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**

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

**FINAL JUDGMENT ENTRY**

{% endif %}

Defendant appeared in Court for {{ appearance\_reason }} on {{ plea\_trial\_date }}. {% if defense\_counsel\_waived is false %}Defendant was represented by {{ defense\_counsel }}, {{ defense\_counsel\_type }}. {% elif defense\_counsel\_waived is true %}Defendant waived right to counsel. {% endif %}{% if amend\_offense\_details is not none %}Counsel for the State of Ohio made a motion to amend the charge(s) in the case.{% if amend\_offense\_details.motion\_disposition == ‘Granted’ %} The Court found the amendment is consistent with Crim. R. 7 and consistent with the facts of this case. Therefore, the motion is {{ amend\_offense\_details.motion\_disposition }}. The charge(s) of {% for charge in amended\_charges\_list %}{% if loop.index == 2 %} and {% endif %}{{ charge[0] }} is amended to {{ charge[1] }}{% endfor %}.{% elif amend\_offense\_details.motion\_disposition == ‘Denied’ %} The Court found the amendment did alter the name or identify of the offense(s) and therefore the motion is {{ amend\_offense\_details.motion\_disposition }}.{% endif %}{% endif %}

{% if appearance\_reason != ‘sentencing’ %}The Defendant understood the nature of the charge(s), all constitutional rights, potential consequences to citizenship, and the effects of the plea. The Court accepted Defendant’s plea, finding it was entered knowingly, voluntarily, and intelligently. R.C. 2943.031.{% endif %} Prior to sentencing, the Court heard statements from the Prosecutor{% if victim\_statements is true %}, Victim Advocate on behalf of the victim{% endif %}{% if defense\_counsel\_waived is false %}, Defense Counsel{% endif %} and the Defendant. The Court considered the overriding purposes of misdemeanor sentencing when making its findings and entered the following sentence:

|  |  |  |  |
| --- | --- | --- | --- |
| **Offense** | **{%tc for charge in charges\_list %}** | **{{ charge.offense }}** | **{%tc endfor %}** |
| **Statute/Ord.** | **{%tc for charge in charges\_list %}** | **{{ charge.statute }}** | **{%tc endfor %}** |
| **Degree** | **{%tc for charge in charges\_list %}** | **{{ charge.degree }}** | **{%tc endfor %}** |
| **Plea** | **{%tc for charge in charges\_list %}** | **{{ charge.plea}}** | **{%tc endfor %}** |
| **Finding** | **{%tc for charge in charges\_list %}** | **{{ charge.finding }}** | **{%tc endfor %}** |
| **Fine Amount** | **{%tc for charge in charges\_list %}** | **{{ charge.fines\_amount }}** | **{%tc endfor %}** |
| **Fines Suspended** | **{%tc for charge in charges\_list %}** | **{{ charge.fines\_suspended }}** | **{%tc endfor %}** |

