

The Ohio Court of Appeals Fifth District



Domestic Relations Appeals

NOTICE:

Effective April 30, 2014

The Fifth District Court of Appeals
has amended the Docketing Statement
(Local Rule 6).

The Amended Docketing Statement is
available at the Clerk's Office or online at
www.FifthDist.org.

**Fairfield County Clerk of Courts
Fifth District Court of Appeals**

Paperwork Necessary to File an Appeal

Civil Appeals

1. Notice of Appeal;
2. Civil Docketing Statement;
3. Copy of Judgment Appealing, attached to each Docketing Statement;
4. Praecipe to the Court Reporter (if needed);
5. \$100.00 filing fee or completed financial disclosure affidavit for indigent defendants;
6. The Court retains original document + one copy for each party to be served.

Criminal Appeals

1. Notice of Appeal;
2. Criminal Docketing Statement;
3. Copy of Judgment Appealing, attached to each Docketing Statement;
4. Praecipe to the Court Reporter (if needed);
5. \$100.00 filing fee or completed financial disclosure affidavit for indigent defendants;
6. The court retains original document + one copy for each party to be served.

Domestic Relations Appeals

1. Notice of Appeal;
2. Civil Docketing Statement;
3. Copy of Judgment Appealing, attached to each Docketing Statement;
4. Praecipe for Court Recording and Transcript;
5. \$100.00 filing fee or completed financial disclosure affidavit for indigent defendants;
6. The Court retains original document + one copy for each party to be served.

Juvenile/Probate Appeals

1. Notice of Appeal (original must be filed in the trial court);
2. Civil Docketing Statement;
3. Copy of Judgment Appealing, attached to each Docketing Statement;
4. Praecipe to the Court Reporter (if needed);
5. \$100.00 filing fee or completed financial disclosure affidavit for indigent defendants;
6. The Court retains original document + one copy for each party to be served.

Municipal Court Appeals

1. Notice of Appeal (original must be filed in the trial court);
2. Civil Docketing Statement;
3. Copy of Judgment Appealing, attached to each Docketing Statement;
4. Praecipe to the Court Reporter (if needed);
5. \$100.00 filing fee or completed financial disclosure affidavit for indigent defendants;
6. The Court retains original document + one copy for each party to be served.

**OHIO FIFTH DISTRICT COURT OF APPEALS
DOCKETING STATEMENT**

WARNING: A time-stamped copy of the judgment entry or order which makes your cause appealable as well as a copy of all judgment entries or orders being appealed must be attached to this statement.

WARNING: All requested information *must be provided*. Failure to file a fully completed docketing statement, typed or legibly printed, may result in this appeal being dismissed by the Court, *sua sponte*.

Appeal No. _____
Trial Court No. _____
Trial Court Judge _____

Plaintiff-Appellant Appellee (Circle Designation)

-vs- _____
Plaintiff's Counsel _____
Phone _____

Defendant's Counsel _____
Phone _____

Defendant-Appellant Appellee (Circle Designation)

A. DATES: Of the judgment(s) being appealed _____ Time to Appeal extended per App.R. () Yes () No
Specify Reason: _____

B. PROBABLE ISSUES FOR REVIEW: (Including charges in criminal case) _____

C. THIS APPEAL SHOULD BE ASSIGNED TO: (Check One) (See Loc. App. R. 6(B) and App. R. 11.2)

- () The regular calendar,
- () The accelerated calendar, (See Loc. R. 6(B))
- () The expedited calendar. (See Section F(3) of this docketing statement, Loc. R. 7 and App. R. 11.2)

D. THE RECORD: This Docketing Statement will serve as a praecipe to the clerk to prepare and transfer the docket and journal entries.

Please Indicate the Type of Record to be Filed: (Check One).

- () Docket and Journal Entries Only, no transcript of proceedings.
- () Transcript has been prepared already. It is a () Full or () Partial Transcript. If partial, see App.R. 9(B)
- () Statement of the record pursuant to App.R. 9(C).
- () Agreed Statement of the Record pursuant to App.R. 9(D).
- () Transcript of Proceedings. () Less than or () Greater than 100 pages.
() Full or () Partial transcript has been ordered. If partial, see App.R. 9(B).

WARNING: If a transcript of proceedings is needed, a copy of the notice of appeal and an appropriate praecipe must be served by Appellant on the court reporter. A copy of the praecipe to the court reporter shall be filed with this Court showing service of the notice of appeal and praecipe upon the court reporter.

NAME OF COURT REPORTER, DATE SERVED _____

Please state with particularity which exhibits and/or evidence, other than paper exhibits or documentary evidence not of unusual bulk or weight, the parties request be transmitted as part of the record on appeal. (See APP.R. 10(B); Loc.App.R. 8(C)) _____

E. CRIMINAL CASE

- 1. CHARGE: _____
- 2. DEGREE: () Misdemeanor () Felony
- 3. Is this an appeal of probation revocation? () Yes () No. If yes, what was the original charge and sentence? _____
- 4. Is this an appeal of Post-Conviction Relief? (R.C. 2953.21) () Yes () No. If yes, was a hearing held in the trial court? () Yes () No. What was the original charge and sentence? _____
- 5. Type of Appeal: (Check One)
 - () Appeal as of Right () State's Appeal as of Right (R.C. 2945.67(A))
 - () Appeal by Leave of Court (App.R. 5) () State's Appeal by Leave of Court
- 6. Is this an appeal for review of sentencing pursuant to R.C. 2953.08? () Yes () No.
- 7. Was counsel appointed for trial? () Yes () No.
- 8. Was counsel appointed for appeal? () Yes () No.
- 9. Was a stay of sentence requested in trial court? () Yes () No If yes, stay was: GRANTED DENIED PENDING

