

Rule 4
MAGISTRATES

(A) In accordance with Rule 19 of the Rules of Superintendence for the Courts of Ohio, magistrates shall be appointed by a majority vote of the municipal court judges to hear the following cases: small claims proceedings, proceedings in aid of execution; miscellaneous civil matters relating to garnishments, replevins and other attachments; forcible entry and detainer proceedings in which the right of a trial by jury is waived or not demanded, rent escrow proceedings which have not been resolved through the Citizens Dispute Settlement Program; assessment of damages, criminal and traffic proceedings as defined in Local Rule 19(A) and (B) where there is a plea of guilty, not guilty, or no contest and a written waiver by defendant of the right to a trial before a judge, and other duties assigned by the judges, such as bench warrants and warrant blocks on non-violent offenses, and stays on fines and costs.

(B) Magistrates shall have the qualifications and the power to act as authorized and specified in Rule 53 of the Ohio Rules of Civil Procedure, Rule 19 of the Ohio Rules of Criminal Procedure, and Rule 14 of the Ohio Rules of Traffic Procedure as adopted by this court's order of reference and the Rules of Superintendence for the Courts of Ohio.

(C) All pretrial orders of the magistrate entered pursuant to Rule 53(C)(3) of the Ohio Rules of Civil Procedure and all decisions of the magistrate in referred matters shall be prepared, signed, and filed with the clerk who shall serve copies on all the parties or their attorneys.

(D) All proceedings referred hereunder to a magistrate shall be in accordance with the Civil Rules, any applicable statutes, these local rules, and the Rules of Superintendence, as if before the court. The magistrate is responsible for all further matters in connection with the case subject to appeal of pretrial orders pursuant to Civil Rule 53(C)(3)(b) and objections filed pursuant to Civil Rule 53(E)(3). The magistrate's decision shall be effective when adopted by the court pursuant to Civil Rule 53(E)(4).

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