

DELAWARE MUNICIPAL COURT

2022 ANNUAL REPORT

Serving All of Delaware County



MARIANNE T. HEMMETER
Judge

KYLE E. ROHRER
Judge

CINDY DINOVO
Clerk of Court

Justice Center ♦ 70 North Union Street ♦ Delaware, Ohio, 43015
www.municipalcourt.org

IN THE DELAWARE MUNICIPAL COURT OF DELAWARE COUNTY, OHIO

Justice Center • 70 North Union Street, Delaware, Ohio 43015 • Voice: 740.203.1570 • Facsimile: 740.203.1599 • www.municipalcourt.org

Marianne T. Hemmeter
JUDGE

Kyle E. Rohrer
JUDGE

March 31, 2023

Delaware City Council Members
City Hall
1 South Sandusky Street
Delaware, Ohio 43015

The Board of County Commissioners
101 North Sandusky Street
Delaware, Ohio 43015

Dear Public Officials:

Pursuant to Ohio Revised Code Section 1901.14(A)(4), the Annual Report of the Delaware Municipal Court for the year 2022 is hereby submitted for your consideration.

This Annual Report is compiled from original records of the Court, which are available for examination.

Should you have any questions about the report, please feel free to contact the Court.

Respectfully submitted,



Marianne T. Hemmeter
Administrative Judge

cc: Delaware City Manager
Finance Director of the City of Delaware
Delaware County Administrator
Delaware County Auditor

Serving Delaware County
Web Site Address: www.municipalcourt.org

MUNICIPAL COURT JUSTICE CENTER MAIN NUMBER: (740) 203-1500 • FAX LINE: (740) 203-1599
JUDGE'S CHAMBERS: (740) 203-1501 • JURY SERVICE NUMBER: (740) 203-1513 • OFFICE OF COMMUNITY CONTROL: (740) 203-1525
CLERK OF COURT: (740) 203-1550 • CRIMINAL/TRAFFIC DIVISION: (740) 203-1570 • CIVIL/SMALL CLAIMS DIVISION: (740) 203-1560

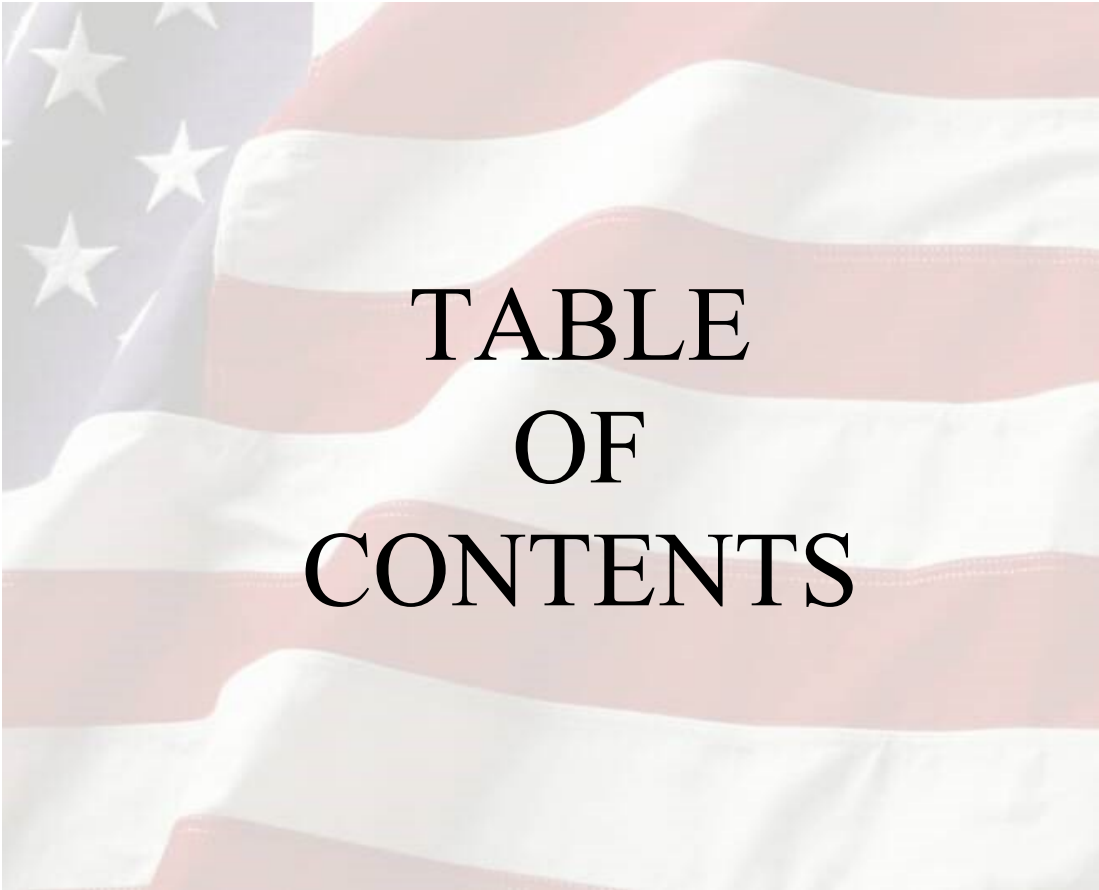
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TABLE OF CONTENTS

