

**THE BOARD OF PROFESSIONAL CONDUCT
OF THE SUPREME COURT OF OHIO**

In re:

Complaint against

Case No. 2021-034

Hon. Kim Richard Hoover

23-0188

Respondent

Disciplinary Counsel

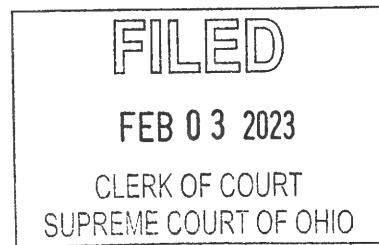
Relator

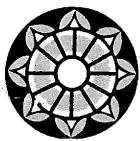
CERTIFICATE

I hereby certify that the filing of the original file, expenses, transcript, exhibits, and the Findings of Fact, Conclusions of Law, and Recommendation of the Board constitute the complete record in this cause, and that the same is true and accurate to the best of my knowledge.

Richard A. Dove

Director





Ohio Board of Professional Conduct

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KRISTI R. MCANAUL
COUNSEL

Case Name:	Disciplinary Counsel v. Hon. Kim Richard Hoover
Board Number:	2021-034
Original File:	2 ✓
Deposition:	March 22, 2022 ✓
Deposition Exhibits:	See attached (Exhibits behind deposition rubber band together) ✓
Transcript of Hearing:	September 19, 2022 and September 20, 2022 ✓
Transcript Exhibits:	<p>See attached list for exhibits 1-110 and 111-176 ✓ ✓</p> <p>Black binder titled: Stipulations Volume II, Exhibits 111-176 ✓</p> <p>Black binder titled: Stipulations Volume 1 Exhibits 1-110. Inside this binder on the left pocket has Respondent's exhibits: B, C, D, E. & USB to Audio Exhibits (see attached) ✓</p> <p>Respondent's Exhibits listed below:</p> <p>Respondent's Exhibit B: Docket, 2017CRB00507 State of Ohio, SCS-TWT vs. Smitherman, Darcell K SCS- TWT ADM ✓</p> <p>Respondent's Exhibit C: Docket, 2017CRB00952 State of Ohio, SCS-TWT vs. Smitherman, Darcell K SCS-TWT KRH ✓</p> <p>Respondent's Exhibit D: Docket, 2019CRB01608 City of Twinsburg vs. Smitherman, Darcell K TW KRH ✓</p> <p>Respondent's Exhibit E: Order. Directive to Clerk of Courts Regarding Recording and Dissemination of information and delineation of responsibilities, February 13, 2020 ✓</p>

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1 I N D E X - (Continued)
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4 EXHIBITS: PAGE:
5 Respondent's Exhibit B ✓ 439
6 Respondent's Exhibit C ✓ 440
7 Respondent's Exhibit D ✓ 442
8 Respondent's Exhibit E ✓ 672
9 Respondent's Exhibits B through E ✓ 787

10 (Admitted into evidence)

11
12 Joint Exhibits 168 (A) and 168 (B) ✓ 572
13 Joint Exhibits 168 (C) and 168 (D) 582
14 Joint Exhibit 60 ✓ 601
15 Joint Exhibit 176 ✓ 787

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- Multiple offense [Gov.Bar R. V(13)(B)(4)]; and
- The vulnerability and resulting harm to victims of the misconduct [Gov.Bar R. V(13)(B)(8)].

Mitigating Factors

Relator and respondent stipulate to the following mitigating factors as listed in Gov.Bar R. V(13)(C):

- The absence of a prior disciplinary record [Gov.Bar R. V(13)(C)(1)];
- The absence of a dishonest or selfish motive [Gov.Bar R. V(13)(C)(2)];
- Cooperative attitude toward the proceedings [Gov.Bar R. V(13)(C)(4)]; and
- Evidence of good character and reputation [Gov.Bar R. V(13)(C)(5)].

Exhibits

Exhibit 1 ✓ Stow Municipal Court website, Judges

Exhibit 2 ✓ Akron Beacon Journal article, "Stow Municipal Court judges square off in Republican primary May 4," April 23, 2021

Exhibit 3 ✓ Akron Beacon Journal article, "Coates defeats Hoover to earn GOP nomination in Stow Municipal Court judge race," May 4, 2021

Exhibit 4 ✓ Sagamore Hills Township article, "Fines, fees finance Stow Municipal Court, judge tells trustees," January 22, 2019

Exhibit 5 ✓ Court News Ohio article, "Bench Card Offers Guidance On Collection of Court Fines, Costs," February 4, 2014

Exhibit 6 ✓ The Supreme Court of Ohio Bench Card, "Collection of Fines and Court Costs," Published February 2014

Exhibit 7 ✓ The Supreme Court of Ohio Bench Card, "Collection of Court Costs & Fines in Adult Trial Courts," Revised May 2021, and Bench Card References

Exhibit 8 ✓ Letter from Chief Justice Maureen O'Connor to judges, January 29, 2018

Exhibit 9 ✓ Ohio Revised Code Section 2947.14

Exhibit 10 ✓ Email from respondent and Rick Klinger regarding Collections/Deficit, July 11-12, 2017

Exhibit 11 ✓ Memo from Clerk of Courts regarding Collections, March 3, 2016

Exhibit 12 ✓ Respondent's Response to Relator's Letter of Inquiry, File No. C1-0410J, June 22, 2021

