

**RULES OF PRACTICE
OF THE
COURT OF COMMON PLEAS**

STATEMENT OF PURPOSE

Delay in criminal and civil cases in the Courts of Common Pleas throughout the state of Ohio is a serious problem in the administration of justice. Constitutional courts were created to serve the litigants and the interest of the public at large, not for the convenience or benefit of judges and lawyers. Unnecessary delay erodes the public's confidence in the judicial system.

It is the obligation of the judges of the Court of Common Pleas, Franklin County, Ohio, to operate the Court in a manner that is lawful, fair, just, and efficient for the benefit of the citizens of Franklin County and all other litigants that come before it. To that end, the following rules are designed (1) to expedite the disposition of both criminal and civil cases in this Court, while at the same time safeguarding the rights of litigants to the just processing of their cases; (2) to expedite and make consistent the disposition of cases in the general branch of the Court; and (3) to serve the public interest which mandates the prompt disposition of all cases before this Court.

RULE 81 – THE RECORD (8-24-99)

81.01 Pursuant to the requirements of Section 2301.20 of the Ohio Revised Code and Ohio Criminal Rule 22, the trial judge shall grant any request made by a party, in either a criminal or a civil case, to memorialize for the record any action taken in such proceeding not otherwise included on the record in the case.

81.02 If the Court reporter is instructed by the trial judge, over the objection of a party or counsel, not to record any action taken or request made, the court reporter shall bring such instruction to the attention of the administrative judge at a convenient time. In no event shall such court reporter be subject to disciplinary or retaliatory action for compliance with this rule.

81.03 A court reporter shall fairly and accurately record all actions taken pursuant to a civil or criminal case pending before the trial judge to whom that court reporter is assigned. The court reporter shall record any action taken, in a civil or a criminal case, when asked to do so by any party thereto.

81.04 Any conflict which may arise, relative to the record in any such criminal or civil case, among the judge, the parties, and the court reporter shall be resolved by the Administrative Judge.

81.05 In no event shall a Court Reporter be subject to disciplinary or retaliatory action for compliance with this rule.

81.06 Any court reporter failing to fairly and accurately record any actions taken in either a civil or criminal case, when called upon to do so by either the trial judge or any party, shall be subject to disciplinary action by the Franklin County Common Pleas Court.

81.07 Daily copies of transcripts to counsel in criminal cases will not be ordered, provided for, or permitted except in such cases where the sound discretion of the Trial Judge would require it in the interest of justice.