

IN THE SUPREME COURT OF OHIO

State ex rel. COREY WELCH  
-Relator/Petitioner

v.

Criminal Case Number in  
Summit County Common Pleas  
Court: No. 2012-12-3344

SUPREME COURT CASE NUMBER:

*(To be assigned)*

20-0029

Judge Jones  
Summit Court of Common Pleas  
209 S. High Street  
Akron, Ohio 44308  
Summit County, Ohio  
-Defendant/Respondent

Writ of Procedendo, Pursuant to SUP. CT. R. VIII, §§ 1, 3; CIVIL RULES 8, 9, 10 and Rule 12.02(A) and (B)

Complaint in Procedendo

1. The relator is the plaintiff in a civil action, being docket No. \_\_\_\_\_ which was

*(To be assigned)*

instituted in the Supreme Court of the State of Ohio for the purpose of a Writ of Procedendo, to petition the court to provide an order to the Summit County Common Pleas Court to provide the Relator/Petitioner, at state expense, a copy of his complete transcripts in his Criminal Case No. 2012-12-3344.

2. The defendant is the judge in the Summit County Common Pleas Court of Summit County, Ohio.

3. N/A On (date ), the defendant granted the application of the defendant in that action to continue the matter before the court because of the pendency of before

the \_\_\_\_\_ court of \_\_\_\_\_ County, Ohio.

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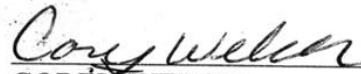
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4. N/A The defendant had no jurisdiction to allow this continuance but should have proceeded to judgment because \_\_\_\_\_.

5. The relator has no adequate remedy in the ordinary course of the law.

**WHEREFORE**, the relator prays for the issuance of [a writ or an alternative writ] of procedendo commanding the Honorable Judge Jones and/or the Summit County Common Pleas Court through and by the Clerk of Courts of said court to proceed to provide a full copy of the Relator/Petitioner's full transcripts from his Criminal Case in the Summit County Common Pleas Court No. 2012-12-3344 and to issue a final judgment to do so in the case before [him/her] irrespective of the proceedings pending in any other State of Ohio or Federal Court, or show cause at a specified time and place why [he/she] has not done so.

Respectfully Submitted,



COREY WELCH, pro se

A651-188

Belmont Correctional Institution

68518 Bannock Road

St. Clairsville, OH 43950

**AFFIDAVIT**  
**(In compliance with Rule 12.02(B))**

STATE OF OHIO

ss: County of Belmont

COUNTY OF SUMMIT

I, COREY WELCH, swear that the following is true:

1. Defendant, Corey Welch, was indicted by SUMMIT County Grand Jury for rape of a minor less than 13 years of age, gross sexual imposition, and two counts of corrupting another with drugs. A supplemental indictment charged Mr. Welch with two counts of kidnapping, two counts of sexual battery, an additional count of rape, and illegal use of a minor in nudity-oriented material. Mr. Welch moved to suppress the evidence recovered from the search of his cell phone and duffel bag, and the trial court denied his motion.

Upon defense counsel's advice and presuming competent representation Defendant entered a plea of guilty in November 2012. Defendant was sentenced to 41 years to life. Trial Counsel failed to show up for the Plea Hearing and the Summit County Common Pleas Court decided to proceed without him.

2. Subsequently, the Defendant's appointed appellate attorney filed an appeal in the Court of Appeals of Ohio, Ninth Appellate District, Summit County without any input or communication with the Defendant.

3. The appeal brief stated: ASSIGNMENT OF ERROR I

THE TRIAL COURT ERRED AS A MATTER OF LAW IN DENYING WELCH'S MOTION TO SUPPRESS EVIDENCE SEIZED FROM HIS PERSON AND RESIDENCE IN VIOLATION OF ARTICLE I SECTION 10 OF THE OHIO CONSTITUTION AND THE FOURTH AMENDMENT TO THE UNITED STATES CONSTITUTION.


ASSIGNMENT OF ERROR II

THE TRIAL COURT ABUSED ITS DISCRETION WHEN IT SENTENCED WELCH TO CONSECUTIVE MAXIMUM TERMS FOR EACH CHARGE FOR WHICH HE WAS CONVICTED.

4. Result: Judgment affirmed on January 28, 2015.
5. Since that time, the Defendant has been attempting through every means possible and filing every motion available to obtain a copy of his full transcripts from his original case in the Summit Common Pleas Court, which has never been given a copy, so as to pursue further post-conviction relief in the courts of the State of Ohio and Federal Courts.
6. Without the full transcripts, the Defendant is completely stymied from further seeking relief with the courts.
7. The Defendant/Respondent, Judge Jones, of the Summit County Common Pleas Court has repeatedly denied me these records, intentionally denying me further post relief remedies.

8. As I have never had contact with the appointed appellate attorney, I also have not had access to any transcripts from the appeals process which has further prejudiced me and stymied me from seeking further post-conviction remedies.
9. As I am without any other remedies, I am submitting this Writ of Procedendo to obtain a full copy of my transcripts and then to seek post-conviction remedies as available under the Laws and Procedures of the State of Ohio and within the Federal Courts.

Respectfully submitted,

  
\_\_\_\_\_  
COREY WELCH, pro se  
A651-188  
Belmont Correctional Institution  
68518 Bannock Road  
ST. Clairsville, Ohio 43950

**NOTARY**

Sworn to and subscribed in my presence, a Notary Public for the State of Ohio of Belmont County this 9 day of December, 2019.

  
\_\_\_\_\_

NOTARY PUBLIC

My Commission Expires

on: \_\_\_\_\_



MICHELLE LYNN THEIL  
Notary Public, State of Ohio  
My Commission Expires

April 29, 2022