TABLE OF CONTENTS

Delaware Municipal Court.....	5
Judicial Staff	5
Administrative Staff.....	5
Delaware Municipal Court Judges.....	6
Mission Statement.....	6
Authority and Jurisdiction.....	7
Summary of New and Reactivated Cases	7
Search Warrant Hearings	8
Statistics	8
Weddings	8
Delaware Municipal Clerk of Court Office	9
Case Activity	11
Case Load Activity Summary.....	12
New Cases Filed	12
Filings Per Agency	13
Financial Statements	14
Summary	15
Criminal Division	15
City of Delaware	16
Delaware County	17
State of Ohio	18
Municipalities/Villages	19
Others	20
Collection Fee	21
Juror/Witness	21
Bond	21
Civil	22
Rent Escrow	22
Certification	23

DELAWARE MUNICIPAL COURT

JUDICIAL STAFF

Marianne T. HemmeterJudge
Kyle E. Rohrer.....Judge
Amanda D. Bunner.....Magistrate
Kevin L. PelandaMagistrate - Part-Time

ADMINISTRATIVE STAFF

Court Administration

Justin Kudela..... Court Administrator / Magistrate
Pat Dattilo Assignment Commissioner
Kathryn Patterson..... Assignment Commissioner / Jury Commissioner
Nicholas Sanctis..... Mission Court Mentor Coordinator - Part-Time

Court Security Office

Ron Kuszmaul..... Chief Bailiff
Bruce Orlov Bailiff
Elliott Goff Bailiff
John Thompson..... Bailiff
Kolton Snyder Bailiff
Pat Yankie Bailiff
Bob Wery Bailiff - Part-Time

Community Control Office

Lindsey Blue Chief
Kurt Olson..... Deputy Chief
Andrew Conway Officer
Jessica Scholz..... Officer
LeAnn Taylor Officer
Zachary Slater Officer
Jenn Stamolis Docket Coordinator
Carrie Mattox Bond Intake Officer

The following is a list of Judges who have served, or who are presently serving at the Delaware Municipal Court:

DELAWARE MUNICIPAL COURT JUDGES

Henry W. Wolf	01/01/54 - 04/01/55
John R. Anderson	04/02/55 - 08/15/58
Franklin Wright	08/16/58 - 12/31/59
Peter Vatsures	01/01/60 - 12/31/65
Thomas C. Clark	01/01/66 - 12/31/71
Nino Sferrella	01/01/72 - 12/31/77
William Taylor	01/01/78 - 12/31/83
Everett Krueger	01/01/84 - 12/31/93
Jeffrey Burkam	01/01/94 - 12/31/95
Michael Hoague	01/01/96 - 12/31/01
David P. Sunderman	01/01/02 - 12/31/19
David M. Gormley	01/02/08 - 02/06/15
Marianne T. Hemmeter	02/17/15 - 01/01/2026
Kyle E. Rohrer	01/01/20 - 12/31/2025

MISSION STATEMENT

- ❖ To fairly and properly administer justice throughout Delaware County and serve those persons who come before the Court in a courteous and professional manner.
- ❖ To assure that all persons coming before the Court are treated equitably.
- ❖ To provide a forum through which persons can have their disputes resolved.

