

FILED

2020 MAY 27 10:11:51 AM
IN THE AKRON MUNICIPAL COURT
SUMMIT COUNTY, OHIO

AKRON MUNICIPAL COURT
JIM LARIA
CLERK

2020 MI JE# 4402

**TEMPORARY ORDER IN RESPONSE TO THE COVID-19
(CORONAVIRUS) PUBLIC HEALTH CRISIS**

The Presiding/Administrative Judge of the Akron Municipal Court makes the following

Findings of Fact:

1. On March 9, 2020 Ohio Governor Mike DeWine issued Executive Order 2020-01D “Declaring a State of Emergency” in response to the growing COVID-19 public health crisis.
2. On March 11, 2020 the World Health Organization officially declared COVID-19 to be a global “pandemic” requiring “urgent and aggressive action” to control the spread of the virus.
3. Section 4024 of the Federal Coronavirus Aid, Relief and Economic Security (CARES) Act prohibits the filing of any eviction action for the nonpayment of rent by a tenant in a covered property for a period of 120 days with an additional 30 days for notice to vacate from March 27, 2020.

Based upon these Findings of Fact, the Akron Municipal Court has developed a continuum of flexible responses in case the public health crisis escalates. The continuum of responses is intended to protect public health, to maintain essential court functions, and to continue to protect the rights of all individuals subject to the authority of the Court.

THEREFORE, IT IS HEREBY ORDERED:

No new eviction filings shall be filed unless accompanied by an affidavit, or certificate of counsel, that the subject premises are not a covered property subject to the CARES Act, and, therefore, exempt from the moratorium.

Any pending eviction actions filed within the CARES Act moratorium shall be STAYED until July 6, 2020 or until such time the required proof that the subject premises is not covered by

the CARES Act, and, therefore, exempt is filed with the Clerk of Courts in each case respectively, whichever is sooner.

Any pending eviction action that is clearly filed in violation of the CARES Act from March 27, 2020 until such time the act expires shall be dismissed without hearing at the filing party's expense.

It is further ordered that this Journal Entry shall be filed in all pending eviction actions filed from March 27, 2020 to the date of this journal entry.

All previous Emergency Orders of the Court remain in effect.

IT IS SO ORDERED.

Nicole A. Walker

HON. NICOLE ANN WALKER
PRESIDING/ADMINISTRATIVE JUDGE,
AKRON MUNICIPAL COURT

AKRON MUNICIPAL COURT
JIM LARIA
CLERK
2020 MAY 27 PM 1:44

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