Exhibit 13 ✓ Respondent's Response to Probable Cause Complaint, December 2, 2021

Exhibit 14 ✓ Docket, *State v. Douglas Dawson*, Stow M.C. Case No. 2019 TRD 06609

Exhibit 15 ✓ Complaint, September 26, 2018, *State v. Douglas Dawson*, Stow M.C. Case No. 2019 TRD 06609

Exhibit 16 ✓ Ohio Revised Code Section 4510.111

Exhibit 17 ✓ Arraignment Journal Entry, September 24, 2019, *State v. Douglas Dawson*, Stow M.C. Case No. 2019 TRD 06609

Exhibit 18 ✓ Payment Schedule and Agreement, September 24, 2019, *State v. Douglas Dawson*, Stow M.C. Case No. 2019 TRD 06609

Exhibit 19 ✓ Hearing Notice, October 24, 2019, *State v. Douglas Dawson*, Stow M.C. Case No. 2019 TRD 06609

Exhibit 20 ✓ Bench Warrant, November 25, 2019, *State v. Douglas Dawson*, Stow M.C. Case No. 2019 TRD 06609

Exhibit 21 ✓ Return of Warrant, December 30, 2019, *State v. Douglas Dawson*, Stow M.C. Case No. 2019 TRD 06609

Exhibit 22A ✓ Audio recording, December 30, 2019, *State v. Douglas Dawson*, Stow M.C. Case No. 2019 TRD 06609

Exhibit 22B ✓ Unofficial Transcript, December 30, 2019, *State v. Douglas Dawson*, Stow M.C. Case No. 2019 TRD 06609

Exhibit 23 ✓ Journal Entry Recall Bench Warrant, December 30, 2019, *State v. Douglas Dawson*, Stow M.C. Case No. 2019 TRD 06609

Exhibit 24 ✓ Commitment/Mittimus, December 30, 2019, *State v. Douglas Dawson*, Stow M.C. Case No. 2019 TRD 06609

Exhibit 25 ✓ Docket, *State v. Darcell Smitherman*, Stow M.C. Case No. 2020 CRB 00602

Exhibit 26 ✓ Complaint, February 24, 2020, Docket, *State v. Darcell Smitherman*, Stow M.C. Case No. 2020 CRB 00602

Exhibit 27A ✓ Audio recording, February 25, 2020, *State v. Darcell Smitherman*, Stow M.C. Case No. 2020 CRB 00602

Exhibit 27B ✓ Unofficial Transcript, February 25, 2020, *State v. Darcell Smitherman*, Stow M.C. Case No. 2020 CRB 00602

Exhibit 28 ✓ Docket, *State v. Darcell Smitherman*, Stow M.C. Case No. 2016 CRB 003340

Exhibit 29 ✓ Judgment Entry, January 3, 2017, *State v. Darcell Smitherman*, Stow M.C. Case No. 2016 CRB 03340

Exhibit 30 ✓ Docket, *State v. Darcell Smitherman*, Stow M.C. Case No. 2017 CRB 00375

Exhibit 31 ✓ Sentencing Order, February 24, 2017, *State v. Darcell Smitherman*, Stow M.C. Case No. 2017 CRB 00375

Exhibit 32 ✓ Docket, *State v. Darcell Smitherman*, Stow M.C. Case No. 2017 CRB 00507

Exhibit 33 ✓ Sentencing Order, February 24, 2017, Stow M.C. Case No. 2017 CRB 00507

Exhibit 34 ✓ Docket, *State v. Darcell Smitherman*, Stow M.C. Case No. 2019 CRB 03595

Exhibit 35 ✓ Sentencing Order, February 20, 2020, *State v. Darcell Smitherman*, Stow M.C. Case No. 2019 CRB 03595

Exhibit 36 ✓ Docket, *State v. Darcell Smitherman*, Stow M.C. Case No. 2020 CRB 00326

Exhibit 37 ✓ Sentencing Order, February 20, 2020, *State v. Darcell Smitherman*, Stow M.C. Case No. 2020 CRB 00326

Exhibit 38 ✓ Order, February 25, 2020, *State v. Darcell Smitherman*, Stow M.C. Case Nos. 2016 CRB 03340, 2017 CRB 00375, 2017 CRB 00507, 2019 CRB 03595, 2020 CRB 00326

Exhibit 39 ✓ Arraignment Journal Entry, February 25, 2020, *State v. Darcell Smitherman*, Stow M.C. Case No. 2020 CRB 00602

Exhibit 40 ✓ Sentencing Order, March 12, 2020, *State v. Darcell Smitherman*, Stow M.C. Case No. 2020 CRB 00602

Exhibit 41 ✓ Crim.R. 32.3

Exhibit 42 ✓ Docket, *State v. Fovozzo*, Stow M.C. Case No. 2020 CRB 00535

Exhibit 43 ✓ Complaint, February 18, 2020, *State v. Fovozzo*, Stow M.C. Case No. 2020 CRB 00535

Exhibit 44 ✓ Docket, *State v. Fovozzo*, Stow M.C. Case No. 2020 TRC 01615

Exhibit 45 ✓ Complaint, February 17, 2020, *State v. Fovozzo*, Stow M.C. Case No. 2020 TRC 01615

Exhibit 46 ✓ Sentencing Order, August 31, 2020, *State v. Fovozzo*, Stow M.C. Case No. 2020 CRB 00535

