

MONTGOMERY COUNTY MUNICIPAL COURT
WESTERN AND EASTERN DIVISIONS
2011 ANNUAL REPORT

JAMES D. PIERGIES, PRESIDING AND
ADMINISTRATIVE JUDGE

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County Municipal Judges



Honorable James L. Manning
1994 – Present

Judge James L. Manning received his B.A. from University of Dayton in 1969 and his J.D. from the University of Toledo in 1974.



Honorable James D. Piergies
1995 – Present

Judge James Piergies received his B.A. from Bowling Green State University in 1974 and his J.D. from University of Dayton School of Law in 1980.



Honorable Adele M. Riley
2005 - Present

Judge Adele Riley received her B.A. from Boston University, Master of Science Education Administration and J.D. from University of Dayton in 1981.



Honorable James A. Hensley, Jr.
1995 – Present

Judge James Hensley received his B.A. and J.D. from University of Dayton.

Jurisdiction and Organization

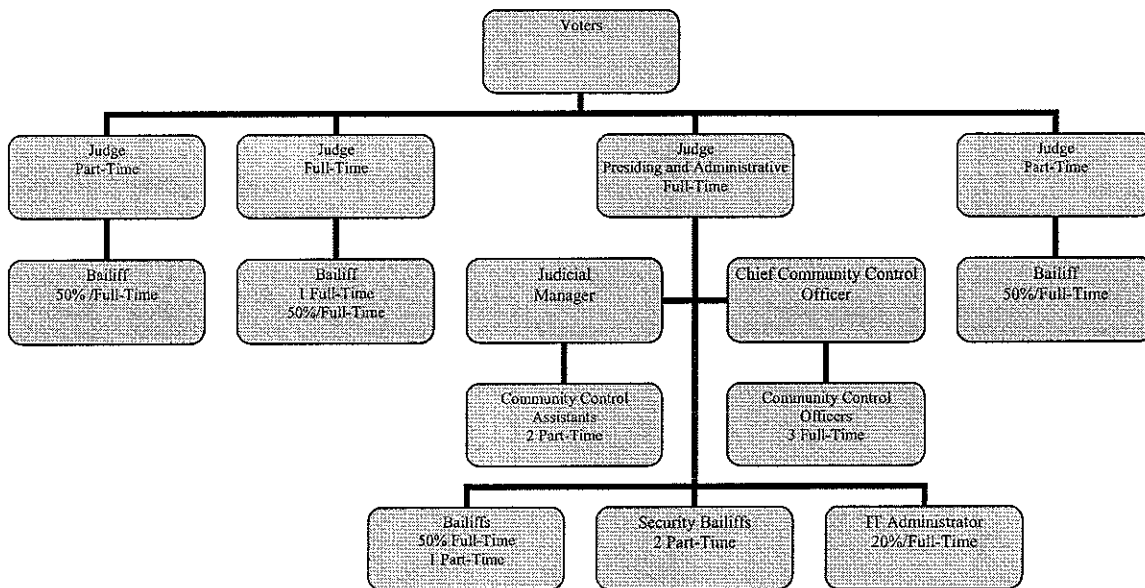
The County Municipal Court serves four townships and eight municipalities in the northwest and northeast portions of Montgomery County.

The County Municipal Court Western Division in New Lebanon serves the cities of Trotwood and Brookville; the townships of Clay, Jackson, Jefferson and Perry; and the villages of Farmersville, New Lebanon, Phillipsburg and Verona. The County Municipal Court Eastern Division in Huber Heights serves the cities of Huber Heights and Riverside.

County Municipal Court also serves the other law enforcement agencies that file cases from within these jurisdictions such as the Montgomery County Sheriff's Office, Ohio State Patrol, Ohio Park Rangers, Ohio Division of

Wildlife, Public Utilities Commission Police, Montgomery County Zoning, Public Health District of Dayton and Montgomery County, Animal Resource Center, Dayton Department of Taxation and the Board of Liquor Control.

