

OBJECTIONS TO MAGISTRATE'S REPORT/DECISION

As you are aware from the Entry you received regarding the Court Hearing recently attended by you - "EITHER PARTY HAS FOURTEEN (14) DAYS TO FILE AN OBJECTION TO THE MAGISTRATE'S DECISION. ALL OBJECTIONS MUST BE ACCOMPANIED BY A \$10.00 FILING FEE. THE PARTIES MUST SERVE A COPY OF THE OBJECTION ON THE OTHER SIDE VIA REGULAR MAIL. IF NO OBJECTION IS FILED, THIS DECISION WILL BECOME THE FINAL ORDER OF COURT".

Please check the date's to make sure and to verify that you are timely with your filing of Objections.

Ohio Civil Rule 53(E) (3) (a)-Time for Filing.

Within fourteen days of the filing of a Magistrate's Decision, a party may file written objections to the Magistrate's Decision. The time for filing objections begins to run when the Magistrate files a Decision.

Ohio Civil Rule 53(E) (3) (b)-Form of Objections.

Objections shall be **SPECIFIC** and they shall State with Particularity the Grounds of Objection.

Ohio Civil Rule 53(E) (4) (a)-When Effective.

The Magistrate's Decision shall become effective when adopted by the Court.

Ohio Civil Rule 53(E) (4) (b)-Disposition of Objections.

The Court shall rule on any Objections. The Court may adopt, reject or modify the Magistrate's Decision.

If you wish to proceed, PLEASE prepare and submit the "original" Objections to the Court in the format as per the attached sheet. Either party has fourteen (14) days to file an objection to the Magistrate's decision. All objections must be accompanied by a \$10.00 filing fee and **one** of the following: a) A transcript prepared, at your expense, from the courtroom video (if a video was in fact recorded); b) An agreed Reconstruction of Evidence as presented at the original hearing (must be agreed to by all/both parties); c) If court reporter was hired by either party, and was present at the time of small claims hearing, a certified transcript prepared by that court reporter and paid for by either the objecting Plaintiff or objecting Defendant. If alternatives a, b or c are not possible, then by an Independent Review of the file, and all documents and exhibits presented at the original small claims hearing by the judge of this court as per Civil Rule 53(E)(4)(b).

**IN THE BEREA MUNICIPAL COURT
CUYAHOGA COUNTY, OHIO**

_____)		CASE NO.: _____
Plaintiff))	
)	
-v-))	
)	
)	
_____))	<u>OBJECTIONS TO</u>
)	<u>MAGISTRATE'S REPORT/</u>
Defendant))	<u>DECISION</u>
)	
)	

I state that I am the Plaintiff/Defendant in the above captioned matter, and that
(Please select one)
on the ____ day of _____, 20____, a Hearing was had in the Berea Municipal Court
before a Magistrate. A decision was rendered for the Plaintiff/Defendant.
(Please select one)

I SPECIFICALLY state the GROUNDS of my Objection/s as follows:

- 1.

- 2.

I hereby request that this Honorable Court rule on the above Objections and either adopt, reject, or modify the Magistrate's Report/Decision.

SERVICE: I have filed the originals with the Court, and have mailed copies to all other parties by Regular Mail.

Date	Signature	Printed Name
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