

JOURNAL ENTRY

STATE OF OHIO
COUNTY OF LAKE

IN THE COURT OF COMMON PLEAS
JUVENILE DIVISION

JUDGE KAREN LAWSON

IN THE MATTER OF:

**RULE XVI
OF THE RULES OF THE COURT OF COMMON PLEAS
JUVENILE DIVISION OF LAKE COUNTY**

EFFECTIVE DATE: DECEMBER 1, 2012

FILED
2012 NOV 21 A 10:52
COMMON PLEAS COURT
JUVENILE DIVISION
LAKE COUNTY, OHIO

It is ordered that the following rule is hereby adopted, effective December 1, 2012, for the governance of the practice and procedures in the Court of Common Pleas, Juvenile Division, Lake County, Ohio, until otherwise provided, pursuant to Article IV, Section (5) of the Ohio Constitution, Rule 45 of the Ohio Rules of Juvenile Procedure and the Rules of Superintendence promulgated by the Supreme Court of Ohio.

XVI. JUVENILE COMPETENCY

General Purpose:

The purpose of these rules is to expedite proceedings under sections 2152.51 to 2152.59 of the Ohio Revised Code, to ensure that proper notice of competency hearing is provided to the appropriate persons, and to ensure that any proceedings on an underlying complaint are stayed pending the determinations under these sections.

Expedited Hearings:

Juvenile competency proceedings shall be scheduled and heard on an expedited basis.

Notice:

Upon the conclusion of each hearing, the court shall provide written notice to the prosecuting attorney, the juvenile's attorney, the juvenile's Guardian ad Litem and the juvenile's parents, guardian or custodian, of the date, time and place of the next scheduled hearing. Mailed notice shall not be required for any party or other individual designated in this rule to whom notice of the next hearing was provided in writing upon conclusion of the immediately preceding hearing.

Stay of Proceedings:

Upon the filing of a motion for determination regarding a juvenile's competency or upon the court's own motion, the court shall stay all delinquency proceedings pending a determination of competency. If, upon a determination of competency, the court determines that the juvenile is not competent but could likely attain competency, the court order staying the delinquency proceedings shall remain in effect until such time as the juvenile attains competency or the proceeding is dismissed.

IT IS SO ORDERED.



KAREN LAWSON, JUDGE

JOURNAL ENTRY

STATE OF OHIO
COUNTY OF LAKE

IN THE COURT OF COMMON PLEAS
JUVENILE DIVISION

JUDGE KAREN LAWSON

IN THE MATTER OF:

AMENDED RULE V
OF THE RULES OF THE COURT OF COMMON PLEAS
JUVENILE DIVISION OF LAKE COUNTY

EFFECTIVE DATE: DECEMBER 1, 2012

FILED
2012 NOV 21 A 10:52
COMMON PLEAS COURT
JUVENILE DIVISION
LAKE COUNTY, OHIO

It is ordered that the following rule is hereby amended, effective December 1, 2012, for the governance of the practice and procedures in the Court of Common Pleas, Juvenile Division, Lake County, Ohio, until otherwise provided, pursuant to Article IV, Section (5) of the Ohio Constitution, Rule 45 of the Ohio Rules of Juvenile Procedure and the Rules of Superintendence promulgated by the Supreme Court of Ohio.

V. PARENTING TIME/VISITATION RIGHTS

The Juvenile Division of the Lake County Court of Common Pleas hereby adopts the following parenting time schedules applicable to all cases involving custody and parenting time within this Division, whether initiated herein or certified by the Domestic Relations Division. When in the children's best interest, the parties may agree to a different schedule. The Court may order a unique schedule as dictated by the child(ren)'s best interest.

Parenting time with child(ren) shall be at a minimum as follows:

For children from birth to age 6 months: two (2) periods of 3 hours and one (1) period of 8 hours spaced throughout each week: Tuesday, Thursday, and Saturday unless otherwise agreed by the parties. If the parents cannot agree on the days and times, the parenting time shall be Tuesdays and Thursdays from 5:00 P.M. to 8:00 P.M., and Saturday from 10:00 A.M. to 6:00 P.M.

