State of Ohio,

Plaintiff,

vs. Case No. {{ case\_number }}

{{ defendant.first\_name }} {{ defendant.last\_name }},

Defendant.

{% if judicial\_officer.officer\_type == ‘Magistrate’ %}

**MAGISTRATE’S DECISION – FAILURE TO APPEAR ENTRY**

{% elif judicial\_officer.officer\_type == ‘Judge’ %}

**FAILURE TO APPEAR JUDGMENT ENTRY**

{% endif %}

Defendant was scheduled to appear in Court for {{ appearance\_reason }} on {{ plea\_trial\_date }}, but failed to appear. Therefore, the Court orders the following:

{% if fta\_conditions.arrest\_warrant is true %}

* An arrest warrant for the Defendant shall issue forthwith. The pickup radius for the warrant is {{ fta\_conditions.arrest\_warrant\_radius }}. {% endif %}{% if fta\_conditions.bond\_forfeited %}
* Bond is forfeited pursuant to R.C. § 2937.35. The Clerk shall apply and deposit and dispose of security as provided in R.C. § 2937.36. {% endif %}{% if fta\_conditions.set\_no\_trial is true %}
* The Court will set no trial until the Defendant appears. Failure by Defendant to request a trial date within 72 hours of posting bond shall be deemed a request to forfeit bond deposit and close the case. The motion is granted without further notice or order from the Court. {% endif %}{% if fta\_conditions.surety\_appear is true %}
* Pursuant to R.C. 2937.36 the surety is ordered to appear and show cause to avoid judgment for penal amount of recognizance.
* The Clerk of Court is ordered to serve the surety with this entry by certified and ordinary mail to address on bond within 3 days of the date of this order.
* The surety hearing for this case is set for \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, which is not less than 48 days nor more than 63 days from the date of this entry. {% endif %}{% if fta\_conditions.forfeit\_license is true %}
* Defendant’s Operator’s License/Commercial Driver’s License/Permit appears to be valid and is hereby forfeited for failure to appear pursuant to Revised Code § 4510.22. License and vehicle registrations/transfers shall be suspended or blocked. *Clerk shall send notice in 30 days to the Ohio BMV and shall send the Defendant’s operator’s license if it is in the file*. {% endif %}{% if fta\_conditions.non\_resident\_license is true %}
* Defendant has a Non-Resident Violator Compact State Operator’s License. *Clerk shall notify the Defendant’s home state to suspend Defendant’s Operator’s License pursuant to R.C. § 4510.71*. {% endif %}{% if fta\_conditions.supplemental\_summons is true %}
* The Clerk shall issue a supplemental summons to the Defendant by regular mail. {% endif %}{% if fta\_conditions.proof\_of\_service %}
* Pursuant to Traffic Rule 7, absent proof of service of the summons or warrant within 28 days of the date of this entry, this case is closed subject to reopen without further order from the Court. {% endif %}{% if fta\_conditions.registration\_block is true %}
* Defendant’s Vehicle Registration is blocked absent compliance within 30 days. Failure to timely respond to this notice may result in the blocking of motor vehicle registration or transfer of registration. The Defendant shall contact the Clerk’s Office within 30 days for more information. {% endif %}

{% if fta\_conditions.set\_bond is true %}**Bond**

{% if fta\_conditions.bond\_type == ‘No Bond’ %}Upon apprehension or appearance, Defendant shall be held without bond pending a bond hearing by the Court. {% elif fta\_conditions.bond\_type == ‘Recognizance (OR) Bond’ %}Upon apprehension or appearance, Defendant may execute a Personal Recognizance Bond to ensure future appearance. {% elif fta\_conditions.bond\_type == ‘Cash or Surety Bond’ or ‘10% Deposit, Cash or Surety Bond’ %} Upon apprehension or appearance, the bond set for the Defendant is a {{ fta\_conditions.bond\_type }} in the amount of {{ fta\_conditions.bond\_amount }}. {% endif %}

{% if fta\_conditions.bond\_type != ‘No Bond’ %}If the Defendant executes a bond as permitted by this order, Defendant shall comply with the following conditions:

* Defendant shall behave lawfully, comply with any protection orders and/or other orders of this Court, and shall maintain contact and cooperation with counsel of record.
* Defendant shall provide written notice to the Office of Community Control, located at 70 N. Union St., Delaware, OH 43015, at least 10 days prior to leaving Ohio.
* Defendant shall provide written notice to the Clerk of Court at least 10 days prior to any change of address. {% endif %}{% endif %}

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_3/1/24

{{ judicial\_officer.officer\_type }} {{ judicial\_officer.first\_name }} {{ judicial\_officer.last\_name }}

{% if judicial\_officer.officer\_type == ‘Magistrate’ %}

***Pursuant to Criminal Rule 19(D) and Traffic Rule 14, written objections to this magistrate’s decision must be filed within 14 days of the filing of this decision. Any objections must state with specificity the grounds of the objections. A party shall not assign as error on appeal the court’s adoption of this decision unless the party timely files objections.***

{% endif %}

Copies served by Dep. Clerk \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ on the following date \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ to:

Prosecutor’s Office: PS OM EM; Defendant’s Attorney: PS OM EM; {{ defendant.first\_name }} {{ defendant.last\_name}}: PS OM EM; Community Control: PS EM; County Jail: PS EM;

Surety: OM PS; Surety Insurance Company: OM PS;