Exhibit 47 ✓ Payment Schedule and Agreement, August 31, 2020, *State v. Fovozzo*, Stow M.C. Case Nos. 2020 TRC 01615 and 2020 CRB 00535

Exhibit 48 ✓ Docket, *State v. Fovozzo*, Stow M.C. Case No. 2020 TRD 06967

Exhibit 49 ✓ Complaint, October 19, 2020, *State v. Fovozzo*, Stow M.C. Case No. 2020 TRD 06967

Exhibit 50A ✓ Audio recording, November 2, 2020, *State v. Fovozzo*, Stow M.C. Case No. 2020 TRD 06967

Exhibit 50B ✓ Unofficial Transcript, November 2, 2020, *State v. Fovozzo*, Stow M.C. Case No. 2020 TRD 06967

Exhibit 51 ✓ Payment Receipt, November 2, 2020, *State v. Fovozzo*, Stow M.C. Case Nos. 2020 CRB 00535 and 2020 TRC 01615

Exhibit 52 ✓ Journal Entry, November 2, 2020, *State v. Fovozzo*, Stow M.C. Case No. 2020 CRB 00535

Exhibit 53 ✓ Case In Schedule, Pay in Full, November 2, 2020, *State v. Fovozzo*, Stow M.C. Case Nos. 2020 CRB 00535 and 2020 TRC 01615

Exhibit 54 ✓ Arraignment Journal Entry, November 2, 2020, *State v. Fovozzo*, Stow M.C. Case No. 2020 TRD 06967

Exhibit 55 ✓ Docket, *State v. Matthew Cannon*, Stow M.C. Case No. 2018 TRD 10124

Exhibit 56 ✓ Complaint, October 18, 2018, *State v. Matthew Cannon*, Stow M.C. Case No. 2018 TRD 10124

Exhibit 57 ✓ Return of Warrant, October 8, 2019, *State v. Matthew Cannon*, Stow M.C. Case No. 2018 TRD 10124

Exhibit 58A ✓ Audio recording, October 8, 2019, *State v. Matthew Cannon*, Stow M.C. Case No. 2018 TRD 10124

Exhibit 58B ✓ Unofficial Transcript, October 8, 2019, *State v. Matthew Cannon*, Stow M.C. Case No. 2018 TRD 10124

Exhibit 59 ✓ Commitment/Mittimus, October 8, 2019, *State v. Matthew Cannon*, Stow M.C. Case No. 2018 TRD 10124

Exhibit 60 ✓ Arraignment Journal Entry, October 8 and 11, 2019, *State v. Matthew Cannon*, Stow M.C. Case No. 2018 TRD 10124

Exhibit 61A ✓ Audio recording, October 11, 2019, *State v. Matthew Cannon*, Stow M.C. Case No. 2018 TRD 10124

Exhibit 61B ✓ Unofficial Transcript, October 11, 2019, *State v. Matthew Cannon*, Stow M.C. Case No. 2018 TRD 10124

Exhibit 62 ✓ Docket, *State v. Luke Ridenour*, Stow M.C. Case No. 2021 CRB 00073

Exhibit 63 ✓ Complaint, January 10, 2021, *State v. Luke Ridenour*, Stow M.C. Case No. 2021 CRB 00073

Exhibit 64A ✓ Audio recording, January 12, 2021, *State v. Luke Ridenour*, Stow M.C. Case No. 2021 CRB 00073

Exhibit 64B ✓ Unofficial Transcript, January 12, 2021, *State v. Luke Ridenour*, Stow M.C. Case No. 2021 CRB 00073

Exhibit 65 ✓ Journal Entry, January 12, 2021, *State v. Luke Ridenour*, Stow M.C. Case No. 2021 CRB 00073

Exhibit 66 ✓ Emails between Stow Municipal Court Clerks regarding Luke Ridenour

Exhibit 67 ✓ Respondent's Response to Relator's Letter of Inquiry, File No. C1-0092J, January 29, 2021

Exhibit 68 ✓ Docket, *State v. Phyllis Riddle*, Stow M.C. Case No. 2018 TRD 10018

Exhibit 69 ✓ Complaint, October 18, 2018, *State v. Phyllis Riddle*, Stow M.C. Case No. 2018 TRD 10018

Exhibit 70A ✓ Audio recording, November 1, 2018, *State v. Phyllis Riddle*, Stow M.C. Case No. 2018 TRD 10018

Exhibit 70B ✓ Unofficial Transcript, November 1, 2018, *State v. Phyllis Riddle*, Stow M.C. Case No. 2018 TRD 10018

Exhibit 71 ✓ Hearing Notice, November 1, 2018, *State v. Phyllis Riddle*, Stow M.C. Case No. 2018 TRD 10018

Exhibit 72 ✓ Sentencing Journal Entry, November 1, 2018 and December 4, 2018, *State v. Phyllis Riddle*, Stow M.C. Case No. 2018 TRD 10018

Exhibit 73 ✓ Return of Warrant, September 30, 2019, *State v. Phyllis Riddle*, Stow M.C. Case No. 2018 TRD 10018

Exhibit 74 ✓ Recognizance, September 30, 2019, *State v. Phyllis Riddle*, Stow M.C. Case No. 2018 TRD 10018

Exhibit 75A ✓ Audio recording, September 30, 2019, *State v. Phyllis Riddle*, Stow M.C. Case No. 2018 TRD 10018

