

OHIO FIFTH DISTRICT COURT OF APPEALS  
DOCKETING STATEMENT

WARNING: A time-stamped copy of the judgment being appealed *must* 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*.

\_\_\_\_\_  
\_\_\_\_\_  
Plaintiff-Appellant Appellee (Circle One)  
vs.  
\_\_\_\_\_  
\_\_\_\_\_  
Defendant-Appellant Appellee (Circle One)

Appeal No.: \_\_\_\_\_  
Trial Court No.: \_\_\_\_\_  
Trial Court Judge: \_\_\_\_\_  
Plaintiff's Counsel: \_\_\_\_\_  
Phone No.: \_\_\_\_\_  
Defendant's Counsel: \_\_\_\_\_  
Phone No. \_\_\_\_\_

A. DATES: Of the judgment being appealed \_\_\_\_\_ Of the filing of the Notice of Appeal \_\_\_\_\_

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) on page two of this docketing statement 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.  
 ( ) Full or ( ) Partial Transcript has been prepared already. 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. \_\_\_\_\_

Amended Effective January 1, 2008