**Fines and Costs. {%** if court\_costs.ordered == ‘Yes’ %}The Court ordered costs for the highest degree charge. {% elif court\_costs.ordered == ‘Waived’ %}Court costs in this case are waived. {% elif court\_costs.ordered == ‘Imposed in companion case’ %}No court costs are imposed in this case, but court costs are imposed in Defendant’s companion case. {% elif court\_costs.ordered == ‘No’ %}There are no court costs in this case. {% endif %}The Defendant was informed of the fines {%if court\_costs.ordered == ‘Yes’ %}and costs {% endif %}owed, and Defendant expressed an ability to pay **{% if court\_costs.ability\_to\_pay\_time == ‘monthly pay’ %}${{ court\_costs.monthly\_pay\_amount }} per month until paid in full**. Defendant shall fully complete and file an Application for Time to Pay to activate the payment plan. Absent further order, the Court finds Defendant is able and shall pay **${{ court\_costs.monthly\_pay\_amount }}** toward fines {%if court\_costs.ordered == ‘Yes’ %}and costs {% endif %}by the 2nd Tuesday of each month until paid in full.{% elif court\_costs.ability\_to\_pay\_time == ‘partial forthwith then monthly pay’ %}**${{ court\_costs.pay\_today\_amount }} forthwith and then ${{ court\_costs.monthly\_pay\_amount }} per month until paid in full**. Defendant shall fully complete and file an Application for Time to Pay to activate the payment plan. Absent further order, the Court finds Defendant is able and shall pay **${{ court\_costs.pay\_today\_amount }} forthwith and then ${{ court\_costs.monthly\_pay\_amount }}** by the 2nd Tuesday of each month until paid in full.{% elif court\_costs.ability\_to\_pay\_time == ‘forthwith’ %}**{{ court\_costs.ability\_to\_pay\_time }}**. Absent further order, the Court finds Defendant is able and shall pay the fines **{%** if court\_costs.ordered == ‘Yes’ %}and costs {% endif %}in full by **{{ court\_costs.balance\_due\_date }}**.{% endif %} {% if fines\_and\_costs\_jail\_credit is true %}Defendant shall receive credit at $50/day for **{{ fine\_jail\_days }} jail day(s)** served for a non-jailable offense. {% endif %}{% if court\_costs.ability\_to\_pay\_time != ‘forthwith’ %}Defendant may complete community service hours to satisfy fines **{%** if court\_costs.ordered == ‘Yes’ %}and costs {% endif %}at the current rate set by the Court. All Community Service hours must be approved by Community Control.{% endif %}{% if distracted\_driving is true %}{{‘\n\n’}}Defendant may elect to attend the distracted driving safety course (http://www.drivertraining.ohio.gov/). **If Defendant submits proof of completion of the course to the Clerk within 90 days of the offense, Defendant shall not be required to pay the fine and shall not have points assessed for the Operating a Motor Vehicle while using an Electronic Device offense.** If Defendant fails to submit proof of completion, the fine shall be paid and the Clerk shall notify the BMV that points are assessed.{% endif %}{% if community\_service.ordered is true %}{{ ‘\n’ }}

**Community Service.** Defendant shall complete {{ community\_service.hours\_of\_service }} hours of community service within {{ community\_service.days\_to\_complete\_service }} days. Defendant shall show proof of completion of all completed hours to Community Control on or before {{ community\_service.due\_date\_for\_service }}. {% endif %}{% if fra\_in\_file is not none %}{% if fra\_in\_court is not none %}{{ ‘\n’ }}

**Proof of Financial Responsibility.** {% if fra\_in\_file is true %} The Defendant showed proof of financial responsibility at the time of the offense.{% endif %}{% if fra\_in\_court is true %} The Defendant showed the Court proof of financial responsibility during the proceeding.{% endif %}{% if fra\_in\_file is false %}{% if fra\_in\_court is false %}The Defendant did not show proof of financial responsibility at the time of the offense or during the proceeding, but may show proof to Clerk of Court at any time prior to the submission of this matter to the Ohio Bureau of Motor Vehicles.{% endif %}{% endif %}{% endif %}{% endif %}{% if license\_suspension.ordered is true %}{{ ‘\n’ }}

**License Suspension.** Defendant’s {{ license\_suspension.license\_type }} license is suspended from {{ license\_suspension.suspended\_date }}, for a term of {{ license\_suspension.suspension\_term }}. {% if license\_suspension.als\_terminated is true %}The Administrative License Suspension is terminated and the OBMV form 2261 shall issue. {% endif %}{% if license\_suspension.remedial\_driving\_class\_required is true %}The Defendant is required to complete a remedial driving class before the Defendant’s operator’s license may be reinstated. {% endif %}{% if license\_suspension.interlock\_required is true %}If the Court grants limited driving privileges, Defendant shall only operate vehicles equipped with a certified ignition interlock device.{% endif %}{% endif %}{% if other\_conditions.ordered is true %}{{ ‘\n’ }}

**Other Conditions.** {{ other\_conditions.terms }}{% endif %}

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{{ 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;