

PAINESVILLE MUNICIPAL COURT  
7 Richmond St., P.O. Box 601, Painesville, OH 44077

# 2020 ANNUAL REPORT

*Honorable Paul R. Malchesky*



## **SERVING EASTERN LAKE COUNTY**

Concord Township  
Fairport Harbor Village  
Grand River Village  
Leroy Township  
Madison Township  
Madison Village  
North Perry Village  
Painesville City  
Painesville Township  
Perry Township  
Perry Village  
Lake Erie to the Canadian Border



# PAINESVILLE MUNICIPAL COURT

## Judge Paul R. Malchesky

7 Richmond St., P.O. Box 601, Painesville, OH 44077  
(440) 392-5900 / (440) 352-0028 (fax)  
www.pmcourt.com

**Judge**

Paul R. Malchesky  
judgepaul@pmcourt.com

**Clerk of Court**

Kristy McBride  
(440) 392-5878  
kmcbride@pmcourt.com

**Chief Bailiff**

Heather Clair  
(440) 392-5873  
hclair@pmcourt.com

**Chief Probation Officer**

David Washlock  
(440) 392-5869  
dwashlock@pmcourt.com

**Serving**

Concord Township  
Fairport Harbor Village  
Grand River Village  
Leroy Township  
Madison Township  
Madison Village  
North Perry Village  
Painesville City  
Painesville Township  
Perry Township  
Perry Village

To: The Lake County Commissioners  
Members of Painesville City Council  
All Public Officials Serving within the Court’s Jurisdiction

Dear Public Officials:

I thank you, your staff, and employees for your continued cooperation with all of us in the Painesville Municipal Court. I have completed my first full year with the Court and I am grateful to the people of Eastern Lake County for the opportunity to serve as Judge of the Painesville Municipal Court. We have an efficient staff that works well together. The public has been well served in spite of the many challenges we faced in 2020. Our cases and receivables were down this year based upon Covid-19. We hope for a more normal year in 2021.

The year 2020 was another productive year for the Painesville Municipal Court. The Court continued work on new technology projects while the pandemic slowed the world down. Said projects included improving our services to the public, by utilizing a video system to reduce the number of in-court appearances, while also maintaining essential court functions during the pandemic.

Kristy McBride replaced Nicholas Cindric as Clerk of Court after his retirement in March of 2020, she continues to provide strong leadership in that role. Through an awarded Ohio Supreme Court remote technology grant, we have upgraded our software program allowing us to move in the direction of a paperless court. This upgrade will provide for safer, paperless transactions with data digitized and captured directly from the bench via email seamlessly to the Court’s electronic files.

Probation has implemented a new text messaging notification system. The system sends text reminders to individuals scheduled to appear for probation visits. We hope this new feature will improve appearance rates and decrease the collateral consequences of bench warrants for defendants.

If you have any questions while browsing through this Annual Report, please give me a call on my cell (440) 487-3812.

We look forward to working with you in the years ahead.

Respectfully,

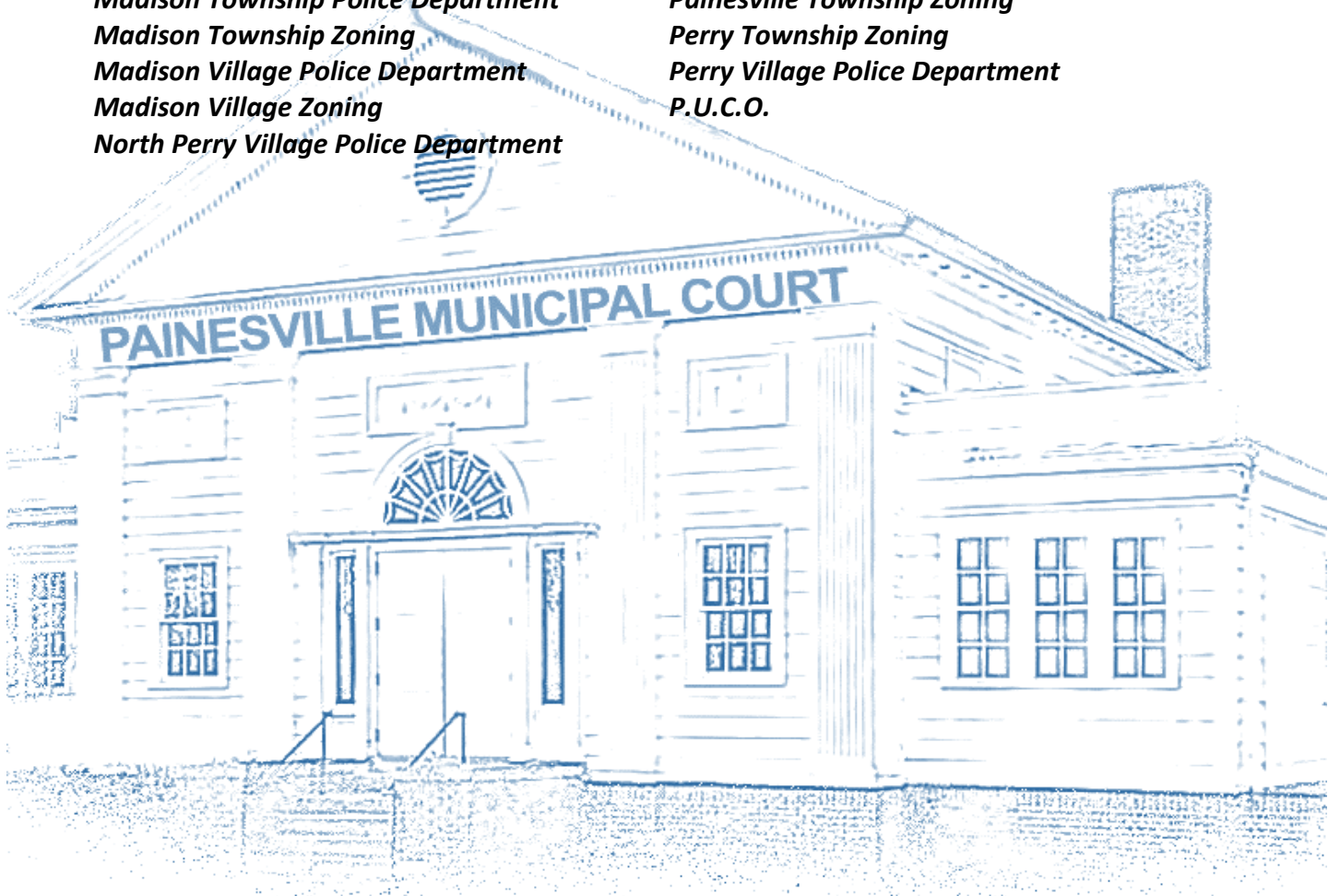
Paul R. Malchesky, Judge  
Painesville Municipal Court

