

**IN THE COURT OF COMMON PLEAS
ASHTABULA COUNTY, OHIO
JUVENILE DIVISION**

**ALBERT S. CAMPLESE
JUVENILE JUDGE**

In Re:)	Case No: 2020 JK 03
)	
ORDER DECLARING A JUDICIAL EMERGENCY AND CONTINUITY OF OPERATIONS OF THE COURT DUE TO COVID-19 PANDEMIC [Third Addendum re: Attorney and GAL Fees])	<u>JOURNAL ENTRY</u>
)	

The Court finds the Governor of Ohio, Michael DeWine, declared a State of Emergency in Executive Order 2020-01D, and the Director of the Ohio Department of Health, Amy Acton, has declared there currently exists a "...high probability of widespread exposure to COVID-19 with a significant risk of substantial harm to a large number of people in the general population, including elderly people and people with weakened immune systems and chronic medical conditions" by Director's Order issued March 16, 2020.

The Court further finds Director Acton issued on March 22, 2020, a "Director's Stay at Home Order," which is effective March 23, 2020 at 11:59 o'clock p.m.;

The Ashtabula County Common Pleas Court, Juvenile Division [hereinafter "Juvenile Court"], provides the following information, and temporarily modifies routine Court procedures and Local Rules of Court as follows:

1. Hearings Conducted via *Whereby* and/or *Zoom* Video Applications

Reimbursement will be made for attorneys appointed to represent juveniles or adults or for attorneys who are appointed as guardian ad litem at the normal "**in-court**" **hourly rate** for all "appearances" made in the juvenile court via a video conferencing application and/or by telephonic means.

2. Bills for Attorney Fees Shall be Submitted Following Disposition

In abuse, neglect and dependency [hereinafter "AND"] cases, the attorney may bill up to the maximum fee allowed for the initial dispositional hearing and each subsequent annual review hearing before the court. Such billings are not considered "periodic billings" pursuant to section (5) of the Ohio Public Defender reimbursement standards.

3. Hearings Held Over Period of Time

In cases where proceedings are carried out over an extended period of time, or where multiple hearings are held for one case, an attorney may submit more than one bill over the duration of the case. For those attorneys who elect to bill periodically, attention is drawn to the recommended Appointed Counsel Fee Application program for attorneys who are reimbursed by the Office of the Ohio Public Defender. Further information program may be obtained via this web link: http://www.priseworks.com/index.php?option=com_content&task=view&id=49&Itemid=0

4. Determination of Amount Payable

Total billing submitted for a give case remains subject to all pre-existing county and state reimbursement caps. To determine the maximum amount payable, the totals of all such billings will be added together. Once the maximum has been reached, no additional reimbursement will be paid unless the billing is accompanied by an order granting extraordinary fees.

5. Juvenile Cases With Multiple Parties

Juvenile cases involving multiple parties, regardless of whether the attorney represented the children, parents, or other parties in an abuse, dependency, neglect, custody, non-support contempt, or visitation contempt action, the attorney shall list all children and their respective case numbers on one Motion, Entry, and Certification for Appointed Counsel Fees form (OPD-1026R).

6. SUBJECT TO FURTHER MODIFICATION

This order shall be, and hereby is, remains subject to further modification.

7. SERVICE OF JUDGMENT ENTRY

This order shall be served on counsel for Ashtabula County Children Services Board, all members of the bar who regularly practice in the Ashtabula County

Juvenile Court, as well as the Ashtabula, Geauga, Lake and Trumbull County Bar Associations.

IT IS SO ORDERED.



JUDGE ALBERT S. CAMPLESE