The County Municipal Court has jurisdiction in all adult traffic and misdemeanor cases occurring in the court's jurisdiction. They are also the originating court for felony preliminary hearings. The court has jurisdiction in civil cases up to \$15,000 and jurisdiction in small claims cases up to \$3,000. The court has a full-time Community Control Department responsible for supervising defendants. The Clerk of the County Municipal Court is the elected Clerk of Courts of Montgomery County.



Court Personnel

The County Municipal Court, Western and Eastern Divisions, is staffed by two full-time elected Judges (James D. Piergies and James L. Manning), two part-time elected Judges (James A. Hensley, Jr. and Adele M. Riley), elected Clerk of Courts for Montgomery County (Gregory Brush), one Judicial Manager (Carol A. Madewell), one Chief Community Control Officer (Dean A. Johnson) and three full-time Community Control Officers (Tomica Buford, James Lawson, and Brian Townsend), three full-time bailiffs (Roger TenBroeke, Steve Davis, and Amy Evans), one part-time bailiff (Charley Hall), two part-time security bailiffs (Ron Osborne and Ron Carbaugh), two part-time community control assistants (Lacy Stamper and Taylor Shelton). The Clerk of Courts also provides service to the court with one Chief Deputy Clerk (Belinda Davis), one Assistant Chief Deputy (Pam Dyer), and 18 Deputy Clerks (Beth Hill, Robyn Kirk, Marti Dixon, Michelle Belcher, Joyce Comer, Sherry Tuttle, Kim Hembree, Debbie Barns, Verna Snyder, Phyllis Walker, Jennifer Dearth, Cyndi Marcum, Nikki Davis, Perry Wiggins, Patricia Cox, Robyn Kirk, Mary Edds, Angela Whitfield).

Community Control Department

The County Municipal Court Community Control Department has supervisory responsibility for individuals whom the court places on community control. The Community Control Officers monitor the individuals for compliance with the law, completion of drug and alcohol treatment, batterers' education, theft education, anger management, community service and other requirements ordered by the Court.

The Community Control Department is responsible for preparing pre-sentence investigation reports, expungement reports, accepting restitution payments, performing drug screens, scheduling revocation hearings, and establishing ignition interlock.

The court placed 1356 individuals on Community Control in 2011 and 1,557 individuals were successfully terminated. The Community Control Department prepared 241 pre-sentence investigation reports and 81 expungement reports.

Case Load

During the calendar year 2011 County Municipal Court processed 20,879 cases comprised of 18,886 new case filings from local jurisdictions and had 1,993 cases that were reactivated. The new case filings may include multiple charges and does not include parking tickets. The following charts summarizes the case load of the Administrative Judge and the individual Judges for 2011.

**MONTGOMERY COUNTY MUNICIPAL COURT
2011 NEW CASES FILED ADMINISTRATIVE REPORT**

MONTH	Felonies	Misdemeanors	O.V.I.	Other Traffic	PI & PD	Contracts	F.E.D.	Other Civil	Small Claims	Total	Reactivations
January	36	214	24	718	2	203	90	7	13	1307	143
February	32	244	24	737	3	133	75	7	32	1287	132
March	19	319	56	1070	1	166	73	4	16	1724	163
April	19	328	34	1033	3	180	70	10	17	1694	156
May	30	306	33	909	7	139	119	5	28	1576	122
June	25	359	27	916	5	132	141	2	25	1632	175
July	33	370	30	1000	0	92	140	5	11	1681	170
August	24	398	31	1038	1	108	105	7	38	1750	191
September	30	369	37	926	1	123	146	6	15	1653	188
October	33	366	52	875	4	165	83	8	12	1598	159
November	23	400	31	853	2	116	99	9	37	1570	208
December	24	341	37	772	1	118	97	5	19	1414	186
TOTAL	328	4014	416	10847	30	1675	1238	75	263	18886	1993