# **SERVING THE FOLLOWING AGENCIES**

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*Concord Township Zoning*  
*Fairport Harbor Village Police Department*  
*Fairport Harbor Village Zoning*  
*Grand River Village Police Department*  
*Grand River Village Zoning*  
*Headlands Beach Park*  
*Lake County Dog Warden*  
*Lake County Humane Society*  
*Lake County Narcotics Agency*  
*Lake County Sheriff's Department*  
*Lake Metroparks*  
*Leroy Township Zoning*  
*Madison Township Police Department*  
*Madison Township Zoning*  
*Madison Village Police Department*  
*Madison Village Zoning*  
*North Perry Village Police Department*

*Ohio Bureau of Employment*  
*Ohio Department of Liquor Control*  
*Ohio Department of Natural Resources*  
*\*Division of Natural Areas & Preserves*  
*\*Division of Watercraft*  
*\* Division of Wildlife*  
*Ohio Department of Public Safety*  
*Ohio Department of Taxation*  
*Ohio State Highway Patrol*  
*Painesville City Building Department*  
*Painesville City Engineering Department*  
*Painesville Police Department*  
*Painesville Township Zoning*  
*Perry Township Zoning*  
*Perry Village Police Department*  
*P.U.C.O.*



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*Photo Credit: Paul R. Malchesky (1982)*

# CIVIL DIVISION

## STATISTICAL TALLY 2020

|                         | NEW CASES<br>FILED | TRANSFERRED/<br>REACTIVATED | TOTAL       |
|-------------------------|--------------------|-----------------------------|-------------|
| Civil Complaints        | 1408               | 46                          | 1454        |
| Small Claims Complaints | 359                | 18                          | 377         |
| <b>TOTAL</b>            | <b>1767</b>        | <b>64</b>                   | <b>1831</b> |

## COMPARISON

| CASES FILED/REACTIVATED | 2020        | 2019        | 2018        |
|-------------------------|-------------|-------------|-------------|
| Civil Complaints        | 1502        | 2243        | 2124        |
| Small Claim Complaints  | 377         | 381         | 467         |
| <b>TOTAL</b>            | <b>1879</b> | <b>2624</b> | <b>2591</b> |

| PENDING CASES          | 2020       | 2019       | 2018       |
|------------------------|------------|------------|------------|
| Civil Complaints       | 635        | 607        | 658        |
| Small Claim Complaints | 32         | 63         | 124        |
| <b>TOTAL</b>           | <b>667</b> | <b>670</b> | <b>782</b> |

| JURY TRIALS  | 2020     | 2019     | 2018     |
|--------------|----------|----------|----------|
|              | 0        | 0        | 0        |
| <b>TOTAL</b> | <b>0</b> | <b>0</b> | <b>0</b> |

| TRIALS                  | 2020        | 2019        | 2018        |
|-------------------------|-------------|-------------|-------------|
| Trials/Hearing by Judge | 889         | 1325        | 1192        |
| Hearing by Magistrate   | 222         | 319         | 295         |
| <b>TOTAL</b>            | <b>1111</b> | <b>1644</b> | <b>1487</b> |

| JUDGMENTS           | 2020        | 2019        | 2018        |
|---------------------|-------------|-------------|-------------|
| Settled & Dismissed | 708         | 1034        | 888         |
| Bankruptcy Stays    | 56          | 50          | 50          |
| Judgments Rendered  | 1111        | 1644        | 1487        |
| <b>TOTAL</b>        | <b>1875</b> | <b>2728</b> | <b>2425</b> |

# CIVIL DIVISION

## *STATISTICAL TALLY 2020 (continued)*

### COMPARISON

| EXECUTIONS/WRITS/<br>MISCELLANEOUS | 2020 | 2019 | 2018 |
|------------------------------------|------|------|------|
| Appeals Filed                      | 1    | 3    | 1    |
| Bench Warrants                     | 1    | 1    | 2    |
| Certificates of Judgment           | 459  | 539  | 460  |
| Alias Summons                      | 319  | 604  | 584  |
| Writs of Restitution               | 208  | 314  | 289  |
| Garnishments                       | 601  | 975  | 858  |
| Jury Demand                        | 2    | 4    | 6    |
| Eviction Packets                   | 31   | 68   | 57   |
| Weddings                           | 60   | 57   | 83   |
| BMV Appeals/Motions                | 23   | 21   | 11   |

# CIVIL DIVISION

## *CASES BY TERRITORIAL JURISDICTION - 2020*

| COMMUNITY NAME          | JURISDICTION BY<br>DEFENDANT | JURISDICTION BY<br>INCIDENT | TOTAL FILED |
|-------------------------|------------------------------|-----------------------------|-------------|
| Concord Township        | 104                          | 9                           | 113         |
| Fairport Harbor Village | 80                           | 3                           | 83          |
| Grand River Village     | 2                            | 0                           | 2           |
| Leroy Township          | 23                           | 0                           | 23          |
| Madison Township        | 299                          | 43                          | 342         |
| Madison Village         | 54                           | 4                           | 58          |
| North Perry Village     | 6                            | 0                           | 6           |
| Painesville City        | 711                          | 120                         | 831         |
| Painesville Township    | 178                          | 7                           | 185         |
| Perry Township          | 89                           | 3                           | 92          |
| Perry Village           | 34                           | 1                           | 35          |
| Undetermined            | 0                            | 4                           | 4           |
| <b>TOTAL CASES</b>      | <b>1580</b>                  | <b>194</b>                  | <b>1774</b> |