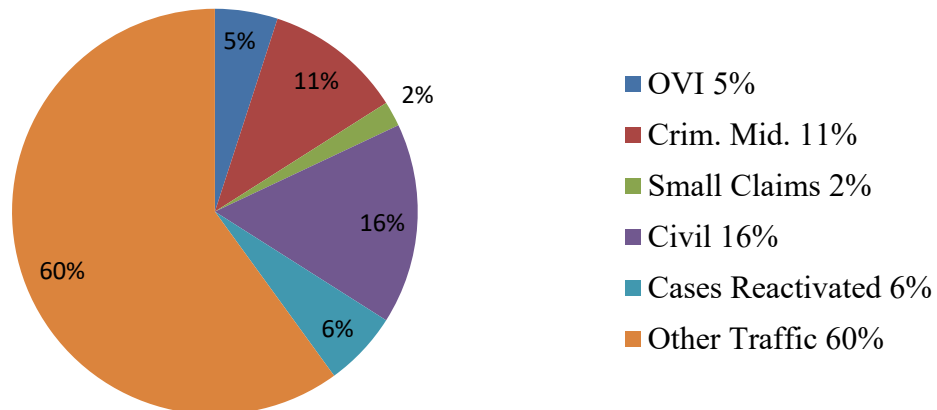
AUTHORITY AND JURISDICTION

The Delaware Municipal Court was created by the Ohio General Assembly in 1952. The Court hears cases from throughout Delaware County, and it has the authority to hear the following kinds of cases:

Misdemeanor Cases	- Through Final Determination
Traffic and Parking Violations	
Civil Actions	- Up to \$15,000.00
Small Claims Actions	- Up to \$6,000.00
Administrative Appeals	- BMV Cases

The judges preside over civil, criminal, and traffic cases and conduct jury and non-jury trials. In jury trials, the judges interpret the law and the jury determines the factual matters. In non-jury trials, by far the more common, the judges have the dual role of interpreting the law and determining the facts. The judges conduct criminal arraignments; set bond on criminal charges; issue search warrants; and impose sentence when a defendant is found guilty of a traffic or criminal charge. The judges hear civil cases where the amount in controversy is \$15,000.00 or less. In addition, the judges perform civil wedding ceremonies.

Summary of 2022 New and Reactivated Cases



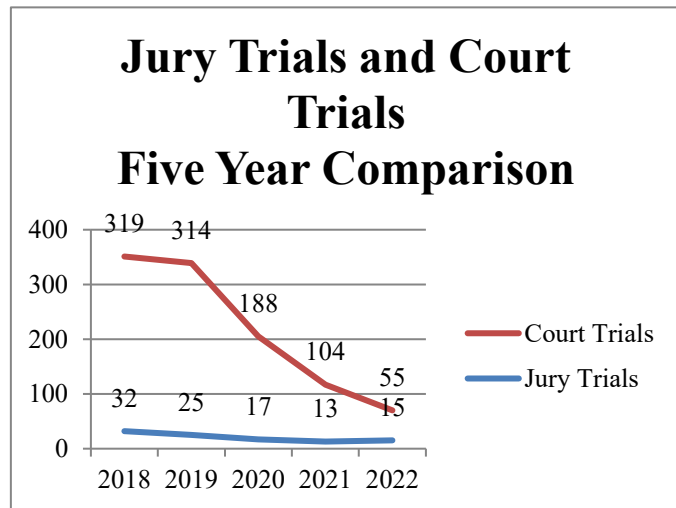
SEARCH WARRANT HEARINGS

2015	2016	2017	2018	2019	2020	2021	2022
196	221	221	270	310	394	423	358

STATISTICS

2022 STATISTICS

Jury Trials	15
Court Trials	55
OVI Cases (State/City/Village Codes)	707
Total New Cases Filed	12,457
Total Cases Resolved	12,881