2011 CASES DISPOSED

January	51	294	20	711	0	153	101	9	22	1361	
February	43	265	24	761	2	115	73	12	20	1316	
March	25	390	59	1131	4	179	121	4	24	1937	
April	29	403	34	1045	5	188	64	7	16	1791	
May	30	354	33	1019	1	156	112	8	26	1739	
June	36	426	32	1071	4	166	133	2	26	1896	
July	47	416	31	1054	4	148	92	2	36	1830	
August	36	446	28	1088	6	141	102	10	12	1869	
September	37	448	43	1086	1	102	136	4	27	1884	
October	41	433	50	925	2	103	104	5	13	1676	
November	39	527	34	972	2	116	111	6	13	1820	
December	37	415	38	921	2	117	141	5	26	1702	
TOTAL	451	4817	426	11784	33	1684	1290	74	261	20821	

Cases Assigned to Judges

MONTGOMERY COUNTY MUNICIPAL COURT 2011 NEW CASES FILED INDIVIDUAL REPORT JUDGE JAMES L. MANNING									
MONTH	Misdemeanors	O.V.I.	Other Traffic	PI & PD	Contracts	F.E.D.	Other Civil	Total	Reactivations
January	63	7	58	0	50	30	0	208	34
February	70	9	68	1	38	22	0	208	25
March	102	10	103	2	66	22	0	305	52
April	84	4	89	2	55	1	0	265	40
May	88	7	74	0	49	33	0	251	23
June	88	8	100	0	42	50	1	289	51
July	85	6	62	2	45	40	0	240	32
August	115	7	103	0	37	35	1	298	29
September	114	16	82	0	24	42	0	278	45
October	93	10	63	1	21	34	0	222	34
November	106	6	61	0	24	51	0	248	32
December	100	9	57	1	34	66	0	267	33
TOTAL	1108	99	920	9	485	426	2	3079	430
2011 CASES DISPOSED									
January	97	12	103	1	59	51	1	324	
February	76	8	76	0	30	32	2	225	
March	118	11	133	2	72	47	0	383	
April	109	7	101	4	56	38	0	315	
May	86	11	81	0	44	19	0	241	
June	124	13	113	0	52	33	0	335	
July	95	9	89	2	50	32	0	277	
August	103	10	105	0	33	42	1	294	
September	120	6	114	0	30	39	0	309	
October	107	9	99	0	16	39	0	270	
November	106	9	84	0	28	29	0	266	
December	108	10	89	1	31	51	1	291	
TOTAL	1249	115	1187	10	501	452	5	3530	

**MONTGOMERY COUNTY MUNICIPAL COURT
2011 NEW CASES FILED INDIVIDUAL REPORT
JUDGE ADELE M. RILEY**

MONTH	Misdemeanors	O.V.I.	Other Traffic	PI & PD	Contracts	F.E.D.	Other Civil	Total	Reactivations
January	40	5	39	0	17	17	0	118	27
February	31	1	31	0	11	12	0	86	22
March	52	6	47	1	19	13	0	138	19
April	42	1	39	0	19	10	0	111	19
May	50	6	43	0	10	30	0	139	22
June	55	5	45	0	25	23	0	153	16
July	48	8	42	0	27	22	0	147	15
August	51	2	51	1	28	18	0	151	25
September	63	8	37	0	13	46	0	167	21
October	53	4	33	1	16	19	0	126	11
November	57	3	37	0	14	5	0	116	23
December	57	7	23	0	23	2	0	113	18
TOTAL	599	56	467	3	222	217	0	1565	238
2011 CASES DISPOSED									
January	45	4	53	0	21	20	0	143	
February	37	2	46	0	7	7	0	99	
March	53	3	63	0	16	22	0	157	
April	43	2	54	0	22	13	0	134	
May	45	4	51	0	12	18	0	130	
June	58	4	49	1	25	12	0	149	
July	44	2	44	0	22	16	0	128	
August	72	9	71	1	30	29	0	212	
September	62	8	50	0	17	17	0	154	
October	53	6	53	0	10	37	0	159	
November	76	2	59	1	17	10	0	165	
December	68	3	34	0	21	35	0	161	
TOTAL	656	49	627	3	220	236	0	1791	