Exhibit 75B ✓ Unofficial Transcript, September 30, 2019, *State v. Phyllis Riddle*, Stow M.C. Case No. 2018 TRD 10018

Exhibit 76 ✓ Order, September 30, 2019, *State v. Phyllis Riddle*, Stow M.C. Case No. 2018 TRD 10018

Exhibit 77 ✓ Authorization to Release, September 30, 2019, *State v. Phyllis Riddle*, Stow M.C. Case No. 2018 TRD 10018

Exhibit 78 ✓ Docket, *State v. Erica Mitchell*, Stow M.C. Case No. 2020 TRD 03659

Exhibit 79 ✓ Complaint, June 17, 2020, *State v. Erica Mitchell*, Stow M.C. Case No. 2020 TRD 03659

Exhibit 80 ✓ Return of Warrant, November 30, 2020, *State v. Erica Mitchell*, Stow M.C. Case No. 2020 TRD 03659

Exhibit 81A ✓ Audio recording, November 30, 2020, *State v. Erica Mitchell*, Stow M.C. Case No. 2020 TRD 03659

Exhibit 81B ✓ Unofficial Transcript, November 30, 2020, *State v. Erica Mitchell*, Stow M.C. Case No. 2020 TRD 03659

Exhibit 82 ✓ Arraignment Journal Entry, November 30, 2020, *State v. Erica Mitchell*, Stow M.C. Case No. 2020 TRD 03659

Exhibit 83 ✓ Commitment/Mittimus, November 30, 2020, *State v. Erica Mitchell*, Stow M.C. Case No. 2020 TRD 03659

Exhibit 84 ✓ Authorization to Release, November 30, 2020, *State v. Erica Mitchell*, Stow M.C. Case No. 2020 TRD 03659

Exhibit 85 ✓ Docket, *State v. Naima Miller*, Stow M.C. Case No. 2018 TRD 11346

Exhibit 86 ✓ Complaint, November 23, 2018, *State v. Naima Miller*, Stow M.C. Case No. 2018 TRD 11346

Exhibit 87 ✓ Return of Warrant, January 29, 2021, *State v. Naima Miller*, Stow M.C. Case No. 2018 TRD 11346

Exhibit 88A ✓ Audio recording, January 29, 2021, *State v. Naima Miller*, Stow M.C. Case No. 2018 TRD 11346

Exhibit 88B ✓ Unofficial Transcript, January 29, 2021, *State v. Naima Miller*, Stow M.C. Case No. 2018 TRD 11346

Exhibit 89 ✓ Arraignment Journal Entry, January 29, 2021, *State v. Naima Miller*, Stow M.C. Case No. 2018 TRD 11346

Exhibit 90 ✓ Commitment/Mittimus, January 29, 2021, *State v. Naima Miller*, Stow M.C. Case No. 2018 TRD 11346

Exhibit 91 ✓ Authorization to Release, January 29, 2021, *State v. Naima Miller*, Stow M.C. Case No. 2018 TRD 11346

Exhibit 92 ✓ Docket, *State v. Anthony Cesaratto*, Stow M.C. Case No. 2010 TRD 06616

Exhibit 93 ✓ Docket, *State v. Anthony Cesaratto*, Stow M.C. Case No. 2015 TRD 03983

Exhibit 94 ✓ Docket, *State v. Anthony Cesaratto*, Stow M.C. Case No. 2015 CRB 01570

Exhibit 95 ✓ Return of Warrant, June 16, 2020, *State v. Anthony Cesaratto*, Stow M.C. Case No. 2010 TRD 06616

Exhibit 96 ✓ Return of Warrant, June 16, 2020, *State v. Anthony Cesaratto*, Stow M.C. Case No. 2015 TRD 03983

Exhibit 97 ✓ Return of Warrant, June 16, 2020, *State v. Anthony Cesaratto*, Stow M.C. Case No. 2015 CRB 01570

Exhibit 98A ✓ Audio recording, June 16, 2020, *State v. Anthony Cesaratto*, Stow M.C. Case Nos. 2010 TRD 06616, 2015 TRD 03983, 2015 CRB 01570

Exhibit 98B ✓ Unofficial Transcript, June 16, 2020, *State v. Anthony Cesaratto*, Stow M.C. Case Nos. 2010 TRD 06616, 2015 TRD 03983, 2015 CRB 01570

Exhibit 99 ✓ Order, June 16, 2020, *State v. Anthony Cesaratto*, Stow M.C. Case Nos. 2010 TRD 06616, 2015 TRD 03983, 2015 CRB 01570

Exhibit 100A ✓ Audio recording, June 19, 2020, *State v. Anthony Cesaratto*, Stow M.C. Case Nos. 2010 TRD 06616, 2015 TRD 03983, 2015 CRB 01570

Exhibit 100B ✓ Unofficial Transcript, June 19, 2020, *State v. Anthony Cesaratto*, Stow M.C. Case Nos. 2010 TRD 06616, 2015 TRD 03983, 2015 CRB 01570

Exhibit 101 ✓ Journal Entry, June 19, 2020, *State v. Anthony Cesaratto*, Stow M.C. Case Nos. 2010 TRD 06616, 2015 TRD 03983, 2015 CRB 01570

Exhibit 102 ✓ Docket, *State v. Michael Juersivich, Jr.*, Stow M.C. Case No. 2020 CRB 01205

