

Hearings in Criminal Cases in the General Division Starting on March 17, 2020

The General Division of the Court of Common Pleas of Delaware County plans to hold some hearings by videoconference or by telephone for the foreseeable future.

Parties and attorneys can check our dockets here:

<https://commonpleas.co.delaware.oh.us/court-dockets/> to see whether a particular case has been marked as “Video Conference” or “Phone Conference.” **Attorneys should consult with their clients before the hearings to confirm that the clients are willing and able to participate remotely in the hearings and that they have in hand the connection information listed below.**

1. Remote Videoconference.
 - a. In accordance with Ohio Criminal Rule 43, defendants will participate remotely through a computer webcam or a smartphone utilizing Zoom Technology. Counsel may participate using Zoom or may appear in person at the courthouse.
 - b. Judge Schuck’s Courtroom Zoom Connection:
<https://zoom.us/j/7113286604>
 - c. Judge Gormley’s Courtroom Zoom Connection:
<https://zoom.us/j/5026129738>
 - d. If defendants are not able to participate by videoconference, defense counsel may request a continuance of the hearing.

2. Signing Documents.

- a. Plea Paperwork: The prosecutor and defense counsel should circulate – presumably electronically – any plea paperwork and should sign those documents before any change-of-plea hearings. Scanned versions of the signed documents will suffice. The signed plea paperwork should be emailed to either gormleycourt@co.delaware.oh.us or schuckcourt@co.delaware.oh.us
- b. Recognizance Bond: Defendants released on a recognizance bond can download the recognizance-bond form online here:
<https://commonpleas.co.delaware.oh.us/wp-content/uploads/sites/30/2020/03/PERSONAL-RECOGNIZANCE-FORM.pdf> The signed document can be returned to the clerk’s office by the following methods:
 - i. Fax: 740-833-2518
 - ii. E-filing: Defense counsel can e-file the document.
 - iii. Mail: The document can be mailed to the clerk’s office at 117 N. Union Street, Level 300, Delaware, OH 43015.
- c. Waiver of Extradition: Defendants who are being released on bail – whether a recognizance bond or a surety bond – can download the waiver-of-extradition form here:
<https://commonpleas.co.delaware.oh.us/wp-content/uploads/sites/30/2020/03/WAIVER-OF-EXTRADITION.pdf>

The signed document can be returned to the clerk's office without any signatures from witnesses, and it can be sent by the following methods:

- i. Fax: 740-833-2518
- ii. E-filing: Defense counsel can e-file the document.
- iii. Mail: The document can be mailed to the clerk's office at
117 N. Union Street, Level 300, Delaware, OH 43015.

3. Fingerprinting & DNA Collection.

The sheriff is currently not allowing defendants to visit the jail to complete the DNA-collection process required by R.C. 2901.07 or the fingerprinting step required by R.C. 109.57. More information on how these steps will be completed in our cases will be distributed as we learn it.

4. Adult Court Services.

Defendants who are ordered by the court to be supervised by Adult Court Services should promptly call that office at 740-833-2570 following the court hearing.

Packets for pre-sentence investigation can be found here:

<https://adulthoodservices.co.delaware.oh.us/presentence/>.

5. Communication with Defendants in the Delaware County Jail.

In response to the Coronavirus outbreak, the Delaware County Jail has implemented numerous changes designed to increase safety for our staff, the inmates, and those required to enter our facility.

These changes include moving the attorney visitation areas from the current booths with screens to the clergy visitation booths to the left of the

Control Room where the participants have solid glass partitions and use a telephone to communicate. While attorneys still have access to their clients via these visitation booths, you may also communicate with your clients by the use of the ICSolutions telephones and the video visitation platform utilized by the inmates (see [Pre-Paid Phone Services Brochure](#) and [The Visitor Video Visitation Brochure](#)).

In both cases your clients may contact your office when they have access to the telephones and video kiosks (generally from 8:00 AM – 9:00 PM, except for 2:00 – 4:00 PM during lockdown). If your client does not have funds, you may create an account for your client by which they could contact you either by telephone or video. The ICSolutions system will allow you to restrict the use of the funds you deposit to only being used to place phone or video calls to your telephone number.