

IN THE COMMON PLEAS COURT OF ERIE COUNTY, OHIO

State of Ohio :  
 vs. :  
 \_\_\_\_\_ :  
 Defendant :  
 : : :

Case No. \_\_\_\_\_  
 Judge Tygh M. Tone  
**CRIMINAL PRETRIAL ORDER**

Trial of this matter has been scheduled to commence on \_\_\_\_\_, 20\_\_ at \_\_\_\_\_ m. Since this case may be scheduled to commence on the same day as another case, it is the responsibility of counsel to keep in contact with the Judge's Criminal Assignment Commissioner, Chris Carbary, at (419) 624-6920, concerning the status of the Court's trial schedule.

Final Pretrial is set for \_\_\_\_\_, 20\_\_ at \_\_\_\_\_ m.

**At the Final Pretrial counsel should be in a position to discuss final disposition or trial schedule and procedure.**

The Court will generally NOT accept a plea agreement which is submitted later than the date of the final pretrial or the Friday before the trial, whichever is later.

Discovery shall be complete on or about \_\_\_\_\_, 20\_\_. It is the responsibility of

counsel to notify the Court in writing immediately of any failure to provide discovery material. The Court will NOT continue a scheduled trial because of a failure to provide discovery, if this requirement has not been complied with.

**MOTIONS**

Pretrial motions shall be filed on or before \_\_\_\_\_, 20\_\_\_\_. Responses to pretrial motions shall be filed on or before \_\_\_\_\_, 20\_\_\_\_.

**CONTINUANCES**

The Court will NOT grant a continuance of a trial or hearing without a written motion stating the reason for the continuance. The Court will not consider any motion for a continuance due to a conflict of trial assignment dates unless a copy of the conflicting assignment is attached thereto. The motion shall be filed within fifteen (15) days prior to trial.

**IT IS SO ORDERED.**

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JUDGE TYGH M. TONE

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MAGISTRATE PATRICK QUINN

**DEFENDANT'S WAIVER OF SPEEDY TRIAL**

I, \_\_\_\_\_, the Defendant in this case, have been advised that I have a right under the Constitution and laws of the United States and the State of Ohio to a speedy trial. I hereby, in open Court, waive that right and consent to this case being continued, to the trial date as established above.

\_\_\_\_\_  
(Signature of Defendant)

Dated: \_\_\_\_\_, 20\_\_

**ATTESTATION OF COUNSEL**

I, \_\_\_\_\_, am the Attorney of Record for the Defendant herein. I hereby attest that I have explained to the Defendant his/her right to a speedy trial, that my client understands the right and the consequences of a waiver of that right, and that this waiver is knowingly, intelligently, and voluntarily made.

\_\_\_\_\_  
(Signature of Counsel)