



Lorain County Domestic Relations Court

Judge Sherry L. Glass
Judge Frank J. Janik
Judge Lisa I. Swenski

(440) 329-5360 Phone
(440) 329-5232 Fax

NOTICE OF PROPOSED CHANGES TO LOCAL RULES

The Judges of the Lorain County Domestic Relations Court have considered and approved modifications to the Juvenile Court Local Rules. The new language of Rule 3 is available on the Court's website: www.lcdrc.org

Pursuant to Sup. R. 5(A), comments by the bar and any other citizen may be submitted. Comments should be submitted by email or letter no later than **March 27, 2023**, to:

Emily Kirsch
Court Administrator
Domestic Relations Division
225 Court Street, 4th Floor
Elyria, Ohio 44035
Emily.Kirsch@lcfct.org

All comments will be given reasonable consideration by the Judges of the Lorain County Domestic Relations Court. If there are any modifications to the proposed rules as a result of comments, the proposed rule will be made available for comment for an additional 30 days. **If there are no written comments received by March 27, 2023, then the Rule will go into effect on the next business day.**



JUVENILE COURT PROPOSED LOCAL RULES

3. ASSIGNMENT OF CASES

- A. All cases filed prior to January 4, 1989, which are subsequently reopened shall be assigned as follows:
1. Case Numbers ending in 1, 3, or 5 - Judge Frank J. Janik;
 2. Case Numbers ending in 2, 4, 6 or 0- Judge Lisa I. Swenski;
 3. Case Numbers ending in 7, 8, or 9 – Judge Sherry L. Glass.
- B. All cases filed between January 4, 1989, and December 7, 1998, which are subsequently reopened, shall be assigned as follows:
1. Cases will re-open to the assigned Judge with the exception of case numbers ending in 7, 8, or 9, which will reopen to Judge Glass;
 2. Assigned Judge Zieba or Judge Lilly cases will reopen to Judge Swenski plus cases ending in -0 (except 7, 8, 9);
 3. Assigned Judge Basinski cases will reopen to Judge Janik (except 7, 8, 9, or 0)
- C. Cases will be assigned by random draw, with the following exceptions:
1. Refiling of dismissed cases of the same action or filing of subsequent actions involving the same parties will be assigned to the initial Judge on the dismissed action, regardless of any transfers of the cases to another Judge subsequent to the initial filing.
 2. In Delinquency cases with a co-defendant, the Judge assigned on the case first filed will be the assigned Judge for the co-defendants through adjudication and will be transferred to the originating Judge for disposition, unless the originating Judge and the Judge presiding over the codefendant's case decide the Judge presiding over the codefendant's case should be the assigned Judge through disposition.
 3. **Custody, Paternity, Support, or Grandparent Powers of Attorney:** If a history exists involving the same parties, the case will be assigned to the Judge assigned in the first historical filing. If no history exists involving the same parties, but if



there is an open delinquency case involving the child who is the subject of the new case, the judge assigned to the delinquency case will be assigned. If a third-party files an action in which there is an existing case involving the same parties except for the third party, the case will be assigned to the same Judge.

In the event siblings have different Judge history, the Judge assigned to the first case filed will be the Judge assigned to case(s) for the siblings.

If the children at issue are the subjects of a case in the Domestic Clerk's office, it is the movant's responsibility to inform the clerks of the existence of said case for purposes of Judge assignment.

4. **Dependent, Neglect or Abuse Cases, or Permanent Custody filing.** If a history exists for the child on the Complaint, cases should be assigned following the hierarchy below. Additionally, if the case involves a sibling group, as identified in the Complaint, the Judge assignment will be based upon any of the children's history starting from the oldest sibling to the youngest sibling, following the hierarchy below:

- a. LCCS filing exists for said child;
- b. LCCS filing exists for full sibling of child;
- c. LCCS filing exists for half-sibling on maternal side;
- d. LCCS filing exists for the parent as a minor mother, and the parent was adjudicated no more than 4 years prior to the current filing;
- e. Paternity, support, custody or POA/CAA exists for said child;
- f. Delinquent case exists in which said child was adjudicated and received a disposition.

5. **Delinquency:** If a history exists, a Judge will be assigned by following the hierarchy below:

- a. Open delinquency case exists for said child;
- b. Delinquent case exists in which said child was adjudicated and received a disposition;
- c. LCCS filing exists for said child;
- d. Paternity, Support, Custody or POA/CAA exists for said child;



e. Prior Juvenile Civil Protection Order filing exists for said child.

6. **Traffic:** If a juvenile has a history of traffic case(s), any open delinquency action pending, or has been adjudicated delinquent, the same Judge will be the assigned.

7. **Juvenile Civil Protection Orders:** If a history exists on Respondent the same Judge will be assigned. Should Respondent file for a protection order against the same Petitioner the matter shall be assigned to the Judge with the original case.

D. Any exceptions to; or transfer of these assignments must be entered upon the docket.