Exhibit 103 ✓ Complaint, May 19, 2020, *State v. Michael Juersivich, Jr.*, Stow M.C. Case No. 2020 CRB 01205

Exhibit 104A ✓ Audio recording, May 20, 2020, *State v. Michael Juersivich, Jr.*, Stow M.C. Case No. 2020 CRB 01205

Exhibit 104B ✓ Unofficial Transcript, May 20, 2020, *State v. Michael Juersivich, Jr.*, Stow M.C. Case No. 2020 CRB 01205

Exhibit 105 ✓ Journal Entry, May 20, 2020, *State v. Michael Juersivich, Jr.*, Stow M.C. Case No. 2020 CRB 01205

Exhibit 106 ✓ Docket, *State v. Glen Williams*, Stow M.C. Case No. 2007 TRD 15093

Exhibit 107 ✓ Return of Warrant, May 22, 2020, *State v. Glen Williams*, Stow M.C. Case No. 2007 TRD 15093

Exhibit 108A ✓ Audio recording, May 22, 2020, *State v. Glen Williams*, Stow M.C. Case No. 2007 TRD 15093

Exhibit 108B ✓ Unofficial Transcript, May 22, 2020, *State v. Glen Williams*, Stow M.C. Case No. 2007 TRD 15093

Exhibit 109 ✓ Journal Entry, May 22, 2020, *State v. Glen Williams*, Stow M.C. Case No. 2007 TRD 15093

Exhibit 110 ✓ Docket, *State v. Steven Hudspath*, Stow M.C. Case No. 2020 CRB 00093

Exhibit 111 ✓ Complaint, January 5, 2020, *State v. Steven Hudspath*, Stow M.C. Case No. 2020 CRB 00093

Exhibit 112 ✓ Bench Warrant, January 16, 2020, *State v. Steven Hudspath*, Stow M.C. Case No. 2020 CRB 00093

Exhibit 113 ✓ Return of Warrant, January 27, 2020, *State v. Steven Hudspath*, Stow M.C. Case No. 2020 CRB 00093

Exhibit 114A ✓ Audio recording, January 27, 2020, *State v. Steven Hudspath*, Stow M.C. Case No. 2020 CRB 00093

Exhibit 114B ✓ Unofficial Transcript, January 27, 2020, *State v. Steven Hudspath*, Stow M.C. Case No. 2020 CRB 00093

Exhibit 115 ✓ Journal Entry, January 27, 2020, *State v. Steven Hudspath*, Stow M.C. Case No. 2020 CRB 00093

Exhibit 116 ✓ Commitment/Mittimus, January 27, 2020, *State v. Steven Hudspath*, Stow M.C. Case No. 2020 CRB 00093

Exhibit 117 ✓ Authorization to Release, January 28, 2020, *State v. Steven Hudspath*, Stow M.C. Case No. 2020 CRB 00093

Exhibit 118 ✓ Criminal/Traffic Docket, *City of Tallmadge v. William Davis*, Cuyahoga Falls M.C. Case No. 2000 TRD 00913

Exhibit 119 ✓ Court Action: Orders, February 1, 2000, *City of Tallmadge v. William Davis*, Cuyahoga Falls M.C. Case No. 2000 TRD 00913

Exhibit 120 ✓ Fine and Costs Tabulation, February 1, 2000, *City of Tallmadge v. William Davis*, Cuyahoga Falls M.C. Case No. 2000 TRD 00913

Exhibit 121 ✓ Bench Warrant, March 30, 2000, *City of Tallmadge v. William Davis*, Cuyahoga Falls M.C. Case No. 2000 TRD 00913

Exhibit 122 ✓ Letter from Oriana House, Inc., May 1, 2000

Exhibit 123 ✓ Docket, *City of Tallmadge v. William Davis*, Stow M.C. Case No. 2000 TRD 00913

Exhibit 124 ✓ Citation, February 16, 2022, *City of Stow v. William Davis*, Stow M.C. Case No. 2022 CRB 00453

Exhibit 125 ✓ Complaint, February 16, 2022, *City of Stow v. William Davis*, Stow M.C. Case No. 2022 TRD 00895

Exhibit 126 ✓ Docket, *City of Stow v. William Davis*, Stow M.C. Case No. 2022 CRB 00453

Exhibit 127 ✓ Docket, *City of Stow v. William Davis*, Stow M.C. Case No. 2022 TRD 00895

Exhibit 128A ✓ Audio recording, February 24, 2022, *City of Stow v. William Davis*, Stow M.C. Case Nos. 2022 CRB 00453 and 2022 TRD 00895 – Part 1

Exhibit 128B ✓ Unofficial Transcript, February 24, 2022, *City of Stow v. William Davis*, Stow M.C. Case Nos. 2022 CRB 00453 and 2022 TRD 00895 – Part 1

Exhibit 128C ✓ Audio recording, February 24, 2022, *City of Stow v. William Davis*, Stow M.C. Case Nos. 22 CRB 00453 and 22 TRD 00895 – Part 2

Exhibit 128D ✓ Unofficial Transcript, February 24, 2022, *City of Stow v. William Davis*, Stow M.C. Case Nos. 22 CRB 00453 and 22 TRD 00895 – Part 2

Exhibit 129 ✓ Court Action and Orders, February 24, 2022, *City of Stow v. William Davis*, Stow M.C. Case No. 2022 CRB 00453

