

**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 57- SUMMARY JUDGMENT MOTIONS

57.01 (1-8-03) All Motions for summary judgment filed pursuant to Civil Rule 56 shall be deemed submitted to the judge when filed. This rule does not alter the response dates for memorandum contra and replies under Local rule 21.01.

57.02 (1-8-03) **FILING OF EVIDENTIARY MATERIALS IN SUPPORT OF MOTION**

All affidavits, depositions, and other evidentiary material permitted by Civ. R. 56 (C) in support of or in opposition to the motion for summary judgment shall be filed with the motion or responsive pleading. This section does not extend the time limits for filing a brief in opposition or a reply brief as provided in Loc. R. 21.01.

57.03 (1-8-03) **ORAL HEARING ON MOTION**

No motion for summary judgment shall be assigned for oral argument without the consent of the Trial Judge. Assignment of a summary judgment motion for oral argument shall not alter time periods for serving and filing briefs and permitted evidentiary materials unless specifically ordered by the Trial Judge.

57.04 LEAVE REQUIRED

Without prior leave of the Trial Judge, no motion for summary judgment shall be filed in any case after the dispositive motion date appearing in the Case Schedule. The motion shall be assigned, heard and submitted as set forth in Loc. R. 21.01, unless specifically ordered otherwise by the Trial Judge.