# CIVIL DIVISION

## CASH REPORT - 2020

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| <b>RECEIPTS</b>                   |                     |
|-----------------------------------|---------------------|
| Balance Forward - January 1, 2020 | \$5,024.26          |
| Receipts for 2020                 | \$986,737.84        |
| <b>TOTAL RECEIPTS - 2020</b>      | <b>\$991,762.10</b> |

| <b>DISBURSEMENTS</b>                    |                     |
|---|---------------------|
| Court Costs Paid to City of Painesville | \$262,421.92        |
| Special Projects                        | \$23,892.00         |
| Legal Aid Paid to Treasurer of State    | \$39,560.40         |
| Judgments and Garnishments              | \$630,755.04        |
| Jury Fees                               | \$0                 |
| Wedding Fees                            | \$2,950.00          |
| Refunds                                 | \$31,772.02         |
| Other Costs                             | \$410.72            |
| <b>TOTAL DISBURSEMENTS - 2020</b>       | <b>\$991,762.10</b> |

|  |                 |
|--|-----------------|
| <b>BALANCE ON HAND December 31, 2020</b> | <b>\$100.00</b> |
|--|-----------------|

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## **RENTAL ESCROW 2020**

|                                     |                    |
|-------------------------------------|--------------------|
| Balance Forward - January 1, 2020   | \$61.44            |
| Receipts                            | \$10,751.00        |
| <b>TOTAL</b>                        | <b>\$10,812.44</b> |
| Disbursements                       | \$10,750.00        |
| Balance on Hand - December 31, 2020 | <b>\$62.44</b>     |
| <b>TOTAL</b>                        | <b>\$10,812.44</b> |

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## **TRUSTEESHIP 2020**

|                                     |                 |
|-------------------------------------|-----------------|
| Balance Forward - January 1, 2020   | \$1,323.27      |
| Receipts                            | \$868.40        |
| Disbursements                       | \$2,091.56      |
| Balance on Hand - December 31, 2020 | <b>\$100.11</b> |

# CRIMINAL AND TRAFFIC DIVISIONS

## CASH REPORT: RECEIPTS - 2020

|   |                        |
|---|------------------------|
| Bureau of Motor Vehicles                      | \$0                    |
| Capital Recovery Systems                      | \$36,233.46            |
| Child Restraint Law                           | \$170.00               |
| Division of Watercraft/Wildlife               | \$1,984.00             |
| Fairport Harbor Village                       | \$1,373.00             |
| Grand River Village                           | \$0                    |
| Lake County Dog Warden                        | \$4,403.00             |
| Lake County Housing - (To County)             | \$10,961.40            |
| Lake County Humane Society                    | \$0                    |
| Lake County Sheriff Fees                      | \$19,262.50            |
| Lake Metro Parks                              | \$3,298.00             |
| Leroy Twp. Zoning                             | \$50.00                |
| Liquor Control                                | \$650.00               |
| Madison Township (Fines, Waivers & Svc. Fees) | \$15,528.68            |
| Madison Village (Fines & Mayor's Court)       | \$275.00               |
| North Perry Village                           | \$1,186.00             |
| Ohio State Highway Patrol                     | \$151,219.26           |
| Other (ODPS Liquor)                           | \$31.00                |
| Painesville City                              | \$345,846.15           |
| Painesville Twp. Zoning                       | \$1,500.00             |
| Perry Village                                 | \$3,925.00             |
| Seat Belt Law                                 | \$10,875.00            |
| State Fines (Criminal)                        | \$31,569.84            |
| State Fines (Traffic Fines & Waivers)         | \$93,143.55            |
| Willoughby Court                              | \$600.00               |
| City Costs                                    | \$38,003.21            |
| Criminal Bonds                                | \$25,136.00            |
| Ashtabula County Sheriff                      | \$92.97                |
| DUI Fines and Costs                           | \$14,485.70            |
| Drug Fines                                    | \$23,840.00            |
| Expungements                                  | \$1,910.00             |
| Public Defender Indigent Fees                 | \$10,452.00            |
| Jury Fees                                     | \$57.78                |
| REP. ROT. FUND                                | \$47,644.20            |
| State Costs                                   | \$403,624.79           |
| Sundries                                      | \$1,203,140.07         |
| Witness Fees                                  | \$15.95                |
| IWFC & IDSF-Indigent Defense Fund             | \$12,764.80            |
| IDFC/FBB                                      | \$133,133.52           |
| IIFS  | \$112.50               |
| FBB Bond out fee                              | \$0                    |
| DEFC/JPSF                                     | \$13,031.94            |
| Misc. Fire Dept.                              | \$50.00                |
| <b>TOTAL</b>                                  | <b>\$ 2,661,580.27</b> |



# CRIMINAL AND TRAFFIC DIVISIONS

## CASH REPORT: DISBURSEMENTS – 2020

|   |                       |
|---|-----------------------|
| Bureau of Motor Vehicles                    | \$0                   |
| Capital Recovery Systems                    | \$36,229.46           |
| Dog Warden to County                        | \$0                   |
| Fairport Harbor Village                     | \$1,925.88            |
| Grand River                                 | \$800.00              |
| Lake County                                 | \$152,887.73          |
| Lake County Narcotics Bureau                | \$0                   |
| Lake County Humane Society                  | \$0                   |
| Lake County Sheriff Fees                    | \$20,277.50           |
| Lake County Sheriff – Drug and DUS          | \$6,845.00            |
| Lake County Sheriff – DUI Arrests & Housing | \$1,253.00            |
| Lake Metro Parks                            | \$4,341.40            |
| Law Library                                 | \$4,808.65            |
| Leroy Zoning                                | \$0                   |
| Madison Township                            | \$16,894.19           |
| Madison Village                             | \$408.93              |
| North Perry Village                         | \$1,154.98            |
| Other Sheriff Fees                          | \$92.97               |
| ODPS  | \$281.00              |
| Painesville City                            | \$857,809.39          |
| Painesville Police Department               | \$2,976.00            |
| Painesville Twp. – Noise Ordinance          | \$1,451.12            |
| Painesville Fire                            | \$50.00               |
| Perry Township                              | \$338.11              |
| Perry Village                               | \$3,654.49            |
| Public Defender Indigent Fee                | \$10,452.00           |
| Willoughby                                  | \$600.00              |
| State of Ohio                               | \$307,420.60          |
| Misc. Dept.'s (Railroad)                    | \$50.00               |
| <b>TOTAL</b>                                | <b>\$1,433,002.40</b> |

# **RULES OF SUPERINTENDENCE**

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## ***RULE 12 (E) (2)***

Rule 12 (E) (2) of the Rules of Superintendence provides as follows:

*“Multiple defendants or charges in criminal cases, including traffic cases, all defendants shall be assigned separate case numbers.*

*Where a defendant is charged with a misdemeanor and traffic offense, the defendant shall be assigned one case number. The category selected for the case number and its case type designator shall be that of the offense having the greatest potential penalty.”*

Although the cases filed at the Painesville Court are set up according to Rule 12 (E) (2), the next two (2) pages are a summary of all complaints or citations that were filed at this Court during 2020.