Exhibit 130 ✓ Arraignment Journal Entry, February 24, 2022, *City of Stow v. William Davis*, Stow M.C. Case No. 2022 TRD 00895

Exhibit 131 ✓ Commitment/Mittimus, February 24, 2022, *City of Tallmadge v. William Davis*, Stow M.C. Case No. 2000 TRD 00913

Exhibit 132 ✓ Journal Entry, February 24, 2022, *City of Tallmadge v. William Davis*, Stow M.C. Case No. 2000 TRD 00913

Exhibit 133 ✓ Email from Liz Gasparri, February 25, 2022

Exhibit 134 ✓ Bench Warrant, February 28, 2022, *City of Tallmadge v. William Davis*, Stow M.C. Case No. 2000 TRD 00913

Exhibit 135 ✓ Notice of Appearance, March 4, 2022, *City of Stow v. William Davis*, Stow M.C. Case Nos. 2000 TRD 00913, 2022 CRB 00453, 2022 TRD 00895

Exhibit 136 ✓ Motion to Recall Warrant, March 4, 2022, *City of Stow v. William Davis*, Stow M.C. Case Nos. 2000 TRD 00913, 2022 CRB 00453, 2022 TRD 00895

Exhibit 137 ✓ Entry in response to Motion to Recall Warrant, March 4, 2022, *City of Stow v. William Davis*, Stow M.C. Case Nos. 2000 TRD 00913, 2022 CRB 00453, 2022 TRD 00895

Exhibit 138 ✓ Complaint, November 20, 2017, *City of Cuyahoga Falls v. Tarra Murray*, Stow M.C. Case No. 2017 CRB 03811

Exhibit 139 ✓ Docket, *City of Cuyahoga Falls v. Tarra Murray*, Stow M.C. Case No. 2017 CRB 03811

Exhibit 140 ✓ Ohio Revised Code Section 1901.026

Exhibit 141 ✓ Ohio Revised Code Section 2929.22

Exhibit 142 ✓ Ohio Revised Code Section 2929.24

Exhibit 143 ✓ Ohio Revised Code Section 2929.25

Exhibit 144 ✓ Ohio Revised Code Section 2929.28

Exhibit 145 ✓ Journal Entry (Attempted Unlawful Purchase of Pseudoephedrine), January 19, 2018, *City of Cuyahoga Falls v. Tarra Murray*, Stow M.C. Case No. 2017 CRB 03811

Exhibit 146 ✓ Journal Entry (Drug Paraphernalia), January 19, 2018, *City of Cuyahoga Falls v. Tarra Murray*, Stow M.C. Case No. 2017 CRB 03811

Exhibit 147 ✓ Account Detail Report, *City of Cuyahoga Falls v. Tarra Murray*, Stow M.C. Case No. 2017 CRB 03811

Exhibit 148 ✓ Docket, *City of Cuyahoga Falls v. Tarra Murray*, Stow M.C. Case No. 2021 CRA 03249

Exhibit 149 ✓ Docket, *City of Cuyahoga Falls v. Tarra Murray*, Stow M.C. Case No. 2021 CRB 03251

Exhibit 150 ✓ Return of Executed Warrant, February 22, 2022, *City of Cuyahoga Falls v. Tarra Murray*, Stow M.C. Case Nos. 2021 CRA 03249 and 2021 CRB 03251

Exhibit 151A ✓ Audio recording, February 24, 2022, *City of Cuyahoga Falls v. Tarra Murray*, Stow M.C. Case Nos. 2021 CRA 03249 and 2021 CRB 03251

Exhibit 151B ✓ Unofficial Transcript, February 24, 2022, *City of Cuyahoga Falls v. Tarra Murray*, Stow M.C. Case Nos. 2021 CRA 03249 and 2021 CRB 03251

Exhibit 152 ✓ Recognizance-Personal Bond, February 24, 2022, *City of Cuyahoga Falls v. Tarra Murray*, Stow M.C. Case Nos. 2021 CRA 03249 and 2021 CRB 03251

Exhibit 153 ✓ Complaint, February 17, 2022, *City of Cuyahoga Falls v. Logan Somma*, Stow M.C. Case No. 2022 CRB 00459

Exhibit 154 ✓ Docket, *City of Cuyahoga Falls v. Logan Somma*, Stow M.C. Case No. 2022 CRB 00459

Exhibit 155 ✓ Court Action and Orders, February 24, 2022, *City of Cuyahoga Falls v. Logan Somma*, Stow M.C. Case No. 2022 CRB 00459

Exhibit 156A ✓ Audio recording, February 24, 2022, *City of Cuyahoga Falls v. Logan Somma*, Stow M.C. Case No. 2022 CRB 00459

Exhibit 156B ✓ Unofficial Transcript, February 24, 2022, *City of Cuyahoga Falls v. Logan Somma*, Stow M.C. Case No. 2022 CRB 00459

Exhibit 157 ✓ Receipt, February 24, 2022, *City of Cuyahoga Falls v. Logan Somma*, Stow M.C. Case No. 2022 CRB 00459

Exhibit 158 ✓ Complaint, October 29, 2017, *City of Cuyahoga Falls v. Lanee Pruitt*, Stow M.C. Case No. 2017 TRC 10080