**MONTGOMERY COUNTY MUNICIPAL COURT
2011 NEW CASES FILED INDIVIDUAL REPORT
JUDGE JAMES D. PIERGIES**

MONTH	Misdemeanors	O.V.I.	Other Traffic	PI & PD	Contracts	F.E.D.	Other Civil	Total	Reactivations
January	61	3	59	0	55	1	0	179	21
February	52	9	86	2	36	1	0	186	19
March	58	23	100	0	38	5	0	224	29
April	76	13	77	2	61	3	0	232	20
May	58	11	68	1	47	3	0	188	17
June	60	11	54	3	50	5	0	183	19
July	82	4	51	2	44	1	0	184	8
August	91	13	79	3	31	3	0	220	24
September	88	7	79	1	34	9	0	218	20
October	81	23	65	0	40	28	0	237	22
November	118	10	77	0	43	20	0	268	24
December	75	9	70	0	27	27	0	208	24
TOTAL	900	136	865	14	506	106	0	2527	247

2011 CASES DISPOSED

January	59	4	65	1	50	1	0	180
February	61	5	92	0	34	1	0	193
March	86	9	109	1	49	7	0	261
April	57	16	95	0	45	4	0	217
May	86	16	99	4	56	4	0	265
June	70	16	66	2	53	5	0	212
July	60	8	52	3	50	0	0	173
August	87	5	72	3	40	3	0	210
September	78	9	63	2	34	8	0	194
October	90	11	82	0	34	10	0	227
November	99	18	101	0	48	40	0	306
December	99	7	86	0	29	26	0	247
TOTAL	932	124	982	16	522	109	0	2685

**MONTGOMERY COUNTY MUNICIPAL COURT
2011 NEW CASES FILED INDIVIDUAL REPORT
JUDGE JAMES A. HENSLEY, JR.**

MONTH	Misdemeanors	O.V.I	Other Traffic	PI & PD	Contracts	F.E.D.	Other Civil	Total	Reactivations
January	24	3	38	0	17	18	0	100	9
February	33	3	38	0	17	10	0	101	6
March	43	17	57	0	26	0	0	143	13
April	52	12	47	0	35	1	0	147	12
May	34	7	64	0	17	8	0	130	7
June	70	6	56	0	21	13	0	166	6
July	54	10	47	0	22	2	0	135	6
August	47	5	48	1	18	0	1	120	14
September	47	7	39	0	17	2	0	112	11
October	53	10	20	0	16	3	0	102	6
November	44	11	33	1	23	2	0	114	6
December	45	9	39	1	15	0	1	110	6
TOTAL	546	100	526	3	244	59	2	1480	102
2011 CASES DISPOSED									
January	51	3	46	0	5	15	0	120	
February	32	5	34	0	32	11	0	114	
March	36	6	53	0	30	2	0	127	
April	48	9	61	1	31	1	0	151	
May	40	10	53	0	25	9	0	137	
June	50	8	64	0	24	15	0	161	
July	50	10	57	0	24	2	0	143	
August	50	8	51	1	11	0	0	121	
September	64	4	60	0	22	0	1	151	
October	49	10	36	0	15	1	0	111	
November	28	6	25	1	16	3	0	79	
December	73	9	59	0	20	2	1	164	
TOTAL	571	88	599	3	255	61	2	1579	

FUNDS COLLECTED AND DISBURSEMENTS

The following charts set out the fines and court costs that were assessed by the court and collected and disbursed by the Clerk of Courts.