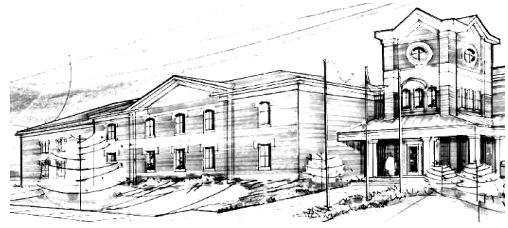
WEDDINGS

Judges Rohrer and Hemmeter are authorized to conduct marriage ceremonies in Delaware County. One of the parties must be a Delaware County resident. The parties must obtain their marriage license from the Delaware County Probate Court prior to the ceremony. In 2022, a total of 43 marriage ceremonies were performed at the Delaware Municipal Court.

The background of the image is a close-up, slightly blurred photograph of the United States flag. The red and white stripes are prominent, with the blue field and white stars visible in the upper left corner. The flag appears to be waving, creating a sense of movement.

CLERK OF COURT

DELAWARE MUNICIPAL CLERK OF COURT OFFICE
CINDY DINOVO
CLERK OF COURT
DELAWARE MUNICIPAL COURT
70 N. UNION ST.
DELAWARE, OHIO 43015



March 31, 2023

Delaware City Council Members
City Hall
1 S. Sandusky Street
Delaware, Ohio 43015

and

The Board of County Commissioners
101 N. Sandusky Street
Delaware, Ohio 43015

Dear Public Officials,

The following pages contain the case activity, financial receipts, and disbursements for 2022. Pursuant to 1901.31 O.R.C. two of the main duties my office is responsible for is maintaining the public records and receipting and disbursing all monies collected.

If you have any questions regarding the information, please feel free to contact me.

Respectfully submitted,

Cindy Dinovo
Clerk of Court

Serving Delaware County
Website Address: www.municipalcourt.org

CIVIL (740) 203-1560

CRIMINAL (740) 203-1570

FAX (740) 203-1599

The background of the slide is a close-up, slightly blurred image of the American flag. The stars and stripes are visible, with the flag appearing to wave. The colors are somewhat muted, giving it a soft, historical feel.

CASE ACTIVITY

CASE ACTIVITY

CASE ACTIVITY - CASE LOAD SUMMARY

Five Year Comparison

Year	2018	2019	2020	2021	2022	2020-21 % Increase or Decrease
Cases Pending Start of the Year	2,397	2,154	2,119	1,078	1,306	21.15%
<u>New Cases Filed</u>						
Felony	304	253	0	0	0	0%
Criminal Misdemeanor	3,120	2,580	1,649	1,634	1,458	-10.77%
OVI	998	922	727	886	707	-20.2%
Other Traffic	18,024	15,832	10,157	9,387	8,006	-14.71%
Civil	2,129	2,360	1,805	2,011	2,075	3.18%
Small Claims	289	243	204	195	211	8.2%
Total New Cases Filed	24,864	22,190	14,542	14,113	12,457	-11.73%
Old Cases Reactivated	2,135	2,076	1,634	1,812	796	-50.07%
Total Cases Open During Year	29,396	26,420	17,627	15,925	14,559	-8.58%
<u>Terminations by:</u>						
Court Trial	319	314	188	104	55	-47.11%
Jury Trial	34	27	17	13	15	15.38%
Waiver	13,429	11,738	7,327	5,250	5,535	5.43%
Other Means	13,460	12,222	9,017	7,960	7,276	-8.59%
Total Terminations	27,242	24,301	16,549	13,327	12,881	-3.35%
Cases Pending End of Year	2,154	2,119	1,078	2,598	1,678	-35.41%