Exhibit 159 ✓ Docket, *City of Cuyahoga Falls v. Lanee Pruitt*, Stow M.C. Case No. 2017 TRC 10080

Exhibit 160 ✓ Sentencing Journal Entry, January 9, 2018, *City of Cuyahoga Falls v. Lanee Pruitt*, Stow M.C. Case No. 2017 TRC 10080

Exhibit 161 ✓ Commitment/Mittimus, January 9, 2018, *City of Cuyahoga Falls v. Lanee Pruitt*, Stow M.C. Case No. 2017 TRC 10080

Exhibit 162 ✓ Ignition Interlock Acknowledgement, January 9, 2018, *City of Cuyahoga Falls v. Lanee Pruitt*, Stow M.C. Case No. 2017 TRC 10080

Exhibit 163 ✓ Payment Schedule and Agreement, January 9, 2018, *City of Cuyahoga Falls v. Lanee Pruitt*, Stow M.C. Case No. 2017 TRC 10080

Exhibit 164 ✓ Payment Schedule and Agreement, May 9, 2018, *City of Cuyahoga Falls v. Lanee Pruitt*, Stow M.C. Case No. 2017 TRC 10080

Exhibit 165 ✓ Past Due Notice, July 16, 2018, *City of Cuyahoga Falls v. Lanee Pruitt*, Stow M.C. Case No. 2017 TRC 10080

Exhibit 166 ✓ Past Due Notice, August 1, 2018, *City of Cuyahoga Falls v. Lanee Pruitt*, Stow M.C. Case No. 2017 TRC 10080

Exhibit 167 ✓ Return of Warrant, February 10, 2022, *City of Cuyahoga Falls v. Lanee Pruitt*, Stow M.C. Case No. 2017 TRC 10080

Exhibit 168A ✓ Audio recording, February 10, 2022, *City of Cuyahoga Falls v. Lanee Pruitt*, Stow M.C. Case No. 2017 TRC 10080 – Part 1

Exhibit 168B ✓ Unofficial Transcript, February 10, 2022, *City of Cuyahoga Falls v. Lanee Pruitt*, Stow M.C. Case No. 2017 TRC 10080 – Part 1

Exhibit 168C ✓ Audio recording, February 10, 2022, *City of Cuyahoga Falls v. Lanee Pruitt*, Stow M.C. Case No. 2017 TRC 10080 – Part 2

Exhibit 168D ✓ Unofficial Transcript, February 10, 2022, *City of Cuyahoga Falls v. Lanee Pruitt*, Stow M.C. Case No. 2017 TRC 10080 – Part 2

Exhibit 169 ✓ Journal Entry, February 10, 2022, *City of Cuyahoga Falls v. Lanee Pruitt*, Stow M.C. Case No. 2017 TRC 10080

Exhibit 170 ✓ Receipt, February 10, 2022, *City of Cuyahoga Falls v. Lanee Pruitt*, Stow M.C. Case No. 2017 TRC 10080

Exhibit 171 ✓ Journal Entry, February 22, 2022, *City of Cuyahoga Falls v. Lanee Pruitt*, Stow M.C. Case No. 2017 TRC 10080

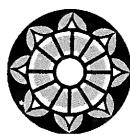
Exhibit 172 ✓ Hearing Notice, February 22, 2022, *City of Cuyahoga Falls v. Lanee Pruitt*, Stow M.C. Case No. 2017 TRC 10080

Exhibit 173 ✓ Hearing Notice, April 22, 2022, *City of Cuyahoga Falls v. Lanee Pruitt*, Stow M.C. Case No. 2017 TRC 10080

Exhibit 174 ✓ 2019 Community Tour Info

Exhibit 175 ✓ 2021 Stow Municipal Court Annual Report

Exhibit 176 ✓ Character Letters



Ohio Board of Professional Conduct

Disciplinary Counsel v. Hon. Kim Richard Hoover
Board Number 2022-034

<u>ITEM NUMBER</u>	<u>DESCRIPTION</u>	<u>DATE FILED</u>
1 ✓	Certified Complaint, Notice of Filing and Memo (waiver)-served on Relator and Respondent,	12/6/2021
2 ✓	Email	12/6/2021
3 ✓	Email	12/6/2021
4 ✓	Answer	12/22/2021
5 ✓	Entry	12/22/2021
6 ✓	Order	12/27/2021
7 ✓	Order (scheduling)	1/3/2022
8 ✓	Notice of Formal Hearing	1/3/2022
9 ✓	Email	1/3/2022
10 ✓	Email	1/3/2022
11 ✓	Entry (panel replacement)	1/25/2022
12 ✓	Relator's motion to continue the hearing on April 18-19, 2022	3/23/2022

13 ✓	Entry	3/24/2022
14 ✓	Order	3/24/2022
15 ✓	Order (scheduling)	3/29/2022
16 ✓	Amended notice of formal hearing	3/29/2022
17 ✓	Email	3/29/2022
18 ✓	Order	4/18/2022
19 ✓	Order (scheduling)	5/23/2022
20 ✓	Notice of Formal hearing	5/23/2022
21 ✓	Email	5/23/2022
22 ✓	First Amended Complaint	5/24/2022
23 ✓	Notice to Respondent of filing of amended complaint	5/24/2022
24 ✓	Entry	5/24/2022
25 ✓	Email	5/24/2022

