

IN THE COURT OF COMMON PLEAS  
LAKE COUNTY, OHIO  
GENERAL DIVISION

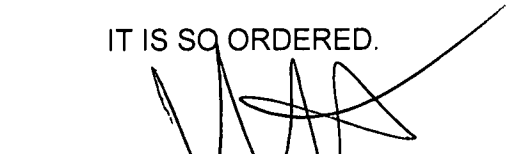
IN RE: MOTIONS AND BRIEFS ) AMENDMENT OF LOCAL RULES:  
[LAKE CO. C.P.R. 3.04(G)(3)] ) JOURNAL ENTRY


The division determines that there is an immediate need to amend Lake Co. C.P.R. 3.04(G)(3), which is adopted without prior notice and opportunity for comment, but the division promptly will afford notice and opportunity for comment, pursuant to Sup.R. 5. The division hereby amends the rule as follows:

(G) RULE DAY


(3) In the event that a claimant files a motion for default judgment under Civ.R. 55, and the party against whom judgment by default is sought has not appeared in the action, the court may enter judgment at any time after the filing of the motion, with or without a hearing as determined by Civ.R. 55 and the need to determine the amount of damages, the truth of any allegation or the investigation of any other matter. If the party against whom judgment by default is sought has appeared in the action, the court may enter judgment after a hearing, with written notice of the motion for default judgment being served on said party at least seven days prior to said hearing, as provided in Civ.R. 55. A motion for default judgment will not be granted without supporting evidence establishing default, damages or truth of allegations and an affidavit of military status pursuant to 50 U.S.C. 3931(b)(1).

IT IS SO ORDERED.

  
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JUDGE VINCENT A. CILOTTA

  
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JUDGE JOHN P. O'DONNELL  
Administrative Judge

  
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JUDGE JEFFREY W. RUPLE

  
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JUDGE PATRICK J. CONDON  
Presiding Judge