For children from 6 months to age 12 months: two (2) periods of 3 hours and one overnight spaced throughout each week: Tuesday, Thursday, and Saturday unless otherwise agreed by the parties. If the parents cannot agree on the days and times, the parenting time shall be Tuesdays and Thursdays from 5:00 P.M. to 8:00 P.M., and Saturday from 3:00 P.M. until Sunday at noon.

For children 13 months and older:

WEEKENDS: Alternating weekends from Friday at the time of release from school or extracurricular activities until Sunday at 7:00 P.M. If the parties cannot agree to the time on Friday, it shall be 5:00 P.M.

MIDWEEK: In addition to weekends, the child(ren) shall spend a minimum of one (1) day with the non-residential parent from the time of school release or extracurricular activities until 8:00 P.M. If the parents cannot agree on the day of midweek parenting time, it shall be on Wednesday. If the parties cannot agree to the time that the midweek visitation shall commence, it shall be 5:00 P.M.

DAYS OF SPECIAL MEANING:

Mother's Day and mother's birthday shall always be spent with mother. Father's Day and father's birthday shall always be spent with Father. If the parties cannot agree, the time shall be 10:00 A.M. until 8:00 P.M. if the birthday falls on a non-school day, and from the time of release from school or extracurricular activities until 8:00 P.M. if the birthday falls on a school day.

The child(ren)'s birthday shall be spent with the mother in even numbered years and with the father in odd numbered years. If the parties cannot agree, the time shall be 10:00 A.M. until 8:00 P.M. for children not in school on the birthday and from the time of release from school or extracurricular activities until 8:00 P.M. for children in school on the birthday. The child(ren)'s brothers and sisters shall attend the birthday event when they are not in school.

HOLIDAYS: If not changed by agreement, the holiday times shall be as follows:

HOLIDAY	EVEN NUMBERED YEARS	ODD NUMBERED YEARS	TIME PERIOD
Easter	Father	Mother	10:00 A.M. until 7:00 P.M.
Memorial Day	Mother	Father	9:00 A.M. until 9:00 P.M.
July 4 th	Father	Mother	9:00 A.M. until 10:30 P.M.
Labor Day	Mother	Father	9:00 A.M. until 9:00 P.M.
Thanksgiving	Father	Mother	9:00 A.M. until 9:00 P.M.
Christmas Eve	Mother	Father	10:00 A.M. on 12/24 until 10:00 A.M. on 12/25
Christmas Day	Father	Mother	10:00 A.M. on 12/25 until 10:00 A.M. on 12/26
New Year's Eve/Day	Mother	Father	5:00 P.M. on 12/31 until 11:00 A.M. on 1/1
New Year's Day	Father	Mother	11:00 A.M. until 7:00 P.M.
Spring Break	Mother	Father	School release until the Sunday prior to school resuming at 7:00 P.M.

The parent having possession on Christmas Day shall retain possession during the second half of the winter school break and the other parent shall have possession during the first half of the winter school break.

If the child(ren) are not of school age, the extended possessory periods shall be determined from the school calendar of the district where the residential parent resides.

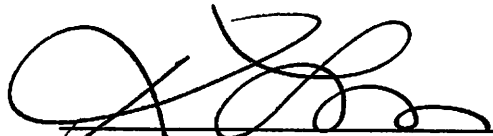
If the parent has parenting time on a weekend immediate preceding his/her designated Monday holiday, the possession time shall be extended overnight on Sunday through the holiday period.

SUMMER VACATION: Each parent is entitled to four (4) weeks of uninterrupted summer parenting time each year to be scheduled in two (2) two (2) week uninterrupted periods. Parents are to arrange the summer schedule no later than May 15th each year. If there is a conflict between the parties as to the dates of summer parenting time, the nonresidential parent's dates shall be given priority.

PRECEDENCE: The summer vacation periods and holiday rotations shall take precedence over the weekend and midweek parenting times.

TRANSPORTATION: The person who is receiving the child(ren) shall be responsible for transportation.

COURT ORDERS: The aforementioned schedule shall appear in every Court Order which also disposes of a child support order and/or the allocation of parental rights and responsibilities, unless the parties jointly agree to a different schedule. The Court shall deviate from this schedule when in the children's best interest.
IT IS SO ORDERED.


A handwritten signature in black ink, consisting of a large loop followed by several smaller loops and a horizontal stroke at the end, positioned above a solid horizontal line.

KAREN LAWSON, JUDGE