FILINGS PER AGENCY
Criminal Division 2022

FILINGS PER AGENCY
Criminal Division YEAR

Agency Breakdown	Criminal	OVI	Traffic	Other ¹	Total Filings	% of Total
Alum Creek State Park	1	1	0	0	2	0.02%
Ashley Police Department	13	3	15	0	31	0.29%
Attorney General; BCI&I	1	0	0	0	1	0.01%
County Dog Warden	41	0	0	2	43	0.41%
Columbus Police Department	0	0	0	3	3	0.03%
Delaware Code Enforcement	12	0	0	0	12	0.11%
Delaware Co. Drug Task Force	0	0	0	7	7	0.07%
Delaware Co. Humane Society	3	0	0	3	6	0.06%
Delaware Co. Prosecutor	11	0	0	0	11	0.10%
Delaware City Police Dept.	443	56	710	109	1318	12.47%
Delaware City Prosecutor	3	0	0	0	3	0.03%
Division Of Parks & Watercraft	71	2	24	2	99	0.94%
Delaware County Sheriff	480	215	1333	188	2216	20.96%
Dublin Police Department	2	0	0	1	3	0.03%
Genoa Township Police Dept.	46	47	414	4	511	4.83%
Liquor Enforcement; ODLC	1	0	0	0	1	0.01%
Metro Parks	1	0	0	0	1	0.01%
Miscellaneous ²	0	0	0	17	17	0.16%
Ohio Dept Of Public Safety	18	0	0	0	18	0.17%
Ohio Department Of Taxation	4	0	0	0	4	0.04%
Ohio State Highway Patrol	112	312	5305	6	5735	54.24%
Powell Police Department	59	19	113	10	201	1.90%
The Preservation Park District	17	0	0	0	17	0.16%
Shawnee Hills Police Dept.	0	0	16	0	16	0.15%
Sunbury Police Dept.	18	4	5	21	48	0.45%
Westerville Code Enforcement	0	0	0	1	1	0.01%
Westerville Police Department	69	48	71	28	216	2.04%
Division Of Wildlife	32	0	0	0	32	0.30%
Total	1458	707	8006	402	10573	100.00%

¹ Other includes bond hearings, extraditions, parking tickets, search warrants, and miscellaneous.

² Miscellaneous includes other agencies for bond transfers, search warrants, etc.

The background of the slide is a close-up, slightly blurred image of the United States flag. The red and white stripes are prominent, with the blue field containing white stars visible in the upper left corner. The flag appears to be waving, creating a sense of movement.

FINANCIAL STATEMENTS

DELAWARE MUNICIPAL COURT - 2022 FINANCIAL STATEMENTS SUMMARY

Criminal Division	Beginning Year Balance	Receipts	Disbursements	Ending Year Balance
City of Delaware	0.00	1,517,098.60	1,517,098.60	0.00
Delaware County	0.00	384,949.99	384,949.99	0.00
State of Ohio	0.00	462,448.21	462,448.21	0.00
Other Municipalities	0.00	20,774.56	20,774.56	0.00
Other Agencies	0.00	3,180.00	3,180.00	0.00
Collection Fees	0.00	68,756.25	68,756.25	0.00
Bond	241,712.54	679,364.24	714,153.71	206,923.07
Juror/Witness	1,929.76	27,759.75	26,757.86	2,931.65
Restitution	4,602.21	49,623.02	41,809.46	12,415.77
Subtotal	248,244.51	3,213,954.62	3,239,928.64	222,270.49

Civil Division	Beginning Year Balance	Receipts	Disbursements	Ending Year Balance
Civil	811.32	1,172,426.05	1,175,851.11	868.93
Rent Escrow	26.09	26,516.37	23,240.42	3,302.04
Subtotal	837.41	1,198,942.42	1,199,091.53	4,170.97

Grand Total	249,081.92	4,412,897.04	4,439,020.17	226,441.46
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CRIMINAL DIVISION 2022

(Receipts + Adjustments)