# CRIMINAL DIVISION

## COMPLAINTS FILED 2020

| AGENCY                                 | Drug Offense | Assault    | Disorderly/<br>Resisting | Domestic<br>Violence | Theft      | Other       | TOTAL       |
|--|--------------|------------|--------------------------|----------------------|------------|-------------|-------------|
| Concord Township Zoning                | 0            | 0          | 0                        | 0                    | 0          | 3           | 3           |
| CSX Railroad                           | 0            | 0          | 0                        | 0                    | 0          | 1           | 1           |
| Eastlake PD                            | 0            | 0          | 0                        | 0                    | 0          | 0           | 0           |
| Fairport Harbor Village PD             | 52           | 4          | 21                       | 9                    | 3          | 50          | 139         |
| Grand River Village PD                 | 1            | 0          | 0                        | 0                    | 0          | 0           | 1           |
| Headlands Beach Park                   | 0            | 0          | 0                        | 0                    | 0          | 1           | 1           |
| Lake County Dog Warden                 | 0            | 0          | 0                        | 0                    | 0          | 161         | 161         |
| Lake County Humane Society             | 0            | 0          | 0                        | 0                    | 0          | 11          | 11          |
| Lake County Narcotics Agency           | 3            | 0          | 0                        | 0                    | 0          | 2           | 5           |
| Lake County Sheriff's Dept.            | 372          | 75         | 93                       | 85                   | 62         | 379         | 1066        |
| Lake Metroparks                        | 33           | 0          | 5                        | 0                    | 0          | 42          | 80          |
| Leroy Township Zoning                  | 0            | 0          | 0                        | 0                    | 0          | 2           | 2           |
| Madison Township PD                    | 68           | 15         | 26                       | 35                   | 174        | 191         | 509         |
| Madison Township Zoning                | 0            | 0          | 0                        | 0                    | 0          | 3           | 3           |
| Madison Village PD                     | 11           | 0          | 0                        | 6                    | 1          | 15          | 33          |
| Mentor PD                              | 0            | 0          | 0                        | 0                    | 0          | 0           | 0           |
| Miscellaneous                          | 0            | 0          | 0                        | 0                    | 0          | 1           | 1           |
| North Perry Village PD                 | 0            | 0          | 0                        | 0                    | 0          | 0           | 0           |
| North Perry Village Zoning             | 0            | 0          | 0                        | 0                    | 0          | 0           | 0           |
| Ohio Bureau of Worker's Comp           | 0            | 0          | 0                        | 0                    | 0          | 0           | 0           |
| Ohio Department of Public Safety       | 0            | 0          | 0                        | 0                    | 0          | 23          | 23          |
| Ohio Department of Taxation            | 0            | 0          | 0                        | 0                    | 0          | 0           | 0           |
| Ohio Div. of Natural Areas & Preserves | 0            | 0          | 0                        | 0                    | 0          | 14          | 14          |
| Ohio Division of Watercraft            | 0            | 0          | 0                        | 0                    | 0          | 3           | 3           |
| Ohio Division of Wildlife (ODNR)       | 0            | 0          | 0                        | 0                    | 0          | 0           | 0           |
| Ohio State Highway Patrol              | 110          | 1          | 3                        | 1                    | 1          | 61          | 177         |
| Painesville City Building              | 0            | 0          | 0                        | 0                    | 0          | 100         | 100         |
| Painesville Fire Dept.                 | 0            | 0          | 0                        | 0                    | 0          | 8           | 8           |
| Painesville PD                         | 317          | 39         | 111                      | 92                   | 43         | 394         | 996         |
| Painesville Township Zoning            | 0            | 0          | 0                        | 0                    | 0          | 35          | 35          |
| Perry Township Zoning                  | 0            | 0          | 0                        | 0                    | 0          | 0           | 0           |
| Perry Village PD                       | 1            | 1          | 0                        | 2                    | 1          | 5           | 10          |
| Perry Village Zoning                   | 0            | 0          | 0                        | 0                    | 0          | 11          | 11          |
| Willoughby PD                          | 0            | 0          | 0                        | 0                    | 0          | 0           | 0           |
| <b>TOTAL</b>                           | <b>968</b>   | <b>135</b> | <b>259</b>               | <b>230</b>           | <b>285</b> | <b>1516</b> | <b>3393</b> |

# TRAFFIC DIVISION

## CITATIONS FILED 2020

| AGENCY                      | SPEED       | OVUAC; OVI;<br>OVI-HIGH;<br>OVI- LOW;<br>OVI-REFUSAL | SEATBELT<br>& CHILD<br>RESTRAINT | NO O/L;<br>D.U.S. | OTHER       | TOTAL       |
|-----------------------------|-------------|--|----------------------------------|-------------------|-------------|-------------|
| Fairport Harbor Village PD  | 1           | 13   | 2                                | 104               | 68          | <b>188</b>  |
| Grand River Village PD      | 1           | 2  | 0                                | 2                 | 0           | <b>5</b>    |
| Headlands Beach Park        | 0           | 0  | 0                                | 0                 | 0           | <b>0</b>    |
| Lake County Sheriff's Dept. | 157         | 85   | 11                               | 636               | 551         | <b>1440</b> |
| Lake Metroparks             | 0           | 1  | 0                                | 6                 | 35          | <b>42</b>   |
| Madison Township PD         | 121         | 33   | 3                                | 118               | 234         | <b>509</b>  |
| Madison Village PD          | 6           | 1  | 0                                | 7                 | 10          | <b>24</b>   |
| Mentor PD                   | 0           | 0  | 0                                | 0                 | 0           | <b>0</b>    |
| North Perry Village PD      | 23          | 0  | 2                                | 18                | 6           | <b>49</b>   |
| Ohio Dept. of Natural Res.  | 0           | 0  | 0                                | 0                 | 1           | <b>1</b>    |
| Ohio State Highway Patrol   | 1579        | 149  | 381                              | 132               | 686         | <b>2927</b> |
| Painesville PD              | 123         | 43   | 8                                | 476               | 532         | <b>1182</b> |
| Perry Village PD            | 92          | 4  | 1                                | 28                | 22          | <b>147</b>  |
| Willoughby PD               | 0           | 0  | 0                                | 0                 | 0           | <b>0</b>    |
| <b>TOTAL</b>                | <b>2103</b> | <b>331</b>   | <b>408</b>                       | <b>1527</b>       | <b>2145</b> | <b>6514</b> |

