Village of Waynesburg	0.00
Village of Hartville Police Department	68.00
Walsh University Police Department	0.00
SUB TOTAL	4,133.05

LAW ENFORCEMENT EDUCATION FUND DISTRIBUTION (S1)	YTD
Canton Police Department (S1)	1,783.02
Canton Police Department (C1)	0.00
Village of East Sparta (S1) paid to Magnolia Police Department	75.00
East Canton Police Department (S1)	0.00
Waynesburg Police Department (S1)	183.00
Hartville Police Department	25.00
Louisville Police Department (S1)	515.00
North Canton Police Department (S1)	2,881.00
Stark County Sheriff (S1)	1,754.00
Plain Township (S1) paid to Stark County Sheriff	1,381.00
Lake Township (S1) paid to Uniontown Police Department	230.00
Sandy Township (S1) paid to Magnolia Police Department	25.00
Pike Township (S1) paid to Stark County Sheriff	0.00
SUB TOTAL	8,852.02

OTHER DISBURSEMENTS	YTD
Advanced Reparations & Public Defender Fund	0.00
Board of Health City of Canton (M31)	204.00
Board of Health Stark County (M31)	54.30
Capital Recovery Systems	76,343.56
Credit Bureau of Stark County Inc	75,339.10
Department of Natural Resources	0.00
Sheriff Fees	12,033.50
Sheriff's Receiving/Discharge Fee	11,505.93
Telecomputer Business Service	1,111.00
Stark County Law Library	0.00
Stark County Law Library	8,615.13
CP Costs - Stark County Clerk of Court	11,888.52
Cash Bonds	98,439.00
Advanced Deposits	301.00
Refunds	14,890.54
Restitution/Probation	42,785.19
AOD Reimbursement/Stark County Treasurer	0.00
Ohio Department of Taxation/ Cig Tax	0.00
Expedited Expungement Fee	0.00
SUB TOTAL OTHER DISBURSEMENTS	353,510.77

SUMMARY OF DISBURSEMENTS	YTD
Treasurer, State of Ohio	504,202.98
Treasurer, Stark County, Ohio	172,489.51
Treasurer, City of Canton, Ohio	2,032,616.56
Mayor's Court	4,567.00
Ohio Board of Pharmacy Distribution	4,133.05
Township Distribution	14,141.70
Law Enforcement Education Fund	8,852.02
Other Disbursements	353,510.77
TOTAL DISBURSEMENTS	3,094,513.59



2022 Civil Division

Civil Receipts

Previous Balance on Hand 12/31/21	90,865.89
Garnishment Fee	419.00
Excess Costs	4,691.50
Advanced Court Costs	17,480.00
Jury Demand	1,800.00
Sheriff Fees	494.28
Eviction Deposit	0.00
Towing and Storage	0.00
Bonds	1,000.00
Motions	0.00
Money Released to Defendant	76,347.94
Legal Aid	136,490.38
Set Up Cash Drawer	0.00
Overage 17-N-0000	20.00
Advertising	0.00
Appraisers	300.00
Bankruptcy	11,487.74
City Fines Parking	31,378.00
City Costs - Parking	17.00
Parking Tech Fees	3,117.00
Parking Ticket Refunds	22.00
Court Fees	729,495.23
Capital Improvement	140,011.10
Full Claim	0.00
FedEx	109,265.76
Judgment Administrative Fee	26,075.64
Judgment	2,648,766.82
Marriage Fees	3,825.00
Pre-Paid	0.00
Rec/Dis Fees	0.00
Rent Escrow	41,327.72
Computer Fees	65,968.81
Unredeemed Checks	0.00
Witness Fees	0.00
Other	0.00
Unreconciled Amount	0.00
SUBTOTAL RECEIPTS	4,049,800.92
TOTAL RECEIPTS AND BALANCE FORWARD	4,140,666.81

Civil Disbursements

Garnishment Fees	418.00
Excess Costs	5,024.72
Advanced Court Costs	630.00
Jury Demand	3,600.00
Sheriff Fees	337.64
Eviction Deposit	0.00
Towing and Storage	0.00
Bonds	754.80
Motions	0.00
Money Released to Defendant	71,182.25
Legal Aid (99%)	135,125.48
Legal Aid (1%)	1,364.90
Set Up Cash Drawer	0.00
Overage	20.00
Advertising	0.00
Appraisers	0.00
Bankruptcy	8,222.45
Court Fees	729,495.23
Reimbursements From Court Fees	0.00
Capital Improvement	140,011.10
City Fines Parking	31,378.00
City Costs	17.00
Convenience Fees	0.00
Full Claims	0.00
FedEx	100,002.15
Judgment Administrative Fee	26,075.64
Judgment	2,657,271.98
Marriage Fees	3,825.00
Pre-Paid	0.00
Rec/Dis Fees	0.00
Rent Escrow	39,071.00
Computer Fees	65,968.81
Parking Tech Fees	3,117.00
Parking Ticket Refunds	22.00
Unredeemed checks	0.00
Witness Fees	0.00
Other/NSF Recovery	0.00
Unreconciled Amount	0.00
SUBTOTAL DISBURSEMENTS	4,022,935.15
CIVIL BALANCE ON HAND	117,731.66

The Canton Municipal Court

JUDGES

Honorable Mary A. Falvey	330.438.4205	mary.falvey@cantonohio.gov
Honorable Richard J. Kubilus	330.438.4203	rj.kubilus@cantonohio.gov
Honorable John A. Poulos	330.438.4202	john.poulos@cantonohio.gov
Honorable Curt Werren	330.438.4226	curt.werren@cantonohio.gov

CLERK OF COURT

Phil G. Giavasis	330.489.3203	phil.giavasis@cantonohio.gov
------------------	--------------	------------------------------

MAGISTRATES

Jeremy J. Foltz	330.438.4218	jeremy.foltz@cantonohio.gov
Derek C. McClowry	330.438.4216	derek.mcclowry@cantonohio.gov
Christy M. Pierson	330.438.4209	christy.pierson@cantonohio.gov

COURT ADMINISTRATOR

Michael E. Kochera	330.438.4231	michael.kochera@cantonohio.gov
--------------------	--------------	--------------------------------

ADMINISTRATIVE ASSISTANT

Julie A. Guth	330.438.4210	julie.guth@cantonohio.gov
---------------	--------------	---------------------------

CHIEF OF PROBATION

Lauren Kelly	330.438.4228	lauren.kelly@cantonohio.gov
--------------	--------------	-----------------------------

COMMUNITY SANCTIONS DIRECTOR

Lindsay A. Trent	330.438.4214	lindsay.trent@cantonohio.gov
------------------	--------------	------------------------------

JURY COORDINATOR

Danielle Becker	330.438.4212	danielle.becker@cantonohio.gov
-----------------	--------------	--------------------------------

SENIOR PRETRIAL SERVICES OFFICER

John Carter	330.438.4406	john.carter@cantonohio.gov
-------------	--------------	----------------------------

CHIEF DEPUTY CLERK

Kody Gonzalez	330.489.3203	kody.gonzalez@cantonohio.gov
---------------	--------------	------------------------------

CHIEF FISCAL OFFICER

Aaron Tovassi	330.438.4232	aaron.tovassi@cantonohio.gov
---------------	--------------	------------------------------

CRIMINAL DIVISION SUPERVISOR

Marianne Martin	330.489.3207	marianne.martin@cantonohio.gov
-----------------	--------------	--------------------------------

CIVIL DIVISION SUPERVISOR

Karen Cox	330.489.3203	karen.cox@cantonohio.gov
-----------	--------------	--------------------------



The Canton Municipal Court