City of Delaware	Beginning Year Balance	Receipts	Disbursements	Ending Year Balance
Ordinance Fines	0.00	22,014.53	22,014.53	0.00
Ordinance Costs	0.00	43,625.78	43,625.78	0.00
Patrol Fines	0.00	73,388.48	73,388.48	0.00
State Costs	0.00	741,707.35	741,707.35	0.00
Computer Fees	0.00	117,790.94	117,790.94	0.00
Credit Card Convenience Fee	0.00	5.00	5.00	0.00
Diversion Fee	0.00	9,151.00	9,151.00	0.00
Delaware City Police OVI Fees	0.00	944.00	944.00	0.00
Delaware City Police Drug Fees	0.00	1,894.00	1,894.00	0.00
Indigent OVI Fund	0.00	9,835.95	9,835.95	0.00
Special Projects Fund	0.00	197,050.00	197,050.00	0.00
Special Projects Fund Indigent Immob.	0.00	20,356.00	20,356.00	0.00
Special Projects Fund Interlock SCRAM	0.00	52.50	52.50	0.00
Community Control Fees	0.00	250,687.58	250,687.58	0.00
Indigent Alcohol Treatment	0.00	16,208.69	16,208.69	0.00
Immobilization Reimbursement	0.00	1,200.00	1,200.00	0.00
Copies	0.00	1,054.30	1,054.30	0.00
10% Bonds	0.00	10,132.50	10,132.50	0.00
Total	0.00	\$1,517,098.60	\$1,517,098.60	0.00

CRIMINAL DIVISION 2022

(Receipts + Adjustments)

Delaware County	Beginning Year Balance	Receipts	Disbursements	Ending Year Balance
Patrol Fines	0.00	18,035.59	18,035.59	0.00
State/County Fines	0.00	215,579.94	215,579.94	0.00
Delaware Sheriff Fees	0.00	9,532.31	9,532.31	0.00
Roads/Bridges Fines	0.00	51,082.50	51,082.50	0.00
Genoa Township Police Fines	0.00	12,368.00	12,368.00	0.00
Witness Fee	0.00	3,298.67	3,298.67	0.00
Jury Fee	0.00	5,051.88	5,051.88	0.00
Dog & Kennel Fee	0.00	2,319.00	2,319.00	0.00
Alum Creek State Park Fines	0.00	41.00	41.00	0.00
Expungement Fee	0.00	1,960.00	1,960.00	0.00
Liquor Control	0.00	1,335.00	1,335.00	0.00
County Handicapped Parking	0.00	200.00	200.00	0.00
Law Library	0.00	15,000.00	15,000.00	0.00
Delaware Sheriff OVI Fees	0.00	3,185.00	3,185.00	0.00
Delaware Sheriff Drug Fees	0.00	825.00	825.00	0.00
OVI Housing Fund	0.00	29,590.70	29,590.70	0.00
Public Defender Indigent App. Fee	0.00	13,959.40	13,959.40	0.00
State Park Fines	0.00	1,586.00	1,586.00	0.00
Total	0.00	384,949.99	384,949.99	0.00

CRIMINAL DIVISION 2022

(Receipts + Adjustments)

State of Ohio	Beginning Year Balance	Receipts	Disbursements	Ending Year Balance
Patrol Fines	0.00	88,998.95	88,998.95	0.00
Victim of Crime	0.00	66,026.07	66,026.07	0.00
Board of Pharmacy	0.00	8,465.40	8,465.40	0.00
Liquor Control	0.00	1,513.00	1,513.00	0.00
Seat Belt Fines	0.00	20,258.00	20,258.00	0.00
Child Restraint Fines	0.00	1,229.00	1,229.00	0.00
Expungement Fee	0.00	2,940.00	2,940.00	0.00
Ohio State Highway Patrol OVI Fees	0.00	7,358.00	7,358.00	0.00
Ohio State Highway Patrol Drug Fees	0.00	3,364.00	3,364.00	0.00
BMV Fee - Release of Forfeiture	0.00	30.00	30.00	0.00
BMV - Warrant Blocks	0.00	2,851.60	2,851.60	0.00
Indigent Defense Support Fund (from fines)	0.00	37,393.49	37,393.49	0.00
Indigent Defense Support Fund (from costs)	0.00	32,431.50	32,431.50	0.00
Indigent Defense Support Fund (from bonds)	0.00	166,834.65	166,834.65	0.00
Drug Law Enforcement Fund Costs	0.00	22,702.05	22,702.05	0.00
State OVI Interlock SCRAM Fee	0.00	52.50	52.50	0.00
Total	0.00	462,448.21	462,448.21	0.00