# CRIMINAL FELONY OFFENSES

| Offense                                  | Fairport Harbor Village PD | Lake County Narcotics | Lake County Sheriff's Dept. | Madison Township PD | Madison Village PD | Ohio State Highway Patrol | Painesville PD | Perry Village PD |
|--|----------------------------|-----------------------|-----------------------------|---------------------|--------------------|---------------------------|----------------|------------------|
| Aggravated Vehicular Assault/Homicide    |                            |                       |                             | 1                   |                    | 3                         |                |                  |
| Arson                                    |                            |                       | 1                           | 2                   |                    |                           | 1              |                  |
| Assault                                  |                            |                       | 24                          | 1                   |                    |                           | 6              |                  |
| Attempt/Complicity                       |                            |                       | 8                           | 14                  |                    | 1                         | 1              |                  |
| Breaking & Entering                      |                            |                       | 7                           | 5                   |                    |                           | 6              |                  |
| Burglary                                 | 1                          |                       | 10                          | 2                   |                    |                           | 7              |                  |
| Child Endangering                        |                            |                       |                             | 2                   |                    |                           | 4              |                  |
| Counterfeiting                           |                            |                       | 1                           |                     |                    |                           |                |                  |
| Criminal Rule 4                          |                            |                       | 1                           |                     |                    |                           |                |                  |
| Cruelty to Animal                        |                            |                       | 1                           |                     |                    |                           |                |                  |
| Cruelty to Companion Animal              |                            |                       |                             | 7                   |                    |                           |                |                  |
| Disrupt Public Service                   |                            |                       | 3                           |                     |                    |                           |                |                  |
| Domestic Violence                        |                            |                       | 11                          |                     | 2                  |                           | 13             |                  |
| Escape                                   |                            |                       | 1                           | 3                   |                    |                           | 1              |                  |
| Failure to Comply with Officer           | 1                          |                       | 4                           |                     |                    | 3                         | 2              |                  |
| Failure to Register                      |                            |                       | 26                          | 2                   |                    |                           |                |                  |
| Forgery                                  |                            |                       | 4                           |                     |                    |                           | 2              |                  |
| Fugitive from Justice                    | 1                          |                       | 6                           | 11                  |                    | 1                         | 1              |                  |
| Kidnapping                               |                            |                       | 2                           |                     |                    |                           |                |                  |
| Murder                                   |                            |                       | 3                           |                     |                    |                           |                |                  |
| Narcotic/Drug Offenses                   | 13                         | 3                     | 138                         |                     | 5                  |                           | 69             | 1                |
| Obstruction of Justice/Official Business |                            |                       | 5                           |                     |                    | 10                        | 3              |                  |
| Other Personal Felonies                  |                            |                       | 7                           | 1                   |                    |                           | 1              |                  |
| Other Property Felonies                  | 1                          | 1                     | 16                          |                     | 1                  |                           | 5              |                  |
| OVI                                      |                            |                       | 5                           | 4                   |                    | 3                         |                |                  |
| Passing Bad Checks/Credit Misuse         | 1                          |                       | 7                           | 3                   | 1                  |                           |                | 1                |
| Receiving Stolen Property                |                            |                       | 9                           | 1                   |                    | 5                         | 9              |                  |
| Robbery                                  |                            |                       | 2                           |                     |                    |                           | 4              |                  |
| Sex Offenses                             |                            |                       | 7                           |                     |                    |                           |                |                  |
| Stalking/Menacing                        |                            |                       | 3                           | 1                   | 1                  |                           | 2              |                  |
| Temporary Protection Order Violation     |                            |                       |                             | 15                  |                    |                           | 4              |                  |
| Theft                                    | 2                          |                       | 28                          | 3                   |                    |                           | 5              |                  |
| Vandalism                                |                            |                       | 5                           |                     |                    |                           | 1              |                  |
| Weapons/Firearms                         | 4                          | 1                     | 27                          |                     |                    | 8                         | 19             |                  |
| <b>TOTAL</b>                             | <b>24</b>                  | <b>5</b>              | <b>372</b>                  | <b>78</b>           | <b>10</b>          | <b>34</b>                 | <b>166</b>     | <b>2</b>         |

# CRIMINAL MISDEMEANOR OFFENSES

*Fairport Harbor Village PD, Lake County Sheriff's Dept., Madison Township PD, Madison Village PD, Ohio State Highway Patrol, and Painesville PD*

| Offense                                  | Fairport Harbor Village PD | Lake County Sheriff's Dept. | Madison Township PD | Madison Village PD | Ohio State Highway Patrol | Painesville PD |
|--|----------------------------|-----------------------------|---------------------|--------------------|---------------------------|----------------|
| Arson                                    |                            |                             |                     |                    |                           | 1              |
| Assault                                  | 4                          | 51                          | 13                  |                    | 1                         | 33             |
| Attempt/Complicity                       | 1                          | 17                          | 2                   | 1                  | 9                         | 9              |
| Child Endangering                        | 3                          | 8                           | 6                   |                    | 6                         | 6              |
| Criminal Damaging/Criminal Mischief      |                            | 37                          | 10                  |                    |                           | 30             |
| Criminal Rule 4                          |                            | 2                           |                     |                    |                           |                |
| Criminal Trespass                        |                            | 21                          | 34                  | 3                  |                           | 72             |
| Disorderly Conduct                       | 15                         | 70                          | 16                  |                    | 3                         | 82             |
| Dog/Animal Violation                     |                            |                             | 5                   |                    |                           | 13             |
| Domestic Violence                        | 9                          | 74                          | 28                  | 4                  | 1                         | 79             |
| Failure to Comply with Officer           | 1                          | 4                           | 2                   | 2                  | 3                         | 8              |
| Failure to Register                      |                            | 2                           |                     |                    |                           |                |
| Falsification                            | 2                          | 4                           | 4                   | 1                  | 1                         | 18             |
| Liquor Violations                        | 16                         | 26                          | 16                  |                    | 12                        | 47             |
| Littering                                | 1                          |                             |                     |                    |                           | 2              |
| Narcotics/Drugs                          | 39                         | 234                         | 57                  | 6                  | 100                       | 248            |
| Obstruction of Justice/Official Business | 7                          | 16                          | 16                  | 2                  | 1                         | 33             |
| Other Personal Misdemeanors              | 1                          | 4                           | 5                   | 1                  |                           | 9              |
| Other Property Misdemeanors              | 4                          | 2                           | 16                  |                    | 3                         | 14             |
| Passing Bad Checks                       |                            | 1                           | 3                   |                    |                           | 9              |
| Receiving Stolen Property                |                            | 3                           | 2                   |                    |                           | 4              |
| Resisting Arrest                         | 6                          | 23                          | 10                  |                    |                           | 29             |
| Sex Offenses                             |                            | 1                           | 1                   |                    |                           | 2              |
| Stalking/Menacing                        |                            | 30                          | 4                   | 1                  | 1                         | 15             |
| Telephone Harassment                     |                            | 2                           | 4                   |                    |                           | 1              |
| Temporary Protection Order Violation     | 1                          | 15                          | 15                  | 1                  |                           | 21             |
| Theft                                    | 1                          | 34                          | 159                 | 1                  | 1                         | 38             |
| Vehicular Homicide/Assault               |                            |                             |                     |                    | 1                         |                |
| Weapons/Firearms Violations              |                            |                             |                     |                    |                           | 7              |
| Zoning Violations                        | 4                          |                             | 1                   |                    |                           |                |
| <b>TOTAL</b>                             | <b>115</b>                 | <b>694</b>                  | <b>431</b>          | <b>23</b>          | <b>143</b>                | <b>830</b>     |