F. CIVIL CASE

- 1. ACTION BROUGHT IN LOWER COURT: _____
- 2. Did this action originate in a Trial Court or in an Administrative Agency? Indicate which.
 - () County Court () Municipal Court () Common Pleas Court () Administrative Agency
 - () Probate Court () Family Court () Juvenile Court () Other _____
- 3. Must this case be expedited as being one of the following types: () Yes () No. If yes, check one of the following:
 - () Appeal under determination of local fiscal emergency brought by municipal corporation R.C. 118.04(C)
 - () Appeal brought by minor child under R.C. 2505.073
 - () Appeal involving matters of child custody, allocation of parental rights or responsibilities, or designation of a child's place of residence and legal custodian under R.C. 3109.04(H) and R.C. 3109.06.
 - () Appeal from orders granting or denying (1) termination of parental rights or (2) adoption of a minor child.(See App. R. 11.2 effective July I, 2000) See Loc. R. 7
 - () Appeal from orders regarding dependent, abused, neglected, unruly, or delinquent children. (See App. R. 11.2 effective July I, 2000) See Loc. R. 7
 - () Election contests as provided in R.C. 3515.08
- 4. Do you know of another case pending in this Court which raises the same issue(s)? () Yes () No. If yes, please cite case(s). _____
- 5. Have you determined in good faith that the judgment appealed from is a final appealable order? (R.C. 2505.02) () Yes () No.
- 6. Did the judgment dispose of all claims by and against all parties? () Yes () No.
- 7. If not, is there an express determination that there is "no just reason for delay"? (Civ.R. 54(B)) () Yes () No.
- 8. Was a stay of judgment requested in trial court? () Yes () No If yes, stay was: GRANTED DENIED PENDING

CERTIFICATION

I certify that the information provided on this docketing statement is accurate.

 Signature of Counsel (or Party if not represented by Counsel)
 & Supreme Court Reg. No. _____

(Revised Effective April 30, 2014)

**IN THE COURT OF APPEALS FOR FAIRFIELD COUNTY, OHIO
FIFTH APPELLATE DISTRICT**

| | | |
|--------------------------------------------------------------------------------------------------------------------|---|--------------------------------------------------------------------------------------------------------------|
| <div style="background-color: #cccccc; height: 20px; margin-bottom: 5px;"></div> <hr/> Plaintiff/Petitioner | : | |
| SELECT ONE: <input type="checkbox"/> Appellee | : | APPEAL NO. <div style="background-color: #cccccc; width: 150px; height: 15px; display: inline-block;"></div> |
| <input type="checkbox"/> Appellant | : | |
| -vs/and- | : | TRIAL COURT |
| <div style="background-color: #cccccc; height: 20px; margin-bottom: 5px;"></div> <hr/> | : | CASE NO. <div style="background-color: #cccccc; width: 150px; height: 15px; display: inline-block;"></div> |
| Defendant/Respondent/Petitioner | : | |
| SELECT ONE: <input type="checkbox"/> Appellee | : | PRAECIPE FOR COURT RECORDING |
| <input type="checkbox"/> Appellant | : | AND TRANSCRIPT |

INSTRUCTIONS: All shaded areas of this form must be completed.

TO THE CLERK:

Please serve a copy of the Notice of Appeal and this Praecipe for Court Recording upon the following:

- 1. Fairfield County Domestic Relations Court Bailiff**
224 East Main Street – Room 402
Lancaster, Ohio 43130

- 2. Registered Professional Court Reporter:**

LIST THE NAME OF THE COURT REPORTER TO PREPARE TRANSCRIPT

STREET ADDRESS

CITY/STATE/ZIP

TELEPHONE

TO THE FAIRFIELD COUNTY DOMESTIC RELATIONS COURT BAILIFF:

Please prepare a CD recording of hearings in this matter that were held on the dates listed below and mail the CD to the Court Reporter named above:

| |
|----------------------------------------------------|
| LIST ALL COURT HEARING DATES TO BE RECORDED |
| |
| |
| |

TO THE COURT REPORTER:

Please prepare a transcript of the proceedings sent to you in CD format by the Fairfield County Domestic Relations Court Bailiff and send the completed transcript to the Fairfield County Clerk of Courts at 224 East Main Street – 2nd Floor, Lancaster, Ohio 43130 for filing.

BY SIGNING BELOW, I, the Requestor, hereby acknowledge that it is my responsibility to contact the Court Reporter that is preparing the transcript to make arrangements for payment of the cost of the transcript.

SIGNATURE

PRINTED NAME

ADDRESS

CITY/STATE/ZIP

TELEPHONE

Court Reporters

Accuscribes Reporting Ltd.

Pat Thorton
P.O. Box 2466
Lancaster, Ohio 43130
740-689-1680

PRI Court Reporting, LLC

398 Washington Avenue
Columbus, Ohio 43215
614-460-5000, 1-800-229-0675
Fax: 614-460-5566
www.PRIOHIO.com

Rawson Reporting Services, LLC

Lisa B. Rawson
129 James Avenue
Heath, Ohio 43056
740-522-8143

Ellen Riggs, Court Reporter

Hocking County Common Pleas Court
1 East Main Street
Logan, OH 43138
740-385-8384

Runfola Court Reporting

9039 Antares Avenue
Columbus, OH 43240
614-841-7759
www.runfola.com

Spectrum Reporting, LLC

333 E. Stewart Avenue
Columbus, Ohio 43206
614-444-1000, 1-800-635-9071
www.spectrumreporting.com

Tahyi Video and Court Reporting

Peggy Tahyi
334 Main Street
Zanesville, Ohio 43701
740-454-7157, 1-800-526-6508

(Rev. 9/2014)