CRIMINAL DIVISION 2022

Other Municipalities	Beginning Year Balance	Receipts	Disbursements	Ending Year Balance
Ashley Costs/Fines	0.00	169.00	169.00	0.00
Dublin Costs/Fines	0.00	35.00	35.00	0.00
Genoa Township Costs/Fines	0.00	14,659.50	14,659.50	0.00
Powell Costs/Fines	0.00	1,866.40	1,866.40	0.00
Ostrander Costs/Fines	0.00	25.00	25.00	0.00
Shawnee Hills Costs/Fines	0.00	279.12	279.12	0.00
Sunbury Costs/Fines	0.00	1,644.00	1,644.00	0.00
Westerville Costs/Fines	0.00	2,096.54	2,096.54	0.00
Total	0.00	20,774.56	20,774.56	0.00

CRIMINAL DIVISION 2022

Other Agencies	Beginning Year Balance	Receipts	Disbursements	Ending Year Balance
Humane Society of Delaware County	0.00	100.00	100.00	0.00
Knox County Sheriff	0.00	32.00	32.00	0.00
ODNR	0.00	2,648.00	2,648.00	0.00
Preservation Parks of Delaware County	0.00	400.00	400.00	0.00
Total	0.00	3,180.00	3,180.00	0.00

CRIMINAL DIVISION 2022

Collection Fees	Beginning Year Balance	Receipts	Disbursements	Ending Year Balance
Capital Recovery Systems Inc.	0.00	32,240.34	32,240.34	0.00
Mann & Carducci	0.00	27,537.91	27,537.91	0.00
Law Offices of Robert Schuerger	0.00	8,978.00	8,978.00	0.00
Total	0.00	68,756.25	68,756.25	0.00

Bond	Beginning Year Balance	Receipts	Disbursements	Ending Year Balance
Bond Account	241,712.54	679,364.24	714,153.71	206,923.07
Total	241,712.54	679,364.24	714,153.71	206,923.07

Details of Bond Disbursements

Bond Unclaimed Fund	0.00
Court Costs to City	10,132.50
Bonds Released	704,021.21
Total Disbursements	714,153.71

CIVIL DIVISION 2022

Civil	Beginning Year Balance	Receipts	Disbursements Adjustments	Ending Year Balance
Judgment to Creditors	-1,574.15	606,708.96	608,645.33	-3,273.62
Refunds to Depositors	2,355.77	100,010.92	98,176.83	4,189.86
State Legal Aid	29.70	55,150.92	55,165.77	14.85
Computer Fees	0.00	29,354.00	29,354.00	0.00
Legal Aid to City	0.00	557.08	557.08	0.00
Special Projects Funds to City	0.00	47,389.00	47,389.00	0.00
Court Costs to City	0.00	333,255.17	334,543.63	-62.16
Total	811.32	1,172,426.05	1,175,851.11	868.93

Rent Escrow	Beginning Year Balance	Receipts	Disbursements Adjustments	Ending Year Balance
Rent Escrow	26.09	26,516.37	23,240.42	3,302.04
Total	26.09	26,516.37	23,240.42	3,302.04

CERTIFICATION

I, Cindy Dinovo, Clerk of Delaware Municipal Court, do hereby certify that the foregoing Financial Statements for the calendar year 2022 are prepared in accordance with usual and accepted sources, and the disbursements made thereof are as provided by law. I further certify that the details on the computations and calculations thereof are contained in records and ledgers which are part of the standard and recognized books of accounts in the office of the Clerk of Court.

The statements are prepared for submission to the members of City Council for the City of Delaware and to the Board of County Commissioners of Delaware County in compliance with Section 1901.14(A), Ohio Revised Code.

Completed this 31st day of March, 2023.

A handwritten signature in blue ink that reads "C Dinovo, Clerk". The signature is written in a cursive, flowing style.

Cindy Dinovo, Clerk of Court
Delaware Municipal Court