## **CRIMINAL MISDEMEANOR OFFENSES (continued)**

***City Building Department, Concord Township Zoning, CXS Railroad, Division of Watercraft (ODNR), Grand River PD, Headlands Beach Park, Lake County Dog Warden, Lake County Humane Society, Lake Metroparks, Leroy Township Zoning, Miscellaneous***

| <b>Offense</b>              | <b>City Building Dept.</b> | <b>Concord Township Zoning</b> | <b>CXS Railroad</b> | <b>Division of Watercraft (ODNR)</b> | <b>Grand River Village PD</b> | <b>Headlands Beach Park</b> |
|-----------------------------|----------------------------|--------------------------------|---------------------|--------------------------------------|-------------------------------|-----------------------------|
| Criminal Trespass           |                            |                                | 1                   |                                      |                               |                             |
| Narcotics/Drugs             |                            |                                |                     |                                      | 1                             |                             |
| Other Personal Misdemeanors |                            |                                |                     | 2                                    |                               |                             |
| Other Property Misdemeanors | 89                         |                                |                     |                                      |                               | 1                           |
| Reckless Operation          |                            |                                |                     | 1                                    |                               |                             |
| Zoning Violations           | 11                         | 3                              |                     |                                      |                               |                             |
| <b>TOTAL</b>                | <b>100</b>                 | <b>3</b>                       | <b>1</b>            | <b>3</b>                             | <b>1</b>                      | <b>1</b>                    |

| <b>Offense</b>                           | <b>Lake County Dog Warden</b> | <b>Lake County Humane Society</b> | <b>Lake Metroparks</b> | <b>Leroy Township Zoning</b> | <b>Madison Township Zoning</b> | <b>Miscellaneous</b> |
|--|-------------------------------|-----------------------------------|------------------------|------------------------------|--------------------------------|----------------------|
| Attempt/Complicity                       |                               |                                   |                        |                              |                                | 1                    |
| Criminal Trespass                        |                               |                                   | 16                     |                              |                                |                      |
| Disorderly Conduct                       |                               |                                   | 5                      |                              |                                |                      |
| Dangerous Dog                            | 2                             |                                   |                        |                              |                                |                      |
| Dog/Animal Violation                     |                               | 10                                | 2                      |                              |                                |                      |
| Dog at Large                             | 86                            |                                   |                        |                              |                                |                      |
| Fishing Violations                       |                               |                                   | 2                      |                              |                                |                      |
| Liquor Violations                        |                               |                                   | 15                     |                              |                                |                      |
| Littering                                |                               |                                   | 2                      |                              |                                |                      |
| Narcotics/Drugs                          |                               |                                   | 33                     |                              |                                |                      |
| No Dog License                           | 73                            |                                   |                        |                              |                                |                      |
| Obstruction of Justice/Official Business |                               | 1                                 |                        |                              |                                |                      |
| Other Personal Misdemeanors              |                               |                                   | 4                      |                              |                                |                      |
| Other Property Misdemeanors              |                               |                                   | 1                      |                              |                                |                      |
| Zoning Violations                        |                               |                                   |                        | 2                            | 3                              |                      |
| <b>TOTAL</b>                             | <b>161</b>                    | <b>11</b>                         | <b>80</b>              | <b>2</b>                     | <b>3</b>                       | <b>1</b>             |

## CRIMINAL MISDEMEANOR OFFENSES (continued)

*Ohio Dept. of Natural Resources, Ohio Dept. of Public Safety, Painesville Fire Dept., Painesville Township Zoning, Perry Village PD, and Perry Village Zoning*

| Offense                                  | Ohio Dept. of Natural Resources | Ohio Dept. of Public Safety | Painesville Fire Dept. | Painesville Township Zoning | Perry Village PD | Perry Village Zoning |
|--|---------------------------------|-----------------------------|------------------------|-----------------------------|------------------|----------------------|
| Assault                                  |                                 |                             |                        |                             | 1                |                      |
| Domestic Violence                        |                                 |                             |                        |                             | 2                |                      |
| Fire Code Violation                      |                                 |                             | 8                      |                             |                  |                      |
| Fishing Violations                       | 2                               |                             |                        |                             |                  |                      |
| Gambling                                 |                                 | 17                          |                        |                             |                  |                      |
| Liquor Violations                        | 1                               | 1                           |                        |                             | 1                |                      |
| Narcotics/Drugs                          |                                 | 1                           |                        |                             |                  |                      |
| No Fishing/Hunting License               | 7                               |                             |                        |                             |                  |                      |
| Obstruction of Justice/Official Business |                                 |                             |                        |                             | 1                |                      |
| Other Personal Misdemeanors              | 3                               | 4                           |                        | 3                           | 1                |                      |
| Other Property Misdemeanors              |                                 |                             |                        |                             |                  | 11                   |
| Reckless Operation                       | 1                               |                             |                        |                             |                  |                      |
| Temporary Protection Order Violation     |                                 |                             |                        |                             | 1                |                      |
| Theft                                    |                                 |                             |                        |                             | 1                |                      |
| Zoning Violations                        |                                 |                             |                        | 32                          |                  |                      |
| <b>TOTAL</b>                             | <b>14</b>                       | <b>23</b>                   | <b>8</b>               | <b>35</b>                   | <b>8</b>         | <b>11</b>            |



