

IN THE DELAWARE MUNICIPAL COURT, DELAWARE COUNTY, OHIO

70 North Union Street, Delaware, Ohio 43015 • Voice: 740.203.1550 • Facsimile: 740.203.1599 • www.municipalcourt.org

[] State of Ohio [] City/Village of _____

CASE NO: _____

Plaintiff(s)

vs.

Motion for Continuance with Journal Entry

[Submission of this motion and payment of any fees does not ensure approval of request. Parties must appear as scheduled unless continuance is granted.]

Defendant(s)

1. Motion for Continuance. Now comes [] Plaintiff/Attorney [] Prosecutor [] Defendant/Attorney and moves the court to reschedule the following proceeding/hearing: [] Arraignment [] Community Control Violation [] Eviction [] Garnishment/Exemption [] Motion [] Nonoral Review [] Pretrial [] Show Cause [] Trial-Bench [] Trial-Jury [] _____ now scheduled for _____, at _____ am / pm. The basis for this motion is _____

A. The opposing [] party [] counsel consents to this request: _____

The undersigned [] did [] did not confer with opposing party/counsel before filing this motion.

B. [] Copy of conflicting hearing/trial assignment in another court is attached pursuant to Local Rule 108.

C. Prosecutor requesting continuance in criminal/traffic case verifies and affirms that speedy-trial time per RC § 2945.71:

[] was waived by Def. [] will be tolled for grounds shown per RC § 2945.72(______). [] Expires on _____.

2. Certificate of Service. I delivered a copy hereof to opposing [] counsel [] party(ies) on _____, 20____, at address/number of record for said person(s) in this case [] by hand delivery [] ordinary mail [] facsimile [] email.

X

Signature of Requesting Party / Attorney for Requesting Party

Print name

SCN (atty only)

Phone Number

Street Address

email address

City, State Zip

Journal Entry / Magistrate's Order

This motion for continuance is

[] Granted. This matter is continued to _____, at _____ am / pm in Courtroom _____.

[] Not Granted. The matter shall proceed as scheduled. _____.

[] R.C. § 1923.08 prohibits continuance of eviction hearing beyond 8 days for tenants who do not post bond to secure rent.

[] Copy of conflicting hearing/trial assignment not attached as required by local rule.

[] Prosecutor failed to verify speedy-trial time waived/tolled.

Judge / Magistrate

copy served _____, 20____ by _____, Dep Clerk on:

[] Attorney for Plaintiff / Prosecutor by EM OM Court Box [] Attorney for Defendant by EM OM _____

[] Plaintiff by EM OM _____ [] Defendant by EM OM _____ [] _____ by EM OM _____