26 ✓	Email	5/24/2022
27 ✓	Respondent Hon. Kim Hoover's motion for extension of time to file answer to amended complaint	6/9/2022
28 ✓	Entry	6/9/2022
29 ✓	Respondent Hon. Kim Hoover's answer to amended complaint	6/27/2022
30 ✓	Order	9/12/2022
31 ✓	Amended notice of formal hearing	9/13/2022
32 ✓	Email	9/13/2022
33 ✓	Stipulations (exhibits in brown folder)	9/14/2022
34 ✓	Relator's Witness list	9/14/2022
35 ✓	Respondent's Hon. Kim Hoover witness list	9/15/2022
36 ✓	Relator's motion for leave to present the testimony of witness Michael Juersivich, Jr. by videoconference	9/15/2022
37 ✓	Notice of filing deposition transcript	9/15/2022
38 ✓	Order	9/16/2022

39 ✓	Order	9/21/2022
40 ✓	Relator's notice of filing supplemental exhibit	9/22/2022
41 ✓	Order	9/22/2022
42 ✓	Relator's motion for a 48-hour extension of time to submit post-hearing briefs	10/24/2022
43 ✓	Order	10/25/2022
44 ✓	Respondent's Hon. Kim Hoover closing brief regarding sanction	10/27/2022
45 ✓	Respondent Hon. Kim Hoover closing brief regarding charges	10/27/2022
46 ✓	Relator's post-hearing brief on rule violations	10/27/2022
47 ✓	Relator's post-hearing brief on aggravating and mitigating factors, recommended sanction, and case law in support	10/27/2022

Kim Hamner 2/3/23
 Deputy Clerk Name and Date

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Audio Exhibit List

Joint Exhibit 22A ✓ Audio recording, December 30, 2019, State v. Douglas Dawson, Stow M.C. Case No. 2019 TRD 06609

Joint Exhibit 27A ✓ Audio recording, February 25, 2020, State v. Darcell Smitherman, Stow M.C. Case No. 2020 CRB 00602

Joint Exhibit 50A ✓ Audio recording, November 2, 2020, State v. Fovozzo, Stow M.C. Case No. 2020 TRD 06967

Joint Exhibit 58A ✓ Audio recording, October 8, 2019, State v. Matthew Cannon, Stow M.C. Case No. 2018 TRD 10124

Joint Exhibit 61A ✓ Audio recording, October 11, 2019, State v. Matthew Cannon, Stow M.C. Case No. 2018 TRD 10124

Joint Exhibit 64A ✓ Audio recording, January 12, 2021, State v. Luke Ridenour, Stow M.C. Case No. 2021 CRB 00073

Joint Exhibit 70A ✓ Audio recording, November 1, 2018, State v. Phyllis Riddle, Stow M.C. Case No. 2018 TRD 10018

Joint Exhibit 75A ✓ Audio recording, September 30, 2019, State v. Phyllis Riddle, Stow M.C. Case No. 2018 TRD 10018

Joint Exhibit 81A ✓ Audio recording, November 30, 2020, State v. Erica Mitchell, Stow M.C. Case No. 2020 TRD 03659

Joint Exhibit 88A ✓ Audio recording, January 29, 2021, State v. Naima Miller, Stow M.C. Case No. 2018 TRD 11346

Joint Exhibit 98A ✓ Audio recording, June 16, 2020, State v. Anthony Cesaratto, Stow M.C. Case Nos. 2010 TRD 06616, 2015 TRD 03983, 2015 CRB 01570

Joint Exhibit 100A ✓ Audio recording, June 19, 2020, State v. Anthony Cesaratto, Stow M.C. Case Nos. 2010 TRD 06616, 2015 TRD 03983, 2015 CRB 01570

Joint Exhibit 104A ✓ Audio recording, May 20, 2020, State v. Michael Juersivich, Jr., Stow M.C. Case No. 2020 CRB 01205

Joint Exhibit 108A ✓ Audio recording, May 22, 2020, State v. Glen Williams, Stow M.C. Case No. 2007 TRD 15093

Joint Exhibit 114A ✓ Audio recording, January 27, 2020, State v. Steven Hudspeth, Stow M.C. Case No. 2020 CRB 00093

Joint Exhibit 128A ✓ Audio recording, February 24, 2022, City of Stow v. William Davis, Stow M.C. Case Nos. 2022 CRB 00453 and 2022 TRD 00895 - Part 1

Joint Exhibit 128C ✓ Audio recording, February 24, 2022, City of Stow v. William Davis, Stow M.C. Case Nos. 22 CRB 00453 and 22 TRD 00895 - Part 2

Joint Exhibit 151A ✓ Audio recording, February 24, 2022, City of Cuyahoga Falls v. Tarra Murray, Stow M.C. Case Nos. 2021 CRA 03249 and 2021 CRB 03251

Joint Exhibit 156A ✓ Audio recording, February 24, 2022, City of Cuyahoga Falls v. Logan Somma, Stow M.C. Case No. 2022 CRB 00459

Joint Exhibit 168A ✓ Audio recording, February 10, 2022, City of Cuyahoga Falls v. Lanee Pruitt, Stow M.C. Case No. 2017 TRC 10080 - Part 1

Joint Exhibit 168C ✓ Audio recording, February 10, 2022, City of Cuyahoga Falls v. Lanee Pruitt, Stow M.C. Case No. 2017 TRC 10080 - Part 2

Kim Hoover

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