# Traffic Offenses

| Offense                         | Grand River Village PD | Lake Metroparks | Dept. of Natural Resources | Fairport Harbor Village PD | Lake County Sheriff's Office | Madison Township PD | Madison Village PD | North Perry Village PD | Ohio State Highway Patrol | Painesville PD | Perry Village PD |
|---------------------------------|------------------------|-----------------|----------------------------|----------------------------|------------------------------|---------------------|--------------------|------------------------|---------------------------|----------------|------------------|
| All Other Moving Violations     |                        | 7               | 1                          | 36                         | 273                          | 144                 | 1                  | 1                      | 287                       | 254            | 11               |
| All Other Non-Moving Violations |                        | 1               |                            | 1                          | 24                           | 11                  |                    | 4                      | 14                        | 25             |                  |
| Assured Clear Distance          |                        |                 |                            | 1                          | 51                           | 33                  | 3                  |                        | 100                       | 82             | 1                |
| Child Restraint                 |                        |                 |                            | 1                          | 5                            | 1                   |                    |                        | 3                         | 2              |                  |
| Distracted Driving              |                        |                 |                            |                            | 2                            |                     |                    |                        | 22                        |                |                  |
| Driving Under Suspension        | 2                      | 3               |                            | 50                         | 283                          | 53                  | 3                  | 7                      | 64                        | 210            | 14               |
| Failure to Comply               |                        |                 |                            |                            |                              |                     |                    |                        |                           |                |                  |
| Move for Safety Vehicle         |                        |                 |                            | 1                          | 2                            |                     |                    |                        | 32                        |                |                  |
| No OL/Expired OL/MC Endorsement |                        | 3               |                            | 54                         | 353                          | 65                  | 4                  | 11                     | 68                        | 266            | 14               |
| OVI                             | 1                      | 1               |                            | 7                          | 45                           | 21                  | 1                  |                        | 96                        | 32             | 3                |
| OVI-Low                         |                        |                 |                            | 1                          | 17                           | 6                   |                    |                        | 39                        | 4              |                  |
| OVI-High                        | 1                      |                 |                            | 2                          | 23                           | 6                   |                    |                        | 14                        | 7              | 1                |
| OVI-Refusal                     |                        |                 |                            | 3                          | 8                            | 3                   |                    |                        | 22                        | 4              |                  |
| OVI-Under 21                    |                        |                 |                            |                            |                              |                     |                    |                        | 2                         |                |                  |
| Overload/Insecure Load          |                        |                 |                            |                            | 1                            | 2                   |                    |                        | 24                        | 1              |                  |
| Parking Violations              |                        | 25              |                            |                            | 15                           |                     |                    |                        | 1                         | 3              |                  |
| Pedestrian Violations           |                        |                 |                            |                            |                              |                     |                    |                        | 2                         | 1              |                  |
| Physical Control                |                        |                 |                            |                            | 3                            | 1                   |                    |                        | 2                         |                |                  |
| Railroad Crossing Violations    |                        |                 |                            |                            |                              |                     |                    |                        |                           |                | 2                |
| Reckless Operation              |                        |                 |                            | 4                          | 33                           | 16                  | 1                  |                        | 51                        | 13             | 1                |
| Registration Violation          |                        | 2               |                            | 9                          | 72                           | 1                   | 2                  | 1                      | 28                        | 90             | 2                |
| Seat Belt-Driver                |                        |                 |                            | 1                          | 6                            | 2                   |                    | 2                      | 364                       | 4              | 1                |
| Seat Belt-Passenger             |                        |                 |                            |                            |                              |                     |                    |                        | 14                        | 2              |                  |
| Speed                           | 1                      |                 |                            | 1                          | 157                          | 121                 | 6                  | 23                     | 1579                      | 123            | 92               |
| Stopping After Accident         |                        |                 |                            | 1                          | 26                           | 11                  | 2                  |                        | 10                        | 17             | 1                |
| Texting While Driving           |                        |                 |                            |                            | 1                            | 1                   |                    |                        | 4                         |                |                  |
| Vehicle Defects/Unsafe Vehicle  |                        |                 |                            | 13                         | 40                           | 11                  | 1                  |                        | 84                        | 41             | 3                |
| Wrongful Entrustment            |                        |                 |                            | 2                          |                              |                     |                    |                        | 1                         | 1              | 1                |
| <b>TOTAL</b>                    | <b>5</b>               | <b>42</b>       | <b>1</b>                   | <b>188</b>                 | <b>1440</b>                  | <b>509</b>          | <b>24</b>          | <b>49</b>              | <b>2927</b>               | <b>1182</b>    | <b>147</b>       |

## Total Criminal and Traffic Offenses by Agency

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| Agency                           |             |
|----------------------------------|-------------|
| Concord Township Zoning          | 3           |
| CSX Railroad                     | 1           |
| Division of Watercraft (ODNR)    | 3           |
| Fairport Harbor Village PD       | 327         |
| Grand River Village PD           | 6           |
| Headlands Beach Park             | 1           |
| Lake County Dog Warden           | 161         |
| Lake County Humane Society       | 11          |
| Lake County Narcotics Agency     | 5           |
| Lake County Sheriff's Dept.      | 2506        |
| Lake Metroparks                  | 122         |
| Leroy Township Zoning            | 2           |
| Madison Township PD              | 1018        |
| Madison Township Zoning          | 3           |
| Madison Village PD               | 57          |
| Miscellaneous                    | 1           |
| North Perry Village PD           | 49          |
| Ohio Department of Public Safety | 23          |
| Department of Natural Resources  | 15          |
| Ohio State Patrol                | 3104        |
| Painesville City Building        | 100         |
| Painesville Fire Dept.           | 8           |
| Painesville PD                   | 2178        |
| Perry Township Zoning            | 35          |
| Perry Village PD                 | 157         |
| Perry Village Zoning             | 11          |
| <b>TOTAL</b>                     | <b>9907</b> |

# Criminal and Traffic Divisions Summary

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|                | <b>2020</b>           |
|----------------|-----------------------|
| Costs          | \$882,012.72          |
| Fines          | \$433,993.33          |
| Bonds-Sundries | \$1,228,276.07        |
| Probation Fees | \$105,493.15          |
| Diversion Fees | \$11,805.00           |
| <b>TOTAL</b>   | <b>\$2,661,580.27</b> |