CRIMINAL/TRAFFIC RECEIPTS AND DISTRIBUTIONS

For the 2011 year, County Municipal Court collected \$1,646,439.41 in fines, court costs, and other monies for criminal and traffic cases. Distributed as follows:

WESTERN DIVISION		EASTERN DIVISION	
CLAY TOWNSHIP	\$325.00	HUBER HEIGHTS	\$68,317.45
JACKSON TOWNSHIP	\$0.00	RIVERSIDE	\$38,624.13
JEFFERSON TOWNSHIP	\$330.00	FIVE RIVERS PARK DISTRICT	\$25.00
PERRY TOWNSHIP	\$85.00	MONTGOMERY CO SHERIFF	\$0.00
BROOKVILLE	\$14,426.00	MONTGOMERY CO SHERIFF - SERVICE OF SUMMONS	\$10,798.00
NEW LEBANON	\$982.00	OTHER COUNTIES - SERVICE OF SUMMONS	\$400.61
PHILLIPSBURG	\$350.00	MONTGOMERY CO TREASURER:	
TROTWOOD	\$3,712.25	COMPUTER IMPROVEMENT	\$73,590.00
VERONA	\$405.00	COURT IDATF	\$7,588.50
MONT CO SHERIFF	\$40.00	INDIGENT MONITORING FUND	\$3,476.00
MONT CO SHERIFF-SERVICE OF SUMMONS	\$21,409.50	INTEREST	\$0.00
OTHER COUNTIES - SERVICE OF SUMMONS	\$1,738.95	LEGAL RESEARCH	\$20,140.14
OHIO STATE PATROL	\$175.00	NSF FEES	\$300.00
MONTGOMERY CO TREASURER:		OPERATION FEES	\$90,827.75
COMPUTER IMPROVEMENT	\$52,450.38	PROBATION	\$37,155.00
COURT IDATF	\$4,784.25	PUBLIC DEFENDER	\$12,726.47
INDIGENT MONITORING FUND	\$817.00	REIMBURSEMENT FUND	\$229.80
INTEREST	\$0.00	MONTGOMERY CO SHERIFF:	
LEGAL RESEARCH	\$14,634.25	BOOK IN/BOOK OUT FEE	\$5,473.00
NSF FEES	\$175.00	COUNTY IDATF	\$4,501.50
OPERATION FEES	\$64,829.12	HOUSING	\$3,880.00
PROBATION	\$43,203.90	VIDEO TRANSPORTATION FEES	\$1,540.00
PUBLIC DEFENDER FEE	\$20,609.75	STATE OF OHIO:	
REIMBURSEMENTS	\$99.00	CHILD RESTRAINT	\$600.00
MONTGOMERY COUNTY SHERIFF:		DRUG LAW ENFORCEMENT	\$17,737.75
BOOK IN /BOOK OUT	\$6,359.50	EXPUNGEMENT	\$2,490.00
HOUSING	\$1,848.00	INDIGENT DEFENSE	\$169,197.02
COUNTY IDATF	\$2,654.19	LIQUOR	\$525.00
VIDEO TRANSPORTATION FEES	\$1,835.50	OSP FINES	\$6,115.75
STATE OF OHIO:		SEAT BELT	\$12,935.00
STATE OF OHIO: *CHILD RESTRAINT	\$808.00	VICTIM OF CRIME	\$54,286.00
DRUG LAW ENFORCEMENT	\$11,152.50	OHIO STATE PATROL	\$1,212.25
EXPUNGEMENT	\$1,600.00	OHIO BUREAU OF MOTOR VEHICLES:	
INDIGENT DEFENSE/GENERAL REVENUE	\$123,509.75	LICENSE FORFEITURE FEES	\$10.00
LIQUOR	\$738.00	WARRANT BLOCK	\$74.00
OSP FINES (50%)	\$10,179.00	DIVISION OF WILDLIFE	\$0.00
SEAT BELT	\$8,901.25	OHIO BOARD OF PHARMACY	\$1,877.25
VICTIM OF CRIME	\$39,466.27	OHIO DEPT OF PUBLIC SAFETY	\$0.00
OHIO BUREAU OF MOTOR VEHICLES:		MIAMI VALLEY CRIME STOPPERS	\$819.00
LICENSE FORFEITURE	\$90.00	CAPITAL RECOVERY	\$17,279.55
WARRANT BLOCK	\$175.00	MONT CO TREASURER:	
DIVISION OF WILDLIFE	\$1,125.00		
OHIO BOARD OF PHARMACY	\$887.00		
OHIO DEPARTMENT OF PUBLIC SAFETY	\$0.00		
MIAMI VALLEY CRIME STOPPERS	\$832.00		

FIVE RIVERS METRO PARKS	\$0.00	HUBER HEIGHTS	
CAPITAL RECOVERY	\$22,189.66	4511&4513	\$9,932.50
MONTGOMERY CO TREASURER:		Non 4511 & 4513	\$14,365.30
BROOKVILLE:		CRIMINAL	\$14,270.50
4511 & 4513	\$6,707.00	RIVERSIDE	
NON 4511 & 4513	\$2,854.00	4511 & 4513	\$12,546.00
CRIMINAL	\$3,476.00	Non 4511 & 4513	\$7,330.50
CLAY		CRIMINAL	\$6,923.00
4511 & 4513	\$11,344.50	FIVE RIVERS METRO PARKS	
NON 4511 & 4513	\$1,570.00	4511&4513	\$0.00
CRIMINAL	\$1,187.00	Non 4511 & 4513	\$0.00
JACKSON		ALL OTHERS	\$1,601.00
4511 & 4513	\$2,922.00	MONT CO SHERIFF	
NON 4511 & 4513	\$911.00	4511&4513	\$25.00
CRIMINAL	\$490.00	Non 4511 & 4513	\$220.00
MCSO/JEFFERSON		MONT CO LIQUOR	\$525.00
4511 & 4513	\$10,644.50	MONT CO LOCAL COSTS	\$144,157.85
NON 4511 & 4513	\$4,722.75	WITNESS	\$1,373.00
CRIMINAL	\$3,785.70	OSP FINES TRAFFIC	\$6,095.75
NEW LEBANON		OSP FINES CRIMINAL	\$260.00
4511 & 4513	\$4,448.00	DOG WARDEN	\$764.00
NON 4511 & 4513	\$1,895.00	UNCLAIMED FUNDS	\$2,664.73
CRIMINAL	\$2,964.00	TOTAL	\$887,806.05
PERRY			
4511 & 4513	\$6,730.00		
NON 4511 & 4513	\$988.00		
CRIMINAL	\$874.00		
PHILLIPSBURG			
4511 & 4513	\$184.00		
NON 4511 & 4513	\$0.00		
CRIMINAL	\$50.00		
SHERIFF			
4511 & 4513	\$3,211.38		
NON 4511 & 4513	\$705.00		
CRIMINAL	\$718.00		
TROTWOOD			
4511 & 4513	\$38,271.75		
NON 4511 & 4513	\$17,613.75		
CRIMINAL	\$18,055.25		
VERONA			
4511 & 4513	\$930.00		
NON 4511 & 4513	\$75.00		
CRIMINAL	\$0.00		
FIVE RIVERS METRO PARKS	\$0.00		
MONTGOMERY CO LIQUOR	\$738.00		
MONTGOMERY CO LOCAL COST	\$112,053.76		
WITNESS FEES	\$2,065.00		
OSP FINES TRAFFIC	\$10,179.00		
OSP FINES CRIMINAL	\$240.00		
DOG WARDEN	\$1,125.50		
Treasurer of Mont County- Unclaimed Funds	\$4,272.55		
TOTAL	\$758,633.36		

CIVIL DIVISION RECEIPTS AND DISBURSEMENTS

The court collected money through the civil and small claims divisions totaling \$448,958.11 and distributed as follows:

WESTERN DIVISION		EASTERN DIVISION	
MONTGOMERY COUNTY :		MONTGOMERY CO TREASURER:	
LOCAL COST	\$122,602.87	INTEREST	\$0.00
LEGAL RESEARCH	\$4,503.00	LOCAL COSTS	\$147,437.17
COMPUTER IMPROVEMENT	\$15,082.00	LEGAL RESEARCH	\$5,303.00
OPERATION FEES	\$24,017.00	COMPUTER IMPORVEMENT	\$17,671.00
REIMBURSEMENTS	\$0.00	OPERATION FEES	\$28,202.00
MONT CO SHERIFF -SERVICE OF SUMMONS	\$1,378.44	NSF FEES	\$55.00
OTHER COUNTIES - SERVICE OF SUMMONS:	\$174.00	REIMBURSEMENT FUND	\$140.80
STATE OF OHIO:		MONTGOMERY CO SHERIFF - SERVICE OF SUMMONS	\$1,539.00
LEGAL AID (99%)	\$37,521.99	OTHER COUNTIES - SERVICE OF SUMMONS	\$90.00
Treasurer of Mont County- Unclaimed Funds	\$574.81	STATE OF OHIO LEGAL AID 99%	\$42,666.03
INTEREST	\$0.00	UNCLAIMED FUNDS	\$0.00
TOTAL	\$205,854.11	TOTAL	\$243,104.00

COURT COLLECTION EFFORTS

The County Municipal Court has collected a total of \$712,029.51 for past due fines and court costs since the beginning of our Collections Project in January 2006. In 2011 the court collected a total of \$160,513.36 in past due fines and court costs.

PUBLIC DEFENDER'S OFFICE

The Montgomery County Public Defender's Office provides valuable legal defense services to individuals who cannot afford to retain their own attorney. In 2011 the Public Defender's Office represented a total of 4,269 individuals in the County Municipal Court.

SUMMARY

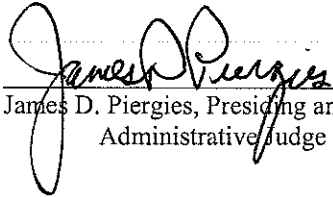
The goal of the Montgomery County Municipal Court is to provide judicial service to those citizens who are required to utilize the courts' services. While the court primarily services citizens of Montgomery County, we touch the lives of many people who travel into Montgomery County or have business dealings therein. Although providing these services is important, we strive to meet the extraordinarily high standards which are set by the Ohio Supreme Court. The court provides an impartial forum to all citizens regarding criminal, traffic and civil cases.

The essence of any organization is the people who toil day-to-day to service the citizen. In that respect our court is fortunate to have employees who are dedicated to this goal and who have achieved a high level of competence. The Judges thank them for their continued efforts towards this goal.

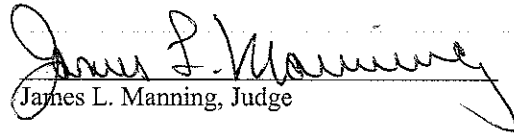
Between 18,000 and 21,000 cases passed through the court either in civil, criminal or traffic filings. This range includes the cases which were reactivated by the court due to some action by the defendant, i.e. violation of probation, expungements, etc. The Supreme Court has time guidelines which mandate all Ohio courts to report any case which exceeds their requirements. In all of the cases filed, reactivated, and decided only one case exceeded these guidelines. This record is a tribute to the hard work

and attention to detail from the Judges and their support staff. Of paramount importance to all of the court employees is that each citizen who is touched by this organization leaves with the belief that their case has been heard and that they were fairly treated with dignity.

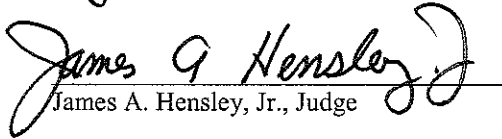
All of us at the court express our gratitude for the support of the Montgomery County Commissioners and their staff. Without the help of these dedicated county workers we could not achieve the high level of efficiency which is a hallmark of Montgomery County. Our hope is that this positive working relationship will continue and that this partnership will be a benefit to the community we serve.



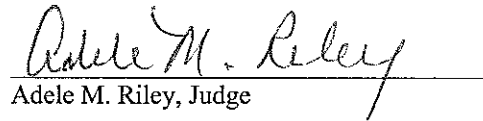
James D. Piergies, Presiding and
Administrative Judge



James L. Manning, Judge



James A. Hensley, Jr., Judge



Adele M. Riley, Judge