## CASE BREAKDOWN

|               |      |
|---------------|------|
| Cases Filed   | 7055 |
| Cases Pending | 530  |
| Felonies      | 603  |
| Expungements  | 137  |

## JURY TRIALS

|               |          |
|---------------|----------|
| Misdemeanors  | 0        |
| DUI           | 0        |
| Other Traffic | 0        |
| <b>TOTAL</b>  | <b>0</b> |

## TRIALS TO COURT

|               |           |
|---------------|-----------|
| Misdemeanors  | 9         |
| DUI           | 0         |
| Other Traffic | 5         |
| <b>TOTAL</b>  | <b>14</b> |

# PROBATION DEPARTMENT SUMMARY

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## Mission Statement

*To enhance community safety through enforcement of Court orders while striving to empower individuals and change lives.*

The Painesville Municipal Court Probation Department Employees continue to accomplish the Department's mission and goals. Although every year brings about new challenges, the probation department continues to flourish and generate positive outcomes not only for the offenders, but for the community we serve.

In the year 2020, the probation department received one thousand forty-eight (1,048) new cases to supervise. One hundred fifteen (115) cases were referred to the Pre-trial Diversion program, providing the eligible offender the opportunity to have the charge(s) dismissed after fulfilling court requirements. Fifteen (15) written presentence investigation reports were also completed by the probation department in 2020.

Per Ohio Revised Code §2951.021, the Court continues to require an offender placed under the control and supervision of the probation department to pay a monthly supervision fee of twenty dollars (\$20.00). In the year 2020, one hundred five thousand, two hundred twenty-eight dollars and twenty-five cents (\$105,228.25) was collected. The supervision fees were utilized for specialized staff, purchase of equipment, treatment programs for probationers and state mandated continuing education for staff.

The Court also provides house arrest, ignition interlock devices and SCRAM (Secure Continuous Remote Alcohol Monitor) as tools for the probation department to supervise offenders. In the year 2020, twenty-five (25) offenders served six hundred fifty-nine (659) days on house arrest. No offenders served house arrest under the Court's Jail Diversion program (state funded house arrest). Also, in the same year, thirty-three (33) offenders had the ignition interlock device installed on their vehicle in order to utilize limited driving privileges. In regards to SCRAM, in the year 2020, ninety-five (95) offenders were monitored for a total of five thousand one hundred seventy-five (5,175) days. It should be noted out of the five thousand one hundred seventy-five (5,175) days of SCRAM monitoring, the probation department received a **99.2% Sober Days success rate (The 2020 national average was 98.7%)**.

## **PROBATION DEPARTMENT (continued)**

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A sanction the Court continues to aggressively use for offenders is supervised community service. Last year one hundred (100) offenders completed one thousand two hundred ninety-eight (1,298) hours in the Court's Community Service program. The offenders are required to work under the authority of health districts, park districts, counties, municipal corporations, townships and charitable organizations. In September of 2020, Judge Paul R. Malchesky finished his first year of operating the Painesville Municipal Court Garden. Under the guidance and supervision of Walter R. Siegel, non-violent offenders sowed, tended and harvested the one (1) acre garden located at 3740 Center Road in Perry Township. The plants were again donated by numerous local nurseries (Middle Ridge Gardens, Secor Nursery, Sabos Nursery, Madison Avenue Green House and Pettiti Garden Nursery) and an assortment of vegetables were picked (2,939 green peppers, 1,473 yellow peppers, 492 cucumbers, 170 zucchini, 80 eggplant, 206 baskets of tomatoes, and 420 dozen sweet corn) and donated to the Salvation Army, Madison Food Bank, Perry Center, Teen Challenge and Perry Senior Center. Also, Starr's Cars, Perry Coal & Feed, and Siegel Farms donated money and/or materials for the garden.

Painesville Municipal Court staff continues to be active with various professional organizations such as Ohio Chief Probation Officers Association, American Probation and Parole Association, Northeast Ohio Probation Officer's Association and the Lake County Corrections Board. Due to Covid-19, many training opportunities for staff were cancelled, but officers did complete Taser recertification training and attended Supervision of an Offender with Drug Addiction and Signs Associated with Substance Abuse training through the Lake County Narcotics Agency.

Sincerely,

David C. Washlock  
Chief Probation Officer

# IMMOBILIZATIONS

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| MONTH        | 2020      | 2019      | 2018      |
|--------------|-----------|-----------|-----------|
| JANUARY      | 2         | 1         | 4         |
| FEBRUARY     | 3         | 5         | 4         |
| MARCH        | 2         | 4         | 5         |
| APRIL        | 2         | 3         | 3         |
| MAY          | 2         | 3         | 3         |
| JUNE         | 1         | 3         | 3         |
| JULY         | 2         | 4         | 4         |
| AUGUST       | 4         | 4         | 5         |
| SEPTEMBER    | 4         | 2         | 3         |
| OCTOBER      | 4         | 2         | 3         |
| NOVEMBER     | 1         | 2         | 2         |
| DECEMBER     | 4         | 1         | 2         |
| <b>TOTAL</b> | <b>31</b> | <b>34</b> | <b>41</b> |

# **EDUCATION ACCOMPLISHMENTS**

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## **NEW JUDGES ORIENTATION PART 1**

The Supreme Court of Ohio  
Columbus, Ohio

December 9, 2019

## **SPECIALIZED TOPICS IN DOMESTIC VIOLENCE**

January 1, 2020

## **SEXUAL HARASSMENT PREVENTION FOR JUDGES & SUPERVISORS**

January 1, 2020

## **ASSOCIATION OF MUNICIPAL AND COUNTY JUDGES OF OHIO WINTER CONFERENCE**

Columbus, Ohio

January 29, 2020

## **EDUCATION ACCOMPLISHMENTS** (continued)

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**COURTS AND CORONAVIRUS WEBINAR:  
TOLLING ISSUES FOR MUNICIPAL  
AND COUNTY COURTS**

April 16, 2020

**NEW JUDGES ORIENTATION: PART II**

May 4, 2020

**COURTS AND CORONAVIRUS WEBINAR:  
EVICTIONS**

June 12, 2020

**OHIO JUDICIAL CONFERENCE ANNUAL  
MEETING 2020: BREAKING BARRIERS**

September 10, 2020